



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- 169/2026.

(Summon to appear in person)

(Or.5 R.3 of CPC)

APPELLANT
RESPONDENT

: Shri Tamchi Gungte near KV-II Chimpu.
: The PIO, o/o the EE (RWD), Yingkiong Division,
Upper Siang 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), Yingkiong Division, Upper Siang District as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 25.09.2025.

- A. Particular of information:** C/o "Plan & Non-plan Works/projects sponsored by State fund/Central fund or both (such as SIDF/RIDF/SADA/ADA/MLA-LAD/MPLAD/ SPA/ Article 275(1) PMJKV erstwhile MsDP/ CRIF/ NEC/ NESIDS/ PMDeVine/ Non-BADP/ SASCI/ CMCSRPD /Maintenance works etc.) executed under the concern division" from the financial year 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 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 2016-17 to 2025-26.
13. Copy of unutilized Contingency fund details (if any) for each financial from 2016-17 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 2016-17 to 2025-26.
15. Copy of Total Percentage of Royalty amount deducted from each project/work for each financial year from 2016-17 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 2016-17 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 2016-17 to 2025-26.
18. 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 records emerging from the appeal:

Records in the appeal reveal that the appellant had requested for the aforementioned information from the PIO but failed to obtain the same which prompted him to file his 1st appeal under section 19(1) of the RTI Act before the CE (RWD), Eastern Zone, Itanagar, the First Appellate Authority (FAA) vide his memo of appeal dt.17.11.2025.

Records further disclose that the FAA conducted hearing on 13.01.2026 wherein the appellant Shri Tamchi Gungte was present but the PIO, despite direction by the FAA, was absent without any intimation and the hearing was held in absence of the PIO and passed the following order:

"SPEAKING ORDER

No. RWD/RTI/YINGKIONG/520/2025::: As per the RTI Act 2005, U/s 19(1), a hearing was held in connection with the Case No. RWD/RTI/YINGKIONG/520/2025, on 13-01-2026 in the office chamber of Chief Engineer-Cum-FAA, RWD, E/Z, Itanagar.

Appellant, Sh. Tamchi Gungle was present.

EE-Cum-PIO, RWD, Yingkiong was absent despite receiving summon.

Hearing was held in absence of PIO and decision was taken accordingly.

In this regard, the EE-cum-PIO, RWD, Yingkiong was directed to furnish the required information directly to the appellant within 20 days (twenty days) from the date of issue of this order with an intimation to this office. Further, the EE-cum-PIO, RWD, Yingkiong should more careful while dealings with RTI correspondence/meeting fixed to avoid any future consequences.

In case of non-compliance of this order, the appellant may appeal before the Arunachal Pradesh Information Commissioner, Itanagar.

Accordingly, instant case has been disposed of.

Sd/-
CE-cum FAA
RWD, E/Z,
Itanagar"

The appellant, apparently, failed yet again to get the sought for information and as such he 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.

Accordingly, this appeal is listed today on 22nd July 2026, wherein the appellant is absent without any intimation but the PIO is represented by Er. Eda Boko, AE -cum- APIO in person who informed that due to the Technical Committee (TC) meeting at NRIDA, New Delhi from 20th to 23rd July, 2026, the PIO Er G. Lipir could not attend the meeting.

Herad the APIO who submitted that due to voluminous and vague nature of information, the appellant was requested vide letter dt.10.07.2026 (as reproduced below) to seek information for a particular scheme and for particular financial year.

"To
Shri Tamchi Gungte
Near KV-II Chimpu
Papum Pare District
Mobile No.9233567279

Sub: Furnishing of RTI Documents Reg.
Ref: Your RTI Letter No. nil Dated 25/09/2025.
Sir,

Please refer to your RTI letter of dated 25/09/2025 for seeking information (i) to furnish A. Particular of information: C/o 'Plan & Non-plan Works/projects sponsored by State fund/Central fund or both Such as SIDF / BE/RIDF / SADA / ADA / MLA LAD / MPLAD / SPA / Article 275(1) PMJVK erstwhile MSDP / CRIF / NEC / NESIDS / PMDeVine / Non-BADP / SASCI / CMCSRPD / Maintenance works etc.) executed under the concern division; from the financial year 2016-17 to 2025-26.(i.e., 11 years). In this regard I would like to state that you are seeking for voluminous & vague documents & will take at least 4 to 5 months to search all those documents & to produce the xerox copy of the same. So, you are hereby requested to seek information for a particular scheme & that too for a particular financial year please.

We are looking forward for your kind cooperation please.

Sd/-
PIO/Executive Engineer
Rural Works Division
Yingkiong"

The APIO also submitted that except under SIDF, no scheme/project was executed by his Division under the rest of the Funding Heads.

In view of the submission of the APIO as above and the absence of the appellant, the hearing of this appeal is adjourned to 21st August, 2026 wherein the PIO shall be present with the details of work / scheme executed under SIDF from 2017 to 2026 so that an appropriate direction can be passed on the appeal 17 point quarries.

Given under my hand and seal of this Commission on this 22nd July, 2026.

NOW THEREFORE, you are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC in person on 21st August, 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, 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-169/2026 / 768 Dated Itanagar, the 24 July, 2026

Gopy to:

1. The Chief Engineer (RWD), Eastern Zone Itanagar, Papum Pare District, the First Appellate Authority (FAA) for information and compliance by the PIO.
2. The PIO, o/o the EE (RWD), Yingkiong Division, Upper Siang District PIN: 791002 for information and for compliance..
3. Shri Tamchi Gungte, near KV-II School Chimpu PIN: 791113 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.
Arunachal Pradesh Information Commission