



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE HON'BLE COURT OF MAJOR GENERAL JARKEN GAMLIN, AVSM, SM,
VSM (RETD), STATE CHIEF INFORMATION COMMISSIONER**

No.APIC-262/2025

Dated, Itanagar the 3rd June, 2025

Appeal Under Section 19(3) RTI Act, 2005

Appellant:

Adv. Riya Taram, Adv. Bengia Tahar & L.Namdu, Huto colony, Riang Store near Catholic Church, Jollang Itanagar, Arunachal Pradesh, PIN-791113, (M) 9383103387 / 9402443699.

Vs

Respondent:

The PIO-cum-EE(Electrical), Govt. of A.P., Tawang Electrical Division, Tawang District, Arunachal Pradesh, PIN-790104.

ORDER

1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Adv. Riya Taram, Adv. Bengia Tahar & L.Namdu, Huto colony, Riang Store near Catholic Church, Jollang Itanagar, Arunachal Pradesh, for non-furnishing of information by the PIO-cum-EE(Electrical), Govt. of A.P., Tawang Electrical Division, Tawang District, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 03/01/2025 regarding the relevant information against the utilization of fund under RE from 2016-2024.

2). The 1st hearing was held on 3rd June, 2025. The PIO-cum-EE(Electrical), Govt. of A.P., Tawang Electrical Division, Tawang District, Arunachal Pradesh vide letter No. TED/W-84/RTI-1/2025-26/409-13 Dated 20/05/2025 submitted that due to visit of Hon'ble Chief Minister of Arunachal Pradesh for a week long programme he would not be able to attend the court hearing.

3). The Appellant submitted that he has not received any information from the PIO.

4). The Commission makes clear that the statutory duty and summon from the court should be given privilege over other normal duties or VVIP duties. Violation of provisions of RTI Act, 2005 is tantamount to violation of Constitution of India and infringement of fundamental rights of citizen under Article 19(1)(a). Thereby, the Commission cautioned the PIO, not to repeat the same in near future. The Commission giving reasonable opportunity to the PIO decides to fix next date of hearing.

5). The next date of hearing is fixed on 8th July, 2025 (Tuesday) at 1100hrs.

6). Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the PIO is found absent the Commission will initiate penal action against the PIO under section 20(1) of the RTI Act-2005. In case Appellant is found absent the case shall be disposed of.

N.B: - PIO and Appellant can also avail online mode of hearing by downloading "Webex App" from Google Play store. May contact IT consultant, **Shri Himanshu Verma** at **Mob:- 8319014957** for further technical assistance at least one day prior to date of hearing.

Order copies be issued to all the parties.

Sd/-

[Major General Jarken Gamlin, AVSM, SM, VSM (Retd)],
State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Memo No.APIC-262/A/2025 / 2022

Dated, Itanagar the 9 June, 2025

Copy to:

1. The FAA-cum-Chief Engineer(Power-Western Zone), Govt. of A.P., O/o Chief Engineer, Power Department, Itanagar, Arunachal Pradesh, PIN-791111, to ensure attendance of the PIO-cum-EE(Electrical), Govt. of A.P., Tawang Electrical Division, Tawang District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The PIO-cum-EE(Electrical), Govt. of A.P., Tawang Electrical Division, Tawang District, Arunachal Pradesh, PIN-792110.
3. Adv. Riya Taram, Adv. Bengia Tahar & L.Namdu, Riang Store near Catholic Church, Jollang Itanagar, Arunachal Pradesh, PIN-791113, (M) 9383103387 / 9402443699.
4. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to above all.
5. Case file.

Registrar / Dy. Registrar

Arunachal Pradesh Information Commission
Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar