



ITANAGAR, ARUNACHAL PRADESH

An appeal case U/S 19(3) of RTI Act, 2005

Vide Case No.APIC-216/2024

**BEFORE THE HON'BLE COURT OF SHRI VIJAY TARAM, THE STATE
INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.**

Shri Lenzing Pertin

..... Appellant

-VERSUS-

PIO-Cum-District Land Revenue & Settlement Officer.
Pasighat, East Siang District,
Govt. of Arunachal Pradesh

..... Respondent.

Order:09.04.2026.

JUDGEMENT

This is an appeal filed under sub-section (3) of Section 19 of the RTI 2005. Brief fact of the case is that the Appellant Shri Lenzing Pertin on **29/01/2024** filed an RTI application in Form- 'A' before the PIO-cum-District Land Revenue & Settlement Officer (DLRSO), Pasighat, East Siang District, Govt. of Arunachal Pradesh. Whereby seeking various information as quoted in Form 'A' application. The Appellant being not receiving the information from the PIO filed the First Appeal before the First Appellate Authority (FAA) on **14/03/2024**, and even then, the Appellant not receiving the required information from the PIO, filed the Second Appeal before the Arunachal Pradesh Information Commission on **10/07/2024** and the Registry of the Commission (APIC) having receipt of the Appeal registered it as APIC-No. **216/2024** (Appeal) and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission on **29.08.2024, 03.10.2024, 21.11.2024, 30.01.2025, 03.04.2025, 28.08.2025 & 09.04.2026** wherein the Appellant found absent with a letter of absence citing the reason for travelling to Delhi for casting his vote in the Bar Council of India election slated w.e.f 21st to 23rd April' 2026 and checkup and review his medical test.

The PIO-cum-DLRSO, Pasighat, East Siang Distict, Govt. of Arunachal Pradesh is present through online mode.

Heard the PIO;

The PIO stated that;

- i) All the information have been provided to the Appellant except the particular information- concept paper for allotment of Govt. plot of land at Gumin Nagar area of Pasighat, East Siang District.

- ii) The PIO even formed a six member committee to find out and trace if such information exist and is available with the office of the PIO. But, despite all reasonable and diligent efforts, the said concept paper could not be found in the office.
- iii) Since the said information could not be found, the PIO cannot manufacture the information and thereby has submitted on affidavit clearly stating that such information does not exist with the PIO's office.

After hearing the PIO, the Commission hereby observes;

1. This judgment concerns the appeal filed by Shri Lenjing Pertin, challenging the indecision of not providing him the required information that the Appellant has applied to the PIO-cum-District Land Revenue Settlement Office, East Siang District, under the Right to Information Act (RTI Act) 2005.

2. Background:

The Appellant has approached this Commission by way of second appeal as per section 19 (3) of the RTI Act 2005, requesting various pieces of information.

The PIO has provided all the information available with him, except for the concept paper regarding the allotment of land in the Gumin Nagar area of Pasighat town.

3. Key Findings by the Commission;

It is noted that the PIO has diligently supplied all existing information as requested by the Appellant.

Missing Concept Paper: Despite constitution of a committee to locate the concept paper for land allotment at Gumin nagar area under East Siang district, the document could not be traced in the office of the PIO, as it is not existing in the office of the PIO.

As per the provisions of the RTI Act, the PIO cannot provide information that does not exist.

Manufacturing Information: The PIO is not permitted to create information that is not available in the records at his office. Thus, the inability to provide the concept paper is justified under the RTI provisions.

4. Conclusion:

Given that all available information have been provided to the Appellant and the PIO has correctly stated that he cannot disclose or manufacture information regarding the untraceable concept paper, this Commission finds no basis to continue further hearings of this appeal.

5. Disposition:

In light of the above considerations, this appeal is hereby disposed of, after thorough consideration during the seventh hearing. The Commission acknowledges the efforts of the PIO in providing all accessible information.

Order:

This appeal is concluded with no further hearings required. The Appellant is advised to explore alternative avenues if the required concept paper remains essential for him.

In view of the above facts and circumstances the Commission dispose this Appeal. And, accordingly, this Appeal stands disposed of and closed once for all.

Judgment pronounced in the open Court of this Commission today on this 9th day of April' 2026.

Copy of this Judgment be furnished to the parties.

Given under my hand and seal of this Commission on this 9th day of April' 2026.

Sd/-

(Vijay Taram)

State Information Commissioner
APIC-Itanagar

Memo.No.APIC-216/A/2024 /1200

Dated Itanagar, the 16 April, 2026.

Copy to:

1. PIO-Cum-DLRSO, Pasighat, E/Siang District Govt of Arunachal Pradesh for information and necessary action please. **Pin Code:791102**
2. Shri Lenzing Pertin, Mirbuk Village, Pasighat, E/Siang District Arunachal Pradesh for information please. **Contact No. 9862193865**
- ✓ 3. The Computer Programmer, APIC for uploading on the Website of APIC please.
4. Office Copy

Registrar/Dy. Registrar
APIC, Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission