सत्यमेव जयते

सूचना का अधिकार
RIGHT TO INFORMATION

ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-300/2026.
(Summon to appear in person)
(Or.5 R.3 of CPC)

APPELLANT : Shri Mamu Sono, Sood Vill. Nlg.
RESPONDENT : The PIO, o/o the Executive Engineer (RWD), Seppa Division, East Kameng District (A.P)

SUMMONS/ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Mamu Sono for non-furnishing of below mentioned information by the PIO, o/o the Executive Engineer (RWD), Seppa Division, East Kameng District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 06.11.2025.

A. Particular of information: regarding the c/o Road from Seppa Sagalee BRTF Road to Nere Stage – I & II.

B. Details of information require:

1. Furnish the copies of MOA/MOU/agreement made in between RWD Department and concern company/firm for the Implementation of above mentioned Project under the RWD, Department.
2. Furnish the copies of total sanction amount order letter along with additional sanction amount.
3. Furnish the copies of executed contractors/firms name.
4. Furnish the copies of acceptance letter awarded to the contractors/firms.
5. Furnish the copies of financial, technical & final bidding documents.
6. Furnish the copies of quantity of work executed till date.
7. Furnish the copies of U/C submitted by the department to the State government/central government.
8. Furnish the copies of monitoring report, money receipt and completed report.
9. Furnish the copies of name of the third party monitoring agency along with guidelines for third party monitoring or implementation of the above mentioned project/ scheme.
10. Furnish the copies of News paper cutting published in any local or national news paper agency as NIT with front page which were published by which news paper agency.
11. Furnish the copies of name and the place where the work executed/ implemented.
12. Furnish the copies of details of GST payment or bills paid or in details.
13. Furnish the copies of works experience, documents of the Firms/contactors.
14. Furnish the copies of completion certificate of the work.
15. Furnish the copies of P/A holder and name of firm/company in details.
16. Furnish the copies of colour videos, audios and photos clips were taken (before, during and after the work executed/completed.
17. Furnish the copies of GEO-TAGG (Before, during and after the work executed/completed.
18. Furnish the copies of work order and total numbers of tender participated list & total list of selected Firms for awarded the project.

19. Furnish the copies of DPR In details.
20. Furnish the copies of all letter pad/DO letters by Hon'ble Minister, MLAs for awarding of contract work.
21. Furnish the copies of NIT & NIQ submission letters.
22. Furnish the copies of cheque issued to contractor, firm, agency and company with cheque no. In details.
23. Furnish the copies of money paid to firm/contractors and balance amount.
24. Furnish the copies of MB & Copies of payment Bill/Payment of Bouchers.
25. Furnish the copies of present status of the project.
26. Furnish the copies of EMD and copy of Bank Guarantee (BG)
27. Furnish the copies of Security money deposited by the firms/contractors.
28. Furnish the copies of Trading Licenses In details and profile details.
29. Furnish the copies of comparative charts/statement charts.

C)Period for which information required: Since from execution of work to till date.

Brief 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 Chief Engineer (RWD) (PMGSY), Itanagar, the First Appellate Authority (FAA), under section 19(1) of the RTI Act vide Memo of Appeal dt. 09.02.2026. But having failed yet again to obtain the information, he preferred second appeal before this Commission under section 19(3) of the RTI Act vide Appeal Memo dtd. 26.03.2026.

This appeal was, accordingly, listed on 15.07.2026, but none of the parties appeared.

This Commission, however, noticed that the FAA did not consider the appeal as mandated under section 19(1) of the RTI Act. Hence, vide order dt. 15.07.26, this appeal was remanded to the said FAA for adjudication and passing an appropriate order in speaking form within 1(one) month from the date of receipt of the said order.

This Commission also concluded that the appellant, if aggrieved by the decision of the FAA, may prefer his 2nd appeal before this Commission under section 19(3) of the RTI Act within 90(ninety) days from the date of the FAA's order.

Records in the appeal reveal that the FAA had listed the appeal for hearing on 04.08.226 but the appellant did not appear and as such the appeal was disposed of without any direction on merit as under:

"JUDGEMENT

Whereas, hearing was conducted on 04th August 2026 vide order No: RWD/PMGSY/RTI-167/2025-26 Dated 30th July, 2026. RTI case APIC No. 299/2026 & APIC No. 300/2026.

The following PIO/APIO and appellant were present/Absent.

1. Sri. Marto Riba, EE cum PIO, RWD, Seppa

2. Sri Mamu Sono, (Appellant) (Absent)

Whereas, the case may be disposed as applicant fail to attend the hearing fix on 04/08/2026.

Sd/-

Chief Engineer (PMGSY)-cum-FAA, RWD."

The appellant, Shri Mamu Sono, being aggrieved with the FAA's response as above, complained vide letter dt. 14.09.2026 (as reproduced hereunder), that the o/o the Chief Engineer (RWD) (PMGSY), Itanagar, the FAA did not take any action on the appeal despite the direction from this Commission and therefore, requested for admitting and hearing the appeal.

"R/sir,

With due respect and humble submission, I have the honor to inform you that I have filed RTI Form-A, O/o the Executive Engineer-cum-PIO, RWD Seppa Division, E/Kameng District, (A.P) after 30 days over filed first appeal O/o the FAA-cum-CE, RWD (PMGSY) Cell Itanagar, Arunachal Pradesh but yet no any seeking information documents receipt again after 30 days over filed 2 appeal in the RTI commissioner Court, and on 15th Jully 2026 the first cause listed and first hearing was held, but I was unable to attend the hearing due to some unavoidable urgent work after the hearing you have noticed there is no FAA hearing record enclosed and appeal was remanded back to the Chief Engineer-cum-First Appellate Authority, RWD(PMGSY), Cell Itanagar accordingly because of non-enclosed judgement order copy of the FAA.

That, after remanded for conduct the hearing under FAA-cum-Chief Engineer, RWD (PMGSY) Cell, Itanagar (A.P) to adequate giving opportunity to both the appellant and the respondent PIO, accordingly the First Appellate Authority-cum-the Chief Engineer, RWD (PMGSY) Cell Itanagar, Arunachal Pradesh has conducted hearing at his court of office chamber on 4th August 2026 and the appeal was disposed off but after 30 day (one month) more days still not furnish any single piece of seeking information documents from the Executive Engineer-cum-PIO, RWD Seppa Division, E/Kameng District (A.P)

Therefore, I highly honor you kindly fixed/list my appeal for continue conducting hearing to obtain all required relevant seeking information documents from the EE-cum-PIO, RWD Seppa Division East Kameng District Arunachal Pradesh and direct/endorse the respondent (PIO) provide information documents to the applicant within short period of time or bring all seeking information documents in next date of hearing.

Thank you, sir,

Enclosed:

1. Copy of FAA judgement order.

Yours faithfully
Sd/-
Mr Mamu Sono."

This Commission perused the letter from the appellant as above and decided to hear the appeal in terms of its order dt.15.07.2026 and accordingly, vide order dt.15.09.2026, listed this appeal today on 30.10.26 with an interim direction to the PIO to furnish the requested information to the appellant and report the compliance thereof during the hearing so as not to constrain this Commission to invoke the penal provisions of the RTI Act, 2005.

Today on 30.10.2026, the appellant, Shri Mamu Sono is present through VC but the PIO is absent without any intimation.

This Commission heard the appellant who submitted that he met the PIO and also the Dealing Assistant a few days ago who had sought some more time for furnishing the requested information.

The appellant, therefore, pleaded for adjournment of the hearing with an interim direction to the PIO to furnish the information by next hearing date failing which the PIO may be asked to show cause as to why penal action under section-20 of the RTI Act should not be taken against him.

As prayed by the appellant, the hearing of this appeal is adjourned to 04.12.2026 and in the meanwhile the PIO shall, as assured by him, furnish the requested information to the appellant and report the compliance thereof to this Commission on 04.12.26 so as not to constrain this Commission to invoke the penal provisions of RTI Act, 2005.

Given under my hand and seal of this Commission on this 30th Oct., 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 4th Dec., 2026 (Friday) at 2 pm** 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/defence.

Take notice that, in default of your appearance, on the day above- mentioned, the matter will be heard and determined, including closure of the appeal, 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- 300/2026/977 Dated Itanagar, the 03rd Nov., 2026

Copy to:-

1. The Chief Engineer (RWD) (PMGSY) Itanagar, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO concerned.
2. The PIO, o/o the Executive Engineer (RWD), Seppa Division, East Kameng District (A.P) PIN: 790102 for information and compliance.
3. Shri Mamu Sono, Sood Village Nlg. PIN: 791110 Mobile No. 9233567279 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