



## **ARUNACHAL PRADESH INFORMATION COMMISSION**

### **ITANAGAR.**

**An Appeal Case U/S 19(3) of RTI Act, 2005**

**Case No. APIC-81/2025.**

**(Summon to appear in person)**

**(Or.5, R.3 of CPC)**

**APPELLANT** : Shri Samraj Sur Chakma, Maya Sarovar Area,  
Bodhgaya.

**RESPONDENT** : The PIO, o/o the Deputy Commissioner, Changlang.

### **ORDER/SUMMON**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Samraj Sur Chakma for non-furnishing of below mentioned information by the PIO, o/o the Deputy Commissioner, Changlang District, Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 12.06.2024.

#### **Details of information required:**

1. When did said joint petition receive in the office of the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh? What was its diary number?
2. When did said joint petitions was place in files before the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh for careful consideration of appropriate action, practical and speedy implementation of said order of hon'ble NHRC, as requested in said joint petition?
3. Supply clear photocopy of records of file noting, comment and note given in the process ofb examining the said joint petition for appropriate action.
4. Was the said joint petition referred or transferred to any other officers, public authorities for appropriate action? If yes, supply clear photocopy of the forwarding letters issued to refer or transfer of the said joint petition.
5. Any action taken report, response, comments received in the office of the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh, from any officers of any other line departments, officers of other branch, public authorities concerned for appropriate action regarding the said joint petition? If yes, supply clear photocopy of action taken report, response, comments received.
6. When did the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh, had receive from any officer of hon'ble NHRC, New Delhi, the copy of said order passed on 02/02/2024, in the Case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi? Supply clear photocopy of saidorder had received from any officer of hon'ble NHRC, New Delhi, in the office of the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh.
7. Supply clear photocopy of records of file noting/comment/note given in the process of examining of said order received from any officer of hon'ble NHRC, New Delhi, which was passed on 02/02/2024, in the Case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi, for appropriate action.



8. What are the practical actions or ground steps had been taken by the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh, for practical and speedy implementation and compliance of said order received from any officer of hon'ble NHRC, New Delhi, which was passed on 02/02/2024, in the Case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi? Supply its clear photocopy of practical actions or ground steps had been taken by the Deputy Commissioner, Changlang Distt. Changlang, Arunachal Pradesh.
9. Did the Deputy Commissioner, Changlang Distt. Changlang, Arunachal Pradesh had issue any instruction and direction to any officers of any other line departments, officers of other branch and public authorities concerned *to ensure compliance and practical implementation of said order passed on 02/02/2024, in the case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi? If yes, supply clear photocopy of instruction and direction issued to any officers of any other line departments, officers of other branch and public authorities concerned.*

This appeal was heard on 25.04.2025.

Both the appellant, Mr. Samraj and the PIO, Ms. R.Pertin, EAC o/o the DC, Changlang appeared through VC.

This Commission, upon hearing the parties and on perusal of the points in the RTI application of the appellant and also the correspondences made between the officers in the o/o the DC, Changlang and the o/o the Divisional Commissioner (East), Namsai, noticed that the limited questions involved in this appeal were/are *as to whether the direction of the NHRC passed in its order dt.02.02.2024 has been implemented and if implemented, the reports/records thereof* which are required to be furnished to the appellant.

The direction of the Hon'ble NHRC as contained in its aforementioned order is reproduced hereunder:

***"Thus the complainants are entitled to the relief prayed by them for the removal of the pillars erected in the middle of the Chakma villages, namely, Anandpur-I, Anandpur-II, Brajapur, Bdhisatta-II, Kamalpuri, Nandakanan, Devapuri and Punya Bhumi villages in Deban area under Miao circle in Changlang district. Accordingly, we direct that the erected pillars be removed and no action be taken based on proceedings against the Chakmas."***

During the course of proceedings on 25.04.2025, the PIO had assured that she will furnish whatever information /records of correspondence on the demarcation of boundary are available point-wise to the appellant within 2(two) weeks which she was accordingly, directed.

As assured, the PIO, vide letter dt. 1<sup>st</sup> May, 2025, addressed to the appellant, a copy whereof is endorsed to this Commission, had forwarded the copies of correspondences made between the offices of the Dy. Commissioner, Changlang, the Divisional Commissioner (East), Namsai and Home deptt, Govt. of A.P, Itanagar on the implementation of the order of the NHRC direction. However, on a mere perusal of the contents of the aforesaid PIO's letter and the correspondences one can easily discern that those are not RTI replies as they do not speak about the action taken or proposed to be on the order of the NHRC. Hence, the records furnished by the PIO can not be accepted as the replies to the RTI queries made by the appellant.



This Commission is also in receipt of letter dt. 21.05.2025 from the appellant, Shri Saraj Sur Chakma complaining that the PIO, despite this Commission's order, did not furnish the requested information thereby willfully disobeying and disrespecting the order of this Commission and hence pleaded for appropriate direction to the PIO to furnish the requested information within 2 weeks.

As already pointed out in the preceding paragraph, the basic and specific query made by the appellant as could be discerned at Sl. 9 of his application dt.12.06.2024 is as under:

- 1) *whether the direction of the NHRC passed in its order dt.02.02.2024 has been implemented?*
- 2) *if implemented, the reports / records thereof.*

In view of the above discussion and the complaint made by the appellant, this Commission deems it appropriate to hear this appeal again and accordingly, directs the PIO to appear in person with categorical & specific replies to the query as framed above on or before 11.06.2025 to enable this Commission pass a just and fair order.

**Given under my hand seal of this Commission on this 28<sup>th</sup> May,2025.**

You are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, SIC in person on the 11<sup>th</sup> June, 2025 (Wednesday) at 10.30 am to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

**NOW THEREFORE**, take notice that, in default of your appearance, on the day above- mentioned, the matter will be heard and determined in your absence.

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 Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957) maybe contacted.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,  
APIC, Itanagar.

**Memo No. APIC- 81/2025/414 Dated Itanagar, the 28. May, 2025**

Copy to:-

1. The Deputy Commissioner, Govt. of Arunachal Pradesh, Changlang District, Changlang, PIN – 792120 for information and ensuring compliance of this order by the PIO concerned.
2. The PIO, o/o the Deputy Commissioner, Changlang District, Changlang, Arunachal Pradesh PIN – 792120 for information.
3. Shri Samraj Sur Chakma, Maya Sarovar Area, P.O. Bodhgaya, Dist :gaya , Bihar PIN – 824231, Email : [samrajchakma@gmail.com](mailto:samrajchakma@gmail.com) for information.
- ✓ 4. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.
6. S/Copy.

Registrar/ Deputy Registrar

APIC, Itanagar.

Arunachal Pradesh Information Commission