



ARUNACHAL PRADESH INFORMATION COMMISSION

BEFORE THE COURT OF Ms. SONAM YUDRON, STATE INFORMATION COMMISSIONER

No. APIC-61/2022

Dated, Itanagar the ....October, 2022

Under Section 20 (1) RTI Act, 2005

**Appellant**

Shri K.L Nayam & Mr. Libi Marde  
OBT, House, Niti Vihar, Itanagar,  
Ward No.-08, IMC/D-99  
P.O/P.S-Itanagar, District- P/pare,  
Arunachal Pradesh,.

-V/S-

**Respondent**

Shri Kiron Ningo,  
DPDO, Yingkiang,  
Distt.:- Upper Siang,  
Arunachal Pradesh.

**ORDER**

The 6<sup>th</sup> hearing of **APIC-61/2022** was held on **17<sup>th</sup> October, 2022.** The Appellant Shri K.L Nayam & PIO-Cum-DPDO were present during the hearing.

The Commission asked the appellant whether he has received the informations from the PIO or not. On this, the appellant informed to the Commission that he has not received information till date.

On this, on the day of 6<sup>th</sup> hearing the PIO informed to the Commission that he has brought the informations as sought by the appellant and will handed over to the appellant before the Commission.

The Commission asked the appellant to receive the information from the PIO and after going through it intimate his satisfaction or dissatisfaction to the Commission on or before next date of hearing.

The Commission viewed seriously on the absences of the PIO on the last hearings i.e. on dated 31.01.2022, 14.03.2022, 02.05.2022, 20.06.2022 & 05.09.2022. So, the Commission asked the PIO why he failed to appear before the Commission on the hearings nor he detailed his representative to appear before the Court/ Commission. On this, the PIO informed to the Commission that he has sent his representative but during the hearing of APIC-61/2022 no any representative appeared before the Commission.

As the Commission found the PIO reluctance in furnishing the informations to the Appellant inspite of repeated directions given him Commission in every hearing to furnish the informations to the appellant, but the PIO failed to furnish the informations as sought by the appellant till the 5<sup>th</sup> hearing as well as he failed to appeared before the Commission on the hearings which establishes prima-facie evidence of violation of Sub Section-1 of Section 7 of the RTI Act, 2005.

Now, therefore, the Commission invoked **Section 20 (1) of the RTI Act, 2005 and imposed penalty of Rs. 25,000/- (rupees twenty-five thousand) only against the PIO for violation of Sub Section-1 of Section 7**

of the RTI Act, 2005 and also not complying with the orders of the Commissions /Court against the **Appeal No. 61/2022**. Further the PIO is directed to **compensate Rs 5000/-(rupees five thousand) only** to the Appellant for the monetary losses incurred on to and fro journey expenses due to the delay in furnishing of informations and caused harassment to the Appellant

And also the Commission directed the PIO for personal appearance before the Commission on the next date of hearing **i.e. on 14<sup>th</sup> November, 2022 at 1030 hrs, failing which Section 20 (2) shall be invoked against the PIO**. Further, the PIO is also directed to **furnish copy of the treasury challan deposit of the penalty to the Commission office**.

No formal notice be served to the appellant as the next date of hearing is intimated to the appellant.

Next date of hearing fixed on 14<sup>th</sup> November, 2022 at 1000 hrs.

Sd/-  
(**SonamYudron**)  
State Information Commissioner  
APIC, Itanagar

Memo.No.APIC-61/2022 / 380  
Copy to:-

Dated Itanagar, the .....October, 2022.

1. DPDO-Cum-PIO, Shri Kiron Ningo, Upper Siang District, Yingkiong, Arunachal Pradesh, for information and necessary action please.
2. FAA-Cum-the Deputy Commissioner, Upper Siang District, Yingkiong, Arunachal Pradesh, for information and necessary action please.
3. Shri K.L Nayam & Mr. Libi Marde, OBT House, Niti Vihar, Itanagar, Ward No-08/IMC/D-99, Itanagar, PapumPare District, for information please.
4. ✓ The Computer Programmer, for uploading on the Website of APIC, please.
5. Office Copy.

  
Registrar  
Arunachal Pradesh Information Commission  
Itanagar  
Registrar/Dy. Registrar  
APIC