



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

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

Vide Case No.APIC- 671/2023

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

Shri Tamchi Gungte, Near KV2 Chimpu, Itanagar
Papum Pare, District, Arunachal Pradesh **Appellant.**

-VERSUS-

PIO-cum-Executive Engineer WRD, Yingkiong
Upper Siang District, Arunachal Pradesh,**Respondent.**

Judgment/Order: 29.01.2024.

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 Tamchi Gungte on **24.04.2023** filed an RTI application under Form-'A' before the PIO-cum- EE, WRD, Yingkiong Division, Upper Siang 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 **15.06.2023** Appellant, again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on **24.07.2023** and the Registry of the Commission (APIC), having receipt of the appeal, registered it as **APIC No. 671/2023** and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission for 4 (Four) times i.e. on 14.09.2023, 30.10.2023, 11.12.2023 & 29.01.2024. In this hearing of the appeal on 29th day of January, 2024. Both the parties found again absent during the hearing. However, the PIO detailed his representative Er. Ahing Siboh, (APIO).

The APIO reported to the Commission that the PIO has furnished all the information to the appellant as directed by the Commission.

The Commission after going through all the available records /documents found that the PIO has furnished all the information to the appellant. But the appellant failed to intimate his satisfaction or dissatisfaction to the Commission till date. Moreover, the appellant remained absent consecutively twice i.e on 30.10.2023 & 11.12.2023. But, the appellant failed to comply the direction of the Commission.

So, the Commission viewed seriously on the absence of the appellant and the Commission observed the reluctant attitude of the appellant as he failed to comply the directions of the Commission.

During hearing, the Commission tried to contact the appellant through 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. And, he failed to intimate his satisfaction or dissatisfaction to the Commission and he remained absent at his own will for two consecutive times i.e. dated on **11.12.2023 & 29.01.2024** , inspite of the direction of the Commission to intimate his satisfaction or dissatisfaction to the Commission, after going through the information and also to appear in person before the Commission in the next date of hearing i.e. on **29/01/2024** and to the effect that the Appellant has failed to intimate his satisfaction or dissatisfaction to 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 ex-parte and disposed of .

So, I find that the appellant is no more interest on the APIC No-671/2023 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 and closed once for all.

Judgment/Order pronounced in the open Court of this Commission today on this 29th day of January, 2024.

Given under my hand and seal of this Commission/Court on this 29th day of January, 2024.

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

Memo.No.APIC-6712023/ 1370
Copy to:

Dated Itanagar, the ./.&... February 2024.

1. The PIO-cum-Executive Engineer, WRD, Yingkiong, Upper Siang District, Arunachal Pradesh for information and necessary action please.
2. Shri Tamchi Gungte, Near KV2 Chimpu, 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