



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

An apple case U/S 19(3) of RTI Act, 2005

Vide Case No.APIC- 521/2023

BEFORE THE HON'BLE COURT OF MISS SONAM YUDRON, THE STATE
INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.

Shri Nikam Dabu, C/o M/s BBB Enterprises, Itanagar
Papum Pare District, Arunachal Pradesh..... Appellant.

-VERSUS-

PIO-cum-DFDO, Daporijo
Upper Subansiri District, Arunachal Pradesh, Respondent.

Judgment/Order: 19.01.2024.

JUDGMENT/ORDER

This is an appeal filed under sub-section (3) of Section 19 of the RTI Act, 2005. Brief fact of the case is that the appellant Shri Nikam Dabu on 16.02.2023 filed an RTI application under Form-'A' before the PIO-cum- DFDO, Division Daporijo, U/Subansiri District, Govt. of Arunachal Pradesh whereby, seeking various information, as quoted in Form-A application. The Appellant, being not satisfied with the information received from the PIO, filed the First Appeal before the First Appellate Authority on 29.03.2023 Appellant, again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on 26.05.2023 and the Registry of the Commission (APIC), having receipt of the appeal, registered it as APIC No. 521/2023 and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission for 6 (six) times i.e. on 03.07.2023, 28.08.2023, 04.10.2023, 06.11.2023, 18.12.2023 & 19.01.2024 . In this hearing of the appeal on 19th day of January, 2024, Both the parties found absent during the hearing. However, the PIO detailed his representative namely shri Chiging challo (F/D, DFDO's office)

The representative of the PIO reported to the Commission ion that they have already furnished all the information to the appellant as sought in his Form 'A' application in their office itself, the appellant also after going through the information before them, the appellant intimated to the PIO, that he is fully satisfied with the information furnished. But the appellant reported them that he will take it later because information are very voluminous and he is facing difficult to carry. But till date appellant haven't taken it yet.

During the hearing, the Commission tried to contact the appellant through the audio hearing but the appellant did not responded the call.

In this, context it is pertinent to point out herein that the appellant remained absent during the hearing. Moreover, he failed to intimate the reason of his absence during the hearing and he remained absent at his own will for two consecutive times i.e. dated on **18.12.2023 & 19.01.2024** , inspite of the direction of the Commission to him to bepresent in person before the Commission during the hearing in the next date of hearing i.e. on **19/01/2024** and to the effect that the Appellant has failed to intimate on the matter of direction given by the Commission/Court in every hearing and he failed to comply the direction of the Commission. Moreover, he remained silent though he was intimated well in advance, if he remained twice absent during the hearing his appeal shall be decided as Ex-parte and disposed of .

So, I find that the appellant is no more interest on the APIC No-521/2023 appeal for further hearing.

In such viewing the fact and circumstances, I have a reason for believing of the fact that the Appellant has fully received all the information sought from the PIO and Satisfied. Thus, I find this appeal fit to be disposed of as infructuous to continue the hearing.

So, the appeal is disposed of as infructuous to continue and for closed once for all.

Judgment/Order pronounced in the open Court of this Commission today on this 19th day of January, 2024.

Given under my hand and seal of this Commission/Court on this 19th day of January, 2024.

Sd/-
(Sonam Yudron)
State Information Commissioner
APIC, Itanagar.

Dated Itanagar, the 19th February 2024.

Memo.No.APIC-521/2023/ 1365
Copy to:

1. The PIO-cum-DFDO, Daporijo, Upper Subansiri District, Arunachal Pradesh, for information and necessary action please.
2. Shri Nikam Dabu, C/o M/s BBB Enterprises, Itanagar, Papum Pare District, Arunachal Pradesh for information and necessary action please.
3. The Computer Programmer for upload on the Website of APIC, please.
4. Office Copy.

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