



सत्यमेव जयते



सूचना का
अधिकार
RIGHT TO
INFORMATION

**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-144/2020

Dated, Itanagar the 2nd February' 2021

Under Section 19(3) RTI Act, 2005

Appellant

**Shri Shoney Pertin,
President Siang Rights Forum(SRF),
Airfield Pasighat, Ward No-4,
Po/Ps-Pasighat
East Siang District.
(m) 09402788327, 8974216125,**

Vs

Respondent

**Shri Hibu Tama,
PIO-cum-SE(RWD),
Pasighat Circle,
East Siang District ,
Arunachal Pradesh.**

Dated of hearing held on : 2nd February' 2021.

ORDER

Whereas, an appeal under Section 19(3) of RTI Act, 2005 has been received from Shri Shoney Pertin, President Siang Rights Forum(SRF), Airfield Pasighat, Ward No-4, Po/Ps-Pasighat, East Siang District, for non-furnishing of information, by Shri Hibu Tama, PIO-cum-SE(RWD), Pasighat Division, East Siang District , Arunachal Pradesh, as sought, by the Appellant under section 6(1) of RTI Act, 2005 on 21/02/2020 regarding PMGSY Road from Ngaming to Mankota PMGSY Package No. AR/13/04/011 for Stage-II.

Whereas, the 1st hearing was held through online video / audio conference on 15th December'2020. Shri Hibu Tama, PIO-cum-SE(RWD), Pasighat Division, East Siang District , Arunachal Pradesh, and the Appellant Shri Shoney Pertin appeared in the hearing through online video conferencing. The Appellant informed the Commission that the PIO has not furnished any information. The PIO informed that all the information sought by the Appellant in the Form-A are in custody of the PIO-cum-EE(RWD) Yingkion. So, vide Memo No. RWC-P/RTI-02/2010-11 Dated Pasighat, the 18th March'2020 'Form-A' of the Appellant was forwarded to the PIO-cum-EE(RWD) Yingkion and directing the PIO-cum-EE(RWD) Yingkion to furnish the information to the Appellant. The same memo was received by the Appellant on 28/04/2020. Moreover, due to COVID-19 Pandemic and lockdowns proper correspondence could not be done and ascertain, whether the Appellant received the information or not.

Whereas, the Commission viewed that the PIO failed to compliance with the Section 6(3) of the RTI Act 2005. Now, the responsible lies on the PIO to furnish the information to the Appellant. The Commission taking leniency in view of peak time of COVID-19 Pandemic and lockdowns directed the PIO to furnish complete, correct and authenticated information to the Appellant as sought by the Appellant in the Form-A Dated 21/02/2020 within twenty days from the date of issue of this order. Failing which u/s 20(1) of the RTI Act, penalty of Rs. 25, 000/- (Rupees twenty five thousand) only shall be imposed on the PIO. The Commission also asked the Appellant to receive the information go through and convey his satisfaction or dissatisfaction in the next date of hearing.

Whereas, the 2nd hearing was held on 2nd February'2021. Shri Hibu Tama, PIO-cum-SE(RWD), Pasighat Division, East Siang District , Arunachal Pradesh, and the Appellant Shri Shoney Pertin were present during the hearing. The Appellant informed the Commission that the PIO has not furnish information for **Sl.no. 5, i.e. Name of Newspapers (two local & two National) and Date of Publication in which NIT for PMGSY Package NO. AR/13/04/011 (Stage-II) (Road from Ngaming to Mankota) was published.** The PIO informed that the Newspapers are not traceable however, the bill of the Newspaper and the correspondence with the IPR are available. The PIO also said that the actual NIT was done through Online and the newspaper publication was just how to access the website through which online tender was published.

Whereas, the Commission directed the PIO to give statement in writing within ten days from the date of issue of this order to the Appellant, if the information sought are not traceable. The Commission asked the Appellant to receive the written statement and convey his satisfaction or dissatisfaction in the next date of hearing.

The next date of hearing is fixed on the day of Tuesday, 16th February'2021 at 10:30 hrs.

Therefore, **Shri Hibu Tama, PIO-cum-SE(RWD), Pasighat Division, East Siang District , 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-144/2020 /90

Dated, Itanagar the 03 February'2020

Copy to:

1. Shri Hibu Tama, PIO-cum-SE(RWD), Pasighat Division, East Siang District , Arunachal Pradesh,
2. Shri Shoney Pertin, President Siang Rights Forum(SRF), Airfield Pasighat, Ward No-4, Po/Ps-Pasighat, East Siang District,
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website,
4. Case file.

Registrar / Dy Registrar,
Arunachal Pradesh Information Commission
Itanagar