



ARUNACHAL PRADESH INFORMATION COMMISSION
TANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-135/2025.

APPELLANT : Shri Komni Taipodia, Lika Village, Likabali.

RESPONDENT : The PIO o/o the (DFO), Likabali Forest Division,
Lower Siang District, A.P.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Komni Taipodia, for non-furnishing of below mentioned information by the PIO, o/o the (DFO), Likabali Forest Division, Lower Siang District, A.P as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 12.08.2024.

A)Particulars of information:Approved works with respectto Likabali Forest Division under Annual Plan of Operation (A.P.O) along with copy of Approval Letter sent by Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority, and Notifications or Orders or Office | Memorandum (if any) issued by State CAMPA/State Government of Arunachal Pradesh with respect to implementation of State CAMPA activities in Anchal Reserve Forest of Arunachal Pradesh inconsonance with the "Notification issued by Government of Arunachal Pradesh, Department of Panchayati Raj | Itanagar, dated 30 May, 2018.

B)Period for which information asked for: 2017-18 to 2023-24

C)Furnish the following information in certified copies with respect to Likabali Forest Division:

1. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2017-18 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority.
2. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2018-19 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority.
3. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2019-20 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change. National Compensatory Afforestation Fund Management & Planning Authority.

4. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2020-21 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority.
5. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2021-22 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority.
6. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2022-23 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority.
7. Provide the list of approved works with respect to Likabali Forest Division under Annual Plan of Operation for 2023-24 along with the copy of Approval Letter sent by the Government of India, Ministry of Environment, Forest and Climate Change National Compensatory Afforestation Fund Management & Planning Authority.
8. Provide a copy of Notifications or Orders or Office Memorandum (if any) issued by State CAMPA/State Government of Arunachal Pradesh with respect to implementation of State CAMPA activities in Anchal Reserve Forest of Arunachal Pradesh in consonance with the Notification issued by Government of Arunachal Pradesh, Department of Panchayati Raj Itanagar dated 30th May, 2018.

Brief facts emerging from the appeal:

Records emerging from the appeal disclose that the Appellant, Shri KomniTaipodia had requested the PIO for the aforementioned information / documents but failed to obtain the same which prompted him to appeal before the Chief Conservator of Forest, Central Circle, Pasighat, Govt. of Arunachal Pradesh, the First Appellate Authority (FAA) under Section 19 (1) of RTI Act, 2005 vide his Memo of Appeal dt. 19.09.2024.

Records further reveal that the FAA conducted hearing on 18.12.2024 wherein both the Appellant, Shri Komni and the PIO, Shri BajumTaba appeared in person, the FAA passed the following order:

"In the presence of both the appellant and the respondent, the First Appellate Authority has examined the case and disposed off the case as under:

- 1. The information sought by the applicant is not covered under section 8 of the RTI Act' 2005 and are admissible to be disclosed before the public domain.*
- 2. The PIO cum DFO Likabali is to provide the information as sought by the appellant vide his RTI application No. Nil dated 19/09/2024 within 30 days time from the date of issue of this order.*
- 3. The appellant is at liberty to file second appeal before the state information Commissioner, Itanagar if he is not satisfied with the decision of the First Appellate Authority.*

The case stand disposed off.

(P. Ringu) IFS
Chief Conservator of Forests
Central Circle, Pasighat cum
(First Appellate Authority)"

However, despite order from the FAA, the appellant failed yet again to obtain the information and therefore, he preferred 2nd appeal before this Commission under section 19(3) of the RTI Act. 2005 vide his Memo of Appeal dt. 11.02.2025.

Hearing and decision:

The appellant is present in person while the PIO is represented by his Ld. Counsel, Advocate Shri Lizar Bui.

The appellant, reiterating his demand for the requested information, pleaded for direction to the PIO to furnish the information and also impose on him appropriate penalty under the RTI Act for denying the sought for information. The Ld. Counsel for the PIO, on the other hand submitted the information/ reply dt. 14.05.2025 from the PIO declaring that *"the information sought for is the matter related to Govt. of India, Ministry of Environment, Forest and Climate Change. The information sought is not available in this office records. So, the information may sought from the concerned authority."* The reply against the Sl. No. 8 also states that *"there is no Anchal Reserve Forest under Likabali Forest Division. So the information stands nil."*

This Commission, upon perusal of the reply from the PIO as above vis-a-vis the RTI application of the appellant, explained to the appellant that since his request for the information was also conditional, "if any", the reply furnished by the PIO is adequate and satisfactory and therefore, no direction as prayed for by him could be passed.

This appeal is, accordingly, disposed off and closed in above terms.

Given under my hand and seal of this Commission on this 16th May, 2025.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,

APIC, Itanagar.

Memo No. APIC- 135/2025 / 738 Dated Itanagar, the 15th May, 2025

Copy to:

1. The Chief Conservator of Forest, Central Circle, Pasighat, East Siang district (A.P), the First Appellate Authority (FAA) for information.
2. The PIO, o/o the (DFO) Likabali Forest Division, Lower Siang District, (A.P) PIN: 701125 for information.
3. Shri Komni Taipodia, Lika Village, PO/PS Likabali, Lower Siang District, (A.P) PIN: 791125 Mobile No. 9774309592 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.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar