



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-857/2025.

APPELLANT : Shri Chow Lajamang, Mannow, Namsai.
RESPONDENT : The PIO, o/o the EE (PWD) Kanubari Division, Longding.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Chow Lajamang Mannow for non-furnishing of below mentioned information by the PIO o/o the EE (PWD) Kanubari Division, Longding District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 07.08.2025.

A. Particular of information : Work Charged (W/C) Staff

B. Details of Information:

- a) Certified Copy of Category of Work Charged (W/C) Serving under your Division.
- b) Certified Copy of Appointment Letter of all the W/C staff serving under your Division.
- c) Certified Copy of place of posting of all the W/C staff serving under your Division.
- d) Certified copy of e-data of all the W/C staff serving under you Division.
- e) Certified copy of total number of W/C staff with name attached under o/o CE (EZ) PWD/CE SIDP, PWD, SE PWD, Khonsa Circle etc. Give specific reason why they are attached in the above mentioned office.
- f) Certified Copy of Recruitment Rules (RR) of W/C staff from Government of Arunachal Pradesh.
- g) Certified Copy of Guidelines of Regulatory Scheme and Draft Recruitment Rules of W/C Staff from the Competent Authority.
- h) Certified copy of CPWD/W/C Establishment rules and regulation of W/C staff.
- i) Certified Copy of DPC, Trade Test of all the W/C staff serving under your Division.
- j) Certified Copy of Interview or Viva details, Videography of Interview of all the W/C staff recruited.
- k) Certified Copy of Board members of all the W/C staff recruited under your Division.
- l) Certified Copy of present strength and total strength of W/C staff under your Division.
- m) Certified copy of attendance register of all the W/C staff serving under your Division.
- n) Certified copy of total number with name, contact No. service Identity Card, Aadhar Card W/C staffs appointed from other district of A.P.
- o) Certified copy of name, contact No. service Identity Card, Aadhar Card of all the Superintending Engineer who appointed W/C staffs from 2017- till date
- p) Period for which information asked for:-2017-till date.

This appeal was heard on 1st April, 2026 wherein the appellant, Chow Lajamang Mannow appeared through VC while Er. Shri Gyamar Taram, AE -cum- APIO was present in person.

This Commission, upon hearing the appellant who submitted that the o/o the PIO has furnished incomplete documents and the APIO, who on the other hand, submitted that the requested documents were furnished to the appellant and also noticing that against some of the queries, the PIO had remarked /replied, "Nil", directed the PIO to furnish appropriate reasons/explanation by way of an affidavit to those queries against which the PIO does not hold any record or information in terms of section 7(8)(i) r/w section-18(3)(c) of the RTI Act, 2005 and rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005. The PIO was also directed to furnish the copy of DPC, Trade Test of all the W/C staff and the Interview or Viva details, Videography of Interview of all the W/C staff **minus** the names of Board Members as the disclosure of names are exempted under section 8(1)(g) of the RTI Act, 2005 and in terms of law settled by the Hon'ble Supreme Court in CBSE Vs Aditya Bandopdhyaya and Bihar Public Service Commission Vs Sayed Hussain Abbas cases.

In compliance with the direction of this Commission as above, the PIO vide letter dt.05.05.2026, had furnished the affidavit in original (as reproduced hereunder) dt. 05.05.2026 declaring that the requested documents/information are held in Circle level /Zonal office level.

"AFFIDAVIT"

I Er. Dagli Kato, Executive Engineer cum PIO Kanubari Division, PWD do hereby solemnly affirm and sincerely state that the following RTI information is not entertain in Divisional level which could be a-certain in Circle level /Zonal office level.

- 1. The Certified copy of Recruitment Rule (R/R) of W/C Staff from Govt. of AP.*
- 2. The Certified copy of Guidelines of Regulatory Scheme and Draft Recruitment Rules (R/R) of W/C Staff from the competent authority.*
- 3. The Certified copy of CPWD/W/C Establishment Rules and regulation of W/c Staff.*
- 4. The Certified copy of DPC Trade Test of all the W/C Staff.*
- 5. The Certified copy of Interview or Viva details Videography of Interview of all the W/C Staff recruited.*
- 6. The Certified copy of Board Members of all the W/C staff recruited.*

Sd/-

Er. Dagli Kato
EE-cum-PIO."

The appellant, vide his letter dt.12.05.2026, has, however, informed that the said affidavit provided to him by the o/o the PIO through whatsapp, is not satisfactory as it is not in true form.

This Commission also noticed that the affidavit was, indeed, not in proper form. For instance, the affidavit did not contain the verification by deponent, the respondent PIO nor was it attested by a competent authority, the Magistrate or Notary Public. The PIO was, hence, directed vide order dt.26.05.2026, to furnish revised affidavit in proper form and duly attested within 2(two) weeks from the date of receipt of the said order for further consideration of the appeal.

The appellant, vide letter dt. 26.06.2026, (as reproduced hereunder), intimated that the PIO has not complied with this Commission's order dt. 26.05.2026.

"Respected Sir,

With reference to the Memo No. cited above as you have ordered to provide the Affidavit within 2(two) weeks. But, till now the PIO have not provided me the AFFIDAVIT as per your Order.

Therefore, I humbly request your hon'ble court to fix next date of hearing between me(appellant) and Respondent (PIO-cum-EE PWD, Kanubari Division) in your Court.

Thanking you,

Sd/-

Yours faithfully,

Chow Lajamang Mannow."

In the premises as above, this appeal is, hence listed again today on 31st July, 2026 wherein the appellant, Shri Chow Lajamang Mannow is present in person but the PIO is absent without any intimation nor did he furnish the revised affidavit as directed vide order dt.26.05.26.

The non-compliance of this Commission's order and non-appearance in the hearing on the part of the PIO amounts to willful and blatant disrespect to this Commission and the RTI Regime which attracts penalty prescribed under section 20 of the RTI Act, 2005.

Therefore, in order not to compel this Commission to impose the prescribed penalty of Rs.25,000.00 as prescribed under section-20(1) of the RTI Act, 2005, directs the PIO to comply with the order dt.26.05.26 within 1(one) week from the date of receipt of this order, and also explain as to why the penalty should not be imposed upon him for non-compliance of this Commission's order and this order shall be treated as show cause notice.

Given under my hand and seal of this Commission on this 31st July, 2026.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,

APIC, Itanagar.

Memo No. APIC- 857/2025 1794 Dated Itanagar, the 4 Aug., 2026

Copy to:-

- 1) The Chief Engineer (PWD), Eastern Zone Namsai, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
- 2) The PIO, o/o the EE (PWD), Kanubari Division, Longding District (A.P) PIN: 792131 for information and compliance.
- 3) Shri Chow Lajamang Mannow, Village-Nanam Khampti, PO-Manmow, Namsai, Arunachal Pradesh, PIN - 792103 Mobile No. 7629857269 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