



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE COURT OF DR.JORAM BEGI, STATE CHIEF INFORMATION
COMMISSIONER**

No.APIC-113/2019

Dated, Itanagar the 5th November, 2019

Under Section 19(3) RTI Act, 2005

Appellant

**Shri Kaling (Yang) Tatin,
C/o Tahe Tatin,
Pessing village,
Jomlo-Mobuk Circle,
Siang District,
Arunachal Pradesh.**

Respondent

**Shri Rheli Kato,
PIO-cum-Executive Engineer,
RWD Division Kaying (Aalo),
Siang District,
Govt. of Arunachal Pradesh,**

Vs

Dated of hearing: 5th November, 2019.

ORDER

Whereas, an appeal under Section 19(3) of RTI Act, 2005 has been received from Shri Kaling (Yang) Tatin, C/o Tahe Tatin, Pessing village, Jomlo-Mobuk Circle, Siang District, Arunachal Pradesh, for non-furnishing of information, by Shri A.S.R. Jimik, PIO-cum-Executive Engineer, RWD Division Kaying (Aalo), Siang District, Govt. of Arunachal Pradesh, as sought, by the appellant under section 6(1) of RTI Act, 2005 on 30/04/2019.

Whereas, the 1st hearing was held on 17th September' 2019. Shri Kaling Tatin represented the appellant. Shri A.S.R. Jimik, PIO-cum-EE(RWD), Kaying was absent during the hearing. He has not given any reason for his absence. However, the appellant informed the Commission that Shri A.S.R Jimik, EE(RWD) Kaying has been transferred out from Kaying and in his place Shri Rheli Kato, EE(RWD) joined at Kaying. Due to absent of the PIO, hearing could not take place.

In view of the changing of the PIO, the Commission has decided to re-schedule the hearing and summon Shri Rheli Kato, the present incumbent.

Whereas, the 2nd hearing was held on 15th October' 2019. Shri Rheli Kato, PIO-cum-EE(RWD), Kaying and the appellant Shri Kaling Tatin were found absent during the hearing. Shri Tato Mangkey represented the appellant. The representative of the appellant informed that they have not received any information from the PIO. The absence of the PIO without any intimation and valid reason was viewed very seriously by the Commission.

Therefore, Shri Rheli Kato, PIO-cum-Executive Engineer, RWD Division Kaying (Aalo), Siang District, Govt. of Arunachal Pradesh, is hereby directed to attend in person without fail in the next date of hearing. If he is found absent in the next date of hearing, arrest warrant under section 18(3) (a) shall be issued and also under section 20(1) penalty shall be imposed on the PIO.

Whereas, the 3rd hearing was held on 5th November' 2019. Shri Rheli Kato, PIO-cum-EE(RWD), Kaying Division was present during the hearing. The appellant Shri Kaling Tatin was found absent. However, Shri Tato Mangkey represented the appellant. The PIO informed the Commission that he got the 2nd hearing order on the day of hearing day, ie. On 15th of October' 2019 and he has taken over the charge of the PIO (RWD) Kaying Division on 24th August'2019. However, the PIO brought the information during the hearing to hand it over to the appellant. The PIO and the representative of the appellant sought time from the court for authentication and verification of the information.

Therefore, the Commission gave them time to authenticate and verify the documents outside the court room. The representative of the appellant Shri Tato Mangkey, after verification gave in written and also verbally informed the Commission that all the information as sought at Form A has been furnished by the PIO and he is satisfied with the information.

Therefore, the case is hereby disposed of.

Sd/-

(Dr. Joram Begi)

State Chief Information Commissioner
Arunachal Pradesh Information Commission
Itanagar

Dated, Itanagar the 6 November' 2019

Memo No.APIC-113/2019/179
Copy to:

1. Shri Rheli Kato, PIO-cum-Executive Engineer, RWD Division Kaying (Aalo), Siang District, Govt. of Arunachal Pradesh,
2. Shri Kaling (Yang) Tatin, C/o Tahe Tatin, Pessing village, Jomlo-Mobuk Circle, Siang District, Arunachal Pradesh,
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website,
4. Case file.



(S. Dutta)

Under Secretary, APIC
I/c Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar