



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-81/2025.

APPELLANT : Shri Samraj Sur Chakma, Maya Sarovar Area,
Bodhgaya.

RESPONDENT : The PIO, o/o the Deputy Commissioner, Changlang.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Samraj Sur Chakma for non-furnishing of below mentioned information by the PIO, o/o the Deputy Commissioner, Changlang District, Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 12.06.2024.

Details of information required:

1. When did said joint petition receive in the office of the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh? What was its diary number?
2. When did said joint petitions was place in files before the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh for careful consideration of appropriate action, practical and speedy implementation of said order of hon'ble NHRC, as requested in said joint petition?
3. Supply clear photocopy of records of file noting, comment and note given in the process of examining the said joint petition for appropriate action.
4. Was the said joint petition referred or transferred to any other officers, public authorities for appropriate action? If yes, supply clear photocopy of the forwarding letters issued to refer or transfer of the said joint petition.
5. Any action taken report, response, comments received in the office of the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh, from any officers of any other line departments, officers of other branch, public authorities concerned for appropriate action regarding the said joint petition? If yes, supply clear photocopy of action taken report, response, comments received.
6. When did the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh, had receive from any officer of hon'ble NHRC, New Delhi, the copy of said order passed on 02/02/2024, in the Case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi? Supply clear photocopy of said order had received from any officer of hon'ble NHRC, New Delhi, in the office of the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh.
7. Supply clear photocopy of records of file noting/comment/note given in the process of examining of said order received from any officer of hon'ble NHRC, New Delhi, which was passed on 02/02/2024, in the Case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi, for appropriate action.

8. What are the practical actions or ground steps had been taken by the Deputy Commissioner, Changlang, dist. Changlang, Arunachal Pradesh, for practical and speedy implementation and compliance of said order received from any officer of hon'ble NHRC, New Delhi, which was passed on 02/02/2024, in the Case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi? Supply its clear photocopy of practical actions or ground steps had been taken by the Deputy Commissioner, Changlang Distt. Changlang, Arunachal Pradesh.
9. Did the Deputy Commissioner, Changlang Distt. Changlang, Arunachal Pradesh, had issue any instruction and direction to any officers of any other line departments, officers of other branch and public authorities concerned *to ensure compliance and practical implementation of said order passed on 02/02/2024, in the case No.29/2/4/2022, by the hon'ble National Human Rights Commission, New Delhi?* If yes, supply clear photocopy of instruction and direction issued to any officers of any other line departments, officers of other branch and public authorities concerned.

Hearing and decision:

This appeal was heard 2(two) times on 25.04.2025 and 11.06.2025. In both the dates the appellant, Mr. Samraj and the PIO, Ms. R. Pertin, EAC o/o the DC, Changlang appeared through VC.

This Commission, upon hearing the parties and on perusal of the points in the RTI application of the appellant and also the correspondences made between the officers in the o/o the DC, Changlang and the o/o the Divisional Commissioner (East), Namsai, noticed that the limited questions involved in this appeal were/are *as to whether the direction of the NHRC passed in its order dt.02.02.2024 has been implemented and if implemented, the reports/records thereof* which are required to be furnished to the appellant.

The direction of the Hon'ble NHRC as contained in its aforementioned order is reproduced hereunder:

"Thus the complainants are entitled to the relief prayed by them for the removal of the pillars erected in the middle of the Chakma villages, namely, Anandpur-I, Anandpur-II, Brajapur, Bdhisatta-II, Kamalpuri, Nandakanan, Devapuri and Punya Bhumi villages in Deban area under Miao circle in Changlang district. Accordingly, we direct that the erected pillars be removed and no action be taken based on proceedings against the Chakmas."

During the course of proceedings on 25.04.2025, the PIO had assured that she will furnish whatever information /records of correspondence on the demarcation of boundary are available point-wise to the appellant within 2(two) weeks which she was accordingly, directed.

As assured, the PIO, vide letter dt. 1st May, 2025, addressed to the appellant, a copy whereof is endorsed to this Commission, had forwarded the copies of correspondences made between the offices of the Dy. Commissioner, Changlang, the Divisional Commissioner (East), Namsai and Home deptt, Govt. of A.P, Itanagar on the implementation of the order of the NHRC direction. However, on a mere perusal of the contents of the aforesaid PIO's letter and the correspondences it was found that queries raised by the appellant had not been replied.

In the meantime this Commission received letter dt. 21.05.2025 from the appellant, Shri Saraj Sur Chakma complaining that the PIO, despite this Commission's order, did not furnish the requested information thereby willfully disobeying and disrespecting the order of this Commission and hence pleaded for appropriate direction to the PIO to furnish the requested information within 2 weeks.

The basic and specific query made by the appellant at Sl. 9 of his application dt.12.06.2024 was:-

- 1) *whether the direction of the NHRC passed in its order dt.02.02.2024 has been implemented?*
- 2) *if implemented, the reports/records thereof.*

In view of the above the complaint made by the appellant and unsatisfactory replies furnished by the PIO, the appeal was listed again on 11.06.2025.

Meanwhile the appellant Shri S.S.Chakma, vide his letter dt.09.06.2025, intimated this Commission that despite this Commission's order dt.28.04.2025, the PIO failed to provide the requested information/documents. The appellant, vide his subsequent letter dt.10.06.2025, sent through email again intimated this Commission that the PIO, vide letter dt.01.05.2025, had furnished some documents/information in response to his RTI application dt.12.06.2024 but he is not satisfied with those information as the documents were either incomplete or not satisfactory. The appellant, therefore, pleaded this Commission for an appropriate direction to the PIO to furnish accurate, complete and authentic information as sought for in his RTI application.

This Commission also received the copy of letter dt.09.06.2025 addressed to the appellant from the PIO furnishing thereby the detailed replies to the 9(nine) point queries made by the appellant in his RTI application. It noticed in the PIO's replies to queries at Sl.No.8 and 9 that the copy of the NHRC order dt.02.02.2024 in question has been forwarded to the o/o Divisional Commissioner(East) and the Home department, Govt. of A.P, Itanagar for further course of action at appropriate level/competent authority.

During the course of hearing the PIO reiterated the factual position of the case as above and suggested the appellant to approach the authorities i.e the o/o Divisional Commissioner (East), Namsai and the Home department, Itanagar for the specific / categorical replies to his queries, particularly, the query at Sl.No.9.

This Commission, upon hearing the PIO and the appellant and on perusal of the replies furnished by the PIO vide her aforesaid letter dt.09.06.2025, directs the appellant to approach the o/o the Divisional Commissioner (East), Namsai for the replies to his queries. The o/o the Divisional Commissioner (East), Namsai is also directed to furnish the requested information to the appellant within 2(two) weeks from the date of receipt of this order in terms of the provisions of sub-section (5) of section 5 of the RTI Act, 2005.

This appeal is disposed of in terms of above direction.

Given under my hand seal of this Commission on this 11th June, 2025.

Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC- 81/2025

1781

Dated Itanagar, the

13

June, 2025

Copy to:-

1. The Deputy Commissioner, Govt. of Arunachal Pradesh, Changlang District, Changlang, PIN – 792120 for information.
2. The PIO, o/o the Divisional Commissioner (East), Govt. of A.P, Namsai for information and compliance.
3. The PIO, o/o the Deputy Commissioner, Changlang District, Changlang, Arunachal Pradesh PIN – 792120 for information.
4. Shri Samraj Sur Chakma, Maya Sarovar Area, P.O. Bodhgaya, Dist :Gaya , Bihar PIN – 824231, Email : samrajchakma@gmail.com for information.
5. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
6. Office copy.
7. S/Copy.

Pragis/afis
Registrar/ Deputy Registrar
APIC, Itanagar.

Arunachal Pradesh Information Commission
Manager