सूचना का अधिकार
RIGHT TO INFORMATION

सत्यमेव जयते

ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-356/2025(Appeal)

Shri Tamchi Gungte **Appellant**
Near KV-II School Chimpu
PO/PS: Chimpu
PapumPare District A.P
(M) 9233567279
Pin Code: 791113

Versus

1.PIO, **Respondents**
O/o the Executive Engineer (EE)
RWD, Namsai Division,
Namsai District A.P. Pin code: 792103

2.FAA-cum-Chief Engineer (CE)
RWD (PMGSY) Itanagar AP.
Pin Code:791111

ORDER

Date of Hearing: 19.09.2025
Date of Decision: 19.09.2025

INFORMATION COMMISSIONER : Dani Gamboo
Relevant facts emerging from appeal.

RTI application filed on	:	30.01.2025
SPIO replied on	:	07.04.2025
First appeal filed on	:	24.03.2025
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	28.04.2025

Information sought:

The appellant filed an RTI application dated 30.01.2025 seeking following information regarding C/o "Construction/upgradation of roads and Bridge under Pradhan Mantri Gram Sadak Yojana" during the financial year 2024-25.

The total list of work/projects are as follows:

1. Jaipur to Mangkengmiri.
2. Construction of RCC Bridge (Span: 15.75m) at Chainage 5962.00m Over Rangajaan Nallah.
3. NH-52 to Chakma Settlement-II.
4. NamsaiDiyun Road to Khesengkung.

information furnished to him. A representation was submitted to the PIO specifying the shortcoming information for furnishing the full information.

Respondent PIO : Absent. Shri Dege Likar, Junior Engineer represented the PIO with authorisation letter. He has brought the remaining information as desired by the appellant.

F A A : Absent.

Decision:

The Commission after adverting to the facts and circumstances of the case, and perusal of the records, hearing the parties, observes that FAA – Chief Engineer (PMGSY), Itanagar has not disposed of the first appeal filed to her by following statutory procedure laid down in the Arunachal Pradesh Right to Information (Appeal Procedure) Rules, 2005. So, this appeal case is decided and determined in the absence of the FAA as made known to him in the hearing notice.

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 First Appellate Authority. Therefore, the **FAA – Chief Engineer, RWD (PMGSY) 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 two weeks from the date of receipt of this order i.e **on or before 03.10.2025.**

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

Authenticated true copy

Registrar / Dy. Registrar
APIC
Memo No. APIC-356/2025/ 609 Dated Itanagar the 22 Sept. '2025.