



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

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

Case No. APIC-277/2025.

(Summon to appear in person)

(Or.5 R.3 of CPC)

APPELLANT : Shri Bamang Losik, Nyapin, Kurung Kumey.

RESPONDENT : The PIO, o/o the District Panchayat Development Officer
Koloriang, Kurung Kumey District (A.P).

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Bamang Losik for non-furnishing of below mentioned information by the PIO, o/o the District Panchayat Development Officer, Koloriang, Kurung Kumey District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 14.10.2024:

Subject matter of information required: SoR Scheme in entire Kurung Kumey District 2022-23, 2023-24

Details of Information Required:

1. Furnish NIT copy and Tender participate details list details copies;
2. Furnish Utilization Certificate copies;
3. Furnish photographs & Geo Tag copies;
4. Furnish work order copies;
5. Furnish Administrative approval sanction order copies;
6. Furnish work progress report copies;
7. Furnish work executed JE/PTA details Name list copies;
8. Furnish cheque receipt and counterfoil copies;
9. Furnish the Bill copy & Money receipt copies, if released;
10. Furnish Advertisement and local newspaper copies;
11. Furnish Technical Bid and price bid copies;
12. Furnish site inspection report copies;
13. Furnish Trading Licence and Proprietor name list copies;
14. Furnish Bank Guarantee Certificate;
15. Furnish GST Copy and return file copies;
16. Furnish firm registration certificate and bank solvency certificate;
17. Furnish contractor and department agreement copies;
18. Furnish Estimate copies;
19. Furnish acceptance letter Xerox copy;
20. Furnish details of payment made to contractors with amount payment;
21. Furnish photographs of completed work copies;
22. Furnish Guidelines copies payment and
23. Furnish the NOC copy of land owner.

Facts emerging from the appeal:

Records in the appeal reveal that the appellant had requested the PIO for the aforementioned information but failed to obtain the same within the statutory period of one month which prompted him to file appeal before the First Appellate Authority (FAA), the Deputy Commissioner, Kurung Kumey District, Govt. of A.P, Koloriang under section 19(1) of the RTI Act vide his Memo of Appeal dt.11.12.24. But having failed yet again to obtain the information, he preferred his second appeal before this Commission under section 19(3) of the RTI Act vide his Appeal Memo dt.24.03.2025.

Records also reveal that the DC-cum-FAA conducted the hearing on 23.01.2025 wherein both the appellant and PIO's representative Shri Prasanta Changmai, LDC were present whereupon he had directed the PIO-cum-DPDO Kurung Kumey District to furnish the information sought by the Appellant on or before 30th January, 2025 as assured by the PIO's representative. However, the appellant, apparently, failed yet again to obtain the information. Hence, this 2nd appeal before this Commission.

This appeal was, accordingly, listed and heard for 6 (six) times on 02.07.25, 03.09.25, 24.09.25, 12.11.25, 16.01.26 and 11.02.2026.

On 02.07.2025, this Commission, upon hearing Shri Chera Tapung, Panchayat Technical Assistant (PTA), the District Nodal Officer (DNO) who appeared on behalf of the PIO and on noticing that the documents/information sought for by the appellant were not covered under the exemption provisions of the RTI Act 2005, directed the PIO and the DNO, vide interim order dt.04.07.2025, to provide the appellant the remaining documents within 3(three) weeks from 02.07.2025 i.e. on or before 23.07.2025.

The appellant, vide letter dt. 24.07.2025, however, complained that inspite of this Commission's order dt.04.07.2025, the PIO neither complied with the order nor given any reason for non-compliance of the order. He, therefore, pleaded for initiating necessary action under section 20(1) of the RTI Act and also under section 19(8)(b).

This Commission taking a serious view of the non-compliance of the order dt.04.07.2025 by the PIO, listed this appeal again on 03.09.2025. However, on 03.09.2025 also the PIO was absent without any intimation though the appellant appeared through VC and complained that had tried to contact the PIO a number of times through mobile phone regarding the left out information but the PIO did not pick up the phone.

This appeal was, thus, listed and heard again on 24.09.2025 wherein the PIO Shri Nangram Pingkup, the DPDO along with Shri Chera Tapung, (PTA)-cum-District Nodal Officer (DNA) appeared in person with the requested documents. The appellant Shri Bamang Losik was also present in person.

The documents brought in by the PIO were handed over to the appellant who was directed to go through the same and report his satisfaction or otherwise therewith within 1 (one) week for further consideration of the appeal by this Commission, if required.

The appellant, vide letter dated 1st Oct. 2025 intimated that he has received only partial information / documents from the PIO and pleaded for appropriate direction to the PIO to furnish the left out documents and also affidavit against those which are not available. The left out /remaining documents, among others, as contended by the appellant are :

SOR FY 2022-23

Sl. No.	Work/ Project name	Amount (In Rs.)	Missing/ Deficient Documents
1.	Procurement and installation of Hi-Tech CCTV/ Camera at Malapu area.	Rs.39,95,192/-	Geo-tag photos (before/during/after), only B/W Xerox photos (not colour), work order with justification of mismatch amount.
2	Procurement and installation of Hi-Tech CCTV/Camera at New Bazar area, Koloriang.	Rs. 38,55,134/-	Same as above
3	Procurement and installation of Hi-Tech CCTV/Camera at New Bazar area, koloriang.	Rs.38,49,824/-	Same as above

SOR FY 2023-24

1	C/o Cardamom Garden, LangreTariang	Rs.24,75,04 3.89/-	Technical Sanction, Geo-tag photos, Trading License Firm Registration /Contractor details, an Agreement and work order.
2	C/o Water Conservation, Lower Nyapin	Rs.19,34,805.88/-	Technical Sanction, Geo-tag photos (Before/during/ after), Trading License Firm Registration /Contractor details, an Agreement and work order.
3	C/o Retaining wall, Tourist Lodge, Koloriang	Rs.4,83,701 .47/-	Geo-tag photos (Before/during/ after), Completion Report with photos, bill,payment, UC, an Agreement Trading License Firm Registration /Contractor details, an Agreement and work order.

4	C/o RCC Toilet, Old Bazar, Koloriang	Rs.4,83,701.47/-	Technical Sanction, Geo-tag photos (Before/during/ after), Completion Report with photos, bill, payment, Agreement Trading License Firm Registration /Contractor details, an Agreement and work order.
5	C/o CC Drainage, New	Rs.5,00,000.00/-	Technical Sanction, an Agreement, Payment, Trading License Firm Registration/ Contractor details, and work order.
6	C/o Storm CC Drainage CRPF Camp Line, Kolorinag	Rs.5,00,000.00/-	Technical Sanction, an Agreement, Payment, Trading License Firm Registration/ Contractor details, and work order.
7	C/o Retaining Wall, BA Residence, Hima Colony	Rs.2,43,803.78/-	Technical Sanction, an Agreement, Payment, Trading License Firm Registration/ Contractor details, and work order.
8	Establishment of Cardamom Garden, Humbeg (Machang Village)	Rs.11,05,603.36/-	Technical Sanction, Photos,an Agreement, Payment, Trading License Firm Registration/ Contractor details, and work order.
9	C/o Fish Pond, Pagam Village	Rs.17,84,041.79/-	Geo-tag photos, Completion Report with photos, Technical sanction, an Agreement, Payment, Trading License Firm Registration/ Contractor details, and work order.
10	C/o Protection RRM Wall for Paddy Field, Waying Rieng (Site)	Rs.6,91,002.10/-	Geo-tag photos, Completion Report with photos,payment, Technical Sanction, an Agreement Trading License Firm Registration /Contractor details, an Agreement and work order.

11	C/o Approach Road, RWD Road to Sangrishpo Village.	Rs.12,31,240.11/-	Technical Sanction
12	C/o Community Toilet, Milli Village	Rs.5,65,365.36/-	Geo-tag photos, Completion Report with photos, payment, Technical Sanction, an Agreement Trading License Firm Registration /Contractor details, an Agreement and work order.
13	Establishment of Ginger & Chilli Garden, Nampe village	Rs.5,65,365.36/-	Technical Sanction, Completion Certificate with Photos,an Agreement, Payment, Trading License Firm Registration/ Contractor details, and work order.
Total Rs.		Rs.1,25,63,674.56/-	

In view of the complaint of the appellant as above, the PIO was directed to furnish the documents in complete and satisfactory form to the appellant. However, it was made clear that if the o/o PIO does not hold any of the documents/information requested by the appellant, the PIO shall furnish a declaration to that effect in an affidavit as mandated by section-18(3)(c) of the RTI Act and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005. The PIO was further directed to comply with the above direction within 2(two) weeks from the date of receipt of order dt. 21.10.2025 and report compliance thereof on 12.11.2025, the next date of hearing.

On 12.11.225, the appellant was present in person while the PIO was represented by Shri Durga Bengia, Computer-cum-Account Assistant, o/o the DPO, Kurung Kumey Distt., Koloring with the remaining documents.

The documents/information brought in by the representative of the PIO were handed over to the appellant who went through the same during the course of hearing. This Commission also perused the point-wise replies /information furnished by the PIO vide letter dt.10.11.2025 whereupon it was noticed that the PIO had furnished the replies to almost all the points but there were still some points, as given below, against which replies /information were not furnished:

SOR FY 2022-23

Sl. No.	Work/ Project name	Information/documents to be furnished.
1.	Procurement and installation of Hi-Tech CCTV/ Camera at Malapu area.	1.Contractor details 2.Copy of agreement or Work order.
2	Procurement and installation of Hi-Tech CCTV/Camera at New Bazar area, Koloriang.	Same as above
3	Procurement and installation of Hi-Tech CCTV/Camera at New Bazar area, Koloriang.	Same as above

SOR FY 2023-24

1	C/o Cardamom Garden, Langre Tariang	1. Technical Sanction 2. Geo-tag photos 3. Agreement and work order.
2	C/o Water Conservation, Lower Nyapin	1. Technical Sanction 2. Agreement and work order.
3	C/o Retaining wall, Tourist Lodge, Koloriang	1. Completion Report with photos 2. UC 3. Agreement and work order.
4	C/o RCC Toilet, Old Bazar, Koloriang	1. Completion Report with photos 2. Agreement and work order.
5	C/o CC Drainage, New	1. Agreement and work order.
6	C/o Storm CC Drainage CRPF Camp Line, Kolorinag	1. Agreement and work order.
7	C/o Retaining Wall, BA Residence, Hima Colony	1. Agreement and work order.
8	Establishment of Cardamom Garden, Humbeg (Machang Village)	1. Agreement and work order.
9	C/o Fish Pond, Pagam Village	1. Completion Report with photos 2. Technical sanction 3. Agreement and work order.
10	C/o Protection RRM Wall for Paddy Field, Waying Riang (Site)	Geo-tag photos, Completion Report with photos, payment, Technical Sanction, an Agreement Trading License Firm Registration /Contractor details, an Agreement and work order.
11	C/o Approach Road, RWD Road to Sangrishpo Village	1. Technical Sanction and 2. Work order
12	C/o Community Toilet, Milli Village	Geo-tag photos, Completion Report with photos, payment, Technical Sanction, an Agreement Trading License Firm Registration /Contractor details, an Agreement and work order.
13	Establishment of Ginger & Chilli Garden, Nampe village	1. Technical Sanction 2. Agreement and work order.

The PIO was directed to furnish the left out information/documents as above and the affidavit as already directed, if necessary, to the appellant and report compliance thereof to this Commission on 16th January, 2026, the next date of hearing.

On 16.01.2026 both the appellant and the PIO did not attend the hearing. The appellant, vide his letter dt.15.01.2026, has, however, informed that he will not be able to attend the hearing due to his pre-occupation in the last rites of his grandfather who expired on 15.01.2026.

Since both the parties are absent the hearing was adjourned to 11th February, 2026 with same direction to the PIO as contained in order dt.12.11.2025.

Today on 11.02.2026, the appellant, Shri Bamang Losik as well as the APIO, Shri Chera Ngoya are present in person.

Heard the parties.

The appellant complained that the o/o the PIO has not yet furnished some of the requested documents despite Commission's repeated directions.

The APIO, on the other hand, stated that the appellant has been provided with most of the requested documents/information. He also brought in some of the left out documents in the hearing which this Commission, upon perusal, noticed that the replies to the 3(three) queries in respect of **SOR-2022-23** have been furnished with which the appellant also expressed his satisfaction. However, this Commission noticed that the replies/documents to the 13 queries in respect of **SOR-2023-24** were either not certified or were not furnished on the ground that some of the documents are not available in the o/o the PIO as these were held by other public authorities viz. the o/o the JE (RE), under the RD deptt.

This Commission reiterates that it is the requirement of law {section -7(8)(i) of the RTI Act} that when an information is denied to the applicant, the reason thereof has to be communicated to the applicant to his satisfaction. And as mandated by section-18(3)(c) of the RTI Act, 2005 and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005, the submission/reply of the PIO has to be declared/supported by way of an affidavit.

The APIO is, hence, directed to furnish within 1(one) week the left out information / documents duly certified by the PIO and also the affidavit against those information/documents which the o/o the PIO does not hold. The appellant shall, within one week thereafter, intimate the receipt of the same to this Commission.

This appeal is disposed of and closed in terms of above direction.

Given under my hand and seal of this Commission on this 11th Feb., 2026.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,

APIC, Itanagar.

Memo No. APIC- 277/2024 / 1086

Dated Itanagar, the 15 Feb., 2026

Copy to:

1. The Deputy Commissioner, Kurung Kumey District, Koloriang, Govt. of A.P, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
2. The PIO, o/o the District Panchayat Development Officer, Koloriang, Kurung Kumey District (A.P) PIN: 791118 for information and compliance.
3. Shri BamangLosik, Kabra Colony, Upper Nyorch, Naharlagun, Near Eagle Nest Restro (M/No. 9365648833) G-mail- losikbamang@gmail.com for information.
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.