

ITANAGAR, ARUNACHAL PRADESH

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

Vide Case No.APIC-646/2023

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

Shri Tamchi Gungte

..... Appellant

-VERSUS-

PIO-Cum-Executive Engineer, PHE & WS,
Kodhuka, Upper Subansiri District,
Govt. of Arunachal Pradesh

..... Respondent.

Order:05.03.2026.

JUDGEMENT

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 Appellant Shri Tamchi Gungte on **14/07/2023**, filed an RTI application under Form-'A' before the PIO-Cum-EE, Department of (PHE & WS.) Kudhuko Division, 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 **01/06/2023** the Appellant again having not received the required information(s) from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on **23/04/2023**, and the Registry of the Commission (APIC), having receipt of the Appeal registered it as **APIC No. 646/2023 (A-peal)** and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission six times i.e on **05/11/2024, 17/12/2024, 4/3/2025, 22/5/2025, 28/10/2025 & 5/3/2026.**

Details of information sought by the Appellants.

1. **Furnish the certified DPR copy for work/project mentioned above.**
2. **Furnish the certified Sanction Order Copy.**
3. **Furnish the certified copy of Utilization Certificate.**
4. **Furnish the certified copy of Notice Inviting Tender (NIT) with respect to the subject mentioned above.**
5. **Furnish the certified copy of Newspaper in which NIT was published (At least 3 newspaper name (one National & 2 Local)) along with date of publication of Newspaper, with respect to the subject mention above.**
6. **Furnish the Tender Evaluation Copy along with list of Firms participated in the Tender processed for the work.**
7. **Furnish the Name of Firms who won the Tender work with respect to the subject mentioned above.**
8. **Furnish the certified copy of Completion Certificate for the work with respect to the subject mentioned above.**

9. **Furnish the certified Payment Details made through PFMS under DBT only, with respect to the subject mentioned above.**
10. **Furnish the Geo Coordinate information for the work mentioned above.**
11. **Furnish the Photograph of worksite (Glossy paper) before starting of work and Photograph (Glossy Paper) after completion of work.**
12. **Furnish the Name of Officers and their Designation at the Time of monitoring the work.**
13. **Furnish the certified copy of progress report for each project mentioned above.**
14. **Furnish the certified copy of Contractor Registration, Pass work Completion, Trading License, GST No., Contractor Enlistment Update reports, T&P Affidavit copy of tender winning Firm.**

In the 6th hearing on 5th day of March'2026, the Appellant found absent, without intimating the Commission the reasons for his inability to attend the hearing and the representative of the PIO Shri Er Limin Ete, Junior Engineer (JE) PWD Kudhuko Division present during the hearing through online mode.

Heard the representative of the PIO.

The representative of the PIO stated that the office of the PIO has provided all the information as sought by the Appellant. It is admitted that we have not provide complete information at a time or in one go but we have provided the complete information part wise, in a peace meal basis and the last part of the information was furnished to the Appellant in person on the 5th hearing in the Court of the APIC on 28/10/2025.

After hearing the representative of the POI the Commission observes;

- i) The PIO has furnished a copy of the letter addressed and sent to the Appellant Shri Tamchi Gungte, on 3rd February 2026, stating that all the information as sought by the Appellant have been provided to him, .the said letter bears the sign and seal of the PIO which is considered official.
- ii) The absence of the Appellant without intimation to the Commission the reasons for his absence despite the clear order from the Commission on dated 28/10/2025, that the Appellant to be present in the next date of hearing without fail, failing this appeal will be heard and determined ex-parte, makes this Commission believe that the Appellant has received all the information from the PIO. And therefore, he does not bother to attend court hearing as well as not bother to intimate the reason for his absence in the hearing to the Commission.

Under the above, facts and observations the Commission hereby decides;

1. After perusal of the letter from the PIO addressed to the Appellant, it is evident that the information have been furnished to the Appellant completely.

And therefore, the Commission, hereby dispose of this appeal ex-parte.

In view of the above, facts and circumstances the Commission, find this appeal fit to be disposed and closed. And, accordingly, this appeal stands disposed of and closed once for all.

Judgment/Order pronounced in the open Court of this Commission today on the 5th day of March 2026.

Copy of Judgment/Order be furnished to the parties.

Given under my hand and seal of this Commission/Court on this 5th day of March 2026.

Sd/-

(Vijay Taram)

State Information Commissioner
APIC-Itanagar

Memo.No.APIC-646/A/2023/1145 Dated Itanagar, the 14th March, 2026.

Copy to:

1. PIO-Cum-Executive Engineer,, PHE&WS, Kodhuka, U/Subansiri District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code:791122**
2. Shri Tamchi Gungte, Near KV-II School, Chimpu, Itanagar, P/Pare District Arunachal Pradesh for information please. **Contact No. 8257994249**
3. The Computer Programmer, APIC for uploading on the Website of APIC please.
4. Office Copy

Pragya Singh
Registrar/Dy. Registrar
APIC, Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar