



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005

Case No. APIC- 91/2026.

APPELLANT
RESPONDENT

: Dr. Suman Gupta, Delhi.

: The PIO, o/o the Mission Director, National Health
Mission, Nlg: Govt. of A.P

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Dr. Suman Gupta for non-furnishing of below mentioned information by the PIO, o/o the Director, Health & Family Welfare, Govt. of A.P, Naharlagun as sought for by her under section 6(1) (Form-A) of RTI Act, 2005 vide her online application dated 08.06.2025.

A. Particular of information: Employment related details of Dr Rajesh Gupta registered with Assam Medical Council, who was employed as a gynecologist in District Hospital Changlang.

B. Details of information required:

1. Tenure of employment of Dr Rajesh Gupta. The response that I have received to this question is substantially incorrect as the said doctor was employed beyond October 2022 also. The same can be scrutinized by looking to the fact that his salary beyond October 2022 was diverted/credited to other person's account. Moreover, provide information about the services of the said doctor rendered at other hospitals of Arunachal Pradesh like District Hospital Miao, Bordumsa, Jairampur. Also, kindly provide his attendance details to substantiate the fact. Furthermore, the RTI reply explicitly states that the said Dr Rajesh Gupta was employed on honorary basis. Please give a clarification regarding disbursement of Rs 90,000 in the name of honorarium on monthly basis. You are further requested to comment upon the true nature of his job particularly with respect to how many days a week/month the said Dr Rajesh Gupta was actually providing the services. While the RTI reply cites the non-availability of minimum logistics at District Hospital Changlang from November 2022 onwards as the reason for Dr. Rajesh Gupta's inability to render services, kindly provide a copy of the formal written communication regarding the discontinuation of his services.
2. Details of the health camps that Dr Rajesh Gupta has been officially requested to attend and details of all the remuneration paid for the same. Please provide official copy of such requests.
3. Terms of employment contract considering the said being formal employment under the aegis of National Health Mission Arunachal Pradesh, and whether the said doctor was permitted to practice during the period of this employment with Arunachal Pradesh, at other government as well as private hospitals in other state (Assam) simultaneously and drawing regular salaries form both the government institutions at the same time, given that he was drawing the salary from Assam government during the same period as well.

4. Provide the name of the account holder to whom the salaries of the said doctor were being credited for his employment November 2022 onwards. The same can be scrutinized by looking to the fact that his salary beyond October 2022 was diverted/credited to other person's account. Kindly provide the details when was the last salary drawn for his services in Arunachal Pradesh. Give list of transaction number and the name of the account holders to which the salaries/honorarium for the services of gynecologist Dr Rajesh Gupta posted at DH Changlang and other hospitals were being credited for his entire duration of employment with the state of Arunachal Pradesh.

C. Period for which information asked for: 2020-2025.

Brief facts emerging from the appeal :

Records emerging from the appeal disclose that the appellant, Dr.(Ms) Suman Gupta had requested the PIO, o/o the Directorate of Health & Family Welfare, Govt. of Arunachal Pradesh, Naharlagun, 791110 for the aforementioned information / documents. Records also disclose that in response to the appellant's application, the District Medical Officer-cum-PIO, Changlang, vide his letter dt.28.08.2025 addressed to the Mission Director, National Health Mission, Govt. of A.P, Naharlagun had furnished the replies/information as under:

"To.

*The Mission Director,
National Health Mission,
Govt. of Arunachal Pradesh, Naharlagun-791110.*

Sub:- *Furnishing of information under RTI Act-2005.*

Ref:- *Online RTI ID NO-04, Vide letter No. MGA-2023/01/RTI, dated Naharlagun the 4th August 2025, Director of Health Services, GoAP, Naharlagun.*

Sir.

In response to above referred, application under RTI Act-2005 received from Dr. Suman Gupta, Room No.: 11, New Registrar Block (NRB) Hostel, Lady Hardinge Medical College, New Delhi, the following information are furnished.

| Sl. No. | Query | Reply |
|---------|--|---|
| 01 | <i>Tenure of employment and whether the 01 said Doctor is currently working with District Hospital Changlang?</i> | <i>Dr. Rajesh Gupta has been requested to visit DH Changlang on honorary basis for Obstetric care, Sterilization etc w.e.f; Jul-2022 to Oct-2022 only. From Nov 2022 onwards his service was discontinued on honorary basis due to non-availability of sufficient/minimum logistics required providing the services at Changlang, he was called Changlang during health camps etc on minimum honorarium or in free service basis.</i> |
| 02 | <i>Is Dr. Rajesh Gupta working with any other Hospital in Arunachal Pradesh or providing any services to the government by means of health Camps? If yes, details of the same.</i> | <i>No. We request him to attend as and when Health Camp conducted on minimum honorary/free service.</i> |

| | | |
|----|--|--|
| 03 | <i>Terms of the employment contract and remuneration as decided by the competent authority paid through the public money. (Under 4(1)(b)(x) of the RTI Act: Requires public authority to proactively disclose the monthly remuneration received by each of their Officers and employees, including the system of compensation as provided in their regulations.)</i> | <i>There were no specific terms of the employment contract & remuneration. However, he was paid 90,000/- per month from Jul-2022 to Oct-2022. Total 3,60,000/- was paid in total from Jul-2022 to Oct-2022 to his account.</i> |
| 04 | <i>Name of the account holder to whom the 04 salary for the said service rendered by Dr. Rajesh Gupta was credited until Oct-2022 and Oct-2022 onwards.</i> | <i>Honorarium for the period from Jul-2022 to Oct-2022 was credited to Dr. Rajesh Gupta and no further payment was made after Oct-2022.</i> |
| 05 | <i>Details of TDS deductions, if any</i> | <i>Nil</i> |

This is for kind information and necessary action please.

*Sd/-
Dr. Bimal Ratan
District Medical Officer-cum- PIO
Changlang District, A.P."*

The appellant, apparently, dissatisfied with the information /replies furnished by the PIO as above, filed 1st appeal before the Secretary Health, Govt. of A.P, Itanagar, the First Appellate Authority (FAA) under Section 19 (1) of the RTI Act, 2005 vide her Memo of Appeal dtd. 26.07.2025. There is, however, no record of the FAA's taking any action on the appeal which prompted the appellant to prefer her 2nd Appeal before this Commission under section 19 (3) of the RTI Act. 2005 vide her Memo of Appeal dt. 22.09.2025.

Hearing and decision:

This appeal was accordingly, heard 2(two) times on 08.05.2026 and on 10.06.2026.

On 08.05.2026, wherein the appellant, Dr.(Ms) Suman Gupta was present through VC but none appeared either from the Directorate of the National Health Mission, GoAP, Naharlagun nor from the o/o the DMO, Changlang, this Commission after hearing the appellant, Dr.(Ms) Suman Gupta, and on perusal of the replies to the 5(five) queries as furnished by the District Medical Officer (DMO)-cum-PIO, Changlang, noticed that the replies were incomplete as complained by the Appellant. This Commission also noticed that against the query No.3 (terms and conditions of employment), the PIO has replied that there was no specific terms of employment.

In the premises as above, this Commission, reminding the PIO of the requirement of the provisions of law as provided under section Section 7(8) r/w section-18(3)(c) of the RTI Act, 2005 and rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005, directed to furnish the complete and specific replies to the 3 queries (Sl.2, Sl.3 and Sl. 4) on an affidavit and report the compliance thereof to this Commission today on 10.06.2026 so as not constrain this Commission to invoke the penal provisions of the RTI Act.

On 10.06.2026, the appellant, Dr. (Ms) Suman Gupta was present through VC again who, expressing her sheer disappointment on non-compliance of this Commission's order, pleaded for penal action against her. The PIO-cum-DMO, Changlang did not appear nor did she furnish the replies as directed thereby violating the provisions of RTI Act and this Commission's order dt.08.05.26 which attracted penal action under the provisions of section 20 of the RTI Act, 2005.

This Commission was, therefore, constrained to note that the PIO had earned the penalty as provided under section 20 of the RTI Act, 2005. The PIO was, however, granted further period of 2(two) weeks from the date of receipt of order dt.10.06.2026 to furnish the replies to queries Nos. 2,3 and 4 to the appellant on affidavit making it clear that her failure to comply with the direction this time would entail penal action under section 20(1) against her.

In compliance with this Commission' order dt.10.06.2026, the PIO, vide her letter dt.24.06.2026 (as reproduced hereunder) has furnished the required affidavit.

"Sir/Madam,

With due respect, I am submitting herewith the notarized Affidavit, along with supporting documents, in compliance with the directions of the Hon'ble Information Commissioner as conveyed vide Memo No. APIC-91/2026/891 dated 12th June, 2026.

The enclosed notarized Affidavit comprehensively addresses all the points of information sought by the appellant in the instant appeal.

It is respectfully submitted that the information and documents furnished therein have been compiled and provided based on the records available in this office after due verification and reasonable search. To the best of my knowledge and as per the records maintained by this office, the information furnished is true, correct, and complete.

This is submitted for your kind information, record, and necessary action please.

Your Sincerely

Sd/-

Dr. N. Lowang
District Medical Officer
Changlang District."

"AFFIDAVIT

I, Dr. Neeba Lowang, aged about 61 years, daughter of Late Nanba Khapa Lowang, presently serving as the District Medical Officer, Changlang District, Arunachal Pradesh, do hereby solemnly affirm and state as follows:

- 1) That with regard to the information sought in Query No. B(2) of the summon, the deponent states that as per the records available with the District Health Society, Changlang, Dr. Rajesh Gupta attended the following health camps and special outreach activities during the period of his engagement under the National Health Mission (NHM), Arunachal Pradesh:
 - a) Community Health Centre (CHC), Jairampur from 13th to 16th July, 2022.
 - b) Namtok on 22nd September, 2022
 - c) Vijoyanagar from 10 to 12th December, 2022
 - d) Moh-Mol/Pongtu Festival Ground, Changlang on 15 October, 2024
 - e) Community Health Centre (CHC), Miao on 30th January, 2025
 - f) Bubang from 12th to 13th May, 2025 and
- 2) That, with regard to the information sought in Query No. B(2) of the summon, the deponent states that no separate remuneration was paid to Dr. Rajesh Gupta specifically for attending the aforesaid health camps and outreach activities. The services rendered by him during such activities formed an integral part of his contractual duties and responsibilities under his engagement with the District Health Society, Changlang. Accordingly, no additional payment or honorarium was sanctioned or disbursed to him for participation in such programmes.
- 3) That, with regard to the information sought in Query No. B(3) of the summons, the deponent states that, as per the records available with the District Health Society, Changlang, Dr. Rajesh Gupta was engaged under the National Health Mission (NHM), Arunachal Pradesh, in accordance with the terms and conditions stipulated in his appointment order.
- 4) The deponent further states that this office has no information or records regarding any private medical practice undertaken by Dr. Rajesh Gupta during the period of his engagement under NHM, Arunachal Pradesh. Further, no record is available with the employment with, or remuneration received from, the Government of Assam during the tenure of his engagement under NHM, Arunachal Pradesh. In the absence of any such records, information, or disclosure, the District Health Society, Changlang is not in a position to verify, confirm, or comment upon any allegation pertaining to simultaneous employment, engagement, or receipt of remuneration by Dr. Rajesh Gupta from any Government institution, private institution, or any other source during the period of his engagement under the National Health Mission (NHM), Arunachal Pradesh. Any statement in this regard would be beyond the records maintained by this office and outside the knowledge of the deponent.

- 5) That, with regard to the information sought in Query No. B (4) of the summons, the deponent states that, as per the records available with the District Health Society, Changlang, including the applications submitted by Dr. Rajesh Gupta for change of bank account details, during the period of his engagement under the National Health Mission (NHM), Arunachal Pradesh, his wages/remuneration were disbursed to the following bank accounts:
- Mr. Rajesh Gupta-Account No. 20240645297
 - Shri Binod Kumar Gupta - Account No. 30946214175
 - Shri Binod Kumar Gupta-Account No. 32750713736
- 6) The deponent further states that, as per the records maintained by the District Health Society, Changlang, the first remuneration payment to Dr. Rajesh Gupta was released on 01.02.2022 against the services rendered during the month of January, 2022 and the last remuneration payment to Dr. Rajesh Gupta was released on 01.08.2025.
- 7) That, the deponent do hereby solemnly affirm and declares that the statements made hereinabove are based on the official records maintained by the District Health Society, Changlang, and are true and correct to the best of the deponent's knowledge, information, and belief, and that nothing material has been concealed therefrom.

Sd/-
Deponent
Dr. Neeba Lowang)

VERIFICATION

Verified at Changlang, Arunachal Pradesh, on this 23rd day of June, 2026 that the contents of paragraphs 1 to 7 of the above affidavit are true and correct to the best of my knowledge and belief, based on the official records maintained by the District Health Society, Changlang, and that nothing material has been concealed therefrom.

Sd/-
Deponent
Dr. Neeba Lowang)

Sd/- (23.06.26)

Jongru Tanha

NOTARY

CHJANGLAN DISTRICT."

This Commission upon perusal of the affidavit and the contents therein, notices that the queries of the appellant have been replied to by the PIO adequately and satisfactorily and therefore, concludes that this appeal no longer requires any further adjudication by this Commission and resultantly it stands disposed of and closed.

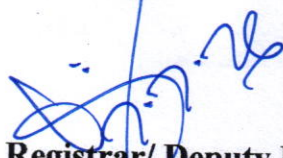
Given under my hand and seal of this Commission on this 06.07.2026.

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

Memo No. APIC-91/2026 / 1342 Dated Itanagar, the 08 July, 2026

Copy to:

1. The Secretary (Health and Family Welfare). Govt. of A.P for information.
2. The Director, National Health Mission, Naharlagun for information.
3. The PIO, o/o the Mission Director, National Health Mission, Naharlagun Govt. of A.P PIN: 791110 for information.
4. The PIO, o/o the District Medical Officer, Changlang for information..
5. Dr.(Ms) Suman Gupta, Room No. 11, New Registrar Block (NRB) Hostel, Lady Hardinge Medical College, New Delhi PIN: 110001 Mobile NO. 9315698897 for information.
- ✓ 6. The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
7. Office Copy.
8. S/Copy.


Registrar/ Deputy Registrar
APIC, Itanagar.


Registrar
Arunachal Pradesh Information Commission
Itanagar