



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC- 703/2025.

(Summon to appear in person)
(Or.5 R.3 of CPC)

APPELLANT :Shri Bamang Pacho, IG Park, Itanagar.
RESPONDENT :The PIO, o/o the EE (PWD), Koloriang Division,
Kurung Kumey District, (A.P)

ORDER/SUMMON

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Bamang Pacho for non-furnishing of 8(eight) point information regarding 6(six) schemes under BE-2024-25 by the PIO, o/o the EE (PWD), Sangram Division, Kurung Kumey District Govt. of Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 04.06.2025.

This appeal has been listed 4(three) times on 10.12.25, 21.01.26, 13.03.2026 and 24.04.2026.

On 10.12.25 this Commission, after hearing the PIO, Er. Shri Modak Riba, EE, Sangram PWD Division, who informed that Koloriang Division has been created and the records pertaining to Koloriang jurisdiction has since been handed over to the Koloriang PWD Division, directed the PIOs of both the Sangram Division and Koloriang Division in the next date on 21.01.2026 to resolve the question as to whose Division shall provide the requested information to the appellant.

Accordingly, on 21.01.2026, Er. Shri Yomken Karga, EE and the PIO, Koloriang Division and Shri Bini Tare, i/c RTI Cell, o/o the EE, PWD Sangram Division appeared in person. The appellant, Shri Bamang Pacho was also present in person.

The PIO, o/o the E.E, Koloriang PWD Division brought in some of the information/documents in the hearing for handing over to the appellant. But it was noticed that the documents were not certified and also not properly paged/indexed. The appellant, therefore, refused to accept the documents and pleaded for direction to the PIO to furnish the requested documents, duly certified and indexed as per his RTI application.

The documents were, therefore, returned to the PIO with direction to furnish the documents duly certified and properly indexed in a tabular form to the appellant with intimation to this Commission **within 30.01.2026** and the appellant was also directed to intimate this Commission within 1(one) of the receipt of the documents, of his satisfaction or otherwise for further consideration of the appeal.

As directed the PIO, o/o E.E, Koloriang Division, vide his letter dt.24.01.2026 had furnished the requested information/replies to the appellant. However, the appellant, Shri Bamang Pacho, vide his letter dt. 04.02.26 complained that the PIO did not furnish the requested information/documents fully and pages of documents furnished were not certified.

This Commission, upon perusal of the appellant's complaint vis-à-vis the replies/documents furnished by the PIO, found that the appellant, in fact, has not been provided with the requested information documents either completely or duly certified/authenticated by the PIO which is not in keeping with the spirit of the RTI Act. This Commission also noticed that the PIO, in his replies, has remarked, "Unable to Trace out" against most of the queries.

The PIO was, hence, reminded of the requirement of law that as per section 7(8)(i) of the RTI Act 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 r/w 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 PIO, o/o the EE, PWD Koloriang Division was, hence, directed vide order dt.13.02.2026 to furnish the documents/information duly certified and also to furnish appropriate replies/explanations with cogent reasons by way of an affidavit against those queries the information/documents whereof are not in his custody/record in right earnest and submit report thereof to this Commission on 13.03.2026, so as not to constrain this Commission to invoke the penal provisions of the RTI Act, 2005.

However, on 13.03.2026 both the appellant and the PIO were absent without any intimation which has been viewed seriously by this Commission, particularly, the absence of the appellant whose absence made this Commission conclude that this appeal is fit to be disposed and closed presuming that he has received the documents and satisfied therewith. However, a last opportunity of hearing had been afforded to the appellant with a warning that if he fails to appear in next hearing, this appeal shall automatically stand closed without any further notice.

This appeal is, accordingly, listed for the 4th time today on 24.04.2026.

Today, the appellant is present in person who demanded that necessary penal action be initiated against the PIO for failing to provide the documents/information correctly despite this Commission's order and to appear in the hearing. *But the PIO is absent without any information yet again.*

The repeated non-appearance of the PIO and non-compliance of the direction of this Commission's order dt. 13.02.2026 has been taken seriously by this Commission. The PIO is, therefore, afforded a last chance to comply with the aforesaid order and report compliance thereof on 27.05.26 failing which consequential penal action under section 20(1) of the RTI shall be initiated against him.

Given under my hand and seal of this Commission on this 24th April, 2026.

NOW THEREFORE, you are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, SIC on 27th May (Wednesday) at 10.30 am to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

Take notice that, in default of your appearance, on the day above- mentioned, the matter will be heard and determined in your absence.

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

Memo No. APIC-703/2025 / 799 Dated Itanagar, the 27 April, 2026

Copy to:

1. The Chief Engineer (PWD), Central Zone-A, Itanagar, Govt. of A.P, First Appellate Authority (FAA), for information and ensuring compliance by the PIO.
2. The PIO, o/o the EE (PWD), Koloriang/ Division, Kurung Kumey District (Pin Code: 791118) for information and compliance..
3. Shri Bamang Pacho, Near Main Power House, IG Park, PO/PS- Itanagar, Papum Pare District (A.P) (Contact No. 9402275313) for information.
4. The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
5. Office Copy.
6. S/copy.

P. S. S. S. S.
Registrar/ Deputy Registrar
APIC, Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar