



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-15/2025.

APPELLANT : Shri Tamchi Gungte, Near KV-II, Chimpu, Itanagar.

RESPONDENT : The PIO, o/o the Chief Executive Officer,
Pasighat Smart City Development Corporation Ltd.
Pasighat, East Siang District Govt. of A.P.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tamchi Gungte for non-furnishing of below mentioned information by the PIO, o/o the Chief Executive Officer, Pasighat Smart City Development Corporation Ltd, Pasighat, East Siang District, Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 23.09.2024.

A) Particular of information: c/o "Construction of Smart Road Phase I and II and storm Water Drains Phase I under Pasighat smart City Mission Road and Drain Etc." DURING THE FINANCIAL YEAR 2021-22.

B) Details of information required:

1. Certified Sanction Order copy;
2. Tender Evaluation copy of Technical Bid along with list of Firms participated in the Tender process for the work;
3. Name of Firms who won the tender work with respect to the subject mentioned above;
4. Certified Design and scope of work in the projects;
5. Certified copy of work specification of the projects;
6. Certified copy of completion certificate for the work with respect to the subject mentioned above;
7. Certified copy of Contractor Registration, GST No. Contractor Enlistment Update reports as nature of work of tender winning Firm;
8. CTC copy of declaration letter from the contractor to the effect that he/she has not been debarred from tendering by authority (if the contractor is from different state) in which contractor is registered;
9. Certified Copy of utilization certificate;
10. Certified copy of Notice Inviting Tender (NIT);
11. Certified copy of newspaper in which NIT was published (At least 3 newspaper name (one national & 2 Local) along with date of publication of news paper, as per government approved order;
12. Certified copy of EMD and Security money deposited by all the tender participant;
13. Certified Integrity Pact submitted by the tender participant;

14. Certified copy of an Affidavit copy sworn before a competent Magistrate by the Contractor, to the effect that he does not have two or more incomplete ongoing commitments (project to execute / contracts in hand) (Notification no. SPWD/W-66/2012 Dtd. 01-08-2018) and
15. Certified copy of three similar work each of value not less than 40 % of the estimate cost or two similar work each of value not less than 60 % of the estimated cost or one similar work of value not less than 80 % of the estimated cost in the last 5 years ending last day of the month previous to the one which tender are invited.

Records in the appeal reveal that the appellant had requested the respondent PIO o/o the Chief Executive Officer, Pasighat Smart City Development Corporation Ltd (PSCDCL), Pasighat for the aforementioned information vide his application dt. 23.09.2024 but failed to obtain the same and therefore, filed appeal under section 19(1) of the RTI Act before the CEO, PSCDCL, the First Appellate Authority (FAA) vide his Memo of Appeal dt.30.10.2024. However, the appellant yet again failed to obtain the information which prompted him to file his 2nd appeal before this Commission under section 19(3) of the RTI Act on 23.12.2024.

The appeal was accordingly listed for hearing on 09.04.2025 wherein both the appellant, Shri Tamchi Gungte and Er. Shri Bengia Gagung E.E, o/o the CEO, PSCDC Ltd. were present.

Heard the parties.

The appellant submitted that he was furnished with some documents but was denied the basic documents such as the Contractor Registration and Enlistment Certificates, the Utilisation Certificate, the copies of atleast 3(three) local News Papers publishing the NIT with date and the affidavit sworn by the contractor regarding the incomplete ongoing projects/works in terms of Govt. notification No. SPWD/W-66/2012 dt.01.08.2018. The Appellant also complained that the copy of sanction order furnished to him is common order for phase -I and II and demanded for separate order for the 2 phases individually. On the other hand, the PIO submitted that most of the information sought for by the appellant are covered by exemption provisions under section 8(1) of the RTI Act. and hence, can not be disclosed.

This Commission, upon hearing the parties and on perusal of the points on which the information has been sought by the appellant, observes that some of the informations, particularly, the documents submitted by the contractor for registration /enlistment which are personal information would be hit by the exemption clauses. The PIO is, therefore, directed to furnish the Contractor Registration/ Enlistment Certificate leaving the personal information like the IT returns etc. The PIO shall also furnish the UCs and the date of publication of the NIT in the News Papers.

The PIO is directed to comply with the direction as above on or before 9th May, 2025 and the Appellant shall intimate within one week thereafter the receipt of the information/document to this Commission failing which it shall be presumed that he has received all the documents/information and is satisfied therewith and the appeal shall, accordingly, be disposed of and closed.

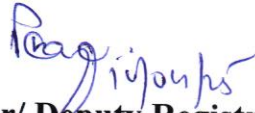
Given under my hand and seal of this Commission on this 9th April, 2025.

Sd/-

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

Copy to:

7. The Chief Executive Officer, Pasighat Smart City Development Corporation Ltd. Pasighat, the First Appellate Authority (FAA) for information and ensuring compliance of this order by the PIO.
8. The PIO, o/o the Chief Executive Officer, Pasighat Smart City Development Corporation Ltd. Pasighat, East Siang District, Arunachal Pradesh PIN – 791102 for compliance.
9. Shri Tamchi Gungte, Near KV-II School Chimpu, Po/PS Chimpu, Dist : Papum Pare, 791113, A.P. Mobile No. 9233567279 for information and compliance.
- ✓ 10. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
11. Office copy.
12. S/Copy.


Registrar/ Deputy Registrar
APIC, Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar