



**ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR**

**BEFORE THE COURT OF GENOM TEKSENG, STATE INFORMATION  
COMMISSIONER**

No.APIC-89/2021

Dated, Itanagar the 23<sup>rd</sup> April, 2021

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

**Appellant**

**Shri Tamchi Sima  
Khola Camp, Lower Bhalukpong,  
PO-Bhalukpong, West Kameng  
District, Arunachal Pradesh.**

**Vs**

**Respondent**

**The Deputy Director-Cum-PIO  
Bomdila Division, APEDA Govt. Of  
Arunachal.**

**ORDER**

This appeal has been filed under section 19(3) of the RTI Act, 2005 by Shri Tamchi Sima, Khola Camp, Lower Bhalukpong, PO-Bhalukpong, West Kameng Dist, Arunachal Pradesh against the Dy Director-cum-PIO APEDA, Bomdila. Brief facts of the case is that the appellant submitted the application in form 'A' to the Dy Director-cum-PIO, APEDA, Bomdila on 9<sup>th</sup> December, 2020 wherein, the appellant sought some information c/o " APEDA Guest House including security wall and approach road at upper Bhalukpong, West Kameng under SPA 2013-14". But no response was received from the PIO. Aggrieved by the decision of the PIO, the appellant filed an appeal to the Director-cum- First Appellate Authority, APEDA, Itanagar on 2<sup>nd</sup> Feb, 2021. No response was received from the First Appellate Authority also. And the appellant, having received no relief from the First Appellate Authority, has filed this appeal before the commission.

The commission has admitted the appeal and issued notice to the parties. Appellant is present. But the PIO is absent. Heard the appellant.

During the course of hearing of the appeal the appellant has informed that he has not been given response to his request for information either by the PIO or by the First Appellate Authority. The appellant has, therefore, requested the commission to pass appropriate order directing the PIO to furnish the information as he cannot be denied what is legitimately due to him.

After hearing the appellant and the perusal of record reveals that the PIO has not responded to the request from the appellant for information. As per section 7(2) of the Act, if the PIO fails to give decision on the request for



information within 30 days of the receipt of the application under section 7(1), the PIO shall be deemed to have refused the request. It has also been observed that the PIO has not complied with the order of the commission to appear in person before the commission without any reason. It is, therefore, ordered that the PIO shall present before the commission on the next date of hearing. The PIO shall also produce all information sought by the appellant before the commission for onward furnishing to the appellant. **The next date of hearing is fixed on 4<sup>th</sup> June 2021.**

It is also informed to the PIO that in the event of your failure to comply with the aforesaid order, the commission will be constrained to take action against you under section 20 of the RTI Act, 2005.

Let the copy of the order be issued to the parties.

Sd/-

(Genom Tekseng)

State Information Commissioner  
Arunachal Pradesh Information Commission

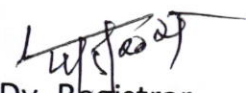
Itanagar

Memo No. APIC-89/2021 /376

Dated, Itanagar the .....May, 2021

Copy to:

1. The Deputy Director-Cum-PIO, Bomdila Division, APEDA Govt. Of Arunachal.
2. Shri Tamchi Sima, Khola Camp, Lower Bhalukpong, PO-Bhalukpong, West Kameng District, 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.