



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION COMMISSIONER

No.APIC-221/2022

Dated, Itanagar the 23rd August' 2022

Under Section 19(3) RTI Act, 2005

Appellant

Shri Tania June,
&
Shri Abang Yangfo,
C/o Hotel Chandini
E-Sector, Naharlagun,
Arunachal Pradesh.

Respondent

The PIO-cum-EE(PHE),
Govt. of A.P.,
Longding Division,
Longding District,
Arunachal Pradesh.

Vs

Dated of hearing: 23rd August' 2022

ORDER

Whereas, an appeal under Section 19(3) of RTI Act, 2005 has been received from Shri Tania June, & Shri Abang Yangfo, C/o Hotel Chandini E-Sector, Naharlagun, Arunachal Pradesh for non-furnishing of information by The PIO-cum-EE(PHE), Govt. of A.P., Longding Division, Longding District, Arunachal Pradesh as sought, by the Appellant under section 6(1) of RTI Act, 2005 on 30/11/2021 regarding implementation and Expenditure of schemes and Fund Sanctioned under, SADA, SIDF, RE, Supply, BA, Renovations, Central sponsor scheme, state sponsor scheme. (State Annual Development Agenda) 2014 to 2021.

Whereas, the rescheduled 1st hearing was held on 7th June, 2022 at 1030hrs. The PIO-cum-EE(PHE), Govt. of A.P., Longding Division, Longding District, Arunachal Pradesh was found absent during the hearing. The appellant Shri Tania June was present. The Appellant informed the Commission that he has not received any information from the PIO.

Whereas, the Commission viewed seriously the absention of the PIO from performing the statutory duty without any prior information. The Commission giving reasonable opportunity, directs the PIO to attend the court in the next date of hearing. Failing which the Commission shall be compelled to impose penalty against the PIO U/S 20(1) of the RTI Act 2005.

Whereas, the 3rd hearing was held on 5th July' 2022 at 1030hrs. Shri Tage Nipa, the PIO-cum-EE(PHE), Govt. of A.P., Longding Division, Longding District, Arunachal Pradesh came to the Commission's office after the hearing. The Appellants were found absent during the hearing. The PIO informed that due the Local Dree festival and traffic problem he could not attend the hearing in time.

Whereas, the Commission giving reasonable opportunity to both the parties, the Commission decided to fix next date of hearing.

Whereas, the 4th hearing was held on 23rd August' 2022 at 1030hrs. Shri Tage Nipa, the PIO-cum-EE(PHE), Govt. of A.P., Longding Division, Longding District, Arunachal Pradesh was found absent during the hearing. The Appellant Shri Tania June was present. The PIO vide Letter No. LPHED/Estt/RTI/2021-22 Dated 22nd August'2022 informed the Commission that due to visit of SQUM team at his Division, he is unable to attend the Court hearing. The Appellant informed the Commission that the PIO has not yet furnished any information.

Whereas, the Commission viewed seriously, the absenting of the PIO from performing statutory duty. The PIO is directed to give preference to the statutory duty over the VIP visits or any other administrative duty. In case of emergency the PIO is directed to depute an APIO to attend the Court hearing. Further, the PIO is directed to appear in the next date of hearing with complete, correct information to be furnished to the Appellant as sought by him in the Form-A Dated 30/11/2021. **Failing which the Commission shall be compelled to impose penalty against the PIO U/S 20(1) of the RTI Act 2005 and the action taken shall be published in the wide circulating Newspapers with name and designation of the PIO.**

The next date of hearing is fixed 25th October, 2022 at 1030 hrs.

Therefore, the PIO-cum-EE(PHE), Govt. of A.P., Longding Division, Longding District, Arunachal Pradesh is hereby summoned to appear before this Court in person on the scheduled date and time without fail.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission
Itanagar

Memo No.APIC-221/2022 / 7/11

Dated, Itanagar the 25 Aug'2022

Copy to:

1. The PIO-cum-EE(PHE), Govt. of A.P., Longding Division, Longding District, Arunachal Pradesh, for compliance.
2. Shri Tania June, C/o Hotel Chandini E-Sector, Naharlagun, Arunachal Pradesh,
3. Shri Abang Yangfo, C/o Hotel Chandini E-Sector, Naharlagun, Arunachal Pradesh ,
4. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
5. Case file.

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