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- 527/2026.

APPELLANT : Shri Hemmar Diyum & Shri Domin Sora, Vill. Kombo Tarsi Mobuk, Aalo.

RESPONDENT : The PIO, o/o the EE (WRD), Aalo Division, Aalo.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Hemmar Diyum & Shri Domin Sora for non-furnishing of 12(twelve) point information regarding the ***c/o Deep Tube Well including energization at POI Agri field at Rigo***" by the PIO, o/o the EE (WRD), Aalo Division, West Siang District as sought for by them under section 6(1) (Form-A) of RTI Act, 2005 vide their application dated 06.02.2026.

This appeal was listed and heard on 04.09.2026, wherein the PIO, Er. Shri Rimi Loyi, EE and one of the appellants, namely Shri Hemmar Diyum appeared through VC.

This Commission, after hearing the parties, particularly, the PIO who submitted that the requested information /documents are ready for furnishing to the appellants except (a) Copies of running Bills (b) NOC from Power deptt. (Sl.No 5) and the correspondences between the o/o the PIO and Power deptt. (Sl.No 8) and (c) Material procurement challans (Sl.No.9) and Master rolls (Sl.No.10 which are not available, directed the PIO vide order dt.04./09.2026 to furnish the requested information /documents, excepting the ones mentioned above, to the appellants within 1(one) week from the date of receipt of the order and the appellant was also directed to intimate the receipt thereof to this Commission within 1(one) week of the receipt of the information.

The appellant, vide his letter dt.28.09.26, has complained that the information furnished by the PIO are incomplete and pleaded for appropriate direction to the PIO to furnish the complete information/documents as under:

1. *MB Book of sanction amount Rs. 5.05 Lakh of 2020. Vide order No: WRD/ADA-75/PSG (TW&GW) 2017-18, Dated Itanagar the 28th Jan 2020.*
2. *Payment details of sanction amount Rs. 5.05 Lakh of 2020. Vide order No: SWRD/ADA-75/PSG (TW&GW) 2017-18, Dated Itanagar the 28th Jan 2020.*
3. *Technical Sanction and sanction order, payment details copies, MB Book etc is not furnish.*
4. *Technical Sanction and sanction order, payment details copies, MB Book etc of BE: 2022-23 is not furnish.*
5. *Document/certificates confirming the energization (Electricity connection) of Deep tube well, including the transformer/meter details and NOC from the power department is not furnish.*

6. *A completion certificate and the "Handing over/Taking over" report.*
7. *Copies of the geo tagged photographs submitted by department during the commencement, middle and completion stages of the project.*
8. *Provide the copies of correspondence between WRD and Power Departing regarding the energization (Electricity connection) of Deep tube well.*
9. *Physical Progress Reports.*

In view of the complaint from the appellant, the PIO was directed, vide order dt.30.09.2026, to furnish the complete information within 2(two) weeks from the date of receipt of the order. *It was also made clear that if the PIO is not able to furnish any of the requested documents/information for whatsoever reason, he shall furnish an appropriate explanation/replies against such queries on an affidavit as required under section-7(8)(i) read with section-18(3)(c) of the RTI Act, 2005 and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005.*

The PIO was, thus, directed to comply with the above direction in right earnest and report the compliance thereof to this Commission in the hearing today on 11.11.2026.

Today on 11.11.2026 the Appellants, Shri Hemmar Diyum and Shri Domin Sora and the PIO, Er. Shri Remi Loyi, EE are present through V.C.

Heard the parties.

The appellants reiterated their complaint submitted earlier as above while the PIO submitted as under:

1)that the appellants were provided with the MB against Rs. 3.59 lakhs against sanctioned amount of Rs.5.05 lakhs. The MB for balance amount of Rs. 1.46 lakhs is not available;
2) that the payments were made through hand receipt;
3) that the queries at Sl. Nos 3 and 4 are repetition of query at Sl.No.1.
4) that there is no record of such documents / certificate confirming energisation ;
5) that there is no record of Completion certificate and handing & taking over of the project;
6) that the Geo-tag Photographs before and during implementation of the project furnished but after completion photograph not available;
7) that there is no record of the correspondence *between WRD and Power Departing* as requested by the appellant and
8) that there is no record of Physical Progress Report.

This Commission, after hearing the submission of the parties and above, concludes as under:

1) that if MB for balance amount of Rs. 1.46 lakhs is not available, the PIO shall furnish an appropriate reason / explanation;
2) that the PIO shall furnish the payment details in whatever form available be it Hand Receipt or any other form;
3) that as regards submission at Sl. No 4 and 5 above, the PIO shall furnish an appropriate reason / explanation;

4) that if the Geo-tag Photographs after completion of the project is not available, the PIO shall, alternatively, *as agreed to by him during the course of hearing, facilitate site inspection of the project as demanded by the appellants under section-2(j)(i) of the RTI Act, 2005 and*

5) that as regards submission at Sl.Nos.7 and 8 above, the PIO shall furnish an appropriate reason / explanation.

The PIO shall furnish his replies/explanation as above on an affidavit as required under section-7(8)(i) of the RTI Act read with section-18(3)(c) of the RTI Act, 2005 and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005, the extract of which are given below:

Section 7(8)(i) of RTI Act, 2005.

"(8) Where a request has been rejected under sub-section(1), the Central Public Information Officer or State Public Information Office, as the case may be, shall communicate to the person making the request:-

(i) the reasons for such rejection

(ii) ……

(iii) ……"

Section 18(3) (C)

"(3) The Central Information Commission or the State Information Commission, as the case may be, shall, while inquiring into any matter under this section, have the same powers as are vested in a civil court while trying a suit under the Code of Civil Procedure, 1908, in respect of the following matters, namely:-

(a)……

(b)……

(c) receiving evidence on affidavit.

(d)……

(e) ……

(f)…… "

Rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005,

"5. Procedure in deciding appeal: In deciding the appeal, the Commission shall,

(i)….

(ii)…..

(iii) ….

(iv)……

(v)……

(vi) receive evidence on affidavit from State Public Information Officer, Assistant State Public Information Officer, such Senior Officer who decided the first appeal or third party."

The PIO is directed to comply with the direction as above within 3(three) weeks from the date of receipt of this order and the Appellants are also directed to intimate the receipt of the same to this Commission within 1(one) week thereafter failing which this appeal shall stand closed without further notice

Given under my hand and seal of this Commission on this 11th Nov., 2026

Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC-527/2026 /996 **Dated Itanagar, the** 16 **Nov., 2026**

Copy to:

1. The Chief Engineer (WRD), Western Zone, Itanagar, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
2. The PIO, o/o the EE (WRD), Aalo Division, West Siang District PIN: 791001 for information and compliance.
3. Shri Hemmar Diyum & Shri Domin Sora, Vill. Kombo Tarsi Mobuk, Aalo PIN: 791001 Mobile NO. 8132912326 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