



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE HON'BLE COURT OF MAJOR GENERAL JARKEN GAMLIN, AVSM, SM,
VSM (RETD), STATE CHIEF INFORMATION COMMISSIONER**

No.APIC-658/2023

Dated, Itanagar **19th November, 2024**

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Tamchi Gungte, Near, KV2 School, Chimpu, Itanagar, Arunachal Pradesh, PIN-791113, (M) 9233567279/8257994249.

Vs

Respondent: Er. C.J. Mannou, the SPIO-cum-EE (WRD), Govt. of A.P. Deptt. Water Resource Department, Namsai Division, Namsai District, Arunachal Pradesh, PIN-792103.

ORDER

1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Tamchi Gungte, Near, KV2 School, Chimpu, Itanagar, Arunachal Pradesh for non-furnishing of information by the SPIO-cum-EE (WRD), Govt. of A.P. Deptt. Water Resource Department, Namsai Division, Namsai District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 28/04/2023 regarding Construction of double storey RCC Hostel building with brick walling & CGI roofing for 100 girls at Govt. Hr. Sec. School, Namsai in Namsai Block of Namsai District, A.P.

2). **The 8th hearing was held on 19th November, 2024.** Shri C.J. Monnou, the PIO-cum-EE(WRD) Govt. of A.P., WRD Namsai Division, Namsai District, Arunachal Pradesh along with his legal counsel Adv. Bajangso Kri attended the hearing through Video Conferencing. The Appellant Shri Tamchi Gungte was present.

3). The PIO informed the Commission that they were waiting for the Appellant for the inspection of the records as directed by the Commission in the last hearing held on 5th November, 2024. Further, PIO informed that Namsai Division was created in the year 2020 by bifurcating from the Tezu Division so all the information are not available. However, all the available information were kept ready to be furnished to the Appellant. Information, sought at Sl.no. 15 & 16 pertains to the 3rd party, so information cannot be furnished to the Appellant without the consent of the 3rd party.

4). The Appellant informed the Commission that due to illness, he could not go for the inspection. However, he has submitted to the PIO the list of information that were not furnished by the PIO.

5). After hearing both the parties and taking note of issues, the Commission, in larger public interest, directed the PIO to furnish all the remaining information to the Appellant as per list submitted by the Appellant in consonance with section (8) of the RTI Act, 2005. In case, the information as sought for were not available, the PIO was directed to furnish justifiable reasons through AFFIDAVIT against each Sl.no. as submitted by the Appellant.

6). The Appellant was directed to collect information and come to the Court fully prepared to raise any relevant issue which may not have been provided by the PIO.

7). Both the parties were directed to appear before the Commission's court on the next date of hearing without fail. If the PIO is found absent the Commission may initiate penal provision under section 20(1) of the RTI Act 2005 and in case Appellant is found absent the case shall be disposed of without any further notice.

4). The next date of hearing is fixed on 17th December, 2024 (Tuesday) at 1030 hrs.

5): Therefore, Shri C.J. Monnou, the PIO-cum- EE(WRD) Govt. of A.P., WRD Namsai Division, Namsai 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/-

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

Itanagar

Memo No. APIC-658/2023

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Dated, Itanagar the 21 November, 2024

Copy to:

1. Er. C.J. Mannou, the SPIO-cum-EE (WRD), Govt. of A.P. Deptt. Water Resource Department, Namsai Division, Namsai District, Arunachal Pradesh, PIN-792103.
2. Shri Tamehi Gungte, Near, KV2 School, Chimpu, Itanagar, Arunachal Pradesh, PIN-791113, (M) 9233567279/8257994249.
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

Deputy Registrar
Arunachal Pradesh Information Commission
Manager