



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE HON'BLE COURT OF MAJOR GENERAL JARKEN GAMLIN, AVSM, SM,
VSM (RETD), STATE CHIEF INFORMATION COMMISSIONER**

No.APIC-261/A/2025

Dated, Itanagar the 3rd June, 2025

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Adv. Riya Taram, Adv. Bengia Tahar & L.Namdu, Riag Store near Cahtolic Church, Jollang Itanagar, Arunachal Pradesh, PIN-791111, (M) 9383103387 / 9402443699.

Vs

Respondent: The PIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Roing Division, Lower Dibang Valley District, Arunachal Pradesh, PIN-792110.

ORDER

- 1). This is an appeal under Section 19(3) of RTI Act, 2005 filed by Adv. Riya Taram, Adv. Bengia Tahar & L.Namdu, Riag Store near Cahtolic Church, Jollang Itanagar, Arunachal Pradesh, for non-furnishing of information by the PIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Roing Division, Lower Dibang Valley District, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 28/12/2024 regarding the relevant information against Name of Scheme / work list under Funding head of SIDF (2016-24).
- 2). The 1st hearing was held on 3rd June, 2025. The PIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Roing Division, Lower Dibang Valley District, Arunachal Pradesh was represented by Shri Vikash Bagang, APIO-cum-JE (PWD). The Appellant Shri Riya Taram was present.
- 3). The APIO submitted that all the available information had been sent to the address of Appellant on 15th May, 2025 through postal service. The APIO submitted postal service receipt and forwarding letter as proof of his claim.
- 4). Also, the PIO, Vide letter No. RD/CT-50/2025-26/376 Dated Roing, the 15/05/2025 informed the Commission that the information sought by the Applicant is for 28 nos of schemes from SIDF from the year 2016 to 2024, i.e. of eight years. Since, the information sought are voluminous, so the applicant was asked to seek specific information but no response have been received from the applicant. Thereby, all the detail of information available in the office was sent to the applicant through speed post on 15/06/2025.
- 5). The Appellant submitted that he has not received any letter or information from the PIO.
- 6). The Commission for the convenience of both the parties directed the PIO to furnish information in electronic digital form if all the information records as sought for are kept in the electronic digital form in the office.

7). The APIO agreed to provide soft copy of all the available information in the office.

8). The Commission made the Appellant aware that under **Section-61 of Bharatiya Sakshya Adhiniyam (BSA), 2023, Electronic or digital record** are admissible before any court of Law and have the same legal effect, validity and enforceability as other document. Further, under **section-57 of BSA, 2023, Electronic or digital record** is treated as Primary evidence, i.e. treated as the Document itself produced for the inspection of the court. Whereas, authenticated Xeroxed hard copies are treated as secondary evidence under **Section 58 of the BSA, 2023**. Therefore, directed the Appellant to accept the soft copy.

9). Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the PIO is found absent the Commission will initiate penal action as per provisions of the RTI Act-2005, and under subsection (2) of Section (20) of the RTI Act would recommend disciplinary action under the service rule as applicable. In case Appellant is found absent the case shall be disposed of without any further notice.

10). The next date of hearing is fixed on **8th July, 2025 (Tuesday) at 1100hrs.**

N.B: - PIO and Appellant can also avail online mode of hearing by downloading "**Webex App**" from Google Play store. May contact IT consultant, **Shri Himanshu Verma** at **Mob:- 8319014957** for further technical assistance at least one day prior to date of hearing.

Order copies be issued to all the parties.

Sd/-

[Major General Jarken Gamlin, AVSM, SM, VSM (Retd)],
State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Memo No.APIC-261/A/2025

Dated, Itanagar the 9 June, 2025

Copy to:

1. The PIO-cum-EE(PWD), Govt. of A.P., Public Works Department, Roing Division, Lower Dibang Valley District, Arunachal Pradesh, PIN-792110.
2. Adv. Riya Taram, Adv. Bengia Tahar & L.Namdu, Rieng Store near Catholic Church, Jollang Itanagar, Arunachal Pradesh, PIN-791111, (M) 9383103387 / 9402443699.
- ✓ 3. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all.
4. Case file.

Registrar / Dy. Registrar

Arunachal Pradesh Information Commission
Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar