



ARUNACHAL PRADESH INFORMATION COMMISSION, APIC

ITANAGAR

An Appeal Case U/S 19(3) of RTI Act, 2005.

Vide Case No. APIC-321/2025

(Summon to appear in person)

(Or. 5, R.3 of CPC)

Shri Bagemso Mitti -V/S- PIO-Cum-DFO, Tezu Lohit District

To,

The Divisional Forest Officer,
Tezu Forest Division,
Lohit, District, A.P.

WARNING SUMMON

WHEREAS, in connection with the **APIC-No. 321/2025**, your personal appearance is required before the Commission on **23rd April 2026 at 10:30 AM**. The 2nd hearing held on **22nd January' 2026**. The Appellant Shri Bagemso Mitti, present during the hearing and PIO-cum DFO, Tezu Division Arunachal Pradesh, is found absent during the hearing without intimating to the Commission the reason for his inability to attend the hearing, which is unbecoming on the part of the PIO, who has to be reminded that the PIO besides, public duties also has to attend Court hearing when an appeal is preferred against him as per the provisions of the RTI Act 2005, which is a statutory duty binding upon the PIO.

Heard the Appellant.

The Appellant stated before the Court of the Commission that PIO has not furnished any of the information as sought by him in his form'A' application till date. But the PIO had written a letter to him on dated 24/10/2025 stating in the letter that the information sought by the Appellant is unavailable at the office of the PIO and therefore, advised to file the RTI application at the office of the PCCF Wild Life & Bio-Diversity Govt. of Arunachal Pradesh.

The PIO has also stated in the letter to the Appellant that the information sought under Sl No. (i) form'A' of the Appellant will be provided by the PIO, and regarding the other information related to crop damage and life loss due to wild elephant at Sunpura area, may be obtained from the PCCF office but, till today no information have been provided by the PIO despite his commitment to provide the information from his office and regarding the information that I have been advised to file applicant before the PCCF Govt. of A.P, should have been transferred to the competent authority, by the PIO.

It is to be noted that as per section 6(3) of the RTI Act 2025 the PIO is under obligation to transfer the application to the competent office from where the information can be obtained but till today the PIO has not provided any information nor transferred my application to the competent authority from where I can obtain or get the information.

After hearing the Appellant the Commission hereby observes;

The PIO has been repeatedly absent despite notice of hearing served upon him, such negligence of statutory duties by PIO to attend the court of hearing when an appeal is preferred against him, is a serious misconduct which has to be dealt with very strongly by this Commission to summon such erring PIO to let them attend court hearings.

The facts as per the RTI Act 2005 is that if information sought by the Appellant is not available with the office of the PIO, the PIO has to transfer the application to the competent authority from where the applicant can obtain the information and in this case the PIO has failed to perform his duty of transferring the application.

Under the above stated observations, facts and circumstances the Commission here by order;

- i) To issue **warning summons** to the PIO to appear in person or through online mode before the Commission in the next date of hearing. **Failing which necessary action shall be initiated against the PIO as per the provisions of RTI Act 2005.**
- ii) PIO is ordered by this Commission to transfer the applicant of Appellant to the competent authority from where the applicant can obtain information which are not available with the office of the PIO.
- iii) PIO to provide the information related to compensation paid for Jungle clearance for Katta Plantation.
- iv) The Appellant to be present in person or through online mode before the Commission in the next date of hearing without fail. **Failing which this appeal shall be heard and determined ex-parte.**

The Commission ordered;

The next date of hearing be fixed on 23st April' 2026 at 10:30 AM

N.B:- To avail online hearing, please notify or get in touch one day prior to the hearing, download “WEBEX MEETING APP” from Google Play store. For further technical assistance may contact **Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957).**

It is so ordered this 22nd day of January, 2026 at 4:30 PM.

Sd/-

(Vijay Taram)
State Information Commissioner
APIC, Itanagar.

Memo. No. APIC-321/2025

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Dated Itanagar, the 23 January, 2026

Copy to:

1. The computer Operator, for uploading on the website of APIC, please.
2. Office Copy.

P Rayasifha
Registrar/Dy. Registrar
APIC Itanagar
Deputy Registrar
Arunachal Pradesh Information Commission
APIC