



**ITANAGAR, ARUNACHAL PRADESH**

**An appeal case U/S 19(3) of RTI Act, 2005**

**Vide Case No.APIC-223/2024**

**BEFORE THE HON'BLE COURT OF SHRI VIJAY TARAM, THE STATE  
INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.**

Shri Dangu Josh

..... Appellant

**-VERSUS-**

PIO-Cum-Executive Engineer, PHED,  
Tali, Kra-Daadi District,  
Govt. of Arunachal Pradesh

..... Respondent.

**Order:03.04.2025.**

**JUDGEMENT**

This is an appeal filed under sub-section (3) of Section 19 of the RTI Act, 2005. Brief fact of the case is that the Appellant Dongu Josh on **7/02/2024** filed an RTI application under Form-'A' before the PIO-Cum- Executive Engineer (PHC) Tal Division, Kra-Daadi District Govt of Arunachal Pradesh, whereby, seeking various information, as quoted in his Form-A application. The Appellant, being not in receipt of the information from the PIO, filed the First Appeal before the First Appellate Authority (FAA) on **11/03/2024** Appellant, again having not received the required information despite the order from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on **29/7/2024** and the Registry of the Commission (APIC), having receipt of the Appeal, registered it as **APIC No. 223/2024** and processed the same for its hearing and disposal.

Accordingly, the Commission sent notice for the 1<sup>st</sup> hearing and thereafter matter came up for hearing before the Court of the Arunachal Pradesh Information Commission for four times i.e on **01/10/2024, 21/11/2024, 30/01/2025 & 03/04/2025**, In this 2<sup>nd</sup> hearing of the appeal on **3rd day of April',2025. Both the parties** are found absent during the hearing without intimating the reason for their absence to the Commission in written or even verbal, which is unbecoming on the part of the PIO who has to be reminded that, the PIO besides public duties also has to attend Court hearing when an appeal is preferred against him as per the provision of RTI Act 2005, which is a statutory duty binding upon the PIO.

And on the other part, the Appellant has also absented from the hearing consecutively three times without intimating to the Commission his inability to attend the hearing of the appeal.

The Commission after going through the previous orders passed by this Court in last three previous hearings the Commission observed

- (i) That the Appellant is not interested in his appeal or not willing for continuing his appeal further, because despite this Court's repeated orders issued to the Appellant to appear before the Commission in person or through online mode, failing which his appeal shall be decided ex-parte, the Appellant has repeatedly absented in the hearings, consecutively three times.
- (ii) Moreover, the Appellant failed to comply the orders of this Court.

Therefore, in view of the above facts and circumstance, the Commission is firm on the findings that the Appellant is no more interested in his appeal, as he has always failed to comply the orders of this Court and absented for the hearings for four times consecutively. Therefore, this Court find this appeal fit to be disposed and closed, Ex-parte..

Hence, this appeal stands disposed ex-parte and closed once for all.

Judgment/Order pronounced in the open Court of this Commission today on this **3rd day of April, 2025**. Each copy of Judgment/Order be furnished to the parties.

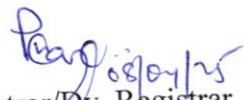
Given under my hand and seal of this Commission/Court on this **3rd day of April' 2025**.

Sd/-  
**(Vijay Taram)**  
State Information Commissioner  
APIC-Itanagar

Memo.No.APIC-223/A/2024/696 Dated Itanagar, the ...9...April, 2025.

Copy to:

1. PIO-Cum-Executive Engineer, PHE Dept. Tali Sub-Div. Kra-Daadi District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code- 791118.**
2. Shri Dangu Josh, Op. PHE Enquiry Office, Gohpur, PO-RK Mission, Itanagar, P/Pare District Arunachal Pradesh for information please. **Contact No. 7005209707**
3. The Computer Programmer, APIC for uploading on the Website of APIC please.
4. Office Copy

  
Registrar/Dy. Registrar  
APIC, Itanagar.  
Deputy Registrar  
Arunachal Pradesh Information Commission  
Itanagar