



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

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

Case No. APIC-215/2025.

(Summon to appear in person)

(Or.5, R.3 of CPC)

APPELLANT : Shri Tamchi Gungte, near KV-II School Itanagar.

RESPONDENT : (a) The PIO, o/o the Director of TRIHMS, Naharlagun
Papum Pare district, (A.P)
(b) The PIO, o/o the E.E (PWD), Naharlagun Division,
Naharlagu.

ORDER/SUMMONS

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tamchi Gungte for non-furnishing of 35 (thirty five) point information regarding the c/o New Medical College Hospital (Tomo Riba Institute of Health & Medical Science, Naharlagun) by the PIO, o/o the Director of TRIHMS, Naharlagun as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 03.10.2024.

This appeal is heard for the second time today on 11.07.2025, the first time being on 11.06.2025. On 11th June, 2025, the appellant, Shri Tamchi Gungte and Dr. Shri Rajen Kombo, OSD (Project), TRIHMS –cum- the APIO were present in person.

This Commission upon hearing the parties had passed the following direction:

"This Commission also holds that in order to implement the intent and objective of the RTI regime, the requested documents, unless exempted under the RTI Act, ought to be furnished to the appellant and this Commission observes that those left out documents are not covered by the exemption provisions under section 8 or under section 9 of the RTI Act. However, if some of the documents are not available with the o/o the PIO but are available with the o/o the EE (PWD), Naharlagun Division, as submitted by the APIO, such documents shall be collected from that public authority and furnish to the appellant. The EE(PWD), Naharlagun Division shall also, in terms of sub-section(5) of section 5 of RTI Act, 2005, provide those documents available with his Division to the PIO, TRIHMS for onward furnishing to the appellant.

During the course of hearing the APIO expressed his inability to comprehend the exact information requested by the appellant at Sl.20 (the mode adopted for execution of the project) and requested the appellant for clarification. The Appellant assured the PIO that he will produce relevant papers regarding the exact demand/ query within this week.

The PIO, o/o the TRIHMS and the EE(PWD), Naharlagun Division are directed to comply with the above direction within 1(one) month from the date of receipt of this order and in any case before 11th July, 2025 (Friday) at 2pm, the next date of hearing wherein the PIO, o/o the EE(PWD), Naharlagun Division, shall also be present."

This appeal is, accordingly, listed today on 11.07.2025 wherein both the PIO and the appellant are present in person. However, the appellant submitted that he has not brought the case file to present his case properly. He, therefore, pleaded for adjournment of the hearing to an appropriate date. During the last hearing on 11.06.2025 this Commission noticed that against most of the appellant's query, the o/o PIO had submitted that the information/documents are available with the o/o the EE(PWD), Naharlagun Division, the work executing agency. As such, the PIO, o/o EE (PWD) Naharlagun was also directed to provide those documents being held by his office and was also directed to be present in today's hearing. But neither the PIO, o/o the E.E(PWD) nor his APIO or any representative appeared which amounts to willful disrespect to this Commission.

In the premises above, the hearing of this appeal is adjourned to 25.07.2025 wherein the PIO, o/o the EE(PWD), Naharlagun Division, must be present to clarify and confirm the submission of the o/o the PIO, TRIHMS that some of the requested documents are held by his office so as not to constrain this Commission to resort to stringent action under the relevant provisions of RTI Act to secure his appearance in the Commission's court.

NOW THEREFORE, you are hereby summoned to appear in person in the Hon'ble Court of Shri Sangyal Tsering Bappu, SIC in person on the **25.07.2025 (Friday) at 2 pm** to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

Given under my hand and seal of this Commission on this 11th July, 2025.

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

Memo No. APIC-215/2025 / 1507 **Dated Itanagar, the 14 July, 2025**

Copy to:

1. The PIO, o/o the Director of TRIHMS, Naharlagun PIN - 791110 for information and compliance.
2. The EE(PWD), Govt. of A.P, Naharlagun Division for information and compliance.
3. Shri TamchiGungte, Near KV-II School Chimpu, Po/PS Chimpu, Dist : Papum Pare, 791113, A.P. Mobile No. 9233567279 for information.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.
6. S/Copy.

P. Rajinikanth
Registrar/ Deputy Registrar
APIC, Itanagar.
Deputy Registrar
Arunachal Pradesh Information Commission
Manager