



**ARUNACHAL PRADESH INFORMATION COMMISSION, APIC**  
**ITANAGAR**

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

Vide Case No. APIC-1002/2023

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

Shri Taram Kenji -V/S- PIO-O/o Commissioner, IMC, Gohpur, Itanagar, P/Pare District

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To,

The Officer-In-Charge  
Raga Police Station,  
Kamle District, A.P.  
Govt. of A.P.

**ORDER**

The 4<sup>th</sup> hearing held on 5<sup>th</sup> August, 2025 related to the APIC-No-1002/2023. The Appellant Shri Palen Laa is present.

The PIO-cum-District Horticulture Officer (DHO), Raga, Kamle District, Govt. of Arunachal Pradesh, 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 also has a mandatory duty to attend to statutory duties besides public duties, when an appeal is preferred against him/her.

**The Commission observes:**

The PIO absent for the 4<sup>th</sup> consecutive time despite summons issued on 07.11.2024, 19.12.2024 and 06.03.2025 to be present in the next date of hearing which was on 19.12.2024, 06.03.2025 and 05.08.2025 respectively. The Commission issued Bailable Warrant of Arrest against the PIO-cum-District Horticulture Officer (DHO), Raga, Kamle District, Govt. of Arunachal Pradesh, to be executed and returned by the Officer-In-Charge, Raga Police Station to secure the presence of the PIO on 05.08.2025 but, despite Bailable Warrant of Arrest order issued against the PIO (DHO) is absent today for the 4<sup>th</sup> consecutive time.

It is to be mentioned that on 19.12.2024 under provisions of Section 25(5) of RTI, Act, 2005. The Secretary, Department of Horticulture, Govt. of Arunachal Pradesh was ordered to initiate disciplinary action against the PIO-cum-DHO, Raga, Kamle District, Govt. of Arunachal Pradesh, as per the Service Rules applicable to the PIO to secure the attendance of the PIO in the next hearing of the appeal in the court of the Arunachal Pradesh Information Commission (APIC) and the copy/report or of the disciplinary action taken report initiated against the PIO-cum-DHO, Raga, Kamle District, Govt. of Arunachal Pradesh, be sent to this

Commission but, sadly it has not been sent to the Commission and under such circumstances it is disheartening that the Government officials are not providing assistance to the court of the Arunachal Pradesh Information Commission (APIC), despite request made to ensure the attendance of the Public Information Officer (PIO) in the court.

And under these circumstances, the functioning of the Information Commission's court is severely compromised.

In the absence of the PIO in the 4<sup>th</sup> hearing despite the above orders issued, **the Commission hereby observes that:**

1. The Officer-In-Charge Raga Police Station has not executed the Bailable Warrant of Arrest, as he has not returned the arrest memo before the court of the Commission on or before the hearing date.
2. The copy of the Bailable Warrant of Arrest was also served upon the Superintendent of Police (SP) Kamle District for compliance, and the same copy was also served upon the Deputy Commissioner (DC) Kamle District for information and even after all these neither the PIO has turned up nor the execution of the Bailable Warrant of Arrest has been returned to this Commission.

**And, therefore, observing the above circumstances the Commission hereby orders as follows;**

1. By the provisions of Section 25(5) of RTI, Act, 2005, the Chief Secretary, Govt. of Arunachal Pradesh is hereby ordered to initiate disciplinary action as per the Service Rules applicable against the PIO-cum-DHO, Raga, Kamle District, for disobeying the orders of the court of Arunachal Pradesh Information Commission (APIC).
2. By the same provisions under Section 25(5) of RTI, Act, 2005 the Commission finds that the practice of the Officer-Incharge, Raga Police Station and the PIO-cum-DHO, Raga, Kamle District does not confirm with the provisions of the spirit of the RTI, Act, 2005, and therefore, the Commission recommends to the Director General of Police (DGP) to initiate disciplinary action against the Officer-In-Charge, Raga Police Station, Kamle District, as per the Service Rules applicable to the particular police personnel.
3. The Chief Secretary (CS) Govt. of Arunachal Pradesh is hereby ordered to return the copy of action taken report against the PIO-cum-DHO, Raga, Kamle District, Govt. of Arunachal Pradesh, before the next date of hearing.

4. The Director General of Police (DGP) is hereby ordered to return a copy of the action taken report against the Officer-In-Charge, Raga Police Station, Kamle District, to the APIC, as early as before the next date of hearing.
5. Send summons to the Appellant Shri Palen Laa to be present in the next date of hearing without fail, failing which this instant appeal will be heard and determined ex-parte.

**The Commission ordered;**

**The next date of hearing be fixed on 13<sup>th</sup> November' 2025 at 10:30 AM (Morning)**

**N.B:-** 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 may contact **Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957).**

**It is so ordered this 05<sup>th</sup> day of August 2025 at 01:30 PM.**

Sd/-  
(Vijay Taram)  
State Information Commissioner  
APIC, Itanagar.

**Memo. No. APIC-1002/2023** / 882

**Dated Itanagar, the 13<sup>th</sup> August 2025**

Copy to

- a. ✓ The computer Operator, for uploading on the website of APIC, please.
- b. Office Copy.

Registrar/Dy. Registrar

APIC Itanagar

**Deputy Registrar**

**Arunachal Pradesh Information Commission  
Manager**

To,

Date: 07.08.2025

The Chief Secretary  
Govt. of Arunachal Pradesh  
Itanagar.

Sub: Initiation of disciplinary action against the PIO-cum-District Horticulture Officer (DHO), Raga, Kamle District, Govt. of A.P.

Ref: Section 18(3) and Section 25(5) of RTI, Act, 2005.

Sir,

Whereas, it has come to the attention of this court, that the Public Information Officer (PIO) of the office of the District Horticulture Office, Raga, Kamle District, has failed to comply with the notice, order and summons issued by the court of the Arunachal Pradesh Information Commission (APIC) on 07.11.2024, 19.12.2024, 06.03.2025 and 07.08.2025 concerning an appeal filed under Section 19(3) of the RTI, Act, 2005 against their office.

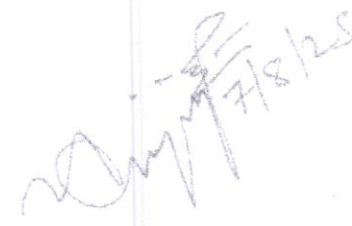
And whereas, on 19.12.2024 under the provisions of Section 25(5), the Secretary Horticulture, Govt. of Arunachal Pradesh was directed to initiate disciplinary action against the said DHO, as per the Service Rules applicable to him to secure the presence of the PIO in the next hearing and to submit the copy of the action taken report to the Arunachal Pradesh Information Commission (APIC) but sadly, the Secretary Horticulture, Govt. of Arunachal Pradesh has failed to comply with the orders and therefore, the errant PIO still remain to disobey the order of the court of the Arunachal Pradesh Information Commission and thereby compromising the functioning of the court of the Commission.

And whereas, the PIO's disobedience to the duly issued directives of the Information Commission undermines the authority of the Commission and hinders the transparent flow of information(s) as mandated by the RTI, Act, 2005.

Therefore, it is hereby directed that the Chief Secretary of the Govt. of Arunachal Pradesh initiate appropriate disciplinary action against the PIO-cum-DHO, Raga, Kamle District, for his failure to comply with the Commission's notice issued on 12.09.2024, summons issued on 07.11.2024 and bailable warrant of arrest issued on 06.03.2025.

It is further ordered that a report on the action taken in this regard be submitted to this court within 30 days from the date of this order.

Issued under the seal of this court.

  
Vijay Taram  
State Information Commissioner  
APIC, Itanagar.

To,

Date: 07.08.2025.

The Director General of Police  
Arunachal Pradesh.

Subject: Govt. officials compromising the functioning of the court of the Arunachal Pradesh Information Commission (APIC) and therefore, order for Disciplinary action against the Officer-In-Charge, Raga Police Station, Kamle District, Govt. of Arunachal Pradesh.  
Ref: Section 18(3) and Section 25(5) of the RTI, Act, 2005.

Sir,

I am writing to formally order the initiation of disciplinary action against the Officer-In-Charge Raga Police Station, Kamle District for failing to execute and return a bailable warrant of arrest as mandated on 06.03.2025 by the court of the Arunachal Pradesh Information Commission (APIC).

It has come to my attention that despite orders from the court of this Commission and even after passage of a considerable amount of time, some of the Officer-In-Charge (OC) of different Police Station in the State of Arunachal Pradesh do not act upon the warrant issued by this court which has been empowered as Civil Court under Section 18(3) of RTI, Act, 2005, in respect of the following matters namely:-

- (a) Summoning and enforcing the attendance of persons and compel them to give oral or written evidence on oath and produce the documents or things;
- (b) Requiring the discovery and impaction of documents.
- (c) Receiving evidence on affidavit.
- (d) Requisitioning any public record or copies thereof from any court or office.
- (e) Issuing summons for examination of witnesses or documents and;
- (f) Any other matter which may be prescribed.

The negligence of the Officer-In-Charge of different police stations of the State not only reflects poorly on the efficiencies of our Law enforcement agencies but also undermines the legal processes that our society is built upon and the very act Right to Information Act 2005 was enacted by the law makers of our country. In the eventuality of the negligence of law enforcing department/agency, the functioning of the courts are compromised.

The relevant details regarding the instant matter are as follows;

- (1) Warrant order issued date:06.03.2025.
- (2) Details of the Accused; the PIO-cum-District Horticulture Officer, Raga, Kamle District, Govt. of Arunachal Pradesh.
- (3) Officer to execute and return the warrant: Officer-In-Charge, Raga Police Station, Kamle District, Govt. of Arunachal Pradesh.

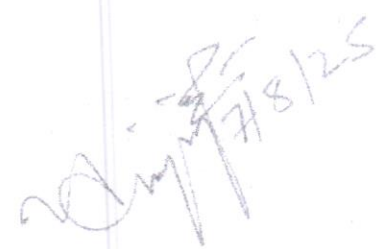
In the instant matter against the Officer-In-Charge, Raga Police Station: the failure to execute the warrant and return the same to the court of this Commission is a serious matter and could potentially have wider implications to the integrity of the Police force in Arunachal Pradesh. I believe it is crucial to maintain

accountability within our ranks and ensure that all officers uphold their duties with diligence.

Therefore, I request you to initiate an inquiry into this matter and take appropriate action against the officer in question to uphold the standards of our Police force.

It is further ordered that a report on the action taken in this regard be submitted to this court within 30 days from the date of this order.

Issued under the seal of this court.

  
Vijay Taram  
State Information Commissioner  
APIC, Itanagar.