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ARUNACHAL PRADESH INFORMATION COMMISSION

ITANAGAR.

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

Case No. APIC- 173/2026.

(Summon to appear in person)

(Or.5 R.3 of CPC)

APPELLANT : Shri Tamchi Gungte near KV-II Chimpu.
RESPONDENT : The PIO, o/o the EE (RWD), Poma Division, Yupia
Papum Pare District.

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 EE (RWD), Poma Division, Yupia Papum Pare District as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 07.10.2025.

A. Particular of information: C/o "Plan & Non-plan Works/projects sponsored by State fund/Central fund or both (such as SIDF/ BE/ RE/ RIDF/SADA/ADA/MLA-LAD/ MPLAD/ SPA/ Article 275(1) PMJKV erstwhile MsDP/ UNTIED/ Tied/ PMDeVine/ NEC/ NESIDS/ Non-BADP/ SASCI/ VVP/ PMGSY /Maintenance works etc.) executed under the concern division" from the financial year 2020-21 to 2025-26.

B. Details of information required:

1. Copy of Total list of works/projects (Plan & Non-plan) under various scheme head mentioned above (state/central scheme or both as mentioned above) executed under the division, along with the details of cost of each project for each financial year from 2020-21 to 2025-26.
2. Copy of Commencement of work/Work Order letter issued to the Contractor engaged in the Project/work in respect of serial no. 1.
3. Copy of total amount of LOCs and Fund allocations received to the division for each project/works for each financial year from 2020-21 to 2025-26.
4. Copy of total amount of funds received (LOCs, Grant in Aids and any other form) in the division in respect of Serial no.1 of Form-A, undertaken and executed by the division from each financial year from 2020-21 to 2025-26.
5. Reply statement from the division that the complete payment has been made as per LOCs/ fund allocation to the contractors, after certain deduction mandate by the Govt in respect of serial no. 1 of Form-A for each financial year 2020-21 to 2025-26.
6. Copy of total fund deducted as, Labour cess of 1% from total cost of each work/project under Building and Other Construction Worker Act 1996, in respect to serial no. 1 of Form-A, for each financial year from 2020-21 to 2025-26.
7. Copy of Labour Cess deposited (such as Challan copy, Cheque counterfoil, Demand draft etc. whichever method is used) to the competent authority (APB&OCWWB) by the division for each financial year from 2020-21 to 2025-26.
8. Details of Officers (Name & Designation then & now) who is/are responsible for deducting Labour cess from the all projects/work executed under the division for each financial year from 2020-21 to 2025-26.

9. Details of Officers (Name & Designation then and now) who is/are responsible for depositing the Labour cess to the competent authority for the all projects/work executed under the division, for each financial year from 2020-21 to 2025-26 as per Building and Other Construction Act 1996.
10. Details of third party officer/Audit Officer for verifying whether the proper/right amount of Labour Cess was deposited by the competent authority in respect of all the projects/works, to the concern authority (APB&OCWWB) for each financial year from 2020-21 to 2025-26.
11. Copy of total amount deducted as, Contingency charges fund (i.e. project cost up to 3 crores is 1.5% & the project cost above 3 crore is 1%) in details, from each project/work in respect of serial no. 1 of Form-A, executed under the division for each financial year from 2020-21 to 2025-26.
12. Copy of expenditure Details (along with supporting documents of expenditure) done by the concern Officers (Name & designation then & now) of Contingency charges fund for each financial year 2020-21 to 2025-26.
13. Copy of unutilized Contingency fund details (if any) for each financial from 2020-21 to 2025-26.
14. Copy of Submission (in Challan form) of unutilized Contingency fund (if any) to the concern Govt. Head Account for each financial year from 2020-21 to 2025-26.
15. Copy of Total Percentage of Royalty amount deducted from each project/work for each financial year from 2020-21 to 2025-26.
16. Copy of Total amount of Royalty deducted from each project/work in respect of serial no. 1 for each financial year from 2020-21 to 2025-26.
17. Copy of Submission of Royalty (in Challan form) to the concern Govt. Head Account in respect of serial no. 16 of Form-A, for each Financial year from 2020-21 to 2025-26.
18. Details of Record Officer (Name & Designation (then & now)) in the division/block as per Public Records Act 1993 Govt. of India.
19. Furnish all the above documents with CTC & proper manner (i.e. in serial wise with properly Index, proper paging of each financial year and separate books for each financial year for easy & better understanding).

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 his 1st appeal before the First Appellate Authority (FAA), the Chief Engineer (RWD), Govt. of A.P, Western Zone, Itanagar under section 19(1) of the RTI Act vide his Memo of Appeal dt. 28.12.2025 There is, however, no records to show that the FAA had considered the appeal and passed any order.

The appellant, however, filed his 2nd appeal before this Commission under section 19(3) of the RTI Act, 2005 vide his Memo of Appeal dt. 02.02.2026 on the ground that the PIO did not furnish any information despite appeal before FAA.

This appeal is, accordingly, listed today on 07.08.2026 wherein both the appellant and the Ld. Counsel for the PIO appeared through VC.

Heard the appellant who submitted that the FAA had conducted the 1st appeal and had passed order directing the PIO to furnish the requested information to him. But the PIO did not comply with the order of the FAA.

The appellant, however, could not provide the details of FAA's order as he was out of station.

Since both the parties are not present in person and the records of FAA's adjudication of the appeal is also not available, the hearing of this appeal is adjourned to 04.09.2026 wherein the appellant shall be present with the records of FAA's consideration of the appeal and the order, if any, thereon.

Given under my hand and seal of this Commission on this 7th August, 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 Sept., 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/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.

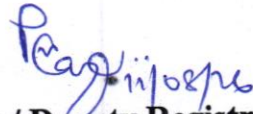
Sd/-

(SANGYAL TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC-173/2026 1815 **Dated Itanagar, the** 12 **Aug., 2026**

Copy to:

1. The Chief Engineer (RWD), Western Zone Itanagar, Papum Pare District, the First Appellate Authority (FAA) for information.
2. The PIO, o/o the EE (RWD), Poma Division, Yupia Papum Pare District PIN: 791110 for information.
3. Shri Tamchi Gungte, near KV-II School Chimpu PIN: 791113 Mobile NO. 8258820863/9402798349 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.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar