



ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)
ITANAGAR, ARUNACHAL PRADESH

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

Vide No. APIC-1030/2023

BEFORE THE COURT OF SHRI KHOPEY THALEY, STATE INFORMATION COMMISSIONER

Shri Tai Tayu & Tamchi Sima **Appellant**

-VERSUS-

PIO-cum-Executive Engineer,
Itanagar Municipal Corporation..... **Respondent**

SHOW CAUSE NOTICE

(Form-4 CPC R/W Sec-20 (1) & (2) of the RTI Act, 2005.

To,

Er. Yumlam Take,
PIO-cum-Executive Engineer,
Itanagar Municipal Corporation,
Govt. of Arunachal Pradesh

WHEREAS, Shri Tai Tayu and Shri Tamchi Sima filed the Second Appeal against you before the Arunachal Pradesh Information Commission, Itanagar, **on 07.11.2023 U/S 19 (3) of RTI Act, 2005** vide Appeal No. **APIC-1030/2023**, wherein, alleging that you failed to furnish information sought by the Appellant under Form-A of his application dated 31/07/2023 relating to the matter as quoted in Form-A application.

WHEREAS, you, being PIO, Office of the Itanagar Municipal Corporation, Itanagar, Govt. of Arunachal Pradesh has refused to furnish the information sought under RTI Act, 2005 to the appellant **within the prescribed period of 30 days from the date of receipt of his application as provided under Sub-Section (1) of Section-7 of the Act without any reason, whereby, amounting to violation of the said sub-section of section-7, liable for imposing penalty against you under the sub section (1) of section-20 of the Act.**

WHEREAS, on the 3rd hearing dated 16/09/2024 Show Cause Notice was issued to the PIO as to why not impose the Sub-section-1 of the Section-20 against the PIO for the gross violation of the Sub-Section-1 of the Section-7 of the RTI Act, 2005 and the PIO was directed to reply of the notice immediately and also directed to appear before the Commission in the next date of hearing i.e. on 28/10/2024. But he failed to comply the direction of the Commission, so Last Warning Show Cause Notice is issued to the PIO and directed to reply of the notice immediately and also directed to appear before the Commission in the next date of hearing.

WHEREAS, date of hearing of the Appeals was intimated to you well in advance but you are found absent consecutively in 3 (three) hearings dated **03/07/2024, 16/09/2024 and 28/10/2024** without intimation to the Commission. The Commission viewed seriously on the repeated absence of the PIO and showing reluctance attitude to appear in person before the

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Commission in every hearing, inspite of the directions of the Commission and **failed to furnish the information within prescribed period. So, you are found liable to be imposed penalty on your negligence for non-furnishing of the information as sought by the Appellant.**

NOW THEREFORE, you are hereby directed to appear in person before the Commission (APIC), Itanagar for hearing and to furnish the reply of Show-Cause Notice against you on or before **18th November, 2024 at 1030 hours** as to why you should not be imposed a penalty as provided in Sub-Section(1) Section-20 of the RTI Act for violation of Sub Section (1) of the Section-7 of the RTI Act, 2005 and failing which, matter will be heard and determined in your absence. The PIO is directed to submit reply of the Show Cause Notice through an affidavit declaration for non-implementation of the Scheme **“Construction of Solid Waste Management at 12mile, Chimpu, Itanagar” on or before next date of hearing**, failing which necessary action shall be initiated against him as per the RTI Act, 2005.


GIVEN under my hand and seal of this Commission Court, on this **28th day of October, 2024.**

Sd/-
(Khopey Thaley)
State Information Commissioner
APIC-Itanagar

Memo No. APIC-1030/2023
Copy to:-

Dated Itanagar, the **3rd** October, 2024.

1. The Secretary/Commissioner, Urban Affairs, Govt. of Arunachal Pradesh, Itanagar for kind information and necessary action to ensure the compliance of this order by the PIO concerned without fail to avoid action under Section 20 of the RTI Act, 2005.
2. The Municipal Commissioner-cum-FAA, Govt. of Arunachal Pradesh, Itanagar for kind information and necessary action to ensure the compliance of this order by the PIO concerned without fail to avoid action under Section 20 of the RTI Act, 2005.
3. The Director, Urban Local Bodies, Arunachal Pradesh, Itanagar for kind information and necessary action to ensure the compliance of this order by the PIO concerned without fail to avoid action under Section 20 of the RTI Act, 2005.
4. Shri Tai Tayu & Shri Tamchi Sima, Khola Camp, Lower Bhalukpong, West Kameng District, Naharlagun, Arunachal Pradesh for information. Contact No. 9436897810/8974147883.
5. The Computer Programmer/Operator, for uploading on the website of APIC and mail.
6. Office Copy.


Registrar/Dy. Registrar
APIC-Itanagar.

Registrar
Arunachal Pradesh Information Commission
Itanagar