



**ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR**

**BEFORE THE FULL BENCH COURT OF STATE INFORMATION COMMISSIONERS**

No.APIC-913/2023

Dated, Itanagar the 7<sup>th</sup> May' 2024

**An Appeal Under Section 19(3) RTI Act, 2005**

**Appellant:** Shri Oram Osik, Yingkiong, Upper Siang District, Arunachal Pradesh, Arunachal Pradesh, PIN-7910002, (M) 9402630072/7627990569.

Vs

**Respondent:** The PIO-Cum-BDO, Tuting Block, Upper Siang District, Arunachal Pradesh. PIN-791002.

**Date of hearing:- 07-05-2024**

**ORDER**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Oram Osik, Yingkiong, Upper Siang District, Arunachal Pradesh, PIN-7910002, (M) 9402630072/7627990569h for non-furnishing of certain information by the PIO-Cum-BDO, Tuting Block, Upper Siang District, Arunachal Pradesh. PIN-791002, as sought for by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 27/06/2023 **regarding Work MGNREGA YEAR OF 2021-2024.**

**The 1st hearing is held today on 7<sup>th</sup> May' 2024 (Tuesday) at 1030 hrs.** Shri Tapor Nalo, PIO-Cum-BDO, Tuting Block, Upper Siang District is present. The Appellant has filed a request application to the PIO-Cum- BDO, Tuting Block Upper Siang District, A.P. when the applicant did not receive any information as sought for from the PIO within the stipulated time, he has appealed to First Appellate Authority (FAA) to summon both parties for hearing and pass order on merit to furnish to the information as sought i.e Deputy Commissioner, Tuting, Upper Siang District. The Appellant is absent. though the Appellant has requested the First Appellate Authority (FAA) but the matter has not been heard by the First Appellate Authority (FAA) and there is no copy of order passed by the First Appellate Authority (FAA). As per the provision when the Appellant it does not receive information as sought for from the PIO, the First Appellate Authority (FAA) must give fair opportunities of being heard of both the parties under the principle of natural justice. The Information sought for by the Appellant is from 2021 to 2024 regarding work of the MGNREGA schemes. It is found that the information sought for are of various years and not specific. The commission orders to seek specific information of one work for one financial year.

After hearing both the parties necessary orders as deem fit must be passed in speaking order on merits. If the Appellant is aggrieved by the decision of the First Appellate Authority (FAA) the Appellant should prefer 2<sup>nd</sup> Appeal to the Commission, but hearing in this case has not been done by the First Appellate Authority (FAA). So, the Commission finds appeal case as premature, and hence remanded back to the First Appellate Authority (FAA) with a direction to hear both the parties by giving equal opportunities and pass necessary order in speaking order on merit.

The case is disposed off with liberty to the appellant to take opportunity of being heard in First Appellate Authority (FAA) and make fresh appeal with the order copy as per the decision of the First Appellate Authority (FAA).

N.B:- PIOs and Appellants can also avail online mode of hearing by downloading "WEBEX App" from Google Play store and may contact Shri Himanshu Verma at Mob:- 8878891768 for further technical assistance.

**Order copies be issued to all the parties.**

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner  
Arunachal Pradesh Information Commission

Itanagar

**Dated, Itanagar the 9 May' 2024**

**Memo No. APIC-559/2023/1492**  
Copy to: -

1. The Deputy Commissioner, Tuting, Upper Siang District, A.P. Pin-791002 is to ensure FAA-Cum- Project Director (DRDA) for fair hearing by giving equal opportunities to both the parties under the principle of natural justice.
2. The Project Director, (DRDA), Tuting, Upper Siang District, A.P, pin- 791002 to comply the direction of the Hon'ble Sate Chief Information Commissioner, APIC, Itanagar.
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
4. Case file.

Registrar /Dy. Registrar

Arunachal Pradesh Information Commission

Itanagar

Deputy Registrar  
Arunachal Pradesh Information Commission  
Itanagar