



सूचना का  
अधिकार  
RIGHT TO  
INFORMATION



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)  
ITANAGAR

**File No. APIC-429/2024(Appeal)**

**Shri Pisa Tapam**

Dokum Colony Naharlagun  
PO/PS Naharlagun, Papumpare District  
A.P, Pin: 791110 (M) 8413931088

**Appellant**

Versus

**PIO,**  
**o/o the Executive Engineer (EE)**  
Koloriang Hydropower Division (HPD)  
Kurung Kumey District A.P  
Pin Code: 791118

**Respondent**

**ORDER**

Date of Hearing: 13.03.2025  
Date of Decision: 13.03.2025

**INFORMATION COMMISSIONER** : Dani Gamboo  
**Relevant facts emerging from appeal**  
RTI application filed on : 24.08.2024  
SPIO replied on : Not on record  
First appeal filed on : 14.11.2024  
First Appellate Authority's Order : Vide letter dated 21.10.2024 PIO O/o  
the CE (WZ) Cum FAA, DHPD has  
forwarded the RTI application Form A to the  
EE, Koloriang Hydro Power Division.  
Second Appeal filed on : 10.12.2024

**Information sought:**

The appellant filed an RTI application dated 24.08.2024 seeking following information regarding RE- 2023-2024.

**Name of Schemes:**

1. C/o Kush MHS at Sangram (2 x 1000 KW)

2. C/o 30 Mtr Bailey bridge over Kush River at Kush MHP (2 x 1000 KW) (SH: Approach Road 1 Km & Bailey Bridge 30 mtr span)
3. Fure MHP at Damin (1x50 kw)
4. Parlo MHP at Parsi Parlo (2x250 KW)
5. Hotarang MHP (2x50 KW) at Huri
6. Security Compound wall and additional EM item of Kush MHS (2 x 1000 KW) at Sangram.
7. C/o Protection work to Feeder channel of Payu MHS (2x500 KW) at Koloriang.
8. Re-construction of rain damage intake weir, power channel, Penstock pipe and AnchorBlock of Payu MHS (2 x 500 KW) at Koloriang.
9. C/o 2 Men Bachelor Barrack for operational staff at Huri
10. C/p Approach Road to Power House & Forebay Tank of Parlo MHS (2x250 KW) at Parsi Parlo (SH: FC, WBM I & II)
11. Maintenance of Hydro Station-Kidding MHS (2x 250 KW) Koloriang (Sh: Intake chamber feeder channel etc)
12. C/o Additional Civil works, Security compound wall and additional EM items of Kush MHS (2 x 1000 KW) at Sangram.
13. Parlo MHP at Parsi Parlo (2 x 250 KW)
14. C/o Fuyung MHS at Koropu village.
15. C/o Chera MHP (2x55 KW) at Paniasang Circle

**Furnish the details Information:**

1. 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 2022-2023.
2. Furnish the completion report of all the above projects.
3. Furnish the Utilization Certificate of all the above projects
4. Handing and taking over report from the Contractor to Department of all the above projects.
5. 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 that the bill has been passed/transferred through PFMS.
6. Furnish cash memo/money receipt/challan/GST bill slip/memos of every purchased material item.
7. 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.

8. 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.
9. 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.
10. 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
11. Give hand received with payee name with full signature and date.
12. Give account statement/cheque book counter foil or Executive Engineer, Hydropower Koloriang Division Kurung Kumey District.
13. Furnish the details payment made to contractor/firm and remaining fund is still lying with department of the above projects.
14. Furnish first and final bill/photocopy description work site/payee name.
15. All the furnish documents must in true certified copies by concern PIO.

The following were present.

**Appellant** : Present through online. He states that he has not received any information from the PIO.

**Respondent PIO** : Absent.

**FAA** : Absent.

**Decision:**

The Commission after adverting to the facts and circumstances of the case, hearing the parties and perusal of the records, observes that FAA has instead of conducting hearing giving fair and equal opportunity to both the appellant and the PIO, he has forwarded the RTI application to the PIO cum EE, HPD Koloriang Division first appeal filed to him. There is no such provision laid down in the RTI Act, 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 21<sup>st</sup> 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 (DHPD) W/Z**, Kurung Kumey District, following the principle of natural justice, shall conduct hearing 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 27.03.2025.**

Liberty is given to the appellant to file 2<sup>nd</sup> appeal afresh if not satisfied with the decision of the FAA / or PIO has not provided satisfactory information after order issued by the FAA. Fee for such 2<sup>nd</sup> appeal, if done, shall be exempted.

**The appeal is disposed of accordingly at Commission.**

**Sd/-  
Dani Gamboo  
Information Commissioner**

Authenticated true copy



Registrar/Dy. Registrar  
APIC

Date:

Memo No. APIC-429/2024/1665

Dated Itanagar the 19<sup>th</sup> March, 2025.

Copy to:

1. ✓ The Computer Programmer, APIC Itanagar with request to upload in APIC website and mail to concerned departmental email id.
2. Office copy.



Registrar / Deputy Registrar  
APIC, Itanagar

Registrar  
Arunachal Pradesh Information Commission  
Itanagar