



ARUNACHAL PRADESH INFORMATION COMMISSION, APIC
ITANAGAR
BEFORE THE COURT OF SHRI KHOPEY THALEY, STATE INFORMATION COMMISSIONER

An Complaint case U/S 18(1) of RTI Act, 2005
Vide Case No. Appeal-12/2024,

Shri Tania June.....

Appellant

Versus

PIO-cum- EE (PWD), Bomdila Division

Respondent

Date of hearing : 10/03/2025

Date of decision/Judgment : 10/03/2025

INFORMATION COMMISSIONER : Shri Khopey Thaley

Relevant facts emerging from Appeal:

RTI application file on : 12/09/2024
PIO replied on : 23/10/2024
First appeal file on :
First Appellate Authority's order :
2nd Appeal dated : 12/12/2024

Information sought :

The appellant file an RTI Application dated 12/09/2024 seeking Details regarding detailed engaged of present staff under Group-B/Group-C/WCT/WCR/ etc.

As per the case record, PIO has never conducted the hearing in his jurisdiction.

Feeling aggrieved and dissatisfied, appellant approached the Commission with instant Second Complain dated 12/02/2024.

The following were present.

Appellant : Shri Tania June absent during the hearing.
Respondent : PIO-cum-EE(PWD), Bomdila Division is represented by Er. Ashung Bagang, AE.

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JUDGEMENT / ORDER

This is a complaint filed under Sub-section (1) of the Section 18 of the RTI Act. 2005. Brief fact of the case is that the complainant Shri Tania June on 12.09.2024 filed an RTI application in Form-A to the PIO cum EE (PWD) Bomdila Division, West Kameng District A.P, whereby, seeking various information as quoted in Form-A application. Complainant being rejected his RTI application, filed this complaint to the Arunachal Pradesh Information Commission on 12.12.2024, and Registry of the Commission (APIC), on receipt of the complaint, registered it as APIC-No. 12/2024 (Complaint) and processed the same for its inquiry / hearing and disposal.

Accordingly, this matter came up for hearing before the Commission for 1 (one) time dated 10/10/2025. In this hearing of the complaint on 10.10.2025, the PIO-Cum- EE (PWD) Bomdila Division West Kameng District is represented by Er. Ashung Bagang, AE but the appellant Shri Tania June found absent without any intimation to the Commission.

The appellant has lodged a complaint under Section 18(1) of the RTI Act accordingly go through the case record it is seen that no appeal has been made to the First Appellate Authority by the appellant but the appellant has preferred to make complaint directly to the Commission without making appeal to the FAA for information.

In the instant case it is Complaint under Section 18 (1) of RTI Act 2005. Under this section the commission shall receive and inquire into a complaint from any person:

- (a) Who has been unable to submit a request to a Central Public Information Officer or State Public Information Officer, as the case may be, either by reason that no such officer has been appointed under this Act, or because the Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be, has refused to accept his or her application for information or appeal under this Act for forwarding the same to the Central Public Information Officer or State Public Information Officer or senior officer specified in sub-section (1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be;
- (b) Who has been refused access to any information requested under this Act;
- (c) Who has not been given a response to a request for information or access to information within the time limit specified under this Act;
- (d) Who has been required to pay an amount of fee which he or she considers unreasonable;
- (e) Who believes that he or she has been given incomplete, misleading or false information under this Act; and
- (f) In respect of any other matter relating to requesting or obtaining access to records under this Act.

As per the complaint, the appellant states that the PIO has rejected his Form 'A' application. The PIO has given reply regarding the application made by the appellant on 23/7/2024 stating that personal details of individual as per Clause J (1) (8) of the RTI Act, 2005 information which relates to personal information. The disclosure of which has no relationship to any public activity or interest which would cause unwarranted invasion of the privacy of the individual shall not be disclosed.

PIO has stated before the Commission today that order was passed basing on the Section quoted which personal information cannot be provided under RTI Act. We have no intention to hide the information from the appellant.

The Commission observed that the appellant could have filed & appeal seeking information instead of complain under Section 18(1) of RTI Act.

The Commission observes that the complaint was filed under Section 18 of the RTI Act, 2005 where the Commission was only required to ascertain if the information has been denied with a mala fide intent or due to an unreasonable cause or under any other clause of Section 18 of RTI Act. Since records of the case do not indicate any such deliberate denial or concealment of information on the part of the PIO, the Commission concluded that no cause of action would necessitate under the provisions of the Section 20 (1) of the RTI Act, 2005 in the instant complaint.

Accordingly, the complaint is dismissed.

Judgement / Order pronounced in the Open Court of this Commission today this 10th day of March, 2025. Each copy of the Judgement / Order be furnished to the parties.

Given under my hand and seal of this Commission / Court on this 10th day of March, 2025.

Sd/-
(Khopey Thaley)
State Information Commissioner
APIC, Itanagar

Dated Itanagar the 10th March, 2025.

Memo No. APIC-12/2024/ 648

Copy to:

1. The PIO-cum-EE(PWD), Bomdila Division, West Kameng District, Arunachal Pradesh for information. Pin: 790001.
2. Shri Tania June, E-Sector, Naharlagun, Papum pare District, Arunachal Pradesh for information. Contact No. 8131848230
3. Computer Programmer, Itanagar, APIC to upload in APIC website and mailed to concerned department email.
4. Office copy


Registrar/Dy. Registrar
APIC, Itanagar
Registrar
Arunachal Pradesh Information Commissioner
Itanagar.