



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-654/2025.

APPELLANT : Shri Tamchi Gungte, near KV-II School Chimpu Itanagar,
RESPONDENT : The PIO, o/o the Executive Engineer (PWD), Yazali
Division, Keyi Panyor 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 32 (thirty two) point information on C/o "Development of wayside Amenities at Tago Putu, Yazali, Keyi Panyor District" during the financial year of 2017-18 under NEC project by the PIO, o/o the Executive Engineer (RWD), Yazali Division, Keyi Panyor District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 14.05.2025.

This appeal was heard on 12.12.2025 wherein the appellant, Shri Tamchi Gungte and the representative of the PIO, Shri Bengia Chito were present in person.

The appellant then submitted that the PIO had earlier furnished some of the requested information/documents but he was not satisfied with the same. The representative of the PIO, on the other hand, submitted that the implementation of the project in question was initiated by the department of Tourism and therefore, the records were not available with the o/o the PIO (PWD, Yazali Division). He however, submitted that as records have now been handed over to the o/o the PIO, the requested information /replies are being furnished to the appellant vide letter dt.11.12.2025, a copy whereof is also endorsed to this Commission.

The documents so brought in by the PIO's representative were handed over to the appellant who was directed to go through the same and report his satisfaction or otherwise therewith to this Commission within 1(one)week for further consideration of the appeal.

In compliance with this Commission's order dt.12.12.2025, the appellant, vide his letter dt.19.12.2025, as extracted hereunder, has complained that the documents furnished by the PIO were incomplete:

"Respected Sir,

With due respect, I would like to inform you sir that the documents furnished by the PIO is incomplete as I have seek in my Form-A and I believe that the information I'm seeking doesn't fall under section 8 of the RTI act.

Following are details of the incomplete information as per my Form-A-

- A) Serial no. 2: The document is not furnished.*
- B) Serial no. 5: The information is not furnished.*
- C) Serial no. 6:- did not furnish the documents.*
- D) Serial no.11: the documents is not furnished.*
- E) Serial no. 12: the documents is not furnished.*

F) Serial no. 14: the documents is not furnished.

G) Serial no. 15:- the documents is not attached in NIT Copy therefore the documents is not furnished.

H) Serial no. 16:- the documents is not attached in NIT Copy therefore the documents is not furnished.

I) Serial no. 17:- No documents is furnished.

J) Serial no. 18:- No documents provided.

K) Serial no. 19: No documents is furnished.

L) Serial no. 20:- No documents is furnished.

M) Serial no. 21: No documents is furnished.

N) Serial no. 25:- No documents is furnished.

O) Serial no. 26:- No documents is furnished.

P) Serial no. 28:- No documents is furnished.

Q) Serial no. 29:- no information furnished

R) Serial no. 30:- no information furnished.

S) Serial no. 31: no information furnished.

Lastly, I would like to make a request your good office to fix an another date of hearing to hear the matter as I have not received the complete documents.

Dated: 19/12/2025

Yours Faithfully

Sd/-

Tamchi Gungte."

In view of the complaint of appellant as above, the PIO was directed to furnish the left out documents/ information to the appellant and report the compliance therewith to this Commission in the next hearing on 4th February, 2026. It was, however, made clear that if the PIO does not hold any of the requested information / documents, he shall declare so by way of an affidavit as mandated under section-18(3)(c) of the RTI Act, 2005 and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005.

Today on 04.02.2026, appellant is present in person while the PIO is represented by Er. Rallo Bath, JE with the following left out documents/information as under which have been handed over to the appellant Shri Tamchi Gungte:

S.No.	Particular	Remark
1	Certified Sanction Order Copy	Furnished
2	The Certified copy of Technical Sanction done by the concerned Authority for the projects as per financial rules	As regards Technical Sanction the submission of the JE is that with the closure of the Engineering Wing in the user/executing Deptt. in the department of Tourism, the project was transferred to PWD, but the requested documents could not be traced out. The PIO to make an endeavor to collect the documents from the Tourism Deptt. and furnish to the appellant. However, it is made clear that if the said documents can not be obtained an affidavit to that effect to be furnished.
3	The Certified copy of Utilization Certificate	Furnished

4	The Certified copy of notice Inviting Tender (NIT) with respect to the subject mentioned above	Furnished
5	The certified copy of the criteria of eligibility for CPWD/ APPWD as well as non-CPWD/ non-APPWD contractors in this project	Furnished
6	The certified copy of the progress report of the project in physical and financial section till date.	Furnished
7	The certified copy of completion certificate of the project.	Furnished
8	The certified copy of the Newspaper in which NIT was published	Furnished
9	The certified Design and Scope of Work in the project.	Furnished
10	The certified copy of work specification of the project.	Furnished
11	The certified copy of documents submitted by tender participant for Technical Bid.	Furnished
12	The certified copy of Tender participant who have qualified the Technical Bid in the Tender Process of this projects as per District Based Entrepreneur and professionals (Incentive, Development and Promotion) rules, 2015 & 2020.	Furnished
13	Name of firm who won the Tender work with respect to the subject mentioned above.	Furnished
14	Name of Officer & their Designation at the time of monitoring the work.	Furnished
15	Furnish the certified copy of Contractor Registration, of the tender participant and tender winning Firm.	Furnished
16	Furnish the certified copy of Contractor Enlistment Order (Civil/Composite Category as per the nature of work), of tender participant and winning Firm.	Furnished
17	Furnish the Certified copy of EMD and Security money deposit by all the tender participant.	Same as point No. 2
18	Furnish the certified Integrity Pact submitted by the tender participant.	Same as point No. 2
19	Furnish the certified Affidavit copy	Furnished
20	Furnish the certified copy of Work Experience documents submitted by the tender participant and winning firm	Furnished
21	Furnish the certified reason and method of adopt in TURNKEY/ EPC Basis of the project is executed by these Basis.	Same as point No. 2
22	The certified copy of Acceptance letter for Tender work by the Executing Agency to the tender winning firm.	Furnished
23	Furnish the certified copy of Work Order given to the Contractor by the Executing Department.	Not pressed
24	Furnish the Agreement Copy made between the Contractor and the Executive Agency for the projects mentioned above.	Furnished
25	Furnish the certified copy of all Photograph of work items (Glossy paper) before starting of work.	Furnished
26	Furnish the certified Photograph (Glossy Paper) after completion of each work items.	Furnished
27	Furnish the Geo Coordinate information before the start of projects and after the start of the project mentioned above	Furnished

28	Furnish the certified Payment Details (Cheque details, voucher, PFMS etc. (Which ever method is used of payments)) of the project till date.	To be collected from the Tourism Department
29	Furnish the certified Solvency certificate certified by the Bankers, submitted by all the tender participant.	Same as point No. 2
30	Furnish the certified Credit facility from Bankers (25% of the tender value) submitted by the tender participants.	Same as point No. 2
31	Furnish the certified Affidavit to invest cash upto (25% of tender value) submitted by the tender participant.	Same as point No. 2
32	Furnish the certified copy of Utilization Certificate for the amount exempted in the NIT from the Total Sanctioned amount.	Furnished

The representative of the PIO reiterated the submission made in the remarks column of the table above that some of the documents/information requested by the appellant are not traceable /available in the o/o the PIO. But it is the requirement of law under section -7(8)(i) of the RTI Act that when an information is denied to the applicant, the reason thereof has to be communicated to the applicant to his satisfaction. And as mandated by section-18(3)(c) and under rule-5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005, the submission/reply of the PIO has to be declared/supported by way of an affidavit.

The PIO is directed to make an endeavor to collect the documents/information which are still in the custody of the Tourism department and furnish the same to the appellant and also furnish the required affidavit against those which are not traceable.

The PIO shall comply with the above direction within 3 (three) weeks from the date of receipt of this order and thereafter, the appellant after going through the information/documents furnished by the PIO today, intimate this Commission of his satisfaction or otherwise for further action.

Given under my hand and seal of this Commission on this 4th February, 2026.

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

Memo No. APIC- 654/2025/49 Dated Itanagar, the 5th Feb., 2026

Copy to:

1. The Chief Engineer (PWD), Central Zone-A Itanagar, the First Appellate Authority (FAA) PIN: 791111 for information and compliance by the PIO.
2. The PIO, o/o the Executive Engineer (PWD), Yazali Division, Keyi Panyor District (A.P) PIN: 791119 for information and compliance.
3. Shri Tamchi Gungte, Near KV-2 School Chimpu, Itanagar Mobile No. 9233567279 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.
Arunachal Pradesh Information Commission
Itanagar