



सत्यमेव जयते



**ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)
ITANAGAR.**

**Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC- 743/2023.**

Shri Bamang Pacho,
Forest Park Near Main Power House,
House No:IMC 491-W-10, Itanagar.
Arunachal Pradesh.

..... APPELLANT

Vs

The PIO, Shri P. Bagang, Project Director, (RD)
Koloriang, Kurung Kumey District,
Arunachal Pradesh.

..... RESPONDENT.

ORDER

WHEREAS Shri Bamang Pacho, the appellant in the APIC case No.743/2023, vide his application dt.06.04.2023 filed before the PIO, o/o the PD, RD, Koloriang, had requested for the following information:

- (A) Particulars of information: Establishment of Model village at Huri, in Kurung Kumey District under CMAGY.
- (B) Details of information required:
- (i) Name of firms and EMD copy;
 - (ii) Name of supporting of firm & EMD copy;
 - (iii)Sanction order copy ;
 - (iv)Name of participating firm;
 - (v)Tender Agreement;
 - (vi)Publication in Local news paper;
 - (vii)DPR
 - (viii)List of attending firms in tender with Signature.
- (C) Period of information: 2022-2023

2. **AND WHEREAS**, having failed to obtain the sought for information from the PIO, the applicant filed his 1st appeal under section 19(1) of the RTI Act, 2005 before the First Appellate Authority, the D.C, Kurung Kumey vide his Memo of Appeal dt.09.05.23. But having failed yet again to receive any response from the First Appellate Authority, the Appellant preferred his Second Appeal under section 19(2) of the RTI Act vide his Appeal Memo dt.06.09.2023 which had been registered in the State Information Commission as APIC No.743/2023 dt. 07.08.23.

3. **AND WHEREAS**, despite the summon notices issued for hearing of this appeal for 4(four) times on 14.06.2024, 24.07.2024, 23.08.2024 and 11.09.2024, the PIO Shri P.Bagang, PD Koloriang failed to appear and attend a single hearing.
4. **AND WHEREAS**, this Commission taking a serious view of the PIO's absence in the hearings which amounted to blatant disrespect to this Commission and the RTI regime, issued show cause notice to him on 13th day of September, 2024 under section 19(8)(b) and (c) r/w 20 of the RTI Act, 2005 for violation of the provisions of section 7 (1) of the Act and was directed to appear in person before this Commission on 9th October, 2024 at 10.30 am along with the information(s) sought by the appellant, Shri Bamang Pacho and also the reasons for his absence from the hearings.
5. **AND WHEREAS**, on the date (09.10.2024) fixed for hearing of the show cause, the PIO yet again failed to appear but deputed Er. Shri Namgram Logu, Asstt.Project Officer (Technical)-cum-Nodal Officer {Model Village Scheme(CMAGY)}, o/o the Project Directod, RD, Koloring, Kurung Kumey District along with his reply dt.23.09.2024 against the show cause Notice dt.13.09.2024.
6. **AND WHEREAS**, the PIO in his reply to the show cause notice submits that he was unaware of the summon notice dt.27.08.2024 for hearing of this appeal on 11th September as he was facing health complication on that date. He, therefore requested for absolving him of penal action under the RTI Act for his absence from the hearing.
7. **AND WHEREAS**, as regards furnishing of information to the applicant/appellant, the PIO submits that he had already directed the Asstt. Project Officer (Technical), the Engineer i/c and the Nodal Officer of Model Village under CMAGY (RD), Koloriang to furnish the information.
8. **AND WHEREAS**, the representative of the PIO, Er. Shri Namgram Logu also informed the Commission that the sought for information is available with him and that the same will be provided to the applicant/appellant with proper authentication/CTC by the PIO within 2-3 days.
9. **AND WHEREAS**, this Commission considered the PIO's replies to the show cause notice dt.13.09.2024 and finds that the reason (health problems) for his absence from the hearings as cited by him, appears to be genuine one which merits for sympathetic consideration.
10. **NOW THEREFORE**, the said show cause is hereby disposed off and closed. However, as regards furnishing of the information sought by the Applicant /Appellant, the Asstt. Project Officer (Technical), the Engineer i/c - the Nodal Officer of Model Village under CMAGY (RD), Koloriang is directed, in terms of the provisions of sub-section(5) of section 5 of the RTI Act, 2005, to furnish the same, duly authenticated by the PIO, to the appellant within 2(two) weeks from today (09.10.2024).

the applicant/appellant is also directed to go through the information so furnished by the PIO and report his satisfaction or otherwise within 2(two) weeks whereafter the next date of hearing, if required, shall be fixed.

Given under my hand and seal of this Commission on this 9th October, 2024.

Sd/-
(Sangyal Tsering Bappu)
State Information Commissioner,
APIC, Itanagar

Memo No. APIC- 743/2023/ 257 **Dated Itanagar, the 10 October, 2024**

Copy to:

1. The Under Secretary to the Ld. Chief Secretary, Govt of Arunachal Pradesh for information of the Ld. C.S.
2. The Secretary / Commissioner (Personnel), Govt. of A.P, Itanagar for information.
3. Shri Bamang Pacho, Forest Park Near Main Power House, House No. IMC 491-W-10 Itanagar Arunachal Pradesh Pin, 791111 (M) 9402775313 for information.
4. ✓ The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.

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