

BEFORE THE HON'BLE COURT OF SHRI VIJAY TARAM, STATE INFORMATION
COMMISSIONER



Bailable Warrant of Arrest
Order-XVI, Rule-10(3) CPC, 1908
R/W section 18(3) of RTI Act' 2005

Dated Itanagar the 20th March' 2025.

To,

Officer-In-Charge
Police Station, Payeng
Upper Subansiri District
Govt. of A.P.

Whereas, the PIO-cum-Block Development Office (BDO), CD-Block, Payeng, Upper Subansiri District has been duly served summon notice/order on **05/12/2024** with WT message to appear before the Hon'ble Court of Shri **Vijay Taram**, State Information Commissioner on **18.02.2025**, but the **PIO-cum-BDO**, CD-Block, Payeng, Upper Subansiri District failed to appear on the fixed dates and accordingly bailable warrant of arrest is issued against him directing him to appear on **15th day of May, 2025' at 10:30 AM**, in the court of the undersigned in connection with **APIC Case No: 771/2023**. Therefore, you are hereby ordered to arrest and bring the said delinquent officer before the court on 15th day of May' 2025 at 10:30 am without fail.

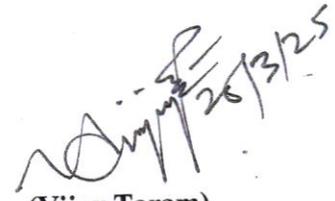
You are further ordered to return this warrant on or before the **15th day of May, 2025** with an endorsement certifying the day and the manner in which it has been executed, or the reason why it has not been executed.

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

Memo. No: APIC-771/2023/608
Copy to:-

Dated Itanagar the 25 March' 2025.

1. The Deputy Commissioner, Upper Subansiri District (AP) for information please.
2. The Superintendent of Police, Daporijo, Upper Subansiri District, (AP) for information and compliance please.
3. Office copy.


(Vijay Taram)
State Information Commissioner
APIC, Itanagar.

ORDER

The 2nd hearing held on 18th February' 2025 related to the APIC No-771/2023. The Appellant Shri Tamchi Gungte is present. The PIO-cum-BDO, CD Block Payeng, Upper Subansiri District, Govt. of Arunachal Pradesh, found absent consecutively for 02(Two) times 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 besides public duties, also has to attend Court hearings when an appeal is preferred against him as per the provisions of the **RTI, Act,2005**, which is a statutory duty binding upon the PIO.

Heard the Appellant:

During the hearing, on 18.02.2025, the Appellant stated before the Commission that the PIO has not furnished any of the information(s) as sought by him in his Form-A application till date.

After hearing the Appellant and going through the Form-A application of the Appellant.

The Commission observed:

Despite orders from the Commission to attend the hearing of this Appeal, on 05.12.2024 & 18.02.2025 the PIO is absent for two consecutive times which is contempt of the order of this Court.

- (i) That during last hearing the Commission **issued warning summon** to the PIO to appear in person or through online mode before the Commission in the next date of hearing, which is today, the **18th February' 2025**, for hearing of this instant Appeal.
- (ii) That PIO was ordered to furnish all the information(s) to the Appellant as applied in his form 'A' application on or before next date of hearing. ***Failing which necessary action shall be initiated against the PIO as per the provisions of the RTI Act, 2005. But, it is presumed that the PIO has not complied with the order.***

And therefore, the Commission hereby orders;

- (i) To issue bailable warrant of arrest to the PIO-cum-BDO, CD Block Payeng, Upper Subansiri District, directing the officer in-charge of Payeng Police Station, Upper Subansiri District, to execute and return the bailable arrest warrant and produce the errant PIO on the next date of hearing i.e on **15th day of May, 2025' at 10:30 AM, without fail**, before this Court.

- (ii) The copy of this bailable arrest warrant be served to the Superintendent of Police, Upper Subansiri District for compliance.
- (iii) Notice for the next date of hearing need not be served to the Appellant as he is present during the hearing today.

The Commission hereby orders;

The next date of hearing be fixed on 15th day of May' 2025 at 10.30 AM.

It is so ordered this 18th day of February 2025 at 2.30 PM.

N.B:- To avail online hearing please, notify or get in touch one day prior to the hearing, by downloading "WEBEX MEETING APP" from Google Play store. For further technical assistance may contact **Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957).**

It is so ordered this 18th day of February, 2025 at 02:30 PM.

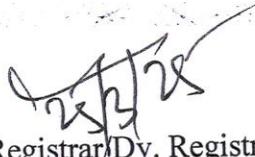
Sd/-
(Vijay Taram)
State Information Commissioner
APIC, Itanagar.

Memo. No. APIC-771/2023/608
2025.

Dated Itanagar, the...25...March, -25

Copy to:

1. Shri Tamchi Gungte, Near KV2 School, Chimpu Itanagar, P/Pare District, Arunachal Pradesh. (M)-8257994249
2. The computer Operator, for uploading on the website of APIC, please.
3. Office Copy.


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