



**ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR**

**BEFORE THE COURT OF DR.JORAM BEGI, STATE CHIEF INFORMATION COMMISSIONER**

No.APIC-138/2020

Dated, Itanagar the 12<sup>th</sup> January'2021

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

**Appellant**

**SHRI KENGO ORI,  
C/o M.Ori  
O/o Principal Secretary finance,  
Civil Secretariat, Itanagar,  
(m) 8787759775,**

**Respondent**

**Shri Komri Nyodu,  
APIO-cum-Section Officer,  
Registrar of Society, Civil  
Secretariat, Itanagar, Arunachal  
Pradesh,.**

**Vs**

**Dated of hearing held on : 12<sup>th</sup> January' 2021.**

**ORDER**

Whereas, an appeal under Section 19(3) of RTI Act, 2005 has been received from SHRI KENGO ORI, C/o M.Ori, O/o Principal Secretary finance, Civil Secretariat, Itanagar, for non-furnishing of information, by The PIO-cum-Registrar of Society, Civil Secretariat, Itanagar, Govt. of . Arunachal Pradesh, as sought, by the Appellants under section 6(1) of RTI Act, 2005 on 21/02/2020.

Whereas, the 1<sup>st</sup> hearing was held through online video / audio conference on 8<sup>th</sup> December'2020. Shri Higio Tala, The PIO-cum-Registrar of Society, Civil Secretariat, Itanagar, Govt. of Arunachal Pradesh, and the Appellant Shri Kengo Ori appeared in the hearing thorough online video conferencing. The PIO informed the Commission that the RTI Application was received on 18<sup>th</sup> Jan'2020 and reply was given on 28<sup>th</sup> Jan'2020. The PIO also informed that the Society registration renewal is done every three year; the Galo Welfare Society is unregistered so the information sought does not arise. The Appellant informed that the Society was registered in the year 2000 month of July, the same was renewed on 24/10/2010 and the renewal certificate has been issued from the office of the Registrar of Society.

Whereas, the Commission directed the PIO to furnish all the information as sought by the Appellant in the Form-A, i.e. Renewal Certificate for eleven years (minimum of 3 nos and maximum of 4 nos) and the documents submitted by the society, within ten days from the date of issue of this order. The Commission also asked the Appellant to receive the information go through and convey his satisfaction or dissatisfaction before the next date of hearing.

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Whereas, the 2<sup>nd</sup> hearing was held on 12<sup>th</sup> January'2021. Shri Higio Tala, PIO-cum-Joint Secretary, Registrar of Society, Arunachal Pradesh, Itanagar, was found absent during the hearing. The Appellants Shri Kenge Ori was present. The PIO was represented by Shri Komri Nyodu, Section Officer, Registrar of Society, Civil Secretariat, Itanagar, Arunachal Pradesh. The Section Officer informed that Shri Higio Tala, the PIO has been transferred to Kra-Dadi District as Deputy Commissioner and no new incumbent has been appointed. The Appellant Shri Kenge Ori informed that no information has been furnished to him. The Appellant also informed that the information sought is regarding the Renewal of Galo Welfare Society. The Society was registered as per the Society Registration Act 1860 in the year 2000 with validity until cancellation. Now the Society Registration Act has been amended in the year 2008 and as per the amended Act every registered Society has to renew their Certificate within every three years. But in the year 2014 instead of renewal the Galo Welfare Society has been furnished with a copy of certificate marked as "Duplicate", but the contents of the Certificate varies from the Original Certificate issued in the year 2000, and the issuing authority is also different. So, the Appellant asked the PIO to give in writing the reasons, if the information sought are not available. The APIO / Section officer informed that earlier the Society Registration was done and Certificates were issued by Tax & Excise Department. The said Duplicate certificate was also issued by the Tax & Excise Department. The APIO also admitted that no Notice or Circular has been issued for renewal of Society Registration as per the Society Registration Amendment Act 2008.

Whereas, the Commission after hearing arguments of both the parties and cross examining the information found that there has been lacunae in functioning of Society Registration Department and the department also failed to observe the amendments of the Societies Registration Act 2008. The Commission made it clear to the APIO/ Section Officer that information cannot be manufactured and furnished. So, the Commission directed the APIO /Section Officer to reply to the Appellant in written within 15<sup>th</sup> January'2021, giving the actual reasons for the non-availability of the information sought at Form A. The Commission asked the Appellant to receive the information and convey his satisfaction or dissatisfaction in the next date of hearing.

**The next date of hearing is fixed on 19<sup>th</sup> January'2021 at 10:30 hrs.**

Therefore, **Shri Komri Nyodu, APIO-cum-Section Officer, Registrar of Society, Civil Secretariat, Itanagar, Arunachal Pradesh**, is hereby summoned to appear before this Court **in person** on the scheduled date and time without fail.

Sd/-

(Dr.Joram Begi)

State Chief Information Commissioner  
Arunachal Pradesh Information Commission  
Itanagar

Memo No.APIC-138/2020 /30

Dated, Itanagar the 13 January'2021

Copy to:

1. Shri Komri Nyodu, APIO-cum-Section Officer, Registrar of Society, Civil Secretariat, Itanagar, Arunachal Pradesh,
2. SHRI KENGO ORI, C/o M.Ori, O/o Principal Secretary finance, Civil Secretariat, Itanagar,
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website,
4. Case file.

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