



सूचना का
अधिकार
RIGHT TO
INFORMATION

ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC- 683/2025.

(Summon to appear in person)
(Or.5 R.3 of CPC)

APPELLANT

: Shri Ha Tago & Shri Sartam Tallu, Nirjuli.

RESPONDENT

: The PIO, o/o the District Land Revenue & Settlement
Officer (DLRSO) KraDaadi District (A.P)

ORDER/SUMMONS

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Ha Tago & Shri Sartam Tallu for non-furnishing of 13(thirteen) point information about the Land compensation and other relevant document regarding the Frontier High-way stretch Huri-Taliha package-III under KraDaadi District by the PIO, o/o the District Land Revenue & Settlement Officer (DLRSO) KraDaadi District (A.P) as sought for by them under section 6(1) (Form-A) of RTI Act, 2005 vide their application dated 27.06.2025.

This appeal was, accordingly, heard on 19.11.2025 and today on 16.01.2026. On 19.11.2025 one of the appellants, Shri Ha Tagowas present in person while the PIO, the (DLRSO) was represented by Ld. Counsel, Advocate Shri Xavier Gyati.

On 19.11.2025, this Commission, upon hearing the parties and on perusal of the PIO's letter dt.08.08.2025 by which the replies were furnished to the appellants, had held as under:

- "1) that as regards the denial of **Social impact report {Sl.No.(c) of RTI application}**, the submission of the PIO that *Social Impact Assessment (SIA) was not conducted as the Land was acquired under the urgency clause in section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (LARRA) vide Govt. Notification dt. 22.11.2024, is found to be justified and therefore, no direction can be passed to the PIO to furnish an information/document which is not in existence.*
2. that with respect to **Final Bill list submitted by the Steering Committee/ Department with item wise/quantities of rate of each beneficiary {Sl. No.(d),** the ground cited by the PIO in denying this information being third party information can not be accepted for the simple reason that the report of the Assessment Committee which is, admittedly, a Govt. record is not a third party information/documents as claimed by the PIO and therefore, the requested information can not be said to be covered by the exemption clause (j) of section 8(1) as a third party information and, hence, can be disclosed.

3. that similarly, the denial of information against query at Sl. No.(f) **Funds provision allocates for survey and investigation with expenditure report includes utility certificates and bill & Bill Vouchers**, as being inter-departmental administrative and financial records, not in the public domain and exempted under Section 8(1)(d) & 8(1)(j), can not be accepted inasmuch as the fund allocated against the expenditure in question is a Govt. fund and not something covered under clauses (d) and (j) of section 8(1) of the RTI Act. The requested information can, therefore, be furnished more so when the PIO, as noticed in his replies to query on Total fund allocation to the beneficiary {Sl.No.(g) of RTI application, had already furnished the information.
4. that as regards replies against Sl.NO.(j) **NOC from Gram Panchayats of affected villages**, the grounds cited therein that the *Land acquisition was carried out as per LARR Act 2013 and Manual of Land Acquisition, Arunachal Pradesh 2022, invoking urgency clause under section 40 of the Act*, is found justified and no direction can be passed for disclosure of an information which does not exist.
5. that with respect to denial of **Beneficiary Account Details, Cheque Vouchers, Bank Info.** {Sl. No.(k)} being personal financial data, exempt under Section 8(1)(j) of the RTI Act, the ground cited by the PIO can be accepted to the extent that the account details of the beneficiaries like account transaction (debit /credit) can be said to be personal data of third party covered by the provisions of section 8(1)(j) but the names of beneficiaries, their account numbers and the amount of compensation paid to them can be disclosed for the reasons cited in the preceding paras.”

Accordingly, this Commission had passed the following direction to the PIO:

“(1) The PIO shall furnish the information/documents against the following queries as requested by the appellant in his RTI application:

- i. Sl. No.(b)(copy of Sanction order);
- ii. Sl. No.(d)(copy of Final bill list submitted by steering committee/department with Items wise/quantities rate of each beneficiary);
- iii. Sl. No.(e) (copy of list of steering committees and its members);
- iv. Sl. No.(f)(copy of funds provision allocates for survey and investigation with expenditure report includes Utility certificate and bill Voucher);
- v. Sl. No.(g)(copy of total funds/amount against the beneficiary of KraDaadi district on ground of land compensation release from GOI);
- vi. Sl. No.(h)(copy of final ground survey report and total Kilometers of land areas of Frontier Highway package-III under KraDaadi District with Beneficiary -wise chainage Numbers);
- vii. Sl. No.(i)(copy of Final Notification/declaration Report of the land acquired & beneficiaries list and amount of bill against each beneficiary);
- viii. Sl. No.(k)(copy of details of the beneficiary account where the compensation amount was disbursed or will disburse and a CTC copy of cheque vouchers) and
- ix. Sl. No.(n) (copy of unused balance amount & solatium amount).

(2) The PIO shall furnish the above documents/information to the appellant in a tabular form with proper index and duly certified by the PIO and report the compliance therewith on 16th January, 2025 the next date of hearing without fail so as not to constrain this Commission to invoke penal provisions of the RTI Act, 2005.”

Today on 16.01.2026, the PIO, Er. Shri PudomTaku, DLRSO is present in person and the appellants are also present with their Counsel, Shri Sorang Tada.

Heard the parties.

The appellants and their Ld.Counsel submitted that the PIO did not furnish the requested information/documents despite the direction of this Commission. They also submitted that the Commission, in its earlier order did not pass any direction on their query at Sl.(j)(**NOC from Gram Panchayats of affected villages**). In this regard, this Commission in its aforesaid order had already considered the point and endorsed the grounds cited by the PIO i.e. *invocation of urgency clause under section 40 of the LARR Act 2013*, for non-furnishing the said information, as justified and therefore, it is re-iterated that no direction can be passed for disclosure of an information which does not exist. The appellants/Ld.Counsel, however, insisted for the copy of the Govt.notification issued under section 40 of the Act and its publication in the News paper. The said documents, which are available along with other records submitted to this Commission by the PIO earlier shall be furnished to the appellants which shall be collected by them on next working day (19.01.2026). The appellants also demanded that the copy of notice issued by the office of the Deputy Commissioner under the proviso to section-40(2) of the LARR Act be furnished to them.

The PIO, on the other hand, submitted as under:

- a) that no Steering Committee was constituted for recommending *Final bill list with Items wise/quantities rate of each beneficiary* as requested by the appellants vide Sl. No.(d) of their application but there was an Assessment Committee constituted by the Govt. for assessment of land and other standing properties, the copy of which can be furnished to the appellants;
- b) that there was no separate fund allotted for *survey and investigation* {Sl. No.(f)} but the expenditure on *survey and investigation* was borne out of the contingency fund provisions provided for administrative charges, the detailed statement of expenditure of which can be furnished to the appellants;
- c) that as regards the *total funds/amount against the beneficiary of KraDaadi district release from GOI* {Sl.No.(g)}, the o/o the PIO does not hold the copy of sanction but available with the State Govt.;
- d) that the information/documents requested vide Sl. No.(h),(i) and (k) are identical in nature and the details, such as, the names of beneficiaries, *Beneficiary-wise chainage Numbers, actual amount of compensation paid, cheque numbers etc.* could be found in the final *Final Notification/declaration Report except the individual Bank A/c number of the beneficiaries as the compensation amount was not disbursed in the bank accounts and*
- e) that the details of *balance amount & solatium amount* {Sl.No.(n)} could be furnished.

This Commission, upon hearing the PIO and in light of his submission as above, directs him to furnish the information/documents as above. He shall also furnish the copy of notice issued by the D.C under the proviso to section 40(2) of the LARRA. It is, however, made clear that if the o/o the PIO does not hold any of the information/documents including the copy of cheques by which the compensation were released to the beneficiaries, he shall furnish appropriate replies by way of an affidavit as mandated under section-18(3)(c) of the RTI Act, 2005 and under rule-5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005.

The PIO shall comply with the above direction within 2(two) weeks from the date of receipt of this order and report compliance thereof on 30.01.2026, the next date of hearing.

Given under my hand and seal of this Commission on this 16th January, 2026.

NOW THEREFORE, you are hereby summoned to appear in person or online in the Hon'ble Court of Shri SangyalTseringBappu, **SIC on 30th January, 2026 (Friday) at 2 pm** to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

Take notice that, in default of your appearance, on the day above-mentioned, the matter will be heard and determined in your absence.

To avail online hearing please at least notify or get in touch one day prior to the hearing, download "**WEBEX MEETING APP**" from Google Play store. For further technical assistance Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957) maybe contacted.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,

APIC, Itanagar.

Memo No. APIC-683/2025/24 Dated Itanagar, the Jan., 2026

Copy to:

1. The Dy. Commissioner KraDaadi District (A.P), the First Appellate Authority (FAA), for information and compliance by the PIO.
2. The PIO, o/o the District Land Revenue & Settlement Officer (DLRSO) KraDaadi District (A.P)(Pin Code:791118) for information and compliance.
3. Shri Ha Tago& Shri SartamTallu, State General Secretary & finance Secy., Anti Corruption Foundation A.P, Camp office Haku village Nirjuli(PIN:791109) (Contact No. 9612541253/8258882412) for information.
4. The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
5. Office Copy.
6. S/Copy.

Prag 17/01/26
Registrar/Deputy Registrar
APIC, Itanagar.