सत्यमेव जयते

सूचना का अधिकार
RIGHT TO INFORMATION

# ARUNACHAL PRADESH INFORMATION COMMISSION
## ITANAGAR.

**An Appeal Case U/S 19(3) of RTI Act, 2005**
**Case No. APIC- 203/A/2026.**

**APPELLANT** : Shri Tamchi Gungte, near KV-II Chimpu, Itanagar.
**RESPONDENT** : The PIO, o/o the EE (PHE & WS) Pasighat Division, Pasighat.

## ORDER

1. **WEHEREAS** Shri Tamchi Gungte, vide his application dt. 29.09.2025, had requested the PIO, o/o the EE (PHE & WS) Pasighat Division, East Siang District for 10(ten) point information on the Completed Plan & Non-plan Works/projects sponsored by State fund/Central fund or both (such as SIDF/ BE/ RE/ RIDF/ SADA/ ADA/ MLA-LAD/ MP-LAD/ SPA Article275(1)/ PMJVK /PMDevINE/ NEC/NESIDS/ Non-BADP/ SASCI/JJM/NRDWM/ SPM/ Maintenance works etc.) executed during the financial year 2016-17 to 2025-26.

2. AND WHEREAS the appellant, having failed to obtain the requested information from the PIO despite direction from the Chief Engineer (PHE&WS), Central Zone Aalo, the First Appellate Authority (FAA) who heard the 2nd appeal on 21.01.2026, approached this Commission under section 19(3) of the RTI Act, 2005 by filing appeal Memo dt.28.11.2025.

3. AND WHEREAS this appeal was listed on 16th Sept. 2026 but the PIO was absent without any intimation while the appellant was present in person and this Commission, taking serious view of the absence of the PIO, adjourned the hearing of this appeal to 23.10.2026 with an interim direction to the PIO to furnish the requested information and report the compliance thereof to this Commission on the date of hearing making it clear that non-compliance of the direction shall constrain this Commission to invoke the provisions of section 20 of the RTI Act.

4. AND WHEREAS the PIO neither furnished the requested information nor appeared in the hearing which amounted to his blatant disrespect to this Commission's categorical order and wilful violation of the provisions of the RTI Act making him liable to the penal action under section 20(1) of the RTI Act, 2005. Therefore, vide this Commission's order dt.26.10.26, the PIO, Er. Shri Rajen Taying, EE (PHE & WS), Pasighat Division was directed to appear in person before this Commission on 09.11.2025 and show cause as to why penalty of Rs. 25,000.00 (Rupees twenty five thousand) as prescribed under section 20(1) of the RTI Act, 2005 should not be imposed on him for wilful non-compliance of the direction of this Commission and disrespect to the RTI regime.

5. AND WHEREAS in compliance with the said show cause notice, the PIO, Er. Shri R. Tayeng, EE appeared before this Commission on 09.11.2026 with his replies/explanation dt.06.11.26 ( as reproduced below) to the said show cause notice showing that he could not appear in the 11th Septembe hearing (First Hearing) due to

late receipt of the summon notice which he received on 30.09.26 and in the 2nd hearing on 23.10.26 there was complete Bandh Call in the three Districts of East Siang, Siang and Upper Siang in view whereof, the PIO has pleaded for absolving him of the proposed penalty under section 20 of the RTI Act. However, as regards the requested information, the PIO submitted that the requested information being voluminous in nature and for nearly ten financial years commencing from 2016-17, the appellant may be directed to visit his office at Pasighat and inspect the records and ascertain the requested information.

*"Sir.*

*In response to the subject cited above, I would like to inform you that following facts for favour of your kind consideration and necessary action please.*

1. *firstly Sir, on schedule date of hearing listed on 11th September 2026 (Friday at 2.00 pm) I had received the summons letter on 30/09/2026, wherein, I could not able to appeared before the Hon'ble court on schedule date of hearing on 11th September 2026 and copy enclosed in Annexure-A.*
2. *Secondly Sir, on schedule date of hearing listed on 23rd Oct'2026 (Friday 2.00 pm) I had received the summons letter on 22/10/2026, and due to complete Band call declared by the SUMP affected organization like SIFF, SAAYA, ABK(U) Youth Wing and others Organization on 23/10/2026 at Siang, East Siang and Upper Siang district, wherein I could not moved out from East Siang District due to which I could not able to appeared before the Hon'ble Court on schedule date of hearing on 23/10/2026 and copy enclosed in Annexure-B.*

*I therefore, your kind honour is highly requested to look into the matter favorably and considered the Case at the earliest possible.*

*Yours faithfully*
*Sd/-*
*(Er. R. Taying)."*

*"Sir,*

*In response to the subject cited above, I am honour to inform you that the documents sought by the appellant is voluminous since 2016-2017 to 2025-2026 which is the period of 10(ten) years.*

*I therefore Hon'ble court is highly appeal to directed the appellant to visit the Public Information Officer (PIO) office at any connivance date to inspect the documents/ records, so that the additional documents required may be ascertain, or the case may be resolved to logical/ amicably end.*

*Your kind honour and early action is appreciated.*

*Yours faithfully*
*Sd/-*
*Er. R Taying."*

6. AND WHEREAS this Commission, upon hearing the PIO and perusing his written explanation as above, finds and concludes that there was no wilful negligence on his part to attend the hearings and as such no case is made out under section- 20(1) of the RTI Act. The PIO's prayer for direction to the appellant to visit his office at Pasighat also deserves favourable consideration given the nature of information as requested by the appellant.

7. NOW THEREFORE the show cause notice dt. 26.10.2026 is closed. And as prayed for by the PIO, the appellant is directed to visit the o/o the PIO at Pasighat on a mutually convenient date and inspect and ascertain the records documents and then intimate this Commission of the outcome thereof for further consideration of the appeal, if required.

**Given under my hand and seal of this Commission on this 10th Nov., 2026.**

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

**Memo No. APIC-203/A/2026/992 Dated Itanagar, the 10th Nov., 2026**

Copy to:

1) The Chief Engineer (PHE&WS), Central Zone, Aalo, West Siang District, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO concerned.
2) The PIO, o/o the (PHE & WS) Pasighat Division, East Siang District PIN: 791102 for information and compliance.
3) Shri Tamchi Gungte, near KV-II School Chimpu PIN: 791113 Mobile NO. 8258820863/9402798349 for information and compliance.
4) The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
5) Office Copy.
6) S/Copy.

**Registrar/ Deputy Registrar**
**APIC, Itanagar**

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar