



ARUNACHAL PRADESH INFORMATION COMMISSION, APIC

ITANAGAR

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

Vide Case No. APIC-202/2024

(Summon to appear in person)

(Or. 5, R.3 of CPC)

Shri Bengia Tani -V/S- PIO-Cum-EE, PWD, Sangram, Kurung Kumey District

To,

The Executive Engineer,
Public Works Department, Sangram,
Kurung Kumey, District, A.P.

ORDER

WHEREAS, in connection with the **APIC-No. 202/2024**, your personal appearance is required before the Commission on **13th JANUARY 2026 at 01:30 PM**. The 6th hearing held on **16th September, 2025**. The Appellant present through online mode during the hearing before the Commission.

The PIO-cum-Executive Engineer, PWD, Sangram Division, Kurung Kumey District, Govt. of Arunachal Pradesh found, absent during the hearing without intimating to the Commission, the reason for his inability to attend the hearing, which is unbecoming on the part of the PIO, who has to be reminded that, the PIO has a mandatory duty to attend to statutory duties besides public duties, when an appeal is preferred against him/her.

Heard the Appellant;

The Appellant stated that even after the order from the Commission on dated 05/06/2025 the PIO-cum-Executive Engineer, PWD, Sangram Division, Kurung Kumey District, Govt. of Arunachal Pradesh has not furnished the information(s) to the Appellant.

It is to be noted that the PIO-cum-EE, PWD, Sangram Division, Kurung Kumey, Govt. of A.P was ordered to pay penalty amount of Rs. 25,000/- (rupees twenty five thousand only) for violation of Sub-Section (1) of Section 7 of RTI, Act, 2005 and penalty amount to be deposited through treasury challan payment in the name of Registrar Arunachal Pradesh Information Commission, Itanagar, against Head of Account No. 0070, but the PIO has not bothered to pay the penalty as ordered and has not provided the information(s) to the Appellant till today.

Under the stated facts and circumstances it is hereby ordered;

- i) Under the provisions of Sections 20(1)(2) and 25(5) the Principal Secretary, PWD, Govt. of Arunachal Pradesh to initiate Disciplinary Action against the PIO-cum-Executive Engineer, PWD, Sangram Division, Kurung Kumey District, Govt. of Arunachal Pradesh and to realize the payment of the penalty from the PIO and to submit the action taken report to the Arunachal Pradesh Information Commission (APIC), Itanagar.
- ii) To ascertain the action taken report the next date for hearing is fixed on 13th January' 2026 at 1:30 PM, whereby the Principal Secretary, Public Works Department (PWD), Govt. of Arunachal Pradesh is to submit the action taken report in the court of the Arunachal Pradesh Information Commission (APIC) along with the payment details of the penalty imposed.

- iii) The PIO-cum-Executive Engineer, PWD, Sangram Division to be present in the next date of hearing without fail, along with the complete information(s) to be provided to the Appellant and the payment details of the penalty imposed.
- iv) The Appellant to be present on the next date of hearing without fail.
- v) Send the copies of this order to the Principal Secretary PWD, Govt. of Arunachal Pradesh, the PIO-cum-EE, PWD, Sangram Division, and to the Appellant.

The Commission hereby orders;

The next date of hearing be fixed on 13th January, 2026' at 1:30 PM (Evening).

N.B:- To avail online hearing, please notify or get in touch one day prior to the hearing, download **"WEBEX MEETING APP"** from Google Play store. For further technical assistance may contact **Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957).**

It is so ordered this 16th day of September, 2025 at 4:30 PM

Sd/-

(Vijay Taram)
State Information Commissioner
APIC, Itanagar.

Memo. No. APIC-202/2024

Copy to:

- 1. The computer Operator, for uploading on the website of APIC, please.
- 2. Office Copy.

Dated Itanagar, the...19... September, 2025

Registrar/Dy. Registrar
APIC Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Manager

To,

Date: 16.09.2025

The Principal Secretary
PWD, Govt. of Arunachal Pradesh
Itanagar.

Sub: Initiation of disciplinary action against the PIO-cum-Executive Engineer, PWD, Sangram Division, Kurung Kumey District, Govt. of A.P for non-compliance of Court order in relation to APIC-No.202/2024.

Ref: Section 20(1), (2) and Section 25(5) of RTI, Act, 2005.

Sir,

Whereas, it has come to the attention of this court, that the Public Information Officer (PIO)-cum-the Executive Engineer, PWD, Sangram Division, Kurung Kumey District, has failed to comply with the judgment by the court of the Arunachal Pradesh Information Commission (APIC) on **05.06.2025** concerning an appeal filed under Section 19(3) of the RTI, Act, 2005 against their office.

And whereas, the matter came up for hearing before the Commission on 24.09.2024, 14.11.2024, 21.01.2025, 20.03.2025 and on 05.06.2025.

On June 5, 2025, the APIC delivered a judgment mandating the PIO to furnish information to the appellants, Shri Bangia Tani and Shri Bengia Raju. Furthermore, the judgment included a directive for the PIO to pay a penalty of Rs. 25,000/- (rupees twenty five thousand only) for violation of Sub-Section (1) of Section 7 of RTI, Act, 2005 to be processed through a treasury challan under the head of account 0070 and submitted to the Registrar of the APIC. Regrettably, it has come to our attention on 16.09.2025 that the required information was not provided to the Appellants and the penalty has not been remitted as ordered.

This failure to comply with a court order undermines the authority of the APIC and the Right to Information Act, 2005. Such negligence raises significant concerns about the commitment of officials to uphold the law, which is essential for transparent governance. As per the provisions outlined in Section 20 (1), (2), and 25 (5) of the RTI Act, 2005, I urge you to initiate disciplinary action against the PIO.

This situation not only discredits the efforts of the commission but also sets a precedent that could potentially lead to further non-compliance from other officials. It is imperative that we uphold the integrity of the RTI Act to ensure that it is treated with the seriousness it deserves.

To demonstrate compliance and accountability, I request that an action-taken report be submitted to the APIC along with copies of all relevant information and the details of the penalty payment.

This is in anticipation for your prompt attention to this critical matter. I look forward to your swift action in ensuring compliance with the APIC's orders.

Issued under the seal of this court.

Vijay Taram
State Information Commissioner
APIC, Itanagar.