



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-771/2023

Shri Tamchi Gungte -V/S- PIO-cum-BDO, CD Block, Upper Subansiri District, Govt. of A.P.
.....

-ORDER-

WHEREAS, the 1st hearing held on 5th December, 2024 related to the APIC-No-771/2023. The Appellant Shri Tamchi Gungte is present in person during the hearing. The PIO-cum-BDO (Block Development Officer), CD Block, Upper Subansiri District, Govt. of Arunachal Pradesh, found absent during the hearing without intimating to the Commission the reason for his inability to attend the hearing, which is unbecoming on the part of the PIO, who has to be reminded that, the PIO also has a mandatory duty to attend to statutory duties besides public duties.

Heard the Appellant:

The Appellant stated that till now he has not got any information(s) from the office of the PIO. Further Appellant had filed the first appeal before the First Appellate Authority (FAA), the Deputy Commissioner (DC) of Upper Subansiri District. The DC/FAA rejected the first appeal of the Appellant stating the reason that he is not the FAA, so he may file the first appeal before the competent First Appellate Authority (FAA).

The Commission observed that the Deputy Commissioner (DC) Upper Subansiri District, as per the provision of Section 6 (3) of RTI, Act, 2005 was supposed to have forwarded the appeal to the competent authority i.e First Appellate Authority. That, the Appellant filed the First Appeal to the First Appellate Authority (FAA) who is the Director, Department of Rural Development, Govt. of Arunachal Pradesh.

That, the First Appellate Authority on 11.07.2023 had ordered the PIO to provide all the information(s) to the Appellant as sought. But, the PIO has failed to provide the information(s) to the Appellant till date and now therefore, concomitant upon the above stated statements of the Appellant, the Commission will go on with the further hearing of this appeal. But due to the absence of the PIO the hearing could not take place and therefore;

The Commission ordered:

- (i) The hearing of this appeal be postponed for the next date of hearing.
- (ii) Summon notice be issued to the PIO to appear in person or through online mode before the Commission in the next date of hearing, failing which necessary action will be initiated against the PIO as per provision of RTI, Act, 2005.
- (iii) The next hearing notice need not be issued to the Appellant as he is personally present in the Court.

The Commission ordered;

The next date of hearing be fixed on 18th February' 2025 at 1:30 PM (A/Noon).

N.B:- To avail online hearing please at least notify or get in touch one day prior to the hearing, download “ **WEBEX MEETING APP**” from Google Play store. For further technical assistance may contact Shri Himanshu Verma, IT Consultant (Mobile no. 831.9014957).

It is so ordered this 5th day of December' 2024 at 2:30 PM.

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

Memo.No.APIC-771/2023/408

Dated Itanagar, the13.....December' 2024.

Copy to:

- (i) The PIO-cum-BDO, CD Block Payeng, Upper Subansiri District, Govt. of Arunachal Pradesh for information and necessary action please.
- (ii) The Computer Programmer for uploaded on the Website of APIC, please.
- (iii) The Office Copy.


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