



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-646/2025(Appeal)

Shri Pisa Tapam,
Dokum Colony Naharlagun
PO/PS: Naharlagun, P/Pare District A.P
Pin Code: 791110, (M) 8413931088

Appellant

Versus

1. PIO,
O/o the Executive Engineer (EE)
WRD Lemmi Division
Pakke-Kessang District A.P.
Pin code: 790103

Respondents

2. FAA-cum-Chief Engineer (CE)
WRD Western Zone Itanagar
Papumpare District AP.
Pin Code: 791111.

ORDER

Date of Hearing: 31.10.2025
Date of Decision: 31.10.2025

INFORMATION COMMISSIONER : Dani Gamboo
Relevant facts emerging from appeal.

RTI application filed on	:	09.05.2025
SPIO replied on	:	Not on record
First appeal filed on	:	11.06.2025
First Appellate Authority's Order	:	10.07.2025(Summon Notice)
Second Appeal filed on	:	22.08.2025

Information sought:

The appellant filed an RTI application dated 09.05.2025 seeking following information regarding PMKSY (HKKP) 2022-2023.

Name of Scheme:

1. Cluster of Surface Minor irrigation project at Seijosa- II and upper bali under Seijosa circle.
2. Cluster of Surface Minor irrigation project at Balisao and Nomarah village under Dising Paso circle.

3. Cluster of Surface Minor irrigation project at Pijerang-3 (Ph-i).
4. Cluster of SMI Project at Ngoleko and Passa GPC under Taza Happa circle (Ph-i).
5. Cluster of MIP at Sachung Panchayat.
6. SMI at Harak community agri field Keko village.
7. SMI at Rogo agri field left bank Pakke river along tapte.

Furnish the details Information:

- 1) Furnish Technical sanction order copy.
- 2) Give the LOC/LOA letter from Chief Engineer to General Engineer/Asst. General Manager State bank of India/any other bank for release of fund to Executive Engineer account/Give Name of Bank with amount and cheque number/Branch code number from 2023-2024 & 2024-2025.
- 3) Furnish the completion report of all the above projects.
- 4) Furnish the Utilization Certificate of all the above projects.
- 5) Furnish work order copy.
- 6) Handing and taking over report from the Contractor to Department of all the above projects.
- 7) Furnish the amount to be transferred to respected firm/enterprise/contractor bank account from Executive Engineer's account with their bank account Number or Cheque Number/Cheque Book counter foil/deposited slip/challan/demand draft/billing challan/cash memo of every work who the bill has been passed/transferred through PFMS.
- 8) Furnish cash memo/money receipt/challan/GST bill slip/memos of every work.
- 9) Give the amount to be transferred to the respective assistant engineer bank account from executive engineer account with bank account number/cheque number /cheque counter foil/deposit slip/challan/PFMS.
- 10) Furnish the amount to be transferred to junior Engineer bank account from assistant engineer (AE) with its bank account number/cheque book counter foil/deposit slip/cheque number/deposited challan/PFMS.
- 11) Give the name of firm/enterprise and proprietor with their bank account number, the firm/enterprise which is being used by AE/JE, with their bank account statement of firm/enterprise before and after the payment has made to the contractor.
- 12) Give the list of cheque book counterfoil/leaf/demand draft/deposit slip/challan and PFMS/Transaction records of all the payment made to the contractors.
- 13) Give hand received with payee name with full signature and date.
- 14) Give account statement/cheque book counter foil or Executive Engineer, WRD Division Lemmi Pakke Kessang District.
- 15) Furnish the details payment made to contractor/firm and remaining fund is still lying with department of the above projects.
- 16) Furnish first and final bill/photocopy description work site/payee name.
- 17) Furnish the Geo-tag photographs of all the works from starting to ending.
- 18) Furnish the technical bid and financial bid documents of contractor against the each work.
- 19) Furnish the advertisement copy for floating of NIT of each work.
- 20) Furnish estimate/concept paper/DPR of each work.
- 21) Furnish site inspection report copy of each work.
- 22) Furnish the Bank Guarantee Certificate
- 23) Furnish No Objection Certificate from Land owner from each project.

- 24) Furnish the name and designation of tender evolution committee and copy of approval letter issued.
- 25) Furnish the MB record with page number/Photocopy description of work site.
- 26) Furnish the name of contract/firm/enterprise/supplier/NGO/CBO/individual with their bank account number whom the bill has been passed/transferred.
- 27) Furnish the name of JEs/AEs/Surveyors of each work who are engaged of particular work.
- 28) Furnish the tender Process Board member/Minute with attendance/Total No. of tender participants/comparative statement with department rate of all technical qualified firm, BOQ of qualified firm/agreement letter, process work order letter and bill release amount up to till date.
- 29) Furnish the remaining payment is still to be paid against each project/scheme.
- The following were present.

Appellant : Present. He has stated that he could not attend the 2nd hearing on 31.07.2025 as he was not in station. The 30 days' time for furnishing information by the PIO has already elapsed. So the charging of fee for furnishing the information, as ordered by the FAA, is not justified.

Respondent PIO : Absent. Shri Donji Tachi Tara, AE represented the PIO. He has stated that the information is ready to furnish on remittance of requisite fee by the applicant.

FAA : Absent. Shri Bisin Daring, EE represented the FAA. He has produced a copy of judgement order dated 31.7.2025 passed by the FAA

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 (CE) WRD Western Zone Itanagar, Papumpare District AP., has heard the first appeal but not yet disposed of the first appeal filed to him by following statutory procedure laid down in the Arunachal Pradesh Information Commission (Appeal Procedure) Rules, 2005.

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 (CE) WRD Western Zone Itanagar, Papumpare District AP.**, following the principle of natural justice, shall conduct hearing **again** 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 **14.11.2025** and ensure implementation of the order passed by him and dispose off the first appeal.

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-646/2025/ 639
Copy to:

Dated Itanagar the.....3..... Nov.'2025.

1. Computer Programmer Itanagar APIC to upload in APIC website and mailed to concerned department email.
2. Office copy.


**Registrar
APIC, Itanagar**

Registrar
Arunachal Pradesh Information Commission
Itanagar