

**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

BEFORE THE COURT OF GENOM TEKSENG, STATE INFORMATION COMMISSIONER

No.APIC-59/2021

Dated, Itanagar the ~~---~~¹⁹th April, 2021

Under Section 19(3) RTI Act, 2005

Appellant

**Shri Takar Goi,
Village Yagrung,
PO-Yagrung, PS-pasighat,
Dist. East Siang, Arunachal Pradesh.**

Vs

Respondent

**Shri Rimmer Taso,
PIO-Cum-SE(CSQ) PWD,
O/o The CE(CSQ), Nirman
Bhawan, Second Floor, 'O' Point
Tinali, Arunachal Pradesh.**

ORDER

Whereas, an appeal under section 19(3) of the RTI, Act, 2005 has been filed by Shri Takar Goi, village Yagrung, Po- Yagrung, Ps-Pasighat, District East Siang Arunachal Pradesh against Shri Rimmer Taso, PIO-cum SE, PWD(CSQ), o/o the CE, PWD, (CSQ), Nirman Bhawan, second floor, 'O' Point Tinali, Arunachal Pradesh for non-furnishing of information pertaining to **the M/S Agam constructions, M/S Purvanchal Enterprises, M/S Tusin Rodong Enterprises, M/S kine Nane Enterprises, and M/S Y.P Enterprises** registered under class III category.

Whereas, the appellant Shri Takar Goi and the PIO cum- SE(CSQ) Shri Rimmer Taso are present.

Whereas, appellant has stated that the PIO didn't act reasonably while responding to his request for information and that the reply furnished by the PIO is far from satisfactory. PIO has deliberately refused to furnish the information without any genuine reason. Appellant has demanded that requested information should be furnished to him as it is not exempted from disclosure under section 8 of the Act, 2005. He has further informed that no response has been received from the First Appellate Authority also.

Whereas, the PIO while responding to the appellant's claims of fault in his decision, has submitted that information/documents submitted by M/S Agam construction and M/S Purvanchal Enterprises and M/s.Y.P Enterprises

during firm's enlisting in the O/o the CE,PWD,(CSQ) Itanagar cannot be disclosed without the consent of the third party as this informations/documents are covered under section 8 (I) (j)of the Act. It has also been informed that notice had already been issued to the third party. Copy of the notice issued to the third party has been produced before the commission. The PIO has also informed that information in respect of the firms **M/S Tusin Rodong Enterprises and M/S kine Nane Enterprises** is not available in the office as these firms are not registered under class-III registration.

The PIO in his submission before the commission has informed that notice had already been served to the third party, but he has not yet taken any decision about the disclosure of the third party information. The PIO is, therefore, directed to immediately make a decision as to whether or not to disclose the information/documents supplied by the third party.

PIO shall furnish a copy each of the notice issued to the third party and the order passed by the First Appellate Authority free of cost.

Next date of hearing fixed on 21 May 2021.

PIO shall again be present at the next hearing, Copy of the order be furnished to the parties.

Sd/-

(Genom Tekseng)

State Information Commissioner

Arunachal Pradesh Information Commission

Itanagar

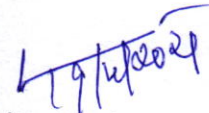
Memo No.APIC-59/2021

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Dated, Itanagar the19 April, 2021

Copy to:

1. Shri Rimmer Taso,PIO-Cum-SE(CSQ) PWD,O/o The CE(CSQ),Nirman Bhawan,2nd Floor,'O' Point Tinali,Arunachal Pradesh.
2. Shri Takar Goi,Village Yagrung,PO-Yagrung,PS-Pasighat,Dist.East Siang,Arunachal Pradesh.
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website,
4. Case file.



Registrar/Dy. Registrar,

Arunachal Pradesh Information Commission

Itanagar

Deputy Registrar

Arunachal Pradesh Information Commission
Itanagar