सूचना का अधिकार
RIGHT TO INFORMATION

सत्यमेव जयते

ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-No.871/2025 (Appeal) Dated Itanagar the 22nd Dec. 2025

Shri John Tara Bakey
Yupia- ii, Papumpare District AP
Pin- 791110 (M) 9362558809

Appellant

Versus

FAA,
Superintending Engineer (SE) PHED & WS Circle
Naharlagun, Papumpare District
Pin- 791110

FAA Respondent- 1

PIO,
Executive Engineer (EE) PHED
Yupia Division, Papumpare District
Pin- 791110

PIO Respondent- 2

ORDER

Date of Order-22.12.2025
Information Commissioner : Dani Gamboo

Dated-22.07.2025 : RTI application filed to PIO
Dated-10.10.2025 : First appeal filed to FAA
Dated-24.11.2025 : Appeal filed to commission
Dated-12.12.2025 : Appeal received in IC's Cell

The Commission after adverting to the facts and circumstances of the case, and perusal of the records, observes that the FAA has not disposed of the first appeal filed to him. It is incumbent upon the FAA to follow statutory procedure laid down in the Arunachal Pradesh Information Commission (Appeal Procedure) Rules, 2005.

As laid down at para-38 of the Guidelines for the FAA issued by the GoI and the State Govt. OM No. AR-111/2008 Dated 21st August, 2008, adjudication on the appeals under RTI Act is a quasi-judicial function. It is, therefore, necessary that the Appellate Authority should see to it that the justice is not only done but it should also appear to have been done. In order to do so, the order passed by the appellate authority should be a speaking order giving justification for the decision arrived at.

Therefore, the instant appeal case is remanded to FAA for adjudication of first appeal filed to him. **The Superintending Engineer (SE) PHED & WS Circle-cum-First Appellate Authority (FAA)** Naharlagun, Papumpare District AP., following the principle of natural justice, shall conduct hearing giving fair and equal opportunity to both the appellant and the PIO and thereafter pass reasoned and speaking order on merit within three weeks from the date of receipt of this order i.e. on or before **12.01.2026**. Enclosed a copy of first appeal FAA & RTI application in form A to PIO.

The appellant is at liberty to file 2nd appeal afresh:

1. If the Appellant is not satisfied with the information furnished to him by PIO based on the judgement order passed by the FAA.
2. If the FAA has denied the requested information based on specific exemptions/ grounds provided under the RTI Act, 2005.

Fee for such 2nd appeal, if done, shall be exempted.

Sd/-
(Dani Gamboo)
Information Commissioner

Memo No. APIC-871/2025/1667 Dated Itanagar the 24 December'2025

Copy to.

1. Computer Programmer APIC Itanagar to upload in APIC website and mailed to concerned department email.
2. Office Copy.

24/12/2025

Registrar / Dy. Registrar
Arunachal Pradesh Information Commission
Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar