



ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)

TANAGAR.

**An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC- 244/2024.**

Shri Nabam Kake & Shri Taba Tatang & Others, Nirjuli,
District : Papum Pare (A.P)

: APPELLANT

Vs

The PIO, o/o the Field Director, Namdapha
Tiger Reserve, Miao, Changlang District (A.P)

: RESPONDENT

INTERIM ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Kake & Shri Taba Tatang for non-furnishing of information by the PIO, o/o the Field Director, Namdapha Tiger, Miao, Changlang District (A.P) as sought for by the applicants under section 6 (1) of RTI Act, 2005 vide their application dated 13-03-2024.

The appellants herein had requested the PIO for the following information:-

1. Particulars of Information required :

- (a) C/o of Forest Guest House cum nature Interpretation centre at Namdapha National Park, Deban, having capacity of 100 Rooms, Conference hall with modern hi-tech facilities and kitchen @ Rs. 300.00 lakhs;
- (b) Upgradation of mini zoos at Miao Rs. 50.00 Lakhs;
- (c) Upgradation of Namdapha Butterfly Festival @ Rs. 25.00 Lakhs;
- (d) Strengthening of Forest Beat Camp Deban @ Rs. 50.00 Lakhs;

2. Details of information required:

1. Technical Sanction Order copy;
2. Measurement book details (MB);
3. Work Order Copy;
4. Cheque counterfoils, billing transaction details or PFMS details;
5. Geo tag details photography of projects site;.
6. First & Final Bill Statement/ Abstract;
7. Contractors details / agency;
8. Furnish the details of NIT/NIQ;
5. All other relevant documents;
6. Period for which information asked for : 2023-24 to till date;

Records reveal that having failed to obtain the sought for information from the PIO, the applicants had approached the First Appellate Authority (FAA), the PCCF (WL & BD), Govt. of Arunachal Pradesh, Itanagar under section 19(1) of the RTI Act, 2005 vide Memo of Appeal dt.27.06.2024 whereupon the FAA had conducted the hearing on 03.09.2024 wherein Shri Nabam Tai, the authorized representative of the Appellants and the Field Director were present. The FAA, after hearing the representative of the Appellants, had directed the PIO i.e the Field Director, Namdapha Tiger, Miao to provide all the information sought by the Appellants within 30 (thirty) days from the date of issue of the order.

However, the appellants, apparently, having not received the sought for information from the PIO despite the direction from the FAA, had filed this Second Appeal before this Commission under section 19(3) of the RTI Act.

This Appeal is, accordingly, heard in this Commission today on 20.11.2024 wherein one of the Appellants, namely, Shri Nabam Kake, was present in person but the PIO was absent.

The Appellant submitted that despite the clear direction of the FAA to the PIO to provide the sought for information, the PIO failed to provide the information. The Appellant also submitted that the PIO did not respond to the telephone calls made by him and also by the o/o the FAA which amounted to blatant disobedience of the order of the FAA and as such strict action should be initiated against the PIO under the relevant provisions of RTI Act.

This Commission, upon perusal the order dt.03.09.2024 passed by the FAA vis-à-vis the information sought by the Appellants, found that the information as sought by the appellant, except the "Contractor Details" Sl. No.7 which is vague and not specific, can be furnished as directed by the FAA. As regards the "contractor details", the same needs to be clarified by the Appellant as the details might also include the personal data, trade secrets etc. of the contractor which are exempted under section 8 of the RTI Act.

This Commission, therefore, directs the PIO o/o the Field Director, Namdapha Tiger Reserve, Miao, Changlang District (A.P) to furnish the information at Sl. No.1 to 6 and Sl.No 8 within 3(three) weeks from the date of receipt of this order and thereafter the Appellants shall report to this Commission of his satisfaction or otherwise within 2(two) weeks from the date of receipt of the information from the PIO whereafter the next date of hearing, if required, shall be fixed and intimated to the parties.

The Appellants are also directed, in the mean time, to seek from the PIO specific information on the "Contractors Details /Agency" (Sl.No7.) as to the address of the Contractor or Registration No. or the Aadhaar Card No or PAN Card No etc. so as to enable this Commission to pass an appropriate order in this regard.


Given under my hand and seal of this Commission on this 20st November, 2024.

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

Memo No. APIC-244/2024/ 331
Copy to: -

Dated Itanagar, the 21st November, 2024

1. The First Appellate Authority (FAA), the PCCF (WL & BD), Govt. of Arunachal Pradesh, Itanagar for information and ensuring compliance of this order by the PIO.
2. The PIO, o/o the Field Director, Namdapha Tiger Reserve,, Miao, District Changlang (A.P) for information and necessary compliance..
3. Shri Nabam Kake & Shri Taba Tatang & Others, Nirjuli, District : Papum Pare (A.P), PIN No. 791109, Mobile No. 9362062698 for information.
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.