



**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-260/2024

Dated, Itanagar the 4th February, 2025

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Toko Nikam, Vill-Yupia-I, PO/PS-Doimukh, Papum Pare District, Arunachal Pradesh, PIN-791112, (M) 825969735 / 9615243374.

Vs

Respondent: Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, PIN-791120.

Third Party: Shri Tai Tajik, proprietor of the M/S. RTT Enterprises, 'C' Sector, Opp. BSNL GMT Office, Bank Tinali, Distt. Papum Pare, Itanagar, Arunachal Pradesh, PIN-791111.

ORDER

1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Toko Nikam, Vill-Yupia-I, PO/PS-Doimukh, Papum Pare District, Arunachal Pradesh, for non-furnishing of information by the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A dated 27/02/2024 regarding **C/o PMGSY Road from Ngura Pakam to Cooperative Khach.**

2). The 2nd hearing was held on 4th February, 2025. Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh was represented by Shri Sachin Jerang, APIO-cum-JE (D & P) through online video conferencing. The Appellant Shri Toko Nikam was present in person before the Commission's court.

3). The APIO informed the Commission that the PIO-cum-EE(RWD), Ziro Division, Lower Subansiri District, was busy in meeting so could not attend the hearing. The APIO also informed that all the available information has been furnished to the Appellant and the information which could not be supplied and which are not available a justifiable reason has been given in written.

4). The Appellant submitted that the PIO has not appeared in person, the PIO failed to comply with the direction of the Commission's last hearing order. The Appellant also informed that the PIO has provided incomplete information in improper manner. The 3rd (third) party information has not been provided to him, the PIO failed to observe section 11 of the RTI Act, 2005.

5). Non-compliance with the direction of the Commission and violation of the RTI Act, 2005 provisions is viewed very seriously by the Commission. Hereby, Shri Mudang Rika, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh is directed to **appear before the Commission's court in person at Itanagar** with all the relevant document in the next date of hearing. The PIO is cautioned that if he fails to appear in person, the Commission would be compelled to issue **arrest warrant against him under section 18(3)(a) of the RTI Act, 2005** to compel his attendance before the Commission's court.

6). The Commission under section 19(4) of the RTI Act, 2005 decides to summon Shri Tai Tajik, proprietor of the M/S. RTT Enterprises as the 3rd party in the next date of hearing.

7). **The next date of hearing is fixed on 11th March, 2025 (Tuesday) at 11:00 AM.**

8). **Therefore, Shri Mudang Rika**, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, is hereby summoned to appear before this Court in person along with the 3rd party **Shri Tai Tajik**, proprietor of M/S. RTT Enterprises, 'C' Sector, Opp. BSNL GMT Office, Bank Tinali, Distt. Papum Pare, Itanagar, Arunachal Pradesh, on the scheduled date and time without fail. Take notice that in case of absence on the day of hearing mentioned above, the appeal will be heard and determined ex-parte. Also, if the Appellant fails to appear the case would be disposed of without any further notice.

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-260/2024/167

Dated, Itanagar the 5 February, 2025

Copy to:

1. The FAA-cum-Deputy Commissioner, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh, PIN- 791120 to ensure attendance of the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. **Shri Mudang Rika**, the PIO-cum-EE(RWD), Govt. of A.P., RWD Ziro Division, Lower Subansiri District, Arunachal Pradesh, PIN-791120.
3. **Shri Toko Nikam**, Vill-Yupia-I, PO/PS-Doimukh, Papum Pare District, Arunachal Pradesh, PIN-791112, (M) 825969735 / 9615243374.
4. **Shri Tai Tajik**, the M/S. RTT Enterprises, 'C' Sector, Opp. BSNL GMT Office, Bank Tinali, Distt. Papum Pare, Itanagar, Arunachal Pradesh, PIN-791111.
5. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
6. Case file.

Registrar/ Dy. Registrar
Arunachal Pradesh Information Commission

Itanagar
Arunachal Pradesh Information Commission
Itanagar.