



ARUNACHAL PRADESH INFORMATION COMMISSION, APIC
ITANAGAR

An Appeal Case U/S 19(3) of RTI Act, 2005.
Vide Case No. APIC-179/2024

(Summon to appear in person)

(Or. 5, R.3 of CPC)

Shri Michi Tai -V/S- PIO-Cum-Directorate of Research, Itanagar, Papum Pare District,
.....

ORDER

The 1st hearing held on 11th June ,2024 related to the APIC No-179/2024. The Appellant Shri Michi Tai and the PIO along with his Learned Counsel were present during the hearing.

Heard both the parties.

The Learned Counsel for the Appellant stated before the Commission that the information sought by the Appellant in his application has been denied by the PIO to provide the information.

On this, the PIO stated that the information sought by the Appellant is not under his jurisdiction however, he has written a letter to the branch office (record keeper) to provide the information but they denied to provide the information stating that the information comes under the provisions of Section -8 clause a & d of the RTI Act, 2005 so, can't be provided to the Applicant and the PIO also stated that he is not the concern competent authority.

After hearing the PIO and going through the Form 'A' application of the Applicant, it was observed that the information sought by the Appellant does not come under the Section - 8 clause a & d of the RTI Act, 2005 for the fact that excavations were carried on a Community land in presence of the Community folks, who had actually applied to the concern department to excavate and find out as to what mineral resources are found in their Community land. The Applicant/appellant being a member of a registered NGO has the right to be given the information as sought and the mineral resources found in any community land can never be the intellectual property of the Govt. or an individual.

So, the Commission ordered/directed the Directorate of Research –cum- official PIO to furnish the information to the Appellant on or before next date of hearing.

Next date of hearing has been intimated to both the parties. No formal notice required to be issued.


The next date of hearing is fixed on 06th August, 2024 at 02:30 PM (Afternoon)

N.B:- The PIO & the Appellant can also avail online mode of hearing by downloading **Webex App**” from Google Play Store and may contact **Shri Himanshu Verma** at **Mob- 8878891768** for further technical assistance. To avail online hearing please notify or inform at least 1 day before the hearing date.

Sd/-
(Vijay Taram)
State Information Commissioner
APIC, Itanagar.

Memo. No. APIC-179/2024/77 Dated Itanagar, the.....⁵.....July, 2024
Copy to:

1. The PIO-Cum-Directorate of Research, Itanagar, P/Pare District, Arunachal Pradesh for information and necessary action. **Pincode- 791111**
2. Shri Michi Tai, 'E' – Extension, Abotani colony, Itanagar, P/Pare District, Arunachal Pradesh for information and necessary action. Contact No- **8974331953**
3. The computer Operator, for uploading on the website of APIC, please.
4. Office Copy.


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