



ARUNACHAL PRADESH INFORMATION COMMISSION

ITANAGAR.

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

Case No. APIC-820/2025.

APPELLANT : Shri Tamchi Gungte, near KV-II School Chimpu Itanagar,
RESPONDENT : The PIO, o/o the Director of TRIHMS, Naharlagun.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tamchi Gungte for non-furnishing of 11(eleven) point information regarding c/o "Establishment of New Medical College attached with District/ Referral Hospitals (Tomo Riba Institute of Health and Medical Science, Naharlagun by the PIO, o/o the Director of TRIHMS, Naharlagun as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 21.07.2025.

Hearing and decision:

This appeal was, accordingly, heard on 13.03.2026, wherein the appellant, Shri Tamchi Gungte was present in person and the PIO, Dr. Rajen Kombo (OSD) was also present with the copies of replies furnished earlier to the appellant vide his letter dt.17.10.25.

During the course of hearing the appellant, while acknowledging the receipt of requested information / documents from the PIO, however, complained that replies to some of the queries are either incomplete or not furnished at all e.g:-

- a) the replies against Sl.No.1 (Joint A/C of the parties), Sl.No.2 (Memo of payment etc.) and Sl. No.4 (eligibility criteria for tender participation) and Sl.No.4 (Technical Bid evaluation report) are incomplete/misleading;
- b) replies against Sl.No.7(names of the officers), Sl.No.9 (details of offices responsible for tender evaluation) and Sl.No.11(copy of fund surrender through challan are not furnished.

The PIO, on the other hand replied that the o/o PIO has furnished whatever documents/information were available in his office and that rest of information/documents are either available with the o/o the EE (PWD) Naharlagun Division or are not available with the PIO.

This Commission, upon hearing the parties and perusing the copies of documents, found that the documents/information against the queries, indeed, required to be provided satisfactorily to the appellant. It was, however, made clear that if the PIO does not hold any of the requested documents, he shall furnish an appropriate reply to that effect in an affidavit as required by law under section-7(8)(i) r/w section-18(3)(c) of the RTI Act, 2005 and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005. The PIO was, accordingly, directed, vide order dt. 13.03.2026, to comply with the requirement of law as above and report compliance thereof on 10th April,2026.

Today on 10.04.2026, both the PIO and the appellant are present in person. The PIO also brought in the remaining information/replies as under:

- a) as regards the Query at Sl.No.1, the PIO has now replied that the details of Joint A/C of M/S KCC & GCC are not available with the TRIHM;
- b) as regards Sl.No.2, the PIO had furnished the same replies as earlier;
- c) as regards Sl.No.4, the PIO has now furnished the copy of NIT including the certified criteria;
- d) as regards Sl.No.6, the PIO has now furnished the affidavit;
- e) as regards Sl.No.7, the PIO has furnished the names of officers;
- f) as regards Sl.No.9, the PIO has reiterated the earlier replies that the tender process was evaluated and scrutinized by the Executive Engineer, APPWD, Naharlagun Division and
- g) as regards the Sl.No.11, the PIO has replied that no fund has been surrendered against the project.

This Commission, on perusal of the above revised replies by the PIO, concludes that-

- a) *replies to the Sl.No.1 needs to be furnished by way of an affidavit as required by law;*
- b) *the copy of memo of payments containing the particulars of cheque, vouchers etc with the copies thereof, if available, are to be furnished (Sl.No.2). The appellant shall also visit the office of the PIO and meet the FAO concerned for inspection of the documents/clarification in this regard which the PIO and the Director(TRIHMS) shall facilitate;*
- c) *replies to Sl.No.9 also needs to be furnished by way of an affidavit and*
- d) *replies to Sl.No.11 shall be elaborated and furnished by way of an affidavit as well.*

The PIO shall furnish the above replies and/or the affidavit within 1(one) week from the date of receipt of this order and intimate this Commission. The appellant shall, as agreed to by the PIO, also visit the o/o the PIO and get the clarification from the FAO, who shall render the necessary help, within the period of timeline as above.

Given under my hand seal of this Commission on this 10th April, 2026.

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

Memo No. APIC- 820/2025/769 Dated Itanagar, the 13 April, 2026

Copy to:-

1. The Director of (TRIHMS) Tomo Riba Institute of Health and Medical Science, Naharlagun, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
2. The PIO, o/o the Director of (TRIHMS) Tomo Riba Institute of Health and Medical Science, Naharlagun PIN: 791110 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.

P. Raj 13/04/26
Registrar/ Deputy Registrar
APIC, Itanagar
Deputy Registrar
Assam Pradesh Information Commission
Itanagar