



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-857/2025.

APPELLANT : Shri Chow Lajamang, Mannow, Namsai.
RESPONDENT : The PIO, o/o the EE (PWD) Kanubari Division, Longding.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Chow Lajamang Mannow for non-furnishing of below mentioned information by the PIO o/o the EE (PWD) Kanubari Division, Longding District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 07.08.2025.

A. Particular of information : Work Charged (W/C) Staff

B. Details of Information:

- a) Certified Copy of Category of Work Charged (W/C) Serving under your Division.
- b) Certified Copy of Appointment Letter of all the W/C staff serving under your Division.
- c) Certified Copy of place of posting of all the W/C staff serving under your Division.
- d) Certified copy of e-data of all the W/C staff serving under you Division.
- e) Certified copy of total number of W/C staff with name attached under o/o CE (EZ) PWD/CE SIDP, PWD, SE PWD, Khonsa Circle etc. Give specific reason why they are attached in the above mentioned office.
- f) Certified Copy of Recruitment Rules (RR) of W/C staff from Government of Arunachal Pradesh.
- g) Certified Copy of Guidelines of Regulatory Scheme and Draft Recruitment Rules of W/C Staff from the Competent Authority.
- h) Certified copy of CPWD/W/C Establishment rules and regulation of W/C staff.
- i) Certified Copy of DPC, Trade Test of all the W/C staff serving under your Division.
- j) Certified Copy of Interview or Viva details, Videography of Interview of all the W/C staff recruited.
- k) Certified Copy of Board members of all the W/C staff recruited under your Division.
- l) Certified Copy of present strength and total strength of W/C staff under your Division.
- m) Certified copy of attendance register of all the W/C staff serving under your Division.
- n) Certified copy of total number with name, contact No. service Identity Card, Aadhar Card W/C staffs appointed from other district of A.P.
- o) Certified copy of name, contact No. service Identity Card, Aadhar Card of all the Superintending Engineer who appointed W/C staffs from 2017- till date
- p) Period for which information asked for:-2017-till date.

Brief facts emerging from the appeal:

Records emerging from the appeal disclose that the Appellant, Shri Chow Lajamang Mannow had requested the PIO for the aforementioned information / documents but failed to obtain the same which prompted him to appeal before the Chief Engineer (PWD), Eastern Zone, Namsai, the First Appellate Authority (FAA) under Section 19 (1) of RTI Act, 2005 vide his Memo of Appeal dt. 24-09-2025.

Records further reveal that the FAA vide his letter dtd. 3rd Oct. 2025, directed the PIO-cum-EE, Kanubari Division to take necessary action as sought by the applicant/appellant as available/applicable under the provision of the RTI Act 2005. The extract of the letter of FAA is reproduced below:

"This is regarding an appeal dated 24.09.2025 received by this court of the First Appellate Authority on 25.09.2025 under Section 19(1) of the RTI Act-2005 which is in reference to the various information sought vide Form 'A' of the original RTI application dated 07.08.2025 of Chow Lajamang Mannow of Village Nanam Khamti, P.O. Manmow, Dist- Namsai, A.P, which was reportedly submitted to your office, regarding the details of Work Charged (W/C) staff.

It appears from the grounds of the appeal that no communication is made to the Applicant from your end.

As such, it is directed to take necessary action as sought by the Applicant/Appellant, as available/applicable under the provisions of the RTI Act-2005. A copy of appeal along with RTI application is enclosed for your necessary action, and to intimate the course of action taken to the undersigned along with information to the Applicant within 15(fifteen) days of the receipt of this order/letter.

Enclosed: As above

Sd/-

First Appellate Authority"

However, the appellant, apparently, having failed yet again to obtain the information preferred second appeal before this Commission under Section 19 (3) of the RTI Act, 2005 vide memo of appeal dated 13.11.2025.

Hearing and decision:

This appeal was heard on 1st April, 2026 wherein the appellant, Chow Lajamang Mannow appeared through VC while Er. Shri Gyamar Taram, AE -cum- APIO was present in person.

This Commission, upon hearing the appellant who submitted that the o/o the PIO has furnished incomplete documents and the APIO, who on the other hand, submitted that the requested documents were furnished to the appellant and also noticing that against some of the queries, the PIO had remarked /replied, " Nill", directed the PIO to furnish appropriate reasons/explanation by way of an affidavit to those queries against which the PIO does not hold any record or information in terms of section 7(8)(i) r/w section-18(3)(c) of the RTI Act, 2005 and rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005.

The PIO was also directed to furnish the copy of DPC, Trade Test of all the W/C staff and the Interview or Viva details, Videography of Interview of all the W/C staff **minus** the names of Board Members as the disclosure of names are exempted under section 8(1)(g) of the RTI Act, 2005 and in terms of law settled by the Hon'ble Supreme Court in CBSE Vs Aditya Bandopdhyaya and Bihar Public Service Commission Vs Sayed Hussain Abbas cases.

In compliance with the direction of this Commission as above, the PIO, vide letter dt.05.05.2026, had furnished the affidavit.

The appellant, vide his letter dt.12.05.2026, has, however, informed that the said affidavit provided to him by the o/o the PIO through whatsapp, is not satisfactory as it is not in true form.

This Commission also noticed that the affidavit was, indeed, not in proper form. For instance, the affidavit did not contain the verification by deponent, the respondent PIO nor was it attested by a competent authority, the Magistrate or Notary Public. The PIO was, hence, directed vide order dt.26.05.2026, to furnish revised affidavit in proper form and duly attested within 2(two) weeks from the date of receipt of the said order for further consideration of the appeal.

The appellant, vide letter dt. 26.06.2026, (as reproduced hereunder), intimated that the PIO has not complied with this Commission's order dt. 26.05.2026.

"Respected Sir,

With reference to the Memo No. cited above as your have ordered to provide the Affidavit within 2(two) weeks. But, till now the PIO have not provided me the AFFIDAVIT as per your Order.

Therefore, I humbly request your hon'ble court to fix next date of hearing between me(appellant) and Respondent (PIO-cum-EE PWD, Kanubari Division) in your Court.

Thanking you,

Sd/-

Yours faithfully,

Chow Lajamang Mannow."

In the premises as above, this appeal was listed again today on 31st July, 2026 wherein the appellant, Shri Chow Lajamang Mannow was present in person but the PIO was absent without any intimation nor did he furnish the revised affidavit as directed vide order dt.26.05.26.

This Commission felt that the non-compliance of this Commission's order and non-appearance in the hearing on the part of the PIO amounted to willful and blatant disrespect to this Commission and the RTI Regime which attracts penalty prescribed under section 20 of the RTI Act, 2005.

Therefore, in order not to compel this Commission to impose the penalty of Rs.25,000.00 as prescribed under section-20(1) of the RTI Act, 2005, directed the PIO to comply with the order dt.26.05.26 within 1(one) week from the date of receipt of order dt.31.07.2026, and also explain as to why the penalty should not be imposed upon him for non-compliance of this Commission's order treating the said order as show cause notice.

In compliance with this Commission's order dt.31.07.2026, the PIO has furnished to the appellant the affidavit dt. 19.08.2026 sworn before the Executive Magistrate, Longding declaring/explaining therein the reason for denial of some of the requested information to the appellant. The PIO also furnished some of the requested documents/information vide letter dt. 19.08.2026, the extracts of which are reproduced below:

"AFFIDAVIT"

I, Er Dagil Kato, Son of Gumdak Kato, aged about 55 years, presently serving as Public information Office-cum-Executive Engineer, PWD, Kanubari Division, Government of Arunachal Pradesh, do hereby solemnly affirm and state on oath as follows:

1. That I am the Public Information Officer (PIO)-cum-Executive Engineer, PWD, Kanubari Division, Kanubari and I am well acquainted with the facts and records of the present case. I am competent and duly authorized to swear this affidavit.
 2. That pursuant to RTI Application dated 07/08/2025 submitted by Shri Chow Lajamang Mannow seeking various documents relating to works executed under this Division, all records available in the custody of this office were thoroughly examined and verified.
 3. That after careful examination of the records maintained by this Office, all available Information and documents falling within the scope of the RTI Act, 2005, sincerely state that the following RTI information is not entertain in the Divisional Level which could be collect from Circle Level Office:-
 - (a) The certified copy of Recruitment Rule (R/R) of W/C Staff from Govt. of AP.
 - (b) The certified copy of Guidelines of Regulatory Scheme and Draft Recruitment Rules (R/R) of W/C Staff from the competent authority.
 - (c) The Certified copy of CPWD/W/C Establishment Rules and Regulation of W/C Staff.
 - (d) The Certified copy of DPC Trade Test of all the W/C Staff.
 - (e) The Certified copy of Interview or Viva details Videography of Interview of all the W/C Staff recruited.
 - (f) The Certified copy of Board Members of all the W/C Staff recruited.
- All relevant documents available in this office related this RTI already furnished to appellant in the First Hearing.

VERIFICATION

I Er. Dagli Kato, the above named deponent, do hereby verify that the contents of paragraphs 1 to 3 of this affidavit are true and correct to my knowledge and belief based on the official records maintained by the Office of the Public Information Officer-cum-Executive Engineer, PWD, Kanubari Division, AP. No part of this affidavit is false and nothing material has been concealed therefrom.

Verified at Kanubari, Arunachal Pradesh, on this 19th day of Aug.2026.

Sd/

Execute Engineer
Kanubari Division PWD,
AP Kanubari

Solemnly affirmed and signed before me on this 19th day of August 2026.

Sd/

EXECUTIVE MAGISTRATE
Executive Magistrate Longding
District Kanubari"

"Dear Sir,

Enclosed find herewith the RTI information sought by you from this Office is hereby furnished in Para wise for your information.

1. The following details Information already furnished Vide order No KBD/RTI/DB-21/2025-26/1133-35 Dated 7/11/2025 as below.

- a) Certified Copy of Category of Work Charged (W/C) Staffs serving under your Division: -Enclosed in Annexure- A.
 - b) Certified Copy Appointment Letter of all the W/C Staff serving under your Division: Enclosed in Annexure- B.
 - c) Certified Copy of place of posting of all the W/C staff serving under your Division.: -Enclosed in Annexure- A.
 - d) Certified Copy of E-data of all the W/C Staffs serving under your Division,:- Not pertains in this Division.
 - e) Certified Copy of total number of W/C Staff with name attached under O/% CE (EZ) PWD/CE/SIDP, PWD, SE PWD, Khonsa Circle etc. Give specific reasons why they are attached in the above mentioned Office. : - Nil
 - f) Certified Copy of Recruitment Rules (RR) of W/C from GoAP.: - Not pertains in this Division since appointment matter is not done in Divisional level.
 - g) Certified Copy of Guidelines of Regulatory Scheme and Draft Recruitment Rules of W/C Staff from competent Authority. :-Not pertains in this Division.
 - h) Certified Copy of CPWD/W/C Establishment rules and regulations of W/C Staff.: - Not available since matter of wc appointment is not done in this Division.
 - i) Certified Copy of DPC, Trade Test, and all the W/C Staff serving under your Division. :- Not available since matter of wc appointment is not done in this Division.
 - j) Certified Copy of Interview or Viva details, videography of interview of all the W/C Staff recruited.: - Not pertains in this Division.
 - k) Certified Copy of Board members formed of all the W/C Staffs recruited under your Division. :- Not pertains in this Division.
 - l) Certified Copy of Present Strength and Total Strength of W/C Staff under your Division. :-Enclosed in Annexure-C.
 - m) Certified Copy of Attendance Register of all the W/c Staffs serving under your Division. :-Annexure- D
 - n) Certified Copy of Total number with name, contract number, service identity card, Aadhar Card of W/C Staffs appointed from other district of A.P. :- Nil
 - o) Certified Copy of Name, Contract number, Aadhar card, service identity card of all the Superintending Engineer who appointed W/C Staffs from 2017 till date.: - Not pertains in this Division.
- 2) Details information furnished enclosed as per agreement copy 38/26 Dated 19/08/2026.

Sd/-

Executive Engineer (PIO)
Kanubar, PWD, Division."

This Commission perused the contents of the affidavit furnished by the PIO and noticed that the same are in consonance with the submission made during the hearing and therefore, concludes that the PIO has complied with the order of this Commission and the relevant provisions of RTI Act, 2005 under section-7(8)(i) r/w section-18(3)(c) of the RTI Act, 2005 and rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005 and consequently, this appeal no longer requires the intervention of this Commission and resultantly, it stands disposed of and closed.

Given under my hand and seal of this Commission on this 26th August, 2026.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,

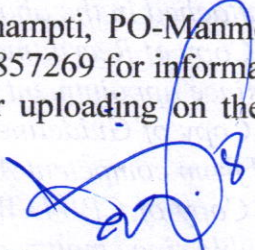
APIC, Itanagar.

Memo No. APIC- 857/2025 /68

Dated Itanagar, the 28 Aug., 2026

Copy to:-

- 1) The Chief Engineer (PWD), Eastern Zone Namsai, the First Appellate Authority (FAA) for information.
- 2) The PIO, o/o the EE (PWD), Kanubari Division, Longding District (A.P) PIN: 792131 for information.
- 3) Shri Chow Lajamang Mannow, Village-Nanam Khampti, PO-Manmow, Namsai, Arunachal Pradesh, PIN – 792103 Mobile No. 7629857269 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.


Registrar
Arunachal Pradesh Information Commission
Itanagar