



ARUNACHAL PRADESH INFORMATION COMMISSION

ITANAGAR.

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

Case No. APIC-922/2025.

(Summon to appear in person)

(Or.5 R.3 of CPC)

APPELLANT : Shri Ashok Sangbia, Model Village, Seppa, East Kameng.

RESPONDENT : The PIO, o/o the Executive Engineer (PWD), Naharlagun Highway Division Nirjuli.

ORDER/SUMMONS

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 Executive Engineer (PWD), Naharlagun Highway Division Nirjuli as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 10.09.2025.

A) Details of information require:

1. Certified copy of Category of all the work charged (W/C) staff serving under your division and sub-division
2. Certified Copy of Appointment letter of all the W/C staff serving under your Division and Sub-Division.
3. Certified Copy of Place of posting of all the W/C staffs serving under your Division and Sub-Division.
4. Certified copy of DPC Board member officers name & design of all the W/C staffs, along with trade test (TT) marks details of all the W/C staff recruited serving under your Division and Sub-Division.
5. Certified copy of approval from competent authority CE/SE of all the W/C Staff recruited/Advertised under your division & sub-division.
6. Certified Copy of present strength of W/C staff under serving your Division and Sub-Division.
7. Certified Copy of new strength of or against retirement or vacate of W/C staff serving under your division and sub-division.
8. Certified Copy of total sanction strength of W/C staff serving under your division and sub-division.
9. Certified copy of Recruitments rule (RR) of W/C staffs' approval from Administrative Reforms (AR) Department Govt. of (A.P).
10. Certified copy of attendance register of all the W/C Staffs serving under your division & sub division.
11. Certified Copy of Service identity card sign & seal of competent authority along with active contacts No. of all the W/C staff serving under your division and sub-division.
12. Certified copy of name & active contact No. along with service identity card, Superintending Engineer who appointed to the W/C Staff serving under your division & sub-division.

13. Certified copy of E-Data of all the W/C staff serving under your division and sub-division.
14. Certified copy of Joining Report/letter of all the W/C staff serving under your division and sub-division.
15. Certified copy of all the supporting document like ST, SC, PRC, Aadhar Card, Education qualification etc. of all the W/C staff serving under your division and sub-division.
16. Period for which information asked for: 2016 to till date.

Facts emerging from the appeal:

Records in the appeal disclose that the appellant, Shri Ashok Sangbia had requested the PIO, o/o the EE (PWD), Naharlagun Highway Division, Nirjuli for the aforementioned information but failed to obtain the same which prompted him to file his 1st appeal before the Chief Engineer (PWD), Govt. Of A.P., Highway Zone, Itanagar, Mowb-II, Itanagar, the First Appellate Authority (FAA) under section 19(1) of the RTI Act, 2005 vide Memo of Appeal dt.18.10.25. But having failed yet again to receive the information, he filed his 2nd appeal before this Commission under Section19(3) of the RTI Act vide his Memo of Appeal dt. 11.12.2025.

The records also reveal that the FAA had conducted the hearing on 04.12.2025 and vide order of even dated directed the PIO, EE (NHD) to furnish the complete set of documents/information sought by the appellant in his RTI application dated 11.09.2025, immediately and in any case within 3 (three) working days from the date of the order. The order of the FAA is reproduced as hereunder :

“1. Background

The appellant filed an RTI application dated 11.09.2025 seeking certain information from the PIO, Executive Engineer, NHD. Alleging non-furnishing of complete information, the appellant, further appealed deemed PIO/Senior Office cum Superintending Engineer, IHC, PWD vide his application dated 14/10/2025. Alleging further non furnishing of information and being aggrieved preferred the present first appeal before the First Appellate Authority (FAA) vide his appeal dated 17/11/2025.

A notice of hearing was issued to the PIO, EE NHD, and to the Superintending Engineer (IHC), who is the senior officer concerned.

During the hearing held on 04/12/2025, it was revealed that the SE, IHC was on sanctioned leave, and the EE, NHD was holding additional charge of SE, IHC at the relevant period. The EE, NHD, in his capacity as acting SE, IHC, had submitted a request for exemption from appearance, citing his official leave status.

2. Proceedings

** At the scheduled hearing:*

11/12/25

Er. Nani Tath, SE, IHC was physically present and made his points which were taken.

Er, Hage Tajang. PIO/EE, NHD, appeared and submitted that the requested documents and information are ready, and the delay occurred due to miscommunication and technical issues, and not due to any intentional withholding.

The PIO expressed readiness to furnish the complete information, which are available with him, to the appellant immediately.

The appellant was heard, and all available records were perused.

3. Decision of the FAA

After considering the submissions of the parties and examining the records placed before me, the following order is passed:

1. The PIO, EE NHD, is directed to furnish the complete set of documents/information sought by the appellant in his RTI application dated 11.09.2025, immediately and in any case within 3 (three) working days from the date of this order.
2. Proof of dispatch or acknowledgement of receipt of the information by the appellant shall be retained in the office record
3. The delay is condoned considering the explanation of miscommunication / technical default; however, the PIO is advised to ensure strict compliance with the timelines mandated under the RTI Act, 2005, in future.
4. With the above directions, the first appeal stands disposed off.

4. Liberty to Appellant

The appellant is at liberty to approach the Second Appellate Authority, i.e., the State Information Commission, under Section 19(3) of the RTI Act, 2005, if not satisfied with the adjudication or with the information furnished.

Sd/-

(Chou Siharaja Choutang)

First Appellate Authority (FAA)

Chief Engineer, Highway Zone, PWD, AP."

The appellant, however, filed his 2nd appeal before this Commission on the ground that he is not satisfied with the order of the FAA as above.

This appeal is, accordingly, listed today on 06.05.2026 but both the parties are absent, though, the appellant, Shri Sangbia vide his letter dt.06.05.26, has informed that due to his pre-occupation he will not be able to attend the hearing today and requested for adjournment to a later date.

Since both the parties are absent today, the hearing is adjourned to 03.06.2026

In the meanwhile, the PIO is directed to furnish the requested information which are found not covered by any of the exemption clauses under section 8 of the RTI Act, 2005 and report the compliance thereof to this Commission on 03.06.2026 the next date of hearing. It is, however, made clear that as required under 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/her satisfaction. And as mandated by section-18(3)(c) and rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005, such reason(s) has to be furnished by way of an affidavit. The PIO is, therefore, directed to furnish appropriate replies and /or affidavit against the information/replies which his office does not hold.

Given under my hand and seal of this Commission on this 6th May, 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 3rd June, 2026 (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.


To avail online hearing please at least notify or get in touch one day prior to the hearing, download "**WEBEX MEETING APP**" from Google Play store. For further technical assistance Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957) maybe contacted.

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

Memo No. APIC- 922/2025 / 816 Dated Itanagar, the 7 May, 2026

Copy to:-

1. The Chief Engineer (PWD), Govt. of A.P, Highway Zone Itanagar, Mowb-II Itanagar, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
2. The PIO, o/o the Executive Engineer (PWD), Naharlagun Highway Division Nirjuli PIN: 791109 for information and compliance.
3. Shri Ahok Sangbia, Model Village Seppa East Kameng PIN: 790102 Mobile No. 8119994490 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