



ARUNACHAL PRADESH INFORMATION COMMISSION, APIC
ITANAGAR

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

Vide Case No. Appeal-773/2023,

BEFORE THE COURT OF SHRI KHOPEY THALEY, STATE INFORMATION
COMMISSIONER

Shri Tamchi Gungte.....

Appellant

Versus

PIO-cum-BDO, CD Block, Chetam Respondent
Upper Subansiri District.

Date of hearing : 09/10/2023

Date of decision/Judgment : 24/02/2025

INFORMATION COMMISSIONER : Shri Khopey Thaley
Relevant facts emerging from Appeal:

RTI application file on : 06/04/2023
PIO replied on :
First appeal file on : 04/07/2023
First Appellate Authority's order :
2nd Appeal dated : 19/08/2023

Information sought :

The appellant file an RTI Application dated 06/04/2023 seeking Details regarding the following project:-

1. Plantation of large cardamom Garden at Sorjo under Chetam Circle, Upper Subansiri District.
2. Establishment of Piggery Farm at Chetam Village.
3. Establishment of Goatary Farming at Chetam village.


As per the case record, PIO has never conducted the hearing under his jurisdiction.

Being dissatisfied, the appellant filed First Appeal dated 04/07/2023. No hearing has been conducted by the First Appellate in this regard. Feeling aggrieved and dissatisfied, appellant approached the Commission with instant Second Appeal.

The following were present.

Appellant : Shri Tamchi Gungte found absent.

Respondent : PIO-cum-BDO, CD Block, Chetam present.


State Information Commission
Arunachal Pradesh Information Commission
Itanagar.

JUDGEMENT ORDER

This is an appeal filed under sub-section (3) of Section 19 of the RTI Act, 2005. Brief fact of the case is that the appellants Shri Tamchi Gungte on **06/04/2023** filed an RTI application under Form-'A' before the PIO-Cum-Block Development Officer, CD Block, Chetam, Upper Subansiri District, Govt. of Arunachal Pradesh whereby, seeking various information, as quoted in Form-A application. The Appellant, being not satisfied with the information received from the PIO, filed the First Appeal before the First Appellate Authority on **04/07/2023**. Appellant, again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on **19/08/2023** and the Registry of the Commission (APIC), having receipt of the appeal, registered it as **APIC No. 920/2023** and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission for 10(ten) time i.e on 09/10/2023, 29/11/2023, 22/01/2024, 10/04/2024, 12/06/2024, 31/07/2024, 04/09/2024, 09/10/2024, 18/11/2024 and 24/02/2025. In this hearing of the appeal on 24th day of February, 2025, the PIO-cum-BDO, CD Block, Chetam present in person but the appellant Shri Tamchi Gungte found absent. Tama, APIO but the appellant Shri Buli Bhai found absent without any intimation to the Commission.

Heard from the PIO-cum-BDO, CD block, Chetam, Shri Tatak Makcha. After perusal of the case record, the PIO-cum-BDO, CD Block, Chetam has given a written reply in detailed regarding the information, on non-availability of the documents as sought by the appellant, due to unfortunate fire incident on 16/09/2023 in the office of the CD Block, Daporijo. All the files and records of the BDO, CD Block, Chetam in the office of the CD Block Daporijo which was functioning in one block of the building BDO Office, Daporijo burned to ashes. Damage/loss report prepared by the ADO Office CD Block, Daporijo is enclosed with a photograph by the Officer In-charge of the Police Station, Daporijo.

The PIO has submitted a challan copy of penalty imposed which is in the case record. Considering the submission made by the PIO, the Commission deems that the documents sought by the appellant may not be available with the PIO-cum-BDO, CD Block Chetam. Therefore, the appeal case No. 773/2023 is disposed off and closed.

Judgment/Order pronounced in the open Court by the Commission today on this **24th day of February, 2025**. Each copy of Judgment/Order be furnished to the parties.

Given under my hand and seal of this Commission/Court on this **24th day of February, 2025**.

(Khohey Thaley)
State Information Commissioner
APIC, Itanagar.

Dated Itanagar, the **25th** February, 2025.

Memo.No.APIC-773/2023/611
Copy to:

1. The PIO-cum-BDO, CD Block, Chetam, Upper Subansiri District, Arunachal Pradesh, for information and necessary action please. Pin code- 791122
2. Shri Tamchi Gungte, Near KV2 Chimpu, Itanagar Papum Pare District for information and necessary action. **Contact No. 7085775809**
3. The Computer Programmer for upload on the Website of APIC, please.
4. Office Copy.

(Khohey Thaley)
State Information Commissioner
APIC, Itanagar.

State Information Commission
Arunachal Pradesh Information Commission
Itanagar.