



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-40/2020

Dated,Itanagar the 9th June, 2020

Under Section 19(3) RTI Act, 2005

Appellant

**Shri Barot Pertin,
S/o Shri Pime Pertin,
Village Silluk, Mebo,
P.O. Mebo & P.S Pasighat,
District East Siang,
Arunachal Pradesh.**

Vs

Respondent

**Shri Ojing Nangkar,
PIO-cum-District Land
Revenue & Settlement
Officer, Pasighat,
East Siang District,
Arunachal Pradesh.**

Date of hearing: 9th June, 2020.

ORDER

Whereas, an appeal under Section 19(3) of RTI Act, 2005 has been received from Shri Barot Pertin, S/o Shri Pime Pertin, Village Silluk, Mebo, P.O. Mebo & P.S Pasighat, District East Siang, Arunachal Pradesh, through Power of Attorney in-fact Shri Lenzing Pertin, Son of Late Bakin Pertin, resident of Mirbuk village, Pasighat, for non-furnishing of information, by Shri Ojing Nangkar, PIO-cum-District Land Revenue & Settlement Officer, Pasighat, East Siang District, Arunachal Pradesh, as sought, by the Appellant under section 6(1) of RTI Act, 2005 vide his application dated 16.09.2019.

Whereas, the 1st rescheduled hearing was held online through Video / Audio conferencing on 19th May' 2020. Shri Ojing Nangkar, PIO-cum-DLRSO, Pasighat and Shri Linzing Pertin, said to be the Power of Attorney holder representing the Applicant Shri Barot Pertin, appeared in the hearing through Video conference. The PIO pleaded that there are certain technical and legal defects in the application seeking information by the Applicant. The PIO also informed the Commission that the so called Applicant Shri Barot Pertin is under legal custody since 19th June'2019 in connection with criminal charges and the Application seeking information was submitted by Shri Lenzing Pertin, the Power of Attorney in fact in the name of Shri Barot Pertin on 16th Sept'2019. The PIO also submitted a letter No. ESD/LM-RTI/19-2020/136 Dated Pasighat 14th Oct.'2019 stating the ground for rejection of the information seeking Application submitted by Shri Lenzing Pertin, Power of Attorney on 16.09.2019. In argument the Attorney of the Appellant informed that he is in touch with the applicant and on his direction the application for seeking information is being applied. Regarding the validity of the BPL certificate of the Appellant the Attorney clarified that the Appellant is a BPL certificate holder and the Certificate has been issued by the Block Development Officer, CD-Block, Mebo, East Siang District (A.P) and if the PIO needs an updated BPL certificate of the Appellant he is ready to furnish afresh.

Whereas, on further scrutiny of available records by the Commission, it has been found that the initial application, that is Form-A, submitted to the PIO-cum-District Land Revenue & Settlement Officer, Pasighat, East Siang District, Arunachal Pradesh, was not signed by the said to be applicant, Shri Barot Pertin but signed and submitted by Shri Lenzing Pertin the Attorney in-fact.