



**ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR**

BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION COMMISSIONER  
No.APIC-355/2022

Dated, Itanagar the 25<sup>th</sup> October'2022

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

**CASE DETAILS**

**Adjunct, Dt.** 25<sup>th</sup> October'2022  
**Decision No.** APIC-355/2022 decided on 25<sup>th</sup> October'2022  
**Appeal No.** APIC-355/2022  
**Bench:** Shri Rinchen Dorjee  
**Appellant:** Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh.  
**Respondent:** The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh.

**GIST OF ORDER**

Whereas, an appeal under Section 19(3) of RTI Act, 2005 has been received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 21/03/2022 regarding the details of appointment order of Samagara Shiksha/ISSE.

Whereas, the 1<sup>st</sup> hearing was held on 2<sup>nd</sup> August'2022 at 1030hrs as scheduled. The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE, RMSA, Itanagar, P/Pare District, Arunachal Pradesh and the Appellant Shri Nabam Tapak were found absent during the hearing.

Whereas, the Commission could not hear from the both the parties as both were absent. The commission viewed seriously the absention of the PIO without any prior intimation and evading the statutory duty. If the PIO fails to appear in the next date of hearing the Commission shall be compelled to impose penalty on the PIO u/s 20(1) of the RTI Act 2005. Also, if the Appellant fails to appear in the next date of hearing the case shall be disposed of presuming that the Appellant is no more interested in the information.

Whereas, the 2<sup>nd</sup> hearing was held on 23<sup>rd</sup> August'2022 at 1030hrs as scheduled. The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE, RMSA, Itanagar, P/Pare District, Arunachal Pradesh and the Appellant Shri Nabam Tapak were present during the hearing. The Appellant informed the Commission that the PIO has not furnished any information. The PIO informed that the due to numerous RTI application applied by the Appellant there was some confusion in furnishing of information. However, the PIO assured that the information sought in the Form-A, Dated 21/03/2022 shall be furnished to Appellant.

Whereas, the Commission directed the PIO to furnish all the information as sought by the Appellant in the Form-A, Dated 21/03/2022 free of cost to the Appellant as the PIO did not act within the stipulated time period. The Commission also asked the Appellant to receive the information from the PIO and convey his satisfaction or dissatisfaction in the next date of hearing.

**Whereas, the 3<sup>rd</sup> hearing was held on 25<sup>th</sup> October' 2022 at 1030hrs as scheduled.** Shri Nabam Shelly, the APIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE, RMSA, Itanagar, P/Pare District, Arunachal Pradesh and the Appellant Shri Nabam Tapak were present during the hearing. The Appellant informed the Commission that the PIO has not furnished any information. The APIO brought information during the hearing and furnished the same to the Appellant. The Appellant appealed the Commission for granting time to go through the information.

**Whereas,** the Commission giving reasonable opportunity and time to the appellant asked him to go through the information and convey his satisfaction or dissatisfaction in writing to the Commission before the next date of hearing.

**The next date of hearing is fixed on 22<sup>nd</sup> November' 2022 at 1030 hrs.**

**Therefore, the PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare 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-355/2022 /384

Dated, Itanagar the 26 October'2022

Copy to:

1. The PIO-cum-Dy State Project Director (SAMAGRA SHIKSHA / ISSE ,RMSA) Govt. of A.P., Directorate of School Education, 2<sup>nd</sup> Floor, Itanagar, P/Pare District, Arunachal Pradesh,
2. Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh ,
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
4. Case file.

  
Registrar  
Arunachal Pradesh Information Commission  
Itanagar  
Arunachal Pradesh Information Commission  
Itanagar