



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-726/2023

Dated, Itanagar the 2nd July, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Tamchi Gungte, Near KV-II School Chimpu, PO/PS Chimpu, Itanagar, Papum Pare District, Arunachal Pradesh, PIN-791113, (M) 8257994249 / 9233567279.

Vs

Respondent: Shri M.Mize, the SPIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Jairampur Division, Changlang District, Arunachal Pradesh, PIN- 792121.

ORDER

1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Tamchi Gungte, Near KV-II School Chimpu, PO/PS Chimpu, Itanagar, Papum Pare District, Arunachal Pradesh, for non-furnishing of information by the SPIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Jairampur Division, Changlang District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 10/05/2023 regarding "Construction of Science Lab building for Hr. Sec. School, Miao in Khagam block (MCA) of Changlang Dist. A.P."

2). The 4th hearing is held today on 2nd July, 2024 as scheduled. Shri Mitung Mize, the PIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Jairampur Division, Changlang District, Arunachal Pradesh is represented by Shri Hibu Doilyang, APIO-cum-AE. The Appellant Shri Tamchi Gungte is present.

3). The APIO submitted a copy of Treasury Challan being penalty as directed in the last hearing. The APIO has submitted that all the available information have been furnished to the Appellant, but on the other hand the Appellant has submitted that he has not been furnished with information for Sl.no. 2, 3, 5, 6, 10, 15, & 16. The PIO has denied these information stating to be the 3rd party information.

4) The Commission directed the PIO to furnish all the information which are of public interest. The PIO may deny those information which are personal information and does not have any public interest. Here, the PIO is the judge under the RTI Act, 2005. He has to weigh the personal interest and public interest and give decision as per the provisions of the Act.

5). The Commission directs the PIO to furnish all the available information to the Appellant within fifteen days from the date of issue of this order, i.e. before 17th July, 2024. In case there are some information not available under it's control, a justifiable reasons should be given in writing. The court is adjourned for the next date of hearing.

6). Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the PIO is found absent the Commission may initiate penal action under section 20(2) as per the provision 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. Notify or get in touch at least one day prior of the hearing with **Shri Himanshu Verma**, IT Consultant-cum-Computer Programmer at **Mob:- 8319014957** for further technical assistance.

Order copies be issued to all the parties.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Dated, Itanagar the 4 July, 2024

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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

Arunachal Pradesh Information Commission

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