



**ARUNACHAL PRADESH INFORMATION COMMISSION**  
**ITANAGAR.**

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

**Case No. APIC- 731/2025.**

**(Summon to appear in person)**

**(Or.5 R.3 of CPC)**

**APPELLANT** : Shri Nabam Bida Hina & Nabam Sonia, Doimukh.  
**RESPONDENT** : The PIO, o/o the (DLRSO), Yupia, Papum Pare District,

**SUMMONS**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Bida Hina & Nabam Sonia for non-furnishing of below mentioned information by the PIO, o/o the (DLRSO), Yupia, Papum Pare District (which was inadvertently mentioned as the "the EE (RWD), Yupia Division, Itanagar, Govt. of Arunachal Pradesh" in the Summon Notice dt. 8<sup>th</sup> January, 2025), as sought for by them under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 14.07.2025.

**(a)Particulars of information:**132 KV Line transmission Compensation details of Leporiang Circle (including – yet to payment for compensation).

**(b)Details of Information:**

- 1) All land compensate details/recipients.
- 2) KMZ file for 132 KV line transmission of the Leporiang Circle.
- 3) Furnish segregation map of Community/private land reserve forest area of 132 KV line under Leporiang Circle.
- 4) Furnish copies of Final Bills.
- 5) Assessments items of all land beneficiary/recipients.
- 6) Furnish rates/value copy of plain land/commercial/WRC, Non-Cultivable/fallow land, hill lock/slope land , Agri-Horti items.
- 7) Towers and Air-Surface rate.
- 8) Building and other properties.
- 9) Total Compensation fund received from the competent authority for the 132 KV line, Leporiang Circle.

**(c) Period for which information asked for:-2024-2025.**

**Brief facts emerging from the appeal:**

Records emerging from the appeal disclose that the Appellants had requested the PIO for the aforementioned information / documents but failed to obtain the same which prompted them to appeal before the Deputy Commissioner, Papum Pare District, Yupia, Govt. of Arunachal Pradesh, Itanagar as the First Appellate Authority (F.A.A) under Section 19 (1) of the RTI Act vide his Appeal Memo dated 13.08.2025.

Records further reveal that the PIO vide his letter dtd. 11.08.2025 had furnished the sought for information to the appellant.

Records also disclose that the D.C., Yupia, the First Appellate Authority (FAA) had conducted the hearing on 12.09.2025 and disposed of the appeal holding that the PIO had furnished the requested information/documents to the appellants.

The appellants, however, apparently, not satisfied with the response of the FAA and the PIO, had preferred 2<sup>nd</sup> appeal before this Commission under section 19 (3) of the RTI Act, 2005 vide their Memo of appeal dt. 24.09.2025.

This appeal was, accordingly, listed and heard on 4<sup>th</sup> of February, 2025 wherein the PIO was represented by Shri Takam Logi, Mandal but the appellants were absent without any intimation.

This Commission, taking into account the absence of the appellants in the hearing despite summons and after hearing the representative of the PIO, who, reiterating the submission of the PIO made before the FAA in the hearing conducted by the FAA, pleaded for closure of the appeal, disposed of and closed the appeal in terms of the stipulation contained in the summon notice that in default of appearance by the parties, the matter will be heard and determined in their absence.

The appellants, however, vide their petition dt. Nil prayed for listing the appeal again and afford them an opportunity of hearing to present their case on merit. The extract of their prayer is reproduced hereunder:

*“ Most respectfully showeth:*

- 1. That the appellant had preferred the present second appeal under section 19 (3) of the Fight to Information Act, 2005, seeking information from the respondent authority which was illegally withheld/ incompletely furnished.*
- 2. That the above mentioned second appeal came to be disposed of by this Hon'ble Commission vide order dated 04/02/2026 passed without hearing of the appellant and same shall re-hearing.*
- 3. That due to circumstance beyond the control of the appellant, the appellant could not appear and/or effectively represent the case at the time of heating the reasons, inter alia, include; non-service of hearing notice, and or unavoidable personal circumstance or medical exigency, and or non-availability of counsel or technical difficulties in virtual hearing.*
- 4. That the non-appearance of the appellant was neither wilful nor deliberate, but purely bono fide and unintentional.*
- 5. That the appellant has a strong prima face case on merits, as the respondent public information officer DLRSO, Papum Pare, Yupia has failed to comply with the mandatory provisions of the RTI Act by not furnishing the complete and correct information within the prescribed statutory period.*
- 6. That the impugned order has resulted in serious prejudice to the appellant and has defeated the very object and spirit of he Right to Information Act, 2005.*
- 7. That it is a settled principle of law that no litigant should suffer for technical lapses, and matters ought to be decided on merits rather than on procedural grounds.*
- 8. That this Hon'ble Commission is empowered to recall its order and grant re-hearing in order to secure the ends of justice and ensure transparency and accountability in public administration.*
- 9. That no prejudice will be caused to the respondent if the present application is allowed, whereas grave and irreparable loss will be caused to the appellant if the same is rejected.*

#### **PRAYER**

*In view of the facts and circumstances stated above, it is most respectfully prayed that this Hon'ble Commission may graciously be pleased to allow the present application; Recall/set aside the order dated 04/02/2026 passed in second appeal No case U/S 19(3) of RTI Act 2005 and restore the Second Appeal to its original file and*

number; fix a fresh date of hearing and afford the appellant an opportunity to present the case on merits; and pass such other and further order (s) as this Hon'ble commission may deem fit and proper in the interest of justice.

And for this act of kindness, the appellant as in duty bound shall ever pray.

**(Filed by Counsel Appellant  
through Advocate)**

Sd/-

Tacha Noma (Adv)

This Commission, upon consideration of the prayer of the appellants decides to recall the closure order passed on 04.02.2026 and list the appeal on 13.03.2026 for hearing the appellants.

**NOW THEREFORE**, you are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC on 13<sup>th</sup> March, 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.

Given under my hand and seal of this Commission on this 12th Feb., 2026.

Sd/-

**(S. TSERING BAPPU)**

**State Information Commissioner,  
APIC, Itanagar.**

**Memo No. APIC-731/2025 / 660 Dated Itanagar, the 13, Feb, 2026**

Copy to:

1. The Deputy Commissioner, Yupia, Papum Pare District, Govt. of A.P, Itanagar, the First Appellate Authority (F.A.A) for information and ensuring compliance by the PIO.
2. The PIO, o/o the (DLRSO), Yupia, Papum Pare District (Pin code-791111), Itanagar for information and compliance.
3. Shri Nabam Bida Hina & Nabam Sonia, Emchi Village, PO/PS-Doimukh, Papum Pare District (Pincode-791112), (Phone No.8414927669/8413997388) for information.
- ✓ 4. The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
5. Office Copy.
6. S/Copy

**Registrar/ Deputy Registrar  
APIC, Itanagar.**

Deputy Registrar  
Arunachal Pradesh Information Commission