

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

Shri Takam Nily Likha

..... Appellant.

-VERSUS-

PIO-Cum-O/o C.O-Cum-Member Secretary 04 Pistana ZP Constituency,
Yachuli, Keyi Panior District,
Arunachal Pradesh

..... Respondent.

Judgment/Order: 21.11.2024.

ORDER

This is an appeal filed under sub-section (1) of Section 18 of the RTI Act, 2005. Brief fact of the case is that the Appellant Shri Takam Nilly on 02/07/2024 filed an RTI application under Form-'A' before the PIO-Cum- Member Secretary -04 Pistana ZP Constituency, PO/PS Yachuli, Govt. of Arunachal Pradesh whereby, seeking various information, as quoted in their Form-A application. The Appellant, being not satisfied with the information received from the PIO, filed the First Appeal before the First Appellate Authority (FAA) on 28/05/2024 the Appellant, again having not received the required information despite the order of the FAA, to provide the information to the Appellant, filed the Second Appeal before the Arunachal Pradesh Information Commission on 13.06.2024 and the Registry of the Commission (APIC), having receipt of the appeal, registered it as **APIC No. 02/2024** and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission thrice i.e on **29/10/2024, 3/10.2024 & 21/11/2024**. The PIO found present through online mode during the hearing consecutively three times but the Complainant found absent consecutively thrice, without intimating to the Commission the reason for his inability to attend the hearing: in written or even verbal, which is unbecoming on the part of the Appellant, who has to attend Court hearing after he has preferred an appeal under the provisions of the RTI Act 2005.

The Commission after going through the previous orders passed by this Court in last two previous hearings 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 for three times.
- (ii) Moreover, the Appellant failed to comply the orders of this Commission.

Therefore, in view of the above facts and circumstances, 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 three consecutive times. Therefore, this Court, find this appeal fit to be disposed and closed, with liberty given to the Appellant to file a fresh RTI application, if he need to, for the same information.(s).

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

Judgment/Order pronounced in the open Court of this Commission today on this **21st day of November 2024**. Copy of Judgment/Order be furnished to the parties.

Given under my hand and seal of this Commission/Court on this **21st day of November, 2024**.

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

Memo.No.APIC-02/2024

1450

Dated Itanagar, the 21st November, 2024.

Copy to:

1. PIO-Cum-O/o C.O-Cum-Member Secy. 04-Pistana ZP Constituency, PO/PS-Yachuli, Keyi Panior District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code-791120**.
2. Shri Takam Nily Likha, Kolma Village, PO/PS-Doimukh, P/Pare District Arunachal Pradesh for information please. **Contact No. 8974358573**
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