



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-647/2023

(Summon to appear in person)

(Or. 5, R.3 of CPC)

Shri Tamchi Gungte -V/S- PIO-Cum-EE, PWD, Basar, Leparada District, A.P.

To,

The Superintendent of Police,
Basar,
Leparada, District, A.P. (791101)

ORDER

The 4th hearing held on 17th July, 2025 related to the APIC No-647/2023. The Appellant Shri Tamchi Gungte is present. The PIO-cum-EE, PWD, Basar Division, Leparada 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, when an appeal is preferred against him/her.

Heard the Appellant;

The Appellant stated that he has received in-complete information(s) from the office of the PIO till date.

Today in the 4th hearing the PIO is absent for the consecutive 2nd time, in last hearing held on 4th March' 2025 also the PIO was absent without intimating the reason of his absence.

The Appellant present and heard;

In the 2nd hearing held on 17th December' 2024 the Appellant was provided the copy of information(s) by the representative of the PIO to which the Appellant after going through the documents requested the PIO to compile the information(s) documents properly as the present handed over information(s) are not compiled properly and not indexed, so as the Appellant could understand the information furnished, to which the representative of the PIO agreed in the court of the Commission.

In the 3rd hearing held on 4th March' 2025 the wilful absence of the PIO compelled the Commission to issue Bailable Warrant of Arrest to secure the PIO to be present in the next date of hearing which is today. The copy of the order for the bailable warrant of arrest against the PIO was sent to the Deputy Commissioner (DC) and the Superintendent of Police (SP) Leparada District, and Officer-In-Charge Basar Police Station was ordered to execute and return the Bailable Warrant of Arrest on the date of next hearing which is today. The OC Basar has failed to return the Bailable Warrant of Arrest today which is unbecoming on the part of the Officer-In-Charge Basar to attend to his statutory duties, therefore, the Superintendent of Police (SP) Leparada District, govt. of Arunachal Pradesh is hereby ordered to initiate necessary action

against the Officer-In-Charge Basar Police Station for dereliction of duty and the action taken be intimated to the Commission at the earliest, and Superintendent of Police (SP) Leparada District, is hereby ordered to secure the execution and returning of the Bailable Warrant of Arrest issued against the PIO on the next date of hearing, along with the presence of the PIO.

In the absence of the PIO, the hearing could not be proceeded and hearing is postponed to another date. Consequent upon the circumstances of the hearing of the instant appeal: **the Commission hereby order as follows;**

- (i) The PIO to be present in the next date of hearing with a properly compiled set of the information(s) to be given to the Appellant, failing which the PIO will be penalized along with Disciplinary Action initiated according to the Service Rules as provided under the RTI, Act, 2005.
- (ii) The Appellant to be present in the next date of hearing, failing which this instant appeal will be heard and determined ex-parte.
- (iii) The Superintendent of Police (SP) Leparada District to over see that the Officer-In-Charge, Basar Police Station return the Bailable Warrant of Arrest issued against the PIO, on 4th March' 2025.
- (iv) The Deputy Commissioner (DC) Leparada District, to over see that the SP Leparada complies with the order of this Commission.
- (v) Notice need not be issued to the Appellant as he is presen during the hearing before the Commission.

The Commission hereby orders;

The next date of hearing be fixed on 28th October, 2025' at 2:30 PM (Evening).

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 17th day of July, 2025 at 4:30 PM.

Sd/-

(Vijay Taram)
State Information Commissioner
APIC, Itanagar.

Memo. No. APIC-647/2023 / 839

Dated Itanagar, the. 21. July, 2025

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