



**ARUNACHAL PRADESH INFORMATION COMMISSION**  
**ITANAGAR.**

**An Appeal Case U/S 19(3) of RTI Act, 2005**  
**Case No. APIC- 347/2024.**

**APPELLANT** : Shri Riya Taram, Bengia Tahar and Lokam Namdu, Huto Vill.  
Jolang, c/o Rieng Store Jollang, Itanagar.

**RESPONDENT** : ThePIO, o/o the Executive Engineer (PWD), Sangram Division,  
Kurung Kumey District (A.P)

**ORDER/ SUMMONS**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Riya Taram, Bengia Tahar and Lokam Namdu for non-furnishing of below mentioned information by the PIO, o/o the Executive Engineer (PWD), Sangram Division, Kurung Kumey District (A.P) as sought for by them under section 6(1) (Form-A) of RTI Act, 2005 vide their application dated 22.08.2024.

This appeal was heard for 3(three) times on 15.01.2025, 19.02.2025 and 09.04.2025.

In the 2<sup>nd</sup> hearing on 19.02.2024 the following interim order was passed:

**"Hearing and decision :**

*This appeal was listed & heard for the 2<sup>nd</sup> time on 19.02.2024 wherein one of the appellants, namely, Shri Riya Taram was present and Shri Bini Tare, the representative of the PIO, o/o the Executive Engineer (PWD), Sangram Division was present.*

*In the 1<sup>st</sup> hearing on 15.01.2025, this Commission upon perusal of the 22 (Twenty two) point information sought by the Appellant, found some of the points to be repetitive while some were not relevant. Therefore, this Commission suggested the appellant to reduce his demand for the information and priorities the ones which are more important which he agreed to. The appellant, thus, did not press for the following :*

- 1.Sl. No. 8 (as the it is repetition of Sl. No.6);*
- 2.Sl. No.13 (being repetition of Sl.6);*
- 3.Sl. No.19 and 20 (not relevant)*

*The appellant also agreed not to press for the information which are not available with the PIO's Division. This Commission, however, directed the PIO to make effort to collate and collect whatever information as sought for by the appellant and furnish to him and also furnish specific reasons against those which are not available in his Division.*

*In compliance with the Commission's direction as above, the representative of the PIO brought in some part of the information through the forwarding letter dt.18.02.2025 addressed to the appellant which have dully been handed over to the*



appellant. The appellant went through the same but expressed his dissatisfaction therewith pointing out the following:

1. the copies of sanction orders have not been furnished;
2. the Trading License of the firm enterprise has not been furnished;
3. the copy of LOC /the copy of authorization issued by the CE (PWD) to the SBI to release the fund to the E.E not furnished;
4. the Bank A/c and statement thereof of the Division not furnished;
5. the FF copy not furnished;
6. the certified copy of work site by officer concerned not furnished;
7. the scheme billing detail sheet not furnished;
8. the work completion certificate by the E.E concerned.

This Commission perused the list of documents as contained in the aforesaid letter of the PIO, the E.E (PWD), Sangram Division and found that the information/documents brought in by the representative of the PIO were, indeed, not complete as per the list contained in the RTI application of the appellant. It was found that against number of points, the PIO had mentioned either 'not found' or 'not available' while against some of the points, the PIO has stated 'it shall be furnished'.

The appellant expressing his disappointment over the absence of PIO in the hearing pleaded that instead of deputing his PA or other staff he should attend the hearing to explain the reasons for furnishing the incomplete / misleading information, thereby violating the provisions of RTI Act.

This Commission, upon hearing the parties and on perusal of the documents brought in by the representative of the PIO, directs the PIO to furnish:

1. all the left out documents such as, among others, the copy of Trading Licence of the firms, copy of sanction orders, the MB as per the work order and amount paid to individual firm separately, the details of deduction made against GST/Royalty, the copy of LOC/LoA issued to the SBI by the CE, the cheque counterfoils or the RTGS/NEFT records of payment made to the firms/ enterprise separately, Money Receipts, the work completion certificate by the EE concerned ;
2. declaration by way of an affidavit with cogent reasons in respect of the documents / information which are not available with the PIO in terms of rule 5(vi) of the A.P Information Commission (Appeal Procedure) Rules, 2005.

The PIO shall comply with the above direction with intimation to this Commission within 3(three) weeks from the date of receipt of this order, whereafter the next date of hearing, if required, shall be fixed."

In the meanwhile the Appellant, Shri Riya Taram, vide his letter dt.6<sup>th</sup> March, 2025, informed this Commission that despite Commission's order and even after lapses of 3 (three) weeks time the PIO did not furnish the sought for information. The appeal was, therefore, listed and heard again on 9<sup>th</sup> April wherein the Er. Shri Modak Riba, EE, the PIO and the appellant, Shri Ria Taram were present physically.

As directed in the interim order dt. 19.02.2025, the PIO furnished the Affidavit declaring that the documents as sought for by the appellant at Sl. No (i) to (xiv) are either misplaced or not found/available in the Division office.



However, the appellant complained that the affidavit does not indicate the sanction order as per the list of schemes, the name of firms/contractors etc.

This Commission also noticed that the affidavit, besides the shortcomings pointed out by the appellant, was not attested by Notary or Magistrate and in view thereof, the PIO was directed to furnish a revised and proper affidavit to the appellant with a copy to this Commission within one week from 09.04.25 and the appellant was also directed to intimate the receipt of the affidavit within one week thereafter failing which this appeal shall be closed disposed of closed.

In compliance with the order of this Commission, the appellant vide his letter dt.12.04.2025, intimated as under:

1. *"The work/scheme list.*
2. *The technical Sanction/Sanction order copy/DPR/Estimate/Measurement book with page No. details.*
3. *List of work order copy with Cheque leaf as according to the amount which mentioned in the work order/ Sanction order copy.*
4. *Deposited slip/voucher/treasury challan for GST money deposited to govt. Account by EE PWD/ firm.*
5. *Xerox copy of all the trading license/ firm.*
6. *Details of payment with money receipt list of contractor/firm/enterprise.*
7. *Certified photocopy of work site by concern PIO.*
8. *Name of Officers and Official who handled/ executed the work."*

The appellant, besides demanding the above documents, also pleaded for summoning the PIO for hearing.

This Commission upon perusal of the letter and the left out information /documents as mentioned therein, observes that the PIO's response is required for disposal of this appeal. This appeal is, therefore, listed again for hearing on 16<sup>th</sup> May, 2025.

**NOW THEREFORE** You are hereby summoned to appear in person in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC in person on the 16<sup>th</sup> May,2025, (Friday) at 2 pm** with the left out information 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-347/2024/ 578 Dated Itanagar, the 29 April, 2025.**

Copy to:

1. The Chief Engineer (PWD), Central Zone-A, Govt. of A.P, Itanagar, the First Appellate Authority (FAA), for information and ensuring compliance by the PIO.
2. The PIO, o/o the Executive Engineer, (PWD), Sangram Division, KurungKumey District (A.P) PIN: 791118 for information & necessary compliance please.
3. Shri Riya Taram, Bengia Tahar and Lokam Namdu, Huto Vill. Jolang, c/o Riangan Store Jollang near Catholic Church PIN: 791113 Mobile No. 9383103387/9402443699 for information.
4. ✓ The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.
6. S/Copy.

*P. Jag. 29/4/25*  
**Registrar/ Deputy Registrar**  
**APIC, Itanagar**  
**Deputy Registrar**  
**Arunachal Pradesh Information Commission**  
**Itanagar**