



ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)

TANAGAR.

**An Appeal Case U/S 19(3) of RTI Act, 2005
No. APIC- 280/2024.**

Shri Tabit Tapak, Advocate, Sood Village near Hotel Polin,
PO- Naharlagun, PS- Papu Hills, Papum Pare District, (A.P) : **APPELLANT**

Vs

The PIO, o/o Divisional Forest Officer, Mouling Wild Life Division,
Jengging, Upper Siang District (A.P). : **RESPONDENT**

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tabit Tapak for non-furnishing of information by the PIO o/o the Principal Chief Conservator of Forest, Department of Forest, Govt. of A.P, Itanagar as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 01.08.2024

Brief facts of the case:

The brief facts emerging from the appeal are that the appellant, Shri Tabit Tapak, Advocate, vide his application dt.01.08.2024, had requested the PIO, o/o the Principal Chief Conservator of Forest (PCCF), Govt. of A.P, Itanagar for furnishing the information relating to Gazette Notification on declaration / establishment of Moiling Reserve Forest under Siang and Upper Siang Districts of Arunachal Pradesh with about 15(fifteen) sub-points.

Records disclose that the appellant did not get the sought for information from the PIO, o/o the PCCF within the stipulate period of one month and as such he had filed his 1st appeal under section 19(1) of the RTI Act, 2005 before the Chief Secretary vide his memo of application dt.03.09.2024. Having failed to obtain any response from the FAA, apparently because of wrong authority, the Chief Secretary, he had approached, (the actual FAA being the Prl. Secretary or PCCF, WL & BD, deptt. of EF & CC), the appellant filed 2nd appeal before this Commission vide his memo of appeal dt.10.10.2024 under section 19(3) of the RTI Act.

Records also reveal that in the meantime, the o/o the PCCF (E.F & CC), vide letter dt.11.11.2024 signed by the Administrative Officer (ADO), forwarded the summon notice dt. 07.11.2024 to the PCCF (WL & BD) for taking necessary action.

Hearing and decision:

The appeal was, accordingly listed for hearing today on 29.11.2024 wherein the appellant, Shri Tabit Tapak, Advocate and Shri Obian Jongkey, Range Forest Officer, the representative of the PIO, o/o the Divisional Forest Officer, Mouling Wild Life Division, Jengging, Upper Siang District were present.

Heard both the parties.

The appellant, submitting that he is also one of the affected persons by the action of the Forest department in respect of the land acquired by the department, reiterated his demand for the information and pleaded this Commission for a direction to the PIO to furnish the information as sought by him vide his application.

The representative of the PIO who has brought in the documents sought for by the appellant, submitted that the Divisional Forest Officer, Mouling Wild Life Division, Jengging, Upper Siang District is the actual PIO concerning the information as sought for by the appellant.

This Commission perused the documents / information brought in by the representative of the PIO and handed over to the appellant with direction to go through the same and report his satisfaction or otherwise to this Commission within 2(two) weeks from 29.11.2024 whereafter the next date of hearing, if required, shall be fixed and intimated to the parties.

Given under my hand and seal of this Commission on this 29th November.

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

Memo No. APIC-280/2024/ 353 **Dated Itanagar, the 2 December, 2024**

Copy to:-

1. The PIO, o/o Divisional Forest Officer, Mouling Wild Life Division, Jengging, Upper Siang District (A.P) for information and compliance.
2. The FAA, the PCCF (WL & BD) Department of Ef & CC, Govt. of A.P, Itanagar for information and ensuring compliance of this order by the PIO.
3. Shri Tabit Tapak Advocate, Sood Village near Hotel Polin, PO- Naharlagun, PS- Papu Hills, Papum Pare District, (A.P) PIN: 791110 Mobile No. 8974639728 for information and compliance.
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

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar