



सत्यमेव जयते



सूचना का  
अधिकार  
RIGHT TO  
INFORMATION



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

**An Appeal Case U/S 19(3) of RTI Act, 2005**  
**Vide Case No. APIC- 969/2023.**

Shri Bamang Pacho, General Secy.  
(All Arunachal Pradesh Contractor Welfare  
Association Kurung Kumey District Unit),  
Forest Park Near main Power House  
House No. IMC 491-Ward No.10 Itanagar.

.....APPELLANT

**Vs**

The PIO, o/o the Divisional Forest Officer (DFO)  
Koloriang, Kurung Kumey District, Arunachal Pradesh

..... RESPONDENT.

**ORDER**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Bamang Pacho for non-furnishing of information by the PIO, o/o the Divisional Forest Officer (DFO) Koloriang, Kurung Kumey District, Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dt.12.06.2023.

Records reveal that Shri Bamang Pacho had requested for 12(twelve) point information regarding (a) **construction of SPT 4 units Labour Barrack at Patuk and (b) creation of Artificial Plantation at Pingtey under Sangram Forest Range** during the year 2022-23 under CA & NPV under CAMPA Fund from the PIO, o/o the Divisional Forest Officer (DFO) Koloriang, Kurung Kumey District.

Having failed to obtain the sought for information from the PIO, the applicant/appellant had approached the o/o the CCF, Western Circle, Banderdewa, the First Appellatt Authority (FAA) under section 19(1) of the RTI Act, 2005 vide his Memo of Appeal dt.31.07.2023.

The records also reveal that the First Appellate Authority (FAA), the CCF, W/Circle, Banderdewa had called for the hearing of the Appeal on 30.08.2023 in his office at Banderdewa but the PIO, DFO Kurung Kumey Forest Division did not attend the hearing. The FAA, however, heard the appellant and vide his order dt.30.08.2023, disposed of the appeal directing the PIO to furnish the sought for information to the appellant holding that the information is not covered under section 8(1)(d) of the RTI Act. But having failed yet again to obtain the sought for information despite the order of the FAA, the Appellant filed this 2<sup>nd</sup> Appeal before the Commission under section 19(3) of the RTIA vide his application dt.04.10.2023

The appeal is heard for two times on 4<sup>th</sup> Oct, 2024 and 30.01.2024 wherein both the PIO and the Appellant attended and presented their respective submissions.

During the course of hearing on 4<sup>th</sup> Oct, 2024, the PIO had informed that the schemes on which the information has been sought by the Appellant were executed before his posting to the Koloriang, Kurung Kumey District but he also submitted that whatever information as sought for is available in the office will be furnished to the appellant and accordingly, he had handed over to the appellant some of the documents viz, the copy of common sanction order dt. 21.03.2023, copy of Estimate and the copy of Geotagged Report (DPR). The appellant, however, submitted that the documents which are not available should be mentioned specifically and an Affidavit to that effect should be furnished by the PIO.

The Commission, after hearing both the parties and considering the submissions, had directed the PIO to submit an affidavit as demanded by the Appellant on the next date of hearing.

On the next date of hearing on 30<sup>th</sup> October, 2024 wherein both the parties were present, the PIO handed over to the Appellant the Affidavit sworn in by him before the Executive Magistrate, Koloriang declaring / affirming therein that most of the information (numbering 10) as sought for by the appellant are not available/ could not be traced out in his office.

In view of above, no further intervention of this Commission is required on this appeal and therefore, the appeal is disposed of and closed.

Given under my hand and seal of this Commission on this 1<sup>st</sup> Nov., 2024.

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

Memo No. APIC- 969/2023/ 6115  
Copy to:-

Dated Itanagar, the 4 Nov., 2024

1. The CCF, Western Circle, Banderdewa, the First Appellate Authority (FAA) for information.
2. The PIO, o/o the Divisional Forest Officer (DFO) Koloriang Kurung Kumey District, A.P PIN: 791118 for information.
3. Shri Bamang Pacho, (GS, A.P Contractor Welfare Association Kurung Kumey District Unit), Forest Park main Power House, House NO.IMC 491-Ward No. 10 Itanagar mobile no. 9402275313 PIN: 791111 for information.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.

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