



ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Vide Case No. APIC- 948/2023.

Shri Tall Yitor, Yitor Village, Gepen ADC (I)
Circle, Kamle Dist.,(A.P)

:APPELLANT.

Vs

PIO, o/o DFO, Daporijo Forest Division,
Upper Subansiri District, Govt. of (A.P).

:RESPONDENT.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tall Yitor, for non-furnishing of information by the PIO, o/o the DFO, Daporijo Forest Division, Upper Subansiri District Govt. of Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide application dated 08.06.2023.

Facts emerging from the appeal.

Records reveal that the appellant Shri Tall Yitor had requested the respondent PIO for 12 (twelve) point information regarding the creation of Artificial Plantation at Yitor Village under the CAMPA Fund for the period, 2020 to till the filing of RTI application dt.07.06.2023.

Having failed to obtain the information from the PIO, the applicant/appellant approached the First Appellate Authority, the D.C, Kamle District, Raga vide his Memo of Application dt.17.07.2023 under section 19(1) of the RTI Act, 2005. Records also disclose that the FAA was pleased to initiate the hearing of the appeal by summoning the PIO and the applicant/appellant on 11.08.2023 and 05.09.2023 but the PIO failed to attend the hearing on both the dates. The FAA, hence disposed of the appeal stating that the PIO is not interested to furnish the information sought by the appellant with the liberty to the appellant to take further course of action. Hence, this appeal before this Commission under section 19(3) of the RTI Act which appellant had filed vide his Memo of Appeal dt.27.09.2023.

Hearing and decision:

This appeal was, accordingly, listed for hearing for 8 times since 14.06.2024 including today on 27.11.2024 wherein except on 2nd hearing on 24.07.2024 through VC, the PIO did not attend the hearings.

In the 4th hearing on 11.09.2024, the appellant who attended the hearing through VC informed that the PIO had furnished some portion of information through one of his relatives. In the 5th hearing on 04.10.2024, the appellant who attended the hearing in person, informed that he had collected the left out information from the PIO which was handed over to his relative by the PIO.

However, the appellant submitted that the information so furnished by the PIO is incomplete and also that the copy of AoP for 2020-2021 on CAMPA is not legible and, therefore, he requested for direction to the PIO to provide complete information as he had sought for vide his application in form 'A' and also legible copy of the AoP.

This Commission also found, on perusal of the copy of the AoP, that the same was, indeed, not legible one. Therefore, this Commission directed the PIO to furnish the complete information and legible copy of the AoP. The PIO was also directed to furnish affidavit in respect of those documents which the PIO was not able to furnish. This Commission also directed the appellant to submit written statement mentioning the deficiencies / shortages of the information which was furnished by the PIO within 1st Nov., 2024. The PIO was further directed to appear in person in the next date of hearing without fail so as not to compel this Commission to initiate penal action under the relevant provisions of RTI Act 2005.

Both the PIO and the appellant, however, did not appear on the 01.11.2024 compelling to Commission to issue warning that if the parties, more particularly, the appellant, does not attend the hearing on the next date i.e today on 27.11.2024, this appeal shall be closed as not being pressed further.

In today's hearing, Shri Taya Baja, LDC, the representative of the PIO o/o the DFO, Daporijo Forest Division, Upper Subansiri District attended the hearing through the VC but the appellant again did not turn up.

The representative of the PIO informed that the appellant has already been furnished with all the information which he himself collected from the o/o of the PIO.

This Commission, upon hearing the representative of the PIO and in view of the fact that the appellant did not attend the hearing despite warning in the last interim order dt.01.11.2024, presumes that the appellant is satisfied with the information/documents furnished by the PIO warranting no further adjudication by this Commission, and, therefore, this appeal is disposed of and closed.


Given under my hand and seal of this Commission on this 27th Nov., 2024.

Sd/-
(SANGYAL TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC- 948/2023/ 447 Dated Itanagar, the 29 Nov, 2024

Copy to:-

1. The Deputy Commissioner, Kamle District, Ragar, the First Appellate Authority for information.
2. The PIO o/o the DFO Daporijo Forest Division, Upper Subansiri District, Pin 791122 Govt. of Arunachal Pradesh for information & necessary action please.
3. Shri Tall Yitor, Yitor Village Gepen ADC (I) Circle Kamle District Arunachal Pradesh Pin, 791122 (M) 7629999136 for information.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.
6. S/copy


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