



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-798/2023

Dated, Itanagar the 30th April'24

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

Appellant: Shri Ganpho Khusumchai, Medical Colony Longding, PO/PS Longding District, Arunachal Pradesh, PIN-792131, (M) 8730850238.

Vs

Respondent: Shri Bomyem Tayeng, the PIO-cum- EE(RWD) Govt. of A.P., RWD Longding Division, Longding District, Arunachal Pradesh, PIN- 792131.

Date of 4th Hearing:- 30-04-2024

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Ganpho Khusumchai, Medical Colony Longding, PO/PS Longding District, Arunachal Pradesh, for non-furnishing of information by the PIO-Cum- EE(RWD) Govt. of A.P., RWD Longding Division, Longding District, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 03/02/2023 regarding "Construction of 2 (two) Teacher quarters under DoTCL at Khasa Village. Period from the 2017-2019.

The 4th hearing is held today on 30th April'2024 (Tuesday) at 1030 hrs. The Appellant Shri Ganpho Khusumchai is present and the PIO is represented by Shri Nyami Bagra, JE(RWD) Govt. of A.P., RWD Longding Division, Longding District, Arunachal Pradesh and he has submitted that there are 2 (two) similar cases of same project and hearings are going on in the Commission. So, on confusion the PIO could not clarify in the court. Further, the PIO has submitted that the project under question is ongoing one. However, he has brought the DPR including the total amount sanctioned against the scheme is furnished to Appellant. The remaining information shall be provided on completion of the project. The Appellant has contested that the project is completed one and not ongoing, but the PIO has submitted that the work is not completed and hence not handed over to the department. Since the project is ongoing it will take time to complete the work.

The Commissioner after hearing both the parties, directed the PIO to give a justifiable reasons for not being able to furnish information in "AFFIDAVIT" duly signed before Judicial Magistrate or Public Notary within 15 days from date of the issue of this order. So, considering the circumstances of the case, the Appellant is given liberty to seek remaining information through fresh application after completion of the work.

Both the parties are directed to appear before the Court of Commission on the next date of hearing, failing to comply with the direction the penal action under Section 20 (1) of the RTI Act, 2005 shall be initiate to PIO. In case Appellant is found absent the case shall be disposed of without any further notice, presuming that the Appellant is satisfied the information so furnished.

The next date of hearing of hearing is fixed on 2nd July' 2024 (Tuesday) at 1030 hrs.

Therefore, the PIO-cum- EE(RWD) Govt. of A.P., RWD Longding Division, Longding District, Arunachal Pradesh is hereby summoned to appear before this Court in person on the scheduled date and time without fail.

Order copies be issued to all the parties.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Memo No.APIC-704/2023

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Dated, Itanagar the

2 May
April 2024

Copy to:

1. The FAA-cum-Chief Engineer (RWD-), Govt. of A.P. O/o the Chief Engineer, Itanagar, PIN- 791111, to ensure attendance of Shri Bomyeng Tayeng, PIO-cum- EE(RWD) Govt. of A.P., RWD Longding Division, Longding District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. Longding District, Arunachal Pradesh, PIN- 792131, to ensure attendance of Shri Bomyeng Tayeng SPIO-cum- EE(RWD) Govt. of A.P., RWD Longing Division, Longding District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
4. Case file.

Registrar /Dy. Registrar

Arunachal Pradesh Information Commission

Itanagar

Registrar
Arunachal Pradesh Information Commission
Itanagar.