



ARUNACHAL PRADESH INFORMATION COMMISSION

TANAGAR.

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

Case No. APIC-235 /2024.

(Summon to appear in person)

(Or.5, R.3 of CPC)

- APPELLANT** : Shri Karsang Tadu, Korijuli Papu Nallah, PO Naharlagun,
PS – Papu Nallah, Papum Pare District, Arunachal Pradesh.
- RESPONDENT** : The PIO, o/o the Executive Engineer (PHE & WS),
Tali Division, District Kra Daadi Arunachal Pradesh.

ORDER / SUMMONS

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Karsang Tadu for non-furnishing of information by the PIO o/o the Executive Engineer-(PHE & WS), Tali Division, District Kra Daadi, (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 07-02-2024.

This appeal was heard 2 (two) times on 01/11/2024 and 22/11/2024 and this Commission by its order dated 22nd November, 2024 directed the APIO to furnish the sought for information point wise for the FY 2022-23 at first instance to the appellant as per his application and leaving the repetitive points and also collect the information pertaining to the earlier 2 FYs (2020-21 and 2021-22) from the o/o the Executive Engineer (PHE & WS), Palin Division, the erstwhile Division for Tali. The Palin Division was also directed to provide the records/documents to the PIO o/o the E.E (PHE & WS) Tali Division for furnishing to the appellant in terms of the provisions of sub-section (5) of section 5 of the RTI Act, 2005. The PIO was also directed to permit / facilitate site inspection of the schemes as requested by the applicant/appellant.

The offices of the E.E. (P.H.E & WS) Tali Division and the Palin Division were directed to comply with the above direction within one month from the date of receipt of the order and the applicant / appellant was also directed to report his satisfaction or otherwise to this Commission within one week from the date of receipt of the information from the PIO so that next date of hearing, if required, could be fixed.

This Commission, in the meanwhile, received a letter dated 13th January, 2025 from the appellant intimating that despite clear cut order from the Commission to furnish the sought for information by the PIO within one month from the date of hearing and despite passing of 50 days, no information has been provided by the PIO-cum-E.E. (PHE & WS) Tali Division. The appellant has, hence, prayed for further hearing of the appeal.

This appeal was, therefore, again listed today on **5th February, 2025** at 10:30 am for hearing and summons were issued to the parties. However, the appellant is present but none appeared from the o/o the PIO nor any message received from the PIO regarding his inability to attend the hearing. This Commission is, therefore, constrained to hold that the PIO's non-response amounts to wilful disrespect to the order of this Commission attracting the penal action under the relevant provisions of the RTI Act, 2025 and in view thereof, the PIO-cum- E.E. (P.H.E & WS) Tali Division is directed to attend the next hearing on **05.03.2025 (Wednesday)** at 10:30 am in person with the sought for information to avoid penal action under section 20 of the RTI Act.

Given under my hand and seal of this Commission on this 5th February, 2025.


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.

Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC- 235/2024/430 Dated Itanagar, the 06 February, 2025.

Copy to:

1. The First Appellate Authority, the Superintending Engineer (PHE & WS) Circle, Yachuli (Camp. Naharlagun) for information and ensuring compliance of this order by the PIO.
2. PIO, o/o the Executive Engineer (PHE & WS), Tali Division, District Kra Daadi (A.P) for information and compliance.
3. The Executive Engineer (PHE & WS), Palin Division for information and compliance.
4. Shri Karsang Tadu, Korijuli, Papu Nallah, District Papum Pare, Mobile No. 9362733708 PIN No. 791110 for information.
5. The Computer Programmer / Computer Operator for uploading on the Website of APIC please.
6. Office copy.
7. S/copy.


Registrar / Deputy Registrar
APIC Itanagar
Registrar
Arunachal Pradesh Information Commission
Itanagar.