



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

**An Appeal Case U/S 19(3) of RTI Act, 2005**

**Case No. APIC- 913/2025.**

**APPELLANT**  
**RESPONDENT**

: Shri Bengia Papo, Akum Hapa Colony chimpu.  
: The PIO, o/o the Project Director (DRDA) Koloriang  
Kurung Kumey District (A.P)

**ORDER**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Bengia Papo for non-furnishing of below mentioned information by the PIO, o/o the Project Director (DRDA) Koloriang Kurung Kumey District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 28.07.2025.

**A. Particular of information:** The MGNREGA Works for supply and procurement of materials in all respective 9(nine) blocks of Kurung Kumey District of Arunachal Pradesh amounting of package wise during the financial year 2023-24.

**B. Details of information required:**

1. Furnish the certified Sanction Order Copy.
2. Furnish the certified Permanent Residence Certificate (PRC) submitted by tender Participant issued by the Competent Authority regarding domicile status with the Districts as per Rule 4(ii)(b) of the Arunachal Pradesh District Based Entrepreneurs and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020.
3. Furnish the certified copy of Proof (such as Voter ID Card/Adhaar Card/A duly Signed affidavit and PRC) that the tender winning firm Domicile status within the Territorial jurisdiction of that Constituency Assembly as per District Based Entrepreneur and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020.
4. Furnish the certified LOC Copy with respect to the subject mentioned above.
5. Furnish the certified copy of Technical Sanction done by the concerned Authority for the projects as per financial rules.
6. Furnish the certified copy of Utilization Certificate.
7. Furnish the details of Utilization of financial amount exempted after the financial bidding of the tender process of the projects is completed.
8. Furnish the certified copy of Notice Inviting Tender (NIT) with respect to the subject mentioned above.
9. Furnish the certified copy of Criteria of eligibility for CPWD as well as non-CPWD contractors in this project.
10. Furnish the certified Progress Report of the projects in Physical and Financial section till date.
11. Furnish the certified copy of Completion certificate of the project.
12. Furnish the certified copy of Newspaper in which NIT was published (At least 3 newspaper name (one National & 2 Local)) along with date of publication of Newspaper, as per Government approved Order.
13. Furnish the certified Design and Scope of Work in the projects.
14. Furnish the Xerox copy of Name of Firms who won the Tender work with respect to the subject mentioned above.

15. Furnish the Name of Officers and their Designation at the Time of monitoring the work.
16. Furnish the certified copy of Contractor Registration, of the tender participant and tender winning Firm.
17. Furnish the certified copy of Enlistment of Contractor (Civil/Composite Category as per the nature of work), of tender participant and winning Firm.
18. Furnish the certified copy of EMD and Security money deposited by the entire tender participant.
19. Furnish the certified Integrity Pact submitted by the tender participant.
20. Furnish 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 rule SPWD/W-66/2012 Dtd.01-08-2018 as per District Based Entrepreneurship Act, 2015 & 2020).
21. Furnish 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 Counter signed by the Concerned Superintending Engineer and Chief Engineer, in the last 2 years ending last day of the month previous to the one in which the tenders are invited.
22. Furnish the certified reasons & method adopt in TURNKEY/EPC Basis to execute this project.
23. Furnish the certified copy of Acceptance letter for Tender work by the Executing Agency to the tender Winning Firm.
24. Furnish the certified copy of Work Order given to the Contractor by the Executing Department.
25. Furnish the Agreement Copy made between the Contractor and the executive agency to the tender winning Firm.
26. Furnish the certified copy of all Photograph of work items (Glossy color paper) before starting of work and Photograph (Glossy color Paper) after completion of work.
27. Furnish the Geo Coordinate information before the start of projects and after the start of the project mentioned above.
28. Furnish the certified Payment Details (Cheque leaf, voucher, PFMS, DBT etc. (Which ever method is used of payments)) of the project till date.
29. Furnish the certified Solvency certificate certified by the Bankers, submitted by the entire tender participant.
30. Furnish the certified Credit facility from Bankers (10% of the tender value) submitted by the tender participants.
31. Furnish the certified Affidavit to invest cash up to (25% of tender value) submitted by the cross-section diagram of the work through which the estimates have been prepared tender participant.
32. Furnish the copy of award of work or agreement copy.
33. Furnish the complete portion of the work.
34. Furnish the materials of all the supply work & procurement against above mentioned work.
35. Furnish the cash memo of the materials along with the shop/enterprise name with full details of GST No, address and location of the shop/enterprise & along with phone number of the owner.

36. Furnish the Truck/ Vehicles/ Tata mobile or any kind of commercial transport vehicles that have carried out the supply materials along with the driver's mobile number, name & address with Aadhar card, Pan Card, driving license & along with the vehicles Registration number & details of the district transport officer's registration details.
  37. Furnish the total number of materials purchased in supply work and list out the price of the materials along with the shop/Enterprise name & address with contact number, location of the owners.
  38. Furnish the payments details up to date.
  39. Furnish the joint account number/ Firms/Enterprise along with the cheque slip in which the money amount has been transferred to the contractors or the award of work has been given.
  40. Furnish the photo copy of the vehicles that have carried out the supply materials.
- C. Period for which information asked for: 2023-2024.

**Brief facts emerging from the appeal :**

Records emerging from the appeal disclose that the appellant, Shri Bengia Papo had requested the PIO for the aforementioned information/documents but failed to obtain the same which prompted him to appeal before the Deputy Commissioner, Koloriang, Kurung Kumey District, the First Appellate Authority (FAA) under Section 19 (1) of the RTI Act, 2005 vide his Memo of Appeal dtd. 15.10.2025. However, this Commission observes that the First Appellate Authority has not considered the appeal as mandated under section 19(1) of the RTI Act, 2005.

The First Appellate Authority, being well versed with the functioning of the department, ought to have adjudicated the appeal and passed a suitable order in speaking form stating therein the reasons for his decision. In doing so, the FAA, as the quasi-judicial authority under the RTI Act, ought to have heard both the parties and passed a reasonable order on merit.

The instant case, having not adjudicated by the First Appellate Authority under section 19(1) of the RTI Act, 2005, the Commission deems it appropriate to remand the appeal to the First Appellate Authority, the Deputy Commissioner, Koloriang, Kurung Kumey District for adjudication. The First Appellate Authority, being the officer senior in rank to the PIO and well versed with the knowledge of the functioning of the Department, shall apply his mind and go into the aspects like what kind of information was sought by the appellant in his application, whether the same was and could be provided or whether the same is exempted under the relevant provisions of section 8 and 9 of the RTI Act and pass a speaking order giving justification for his decision.

This appeal is, accordingly, remanded to the First Appellate Authority, the Deputy Commissioner, Koloriang, Kurung Kumey District, Govt. of Arunachal Pradesh for adjudication and passing an appropriate speaking order within 4(four) weeks from the date of receipt of this order. The appellant may, if dissatisfied or aggrieved by the decision of the First Appellate Authority, prefer Second Appeal before this Commission for which no cost need be paid.

Given under my hand and seal of this Commission on this 6<sup>th</sup> May, 2026.

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

Memo No. APIC-913/2025 / 814 Dated Itanagar, the 7 May, 2026

Copy to:

1. The Deputy Commissioner, Kurung Kumey District, the First Appellate Authority (FAA) PIN: 791118 for information and compliance.
2. The PIO, o/o the Project Director (DRDA) Koloriang Kurung Kumey District (A.P) PIN: 791118 for information.
3. Shri Bengia Papo, Akum Hapa Colony Chimpu PIN: 791113 Mobile NO. 8258820863/9402798349 for information and necessary follow-up with the o/o the D.C, Koloriang for early hearing of the appeal.
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.

Arunachal Pradesh Information Commission  
Itanagar