



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-No.145/2022(Appeal)

Shri Abang Yangfo

C/o Raja Biswas Cyber Model Village
Naharlagun, Papumpare District A.P
Pin Code: 791110 (M) 8131848230.

Appellant

Versus

Shri Kule Dada

PIO cum BDO Sawa Block Seppa East
Kameng District Arunachal Pradesh.
Pin Code: 790102

Respondent

ORDER

Date of Hearing : 17.02.2025
Date of Decision : 17.02.2025

INFORMATION COMMISSIONER : Dani Gamboo

Relevant facts emerging from appeal:

The following were present: -

RTI application filed on	:	15.11.2021
SPIO replied on	:	Not on record
First appeal filed on	:	16.12.2021
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	18.01.2022

The appellant filed an RTI application dated 15.11.2021 Seeking information regarding various scheme of MGNREGA under Sawa BDO during 2018 to 2021.

Details of Information required:

- Furnish all different scheme implemented under MGNREGA at Sawa BDO, 2018 to 2021.
- Furnish photos of all sites during manual work of different Panchayats of sawa block.

- C. Furnish site verification by expert and departmental authorities.
 - D. Furnish sanction approval copy scheme funded for BDO Sawa.
 - E. Furnish NIT copy published by department with date.
 - F. Furnish work order copy of different scheme of different panchayat under sawa block.
 - G. Furnish total beneficiary list of MGNREGA of concert jurisdiction with wages cards vu
 - H. Furnish account transaction with date record.
 - I. Furnish local public leaders certify letters of each panchayat with his/her signature.
 - J. Furnish completion of projects with photos.
 - K. Furnish utilization certificate and GEO TAG report.
 - L. Furnish the firms and contractor's names whom did the works was awarded.
- Period from Which Information asked for: 2018 to 2021.

Relevant facts emerged during hearing.
Previous Hearings:

<u>Hearing</u>	<u>Date</u>	<u>PIO</u>	<u>Appellant</u>
First	: 20.05.2022	Present	Present
Second	: 05.08.2022	Absent	Present
Third	: 23.09.2022	Absent	Present
Fourth	: 21.10.2022	Absent	Absent
Fifth	: 20.01.2023	Absent	Absent
Sixth	: 31.03.2023	Absent	Present Show cause notice
Seventh	: 02.06.2023	Absent	Present
Eight	: 18.08.2023	Absent	Present Penalty imposed
Ninth	: 20.10.2023	Absent	Absent
Tenth	: 12.01.2024	Present	Absent
Eleventh	: 12.04.2024	Absent	Absent
Twelfth	: 17.05.2024	Present	Absent

In twelfth hearing ordered as: "The commission has directed the PIO to intimate to the applicant in writing the readiness of information pertaining to serial no. (d) & (g) in RTI application in Form A for his collection. He shall also fully comply the order of the commission dated 18.08.2023 wherein he is imposed penalty of Rs. 25000/- and compensation of Rs. 5000/- to be paid to the appellant besides furnishing remaining information and submit compliance report to the commission within one month from the date of issue of this order."

The following were present.

Appellants : Vide letter dated 17.02.25 the appellant has informed about his inability to attend today's hearing and requested the commission for next date of hearing.

Respondent PIO : Present. He states that the information pertaining to point (d) and (g) in the RTI application was furnished to the appellant in the form of annexure (D) and annexure (F) with his forwarding letter dated 18.5.2022 (an attested copy produced). He was reluctant to comply with penalty and compensation imposed upon him.

Decision:

The Commission after adverting to the facts and circumstances of the case, hearing the parties and perusal of the records, observes that the PIO has not complied with the commission's order dated 17.05.2024.

The direction of this commission court for furnishing the complete information pertaining to item (d) and (g) in the RTI application was ordered dated 05.08.2022 on denial of the appellant of having the received the same. The penalty under section 20 (1) of RTI Act, 2005 and payment of compensation to appellant was imposed to PIO for his negligence of this commission court orders by remaining absent consecutively in the six hearings, as chronologically stated above, thereby violating the provisions under RTI Act, 2005.

The PIO is directed to comply the order of this commission court order dated 18.08.2023 (copy enclosed). Failure of which shall attract action under section 20(2) of RTI Act,2005 to recommend for disciplinary action against you as PIO – Block Development Officer under service rule applicable to you.

Next date of hearing shall be fixed in due course of time.

Order pronounced in the Open Court of this Commission today this 17th day of February' 2025. Each copy of the Judgement / Order be furnished to the parties.

Given under my hand and seal of this Commission / Court on this 17th day of February' 2025.

Sd/-
Dani Gamboo
Information Commissioner

Authenticated true copy

Registrar / Dy. Registrar, APIC

Date:

Memo No. APIC-145/2022/414

Copy to:

Dated Itanagar the ..18. Feb' 2025.

1. Computer Programmer Itanagar APIC to upload in APIC website and mailed to concerned department email.

2. Office copy.

Registrar / Dy. Registrar
APIC Itanagar

 Registrar
Arunachal Pradesh Information Commission
Itanagar.