



ARUNACHAL PRADESH INFORMATION COMMISSION ITANAGAR

**BEFORE THE HON'BLE COURT OF SHRI SANGYAL TSERING BAPPU, STATE
INFORMATION COMMISSIONER**

Under Section 19(3) RTI Act, 2005

Appeal No. APIC-869/2023

**Shri Lebe Lamnio,
New Seppa, PO/PS-Seppa
East Kameng District, (AP).**

: Appellant

**PIO-CUM-EE, RWD,
Bameng Division East Kameng District,
(AP).**

: Respondent

This is an appeal under Section 19 (3) of RTI Act, 2005 received from Shri Lebe Lamnio, New Seppa, PO/PS-Seppa, East Kameng District, Arunachal Pradesh for non- furnishing of information(s) by the PIO-CUM-EE, RWD Bameng Division, East Kameng District, Govt. of Arunachal Pradesh as sought for by the Appellant under Section 6(1) (Form-A) of RTI Act, 2005.

Date of filling of RTI application	31.05.2023
PIO's response	-
Date of filing of First Appeal	17.07.2023
First Appellate Authority's response	25.07.23
Date of diarized receipt of Second Appeal by the Commission	06.09.23
Date (s) of Hearing in the Commission	24.01.24, 31.01.24, 12.06.24 and 03.07.24.
Date of order/decision	03.07.24

ORDER

Facts:

The brief facts of the case, as reveal from the records, are that the appellant, Shri Lebe Lamnio, resident of New Seppa, East Kameng Distt., A.P, vide his application dt.31.05.2023 filed before the Public Information Officer o/o the Executive Engineer, RWD Bameng Division, East Kameng has sought the following information(s):

1. **Particulars of Information:** PMGSY ROAD FROM NAMPE TO SARIO STAGE-I &II

2. **Details of information required:**

(a) Furnish the copy of Completion certificate at PMGSY Road from Nampe to Sario stage-1 package NO.AR/03/01/059.

(b) Furnish the Copy of total KM being Office record Completed at PMGSY Road from Nampe to Sario stage-1 Package No.AR/03/01/059.

- (c) Furnish the Copy of total balance amount of stage-1 Package NO.AR/03/01/059 PMGSY Road from Nampe to Sario whether entire sanction amount has completely used or not.
- (d) Furnish the Copy of balance amount of PMGSY Road from Nampe to Sario stage-2 along with total sanction amount of stage-2.
- (e) Furnish the latest color photographs progress report of GSB, WBM BT, Seal coat PMGSY Road from Nampe to Sario stage-2. May furnish the Geo-tag with the name of the places where the photographs were taken.

3. **Period for information:** Year: 2016-2023.

The appellant having failed to obtain the information from the PIO, filed first appeal under section 19(1) of the RTI Act, 2005 before the First Appellate Authority, the Superintending Engineer, RWD, Rupa Circle, West Kameng Distt. Vide his Memo of Appeal dt.17.07.2023.

It is seen that in response to the said First Appeal, the o/o the First Appellate Authority, vide letter dt.25.07.2023, under the signature of his Assistant, Shri Nyari Dodum, requested the PIO o/o the Executive Engineer, RWD Bameng Division, East Kameng to take necessary steps to furnish the information to the applicant. However, aggrieved with the non-furnishing of the information despite the request from the o/o the FAA, the Appellant preferred this Second appeal before the Commission vide his Second Appeal Memo dt.06.09.2023 under section 19(3) of the RTI Act.

The Commission is constrained to record here that the First Appellate Authority, the S.E, RWD, Rupa Circle, did not take any action on the appeal. The FAA, instead of adjudicating on the appeal as mandated under the provisions of section 19(1) of the RTI Act, had sent a very casual letter signed by one of his junior staff requesting the PIO concerned to take necessary action to furnish the information to the appellant. The Commission expects that in future the FAA concerned will keep in mind the bounden duty cast upon him under the RTI Act and perform his role as a quasi-judicial authority for implementation of the provisions of the RTI Act in letter and spirit.

Be that as it may, the appeal was taken up in the Commission and heard for three times on 24.01.24, 31.01.24, 12.06.24 and 03.07.2024 and in the last hearing on 03.07.2024, the PIO concerned handed over the information(s) sought for by the Appellant who was handed over the same and was advised to go through the same and to intimate his satisfaction or otherwise in the next date of hearing fixed on 03.07.2024. In the hearing on 03.07.2024 both the Appellant and the APIO, Er. Shri Biri Takar were present and the Appellant through his written submission dt.03.07.24 conveyed that he is satisfied with the information(s) furnished by the o/o the PIO.

Under the premises as above, the appeal is hereby disposed of and closed accordingly.

Sd/-

(S.Tsering Bappu)

State Information Commissioner,
APIC, Itanagar.

Memo.No. APIC- 869/2023/172
Copy to:

Dated, Itanagar, the 05/07/ 2024.

1. FAA-Cum- Superintending Engineer RWD, Rupa Circle West Kameng District, Govt. of Arunachal Pradesh.
2. PIO-CUM- EE, RWD Bameng Division East Kameng District, Govt. of Arunachal Pradesh, for information & necessary action please.
3. Shri Lebe Lamnio, New Seppa, PO/PS-Seppa East Kameng District, Arunachal Pradesh for information & necessary action please.
4. The Computer Programmer for uploading on the Website of APIC, please.
5. Office copy.

Registrar/Dy. Registrar
Arunachal Pradesh Information Commission
APIC, Itanagar.