



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE FULL BENCH COURT OF STATE INFORMATION
COMMISSIONERS**

No.APIC-991/2023

Dated, Itanagar the 25th July, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Nabam Jairam, Village Langdung Circle, Sangdupota, Papum Pare District, Arunachal Pradesh, PIN-791111, (M) 9436266560.

Vs

Respondent: Shri Dohu Robin, the PIO-cum-Director (Environment and Climate Change), Govt. of A.P. Department of Environment & Forest, Itanagar, District, Arunachal Pradesh, PIN-791111.

ORDER

- 1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Nabam Jairam, Village Langdung Circle, Sangdupota, Papum Pare District, Arunachal Pradesh, for non-furnishing of information by the PIO-cum-Director (Environment and Climate Change), Govt. of A.P. Department of Environment & Forest, Itanagar, District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 01/08/2023 regarding National Adaptation Fund for Climate Change (NAFCC).
- 2). The 2nd hearing is held today on 25th July, 2024 as scheduled. Shri Dohu Robin, the PIO-cum-Director (Environment and Climate Change), Govt. of A.P. Department of Environment & Forest, Itanagar, District, Arunachal Pradesh appeared before the Commission's court through online video conferencing (Hybrid mode of hearing). The Appellant Shri Nabam Jairam is present in person.
- 3). The Appellant has submitted that still date he has not been provided with information for Sl.no. 3, 4, 5, 6 & 7 as pointed by him during the 1st hearing held on 9th May, 2024. The Appellant also submitted that as per the direction of the PIO, he visited various PIO's of concern executing government agencies who said to have implemented the scheme. But, it is found that none of them have any idea of such scheme from the Department of Environment & Forest, Itanagar. So he could not get any information from them.
- 4). The PIO has submitted that he has furnished all the available information as per direction of the FAA and also submitted that the work was executed by government agency so NIT has not been done. Further, submitted that the scheme in question is incomplete, as it is an ongoing work. So, complete information at this juncture cannot be furnished.
- 5). On the other hand the Appellant insisted for the guidelines for implementation of scheme, if executed by the government agencies as claimed.

6). After hearing both the parties the Commission directs the PIO to furnish information which are available in his office and give justifiable reasons for the information which are not available with supporting documents if any to the Appellant within ten days from the date of issue of this order. In the next date of hearing the PIO is directed to appear before the Commission's court physically in person with all the evidences of his action taken, viz. Information receipt paper of appellant, copies of forwarding letters to concern executive agency PIO's, any other evidence and information to prove his action taken, failing which the Commission shall be compelled to initiate penal action under section 20 (1) of the RTI Act, 2005.

7) the PIO is also directed to furnish details of allocation of fund and nature of works to be carried out by the concern executive agencies to the Appellant, so that he can approach the executing agencies for the documents.

8). Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the SPIO is found absent the Commission may initiate penal action as per provision under section 20(1) of the RTI Act-2005 and in case Appellant is found absent the case shall be disposed of without any further notice, presuming that the Appellant is satisfied with the information so furnished.

The next date of hearing shall be fixed and intimated in due course of time.

N.B: - PIO and Appellant can avail online mode of hearing by downloading "Webex App" from Google Play store. May contact **Shri Himanshu Verma**, IT Consultant-cum-Computer Programmer at **Mob- 8319014957** for further technical assistance at one day prior of the hearing.

Order copies be issued to all the parties.

Sd/-

(Rinchen Dorjee)


State Chief Information Commissioner
Arunachal Pradesh Information Commission
Itanagar

Dated, Itanagar the 26 July, 2024

Memo No. APIC-991/2023/66

Copy to:

1. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
2. Case file.


Registrar /Dy. Registrar
Arunachal Pradesh Information Commission

Itanagar
Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar