



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION
COMMISSIONER**

No.APIC-356/2022

Dated, Itanagar the 11th February, 2025

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh, PIN-791120.

ORDER

1). This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

2). **The 16th hearing was held on 11th February, 2025.** Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh was absent. The Appellant Shri Nabam Tapak was present.

3). The consecutive absence, violation of provisions of a statute and noncompliance of Commission's order is utter contempt of court.

4). The Commission had imposed a penalty of Rs. 25, 000/- (Rupees twenty five thousand) only against **Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh.** The PIO was directed to deposit the said penalty amount in favour of the Registrar, Arunachal Pradesh Information Commission, Itanagar through Treasury Challan in the Head of Account **"0070-Other Administrative Charge"**. The penalty amount had to be deposited before 30th December, 2024 and the proof of depositing the amount through treasury challan had to be produced along with all the information as sought for by the Appellant on 11th February, 2025 but the PIO failed to do so.

5). Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh was also directed to SHOW CAUSE as to why disciplinary action should not be initiated by the competent authority under subsection (2) of section (20) of the RTI Act, 2005. The PIO was cautioned that if he fail to do so, subsection (2) of Section (20) of the RTI Act would be invoked and under subsection (5) of section (25) of the RTI Act, 2005 the Commission would report the matter to competent authority. The PIO even fail to submit his reply against the SHOW CAUSE issued. Hereby, **the commission before taking stringent action, for the cause of natural justice, give reasonable opportunity to the PIO and decides to enforce the attendance of the PIO under section 18(3) (a) of the RTI Act, 2005.**

6). Therefore, the Officer In charge, Govt. of A.P., Police Station Ziro, Lower Subansiri District, Arunachal Pradesh is directed to arrest and bring the said delinquent Officer before the Court on 8th April, 2025 (Tuesday), at 11:00 AM without fail. Separate Arrest Warrant will also be issued to the Officer In charge in due course.

6). The next date of hearing is fixed on 8th April, 2025 (Tuesday) at 1100 hrs.

7). The Deputy Commissioner, Govt. of A.P. Ziro, Lower Subansiri District, Arunachal Pradesh, and the Superintendent of Police, Govt. of A.P. Ziro, Lower Subansiri District, Arunachal Pradesh are directed to ensure arrest and attendance of Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District and be brought before the Commission's Court on the date of hearing.

The Appellant is also directed to be present during the hearing, failing which the case shall be disposed of without any further notice.

Order copies be issued to all the parties.

Sd/-

[Major General Jarke Gamlin, AVSM, SM, VSM (Retd)],
State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Dated, Itanagar the 14 February, 2025

Memo No.APIC-356/2022/117

Copy to:

1. Ps to Hon'ble Education Minister, Govt. of A.P., Arunachal Pradesh Civil Secretariat, Itanagar for information please.
2. Ps to Commission (Education), Govt. of A.P., Arunachal Pradesh Civil Secretariat, Itanagar for information please.
3. The Director (Elementary Education), Govt. of A.P. Directorate of Elementary Education, Itanagar, Arunachal Pradesh, PIN-791111 for information and to ensure attendance of Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
4. The Deputy Commissioner, Govt. of A.P. Ziro, Lower Subansiri District, Arunachal Pradesh, PIN-791120 to ensure arrest and attendance of Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
5. The Superintendent of Police, Govt. of A.P. Ziro, Lower Subansiri District, Arunachal Pradesh, PIN-791120 to ensure arrest and attendance of Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
6. The Officer In Charge, Govt. of A.P. Police Station Ziro, Lower Subansiri District, Arunachal Pradesh, PIN-791120 to arrest and ensure attendance of Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
7. Shri Kocho Jomoh, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh, PIN-791120.
8. Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109
9. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
10. Case file.

Registrar

Arunachal Pradesh Information Commission

Itanagar

Registrar

Arunachal Pradesh Information Commission
Itanagar.