



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-353/2025.

APPELLANT : Shri Tamchi Gungte, near KV-II School Chimpu Itanagar,

RESPONDENT : The PIO, o/o the Executive Engineer (RWD), Tezu Division, Lohit District (A.P)

ORDER

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 Executive Engineer (RWD), Tezu Division, Lohit District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 30.01.2025.

A) Particular of information: 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 follow:

1. c/o RCC Bridge with BUG Girder at ch. 10123.50 over Paya river;
2. c/o RCC Bridge with BUG Girder(Span: 1X 55m) over Drum river;
3. MRL 13-Paya to Bhekuliang;
4. MRL 19-Road from to Tezugam;
5. c/o RCC Bridge at chainage 4480.00 m over Namgo Nallah.
6. c/o RCC Bridge at 620.00m over Khraipong Nallah;
7. c/o RCC Bride at ch. 1845.00m over Phi Nallah;
8. MRLO4- Medo to Namgo and
9. MRLO5 NH- 15 to Samblu Village.

B) Details of information required:

1. The certified sanction order copy.
2. The Certified copy of proof (such as Voter ID and PRC) that the tender winning firm Domicile status within the Territorial jurisdiction of that Assembly Constituency as per District Based Entrepreneur and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020.
3. The certified PRC Submitted by tender Participant issued by the Competent Authority regarding domicile status within the District as per Rule 4(ii)(b) of the Arunachal Pradesh District Based Entrepreneur and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020.
4. The name of firms who won the tender work with respect to subject mentioned above.
5. The name of officers and their Designation at the time of monitoring the work.

6. The certified copy of contractor Registration, of the tender participant and tender winning firm.
7. The certified copy of contractor Enlistment (Civil), of tender participant and winning firm.
8. The certified Affidavit copy Sworn before a Competent Magistrate to the effect that he/she (tender participant), does not have 2 (Two) or more incomplete ongoing commitment (projects/contract to execute) at the time of bidding by the tender participant and winning firm. (as per Arunachal Pradesh Gazette Notification no. SPWD/W-66/2012 dt. 01-08-2018 and as per District Based Entrepreneurship Act, 2015 & 2020).
9. The certified documents submitted by tender participant and winning firm, i.e. copy of completed Three similar work each of value not less than 40% of the estimate cost or Completed Two Similar work each of value not less than 60% of the estimated cost or Completed One similar work of value not less than 80% of the estimated cost along with the Completion Certificate issued by the Engineer in Charge duly Countersigned by the Concerned Superintending Engineer and Chief Engineer, in the last 5 years ending last day of the month previous to the one in which the tenders are invited.
10. The certified copy of all Photograph of work items (Glossy paper) before starting of work and Photograph (Glossy Paper) after completion of work.
11. The certified Payment Details (Cheque no., voucher, PFMS/ etc. (Which ever method is used of payments) of the project till date.
12. The certified Solvency certificate certified by the Bankers, submitted by all the tender participant.
13. The certified Credit facility from Bankers (10% of the tender value) submitted by the tender participants.

Facts emerging from the appeal:

The facts emerging from the appeal disclose that the appellant had requested from the o/o the PIO for the aforementioned 13(thirteen) point information against each of the 9 (nine) road/bridge projects under the PMGSY, during the FY-2024-25 under the EE (RWD) (Tezu Division). But he could not obtain the information within the statutory period of one month and therefore, filed his 1st appeal before the Chief Engineer (RWD) (Eastern Zone), Itanagar as the First Appellate Authority (FAA) under section 19(1) of the RTI Act vide his Memo of Appeal dt.20.03.25.

The records also disclose that the o/o the Chief Engineer (RWD) (Eastern Zone), Itanagar, vide letter dt.27.03.2025, forwarded the RTI application to the Chief Engineer (PMGSY)(RWD) as the information sought for relates to the PMGSY matters. The records, however, further reveal that the FAA did not conduct the hearing but vide letter dt.07.04.2025, signed by the APIO, forwarded the appeal to the Superintending Engineer, Rural Works Circle, Namsai with direction to take necessary steps to furnish the required documents to the appellant.

Aggrieved with the response of the FAA and the PIO as above, the appellant preferred his 2nd appeal before this Commission vide Memo of Appeal dt.28.04.2025 which has been accordingly listed today on 29.10.2025.

Hearing and decision:

The appellant, Shri Tamche Gungte is present in person while the PIO is absent nor did he depute any representative. The non-appearance of the PIO without any intimation has been viewed seriously by this Commission.

The appellant, expressing his disappointment on the non-appearance of the PIO, pleaded for penal action under the RTI Act.

This Commission, after hearing the appellant and upon perusal of the points on which he has sought the information, notices that the requested documents/information are not exempted under section 8 (1) of the RTI Act. However, the list of schemes/projects which totals 9(nine) appears to be disproportionate. This Commission, therefore, while recognizing the cherished right of the appellant to seek the information, holds that the information sought for should be such that the o/o the PIO is not made to divert his time and manpower to preparing and furnishing the information/documents leaving little or not time for his normal duties most of which are usually time bound. The appellant is, therefore, directed to prioritise his demand out of the 9(nine) projects/schemes as listed in his application and the PIO shall, accordingly, furnish the information point-wise as per the appellant's detailed queries.

The PIO shall comply with the above direction within 1(one) month from the date of receipt of this order and report the compliance thereof to this Commission. The appellant shall also intimate this Commission of the receipt of the information/documents within one month failing which this appeal shall stand disposed of closed without further notice.

Given under my hand and seal of this Commission on this 29th Oct., 2025.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,

APIC, Itanagar.

Memo No. APIC- 353/2025 */704* **Dated Itanagar, the 30th Oct., 2025**

Copy to:

1. The Chief Engineer (RWD), Eastern Zone, Itanagar, the First Appellate Authority (FAA) for information and censuring ompliance by the PIO.
2. The PIO, o/o the Executive Engineer (RWD), Tezu Division, Lohit District (A.P) PIN: 792001 for information and compliance.
3. Shri Tamchi Gungte, Near KV-2 School Chimpu, Itanagar Mobile No. 9233567279 for information and compliance.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC please.
5. Office copy.
6. S/Copy.

[Signature]
30/10/25

Registrar/ Deputy Registrar

APIC, Itanagar
Arunachal Pradesh Information Commission
Itanagar