

**ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)
ITANAGAR, ARUNACHAL PRADESH**

Appeal U/S 19(3) of RTI Act, 2005
vide No.APIC-118/2020

**BEFORE THE HON'BLE COURT OF SHRI GOTO ETE, THE STATE
INFORMATION COMMISSIONER:**

Shri Kongo Taku & Shri Rojot Gaduk
Sunday Market, New Helipad Ground,
Naharlagun, Arunachal Pradesh Appellant

-VERSUS -

Shri Higio Tala
PIO-cum-Under Secretary,
Office of the Registrar of Society,
Block-4, AP Civil Secretariat,
Itanagar, Arunachal Pradesh Respondent

Date of judgment/order: 19.11.2020

ORDER

This is a Second Appeal filed before the Arunachal Pradesh Information Commission under sub-section (3) of Section-19 of the RTI Act, 2005 and registered, being APIC No.118/2020. The same is an appeal arisen out of the RTI application jointly being filed by appellants under Form-A, whereby, seeking various documents, among others, the documents of registration of PARALYMPICS ASSOCIATION OF ARUNACHAL PRADESH (PPA) which have allegedly been not furnished to them either by the PIO or by the First Appellate Authority.

The appeal came up for hearing for the first time before the Commission on 22.10.2020. During this hearing the appellants raised a plea, among others, that the office of the PIO refused to receive the RTI application submitted by them under Form-A through registered A/D post. Such plea of the appellants raised against the PIO was contested by the PIO that he had not ever refused to receive the said RTI application of the appellant. According to the PIO, on such receipt of the RTI application of the appellants he sent a letter, in fact, by an ordinary post to the appellants, requesting them for making payment of a sum of Rs.294/-(rupees two hundred & ninety four) only being cost of the information but the appellants did not ever turn up. But this plea of the PIO was disputed by the appellants that they have not received any such letter from the PIO. Such rival contentions of the either party involved 2(two) issues to be determined for disposal of this appeal which are – (i) if the PIO had or had not refused to receive the Form-A application of the appellants? & (ii) if the PIO had or had not sent a letter to the appellants for payment of Rs.294/- , being cost of the information so sought? Accordingly next date of the appeal was fixed on 19.11.2020 for examinations of witnesses of the parties for determination of the said two issues being found involved in the appeal.

During pending decision of the issues involved in the appeal an application requesting for closure of the appeal has been received from the appellants and the same, having been received in the Commission on 18.11.2020, has been directed for its placement during next hearing of the appeal fixed on 19.11.2020 for its consideration.

Finally the appeal has come up today on this 19th day of November, 2020 for hearing of the appeal. Appellants and the PIO are present through audio/video conferencing and being heard. The said application of the appellants dated-18.11.2020 requesting for closure of the appeal also being carefully perused and considered.

Upon hearing the parties and also after having careful considerations of the written application of the appellants requesting for closure of their appeal I do not find any reason for disagreeing with their request for closure of the appeal, in as much as, this application is found to have been voluntarily filed by the appellants on their satisfactory receipt of the information so sought from the PIO. And, accordingly, the appeal is disposed off and closed. Each copy of this order be furnished to the parties.

Given under my hand and seal of this Court of the Commission on this 19th day of November, 2020.

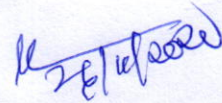
Sd/-
(Goto Ete)
Information Commissioner
APIC, Itanagar

Memo.No.APIC-118/2020/400

Dated Itanagar the 19th of November, 2020.

Copy to:

1. Shri Kongo Taku & Shri Rojot Gaduk, appellants, for information and necessary action please.
2. Shri Higio Tala, PIO-cum-Under Secretary (respondent), for information and necessary action please.
- ✓ 3. The Computer Operator for uploading on the Website of APIC, please.
4. Office Copy.


Registrar/Deputy Registrar
APIC, Itanagar.
Deputy Registrar
Anunachal Pradesh Information Commission