



**ARUNACHAL PRADESH INFORMATION COMMISSION, APIC**

**ITANAGAR**

An Appeal Case U/S 19(3) of RTI Act, 2005.  
Vide Case No. APIC-228/2024

(Or. 5, R.3 of CPC)

Shri Gida Tapang -V/S- PIO-Cum-EE, PHE & WS, Sangram-Layang, K/Kumey

To,

The Secretary, PHED & WS,  
Itanagar, Papum Pare District,  
Govt. of Arunachal Pradesh.

**NOTICE**

The 3<sup>rd</sup> hearing held on **30<sup>th</sup> January' 2025** related to the **APIC No-228/2024**. The Appellants Shri Gida Tapang is present. The PIO absent consecutively for 03(Three) times without intimating to the Commission the reason for his inability to attend the hearing, which is unbecoming on the part of the PIO, who has to be reminded that, the PIO besides public duties, also has to attend Court hearings when an appeal is preferred against him as per the provisions of the **RTI, Act, 2005**, which is a statutory duty binding upon the PIO.

During the last hearing, on 21.11.2024, the Appellant stated before the Commission that the PIO has not furnished any of the information(s) as sought by him in his Form-A application till date.

After hearing the Appellant and going through the Form-A application of the Appellant, the Commission clarified that the information(s) pertaining to Serial No. 5 cannot be provided to him as the said information(s) are exempted to be provided according to Section 8(g) to which, the Appellant also agreed.

**Commission observed:**

Despite orders from the Commission to attend the hearing of this Appeal, on 01.10.2024, 21.11.2024 & 30.01.2025 the PIO is absent for three consecutive times which is contempt of the order of this Court.

- (i) That during last hearing the Commission **issued warning summon** to the PIO to appear in person or through online mode before the Commission in the next date of hearing, which is today, the **30<sup>th</sup> January 2025**.
- (ii) That PIO was ordered to furnish all the information(s) to the Appellant as applied in his form 'A' application on or before next date of hearing. **Failing which necessary action shall be initiated against the PIO as per the provisions of the RTI Act, 2005. But, it is presumed that the PIO has not complied with the order.**

**And therefore, the Commission ordered;**

- (i) The Secretary, Department of PHED & WS Govt. of Arunachal Pradesh to initiate disciplinary action against the PIO-cum-Executive Engineer (EE), Sangram, Layang Division, Kurung Kumey District, Govt. of Arunachal Pradesh, as per the Service Rules applicable to the PIO. The copy/report of the disciplinary action initiated against the PIO-cum-EE, Sangram, Layang Division, Kurung Kumey District, Govt. of A.P, be intimated/sent a copy to this Commission, failing which necessary action shall be

initiated against the Secretary, Department of PHED & WS, Govt. of Arunachal Pradesh, as per the provision of Section 25 (5) of RTI, Act, 2005.

- (ii) To issue bailable arrest warrant to the PIO directing the officer in-charge of Sangram Police Station, Kurung Kumey District, to arrest and produce the PIO at the Court of the State Information Commission on the next date of hearing i.e on **3<sup>rd</sup> day of April, 2025' at 10:30 AM, without fail.**
- (iii) To issue a notice to the Secretary, Department of PHED & WS, Govt. of Arunachal Pradesh, to be present in person or through a representative capable of answering on this issue in the court of this Commission, along with the copy of the action taken for the order dated 30<sup>th</sup> January' 2025, on the next of date of **hearing i.e 3<sup>rd</sup> day of April' 2025 at 10:30 AM, without fail.**
- (iv) Send notice to Appellant to attend the hearing on next date fixed for hearing, failing which this instant appeal shall be decided ex-parte.

**The Commission ordered;**

**The next date of hearing be fixed on 3<sup>rd</sup> day of April' 2025 at 10.30 AM.**

**N.B:-** To avail online hearing please, notify or get in touch one day prior to the hearing, by downloading "WEBEX MEETING APP" from Google Play store. For further technical assistance may contact **Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957).**

**It is so ordered this 30<sup>th</sup> day of January, 2025 at 01:30 PM.**

Sd/-

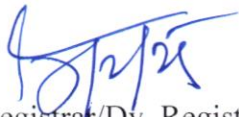
(Vijay Taram)  
State Information Commissioner  
APIC, Itanagar.

**Memo. No. APIC-228/2024/483**

**Dated Itanagar, the .07.. February, 2025**

Copy to:

1. Shri Gida Tapang, Sangrik Hapa, Chimpu, Itanagar, P/Pare District, Arunachal Pradesh for information and necessary action. Contact no. **7085826898/ 9402211840**
2. The computer Operator, for uploading on the website of APIC, please.
3. Office Copy.

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