



**ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR**

**BEFORE THE HON'BLE COURT OF MAJOR GENERAL JARKEN GAMLIN, AVSM, SM,  
VSM (RETD), STATE CHIEF INFORMATION COMMISSIONER**

No.APIC-259/2024

Dated, Itanagar the 4<sup>th</sup> February, 2025

**Appeal Under Section 19(3) RTI Act, 2005**

**Appellant:** Shri Toko Nikam, Vill-Yupia-I, Po/Ps-Doimukh, Papum Pare District, Arunachal Pradesh, PIN-791110, (M) 825969735 / 9615243374.

Vs

**Respondent:** Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, PIN-791120.

**Third Party:** Shri Balo Mukh, proprietor of M/S. B.M. Enterprises, Regd. Office, Erki & Senia Apartment, Ground Floor, Room No. 01, A- Sector, Naharlagun, District Papum Pare, Arunachal Pradesh

**ORDER**

1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Toko Nikam, Vill-Yupia-I, Po/Ps-Doimukh, Papum Pare District, Arunachal Pradesh, for non-furnishing of information by the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A dated 27/02/2024 regarding C/o MRL01 Shally PMGSY Road to Taib.

2). The 2<sup>nd</sup> hearing was held on 4<sup>th</sup> February, 2025. Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh was represented by Shri Sachin Jerang, APIO-cum-JE (D & P) through online video conferencing. The Appellant Shri Toko Nikam was present in person before the Commission's court.

3). The APIO informed the Commission that the PIO-cum-EE(RWD), Ziro Division, Lower Subansiri District, was busy in meeting so could not attend the hearing. The APIO also informed that all the available information has been furnished to the Appellant and the information which could not be supplied and which are not available a justifiable reason has been given in written.

4). The Appellant submitted that the PIO has not appeared in person, the PIO failed to comply with the direction of the Commission's last hearing order. The Appellant also informed that the PIO has provided incomplete information in improper manner. The 3<sup>rd</sup> (third) party information has not been provided to him, the PIO failed to observe section 11 of the RTI Act, 2005.



5). Non-compliance with the direction of the Commission and violation of the RTI Act, 2005 provisions is viewed very seriously by the Commission. Hereby, Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh is directed to **appear before the Commission's court in person at Itanagar** with all the relevant document in the next date of hearing. The PIO is cautioned that if he fails to appear in person, the Commission would be compelled to issue **arrest warrant against him under section 18(3)(a) of the RTI Act, 2005** to compel his attendance before the Commission's court.

6). The Commission under section 19(4) of the RTI Act, 2005 decides to summon **Shri Balo Mukh**, proprietor of M/S. B.M. Enterprises as the 3<sup>rd</sup> party in the next date of hearing.

7). **The next date of hearing is fixed on 11<sup>th</sup> March, 2025 (Tuesday) at 11:00 AM.**

8). **Therefore, Shri Mudang Rika**, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, is hereby summoned to appear before this Court in person along with the 3<sup>rd</sup> party **Shri Balo Mukh**, proprietor of M/S. B.M. Enterprises, Regd. Office, Erki & Senia Apartment, Ground Floor, Room No. 01, A- Sector, Naharlagun, District Papum Pare, Arunachal Pradesh on the scheduled date and time without fail. Take notice that in case of absence on the day of hearing mentioned above, the appeal will be heard and determined ex-parte. Also, if the Appellant fails to appear the case would be disposed of without any further notice.

**Order copies be issued to all the parties.**

Sd/-

[Major General Jarken Gamlin, AVSM, SM, VSM (Retd)],  
State Chief Information Commissioner  
Arunachal Pradesh Information Commission  
Itanagar

**Memo No.APIC-259/2024/168**

**Dated, Itanagar the 15 February, 2025**

Copy to:

1. The FAA-cum-Deputy Commissioner , Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh, PIN- 791120 to ensure attendance of Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. **Shri Mudang Rika**, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, PIN-791120.
3. **Shri Toko Nikam**, Vill-Yupia-I, Po/Ps-Doimukh, Papum Pare District, Arunachal Pradesh, PIN-791110, (M) 825969735 / 9615243374.
4. **Shri Balo Mukh**, proprietor of M/S. B.M. Enterprises, Regd. Office, Erki & Senia Apartment, Ground Floor, Room No. 01, A- Sector, Naharlagun, District Papum Pare, Arunachal Pradesh
5. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
6. Case file.

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