



सूचना का  
अधिकार  
RIGHT TO  
INFORMATION

ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)  
ITANAGAR

File No. APIC-No.1120/2023(Appeal)

**Shri Tani Nguri**

C/o Adv. Nayam & Associate Itafort Shopping  
PO/PS: Itanagar P/Pare District A.P  
Pin: 791111.  
(M) 8732895581/7085355568.

**Appellant**

Versus

**PIO,  
Executive Engineer Power (Electrical)  
Deptt.**

Raga Division Kamle District  
Govt. of AP. Pin: 791120.

**Respondents**

**FAA,  
Chief Engineer (CZ) Power (E) Deptt.**  
Itanagar  
Papumpare District Govt. of AP.  
Pin: 791111.

Date of Hearing: 23.09.2024

Date of Decision: 23.09.2024

**INFORMATION COMMISSIONER** : Dani Gamboo

**Relevant facts emerging from appeal:**

RTI application filed on : 25.09.2023  
SPIO replied on : Not on record  
First appeal filed on : 31.10.2023  
First Appellate Authority's Order : Not on record  
Second Appeal filed on : 30.11.2023

**Information sought:**

The appellant filed an RTI application dated 25.09.2023 seeking following information.

Regarding Information the construction of 11KV line from Menogeko to Mona, Nguri Via Putuko Nguri and Rem-Nguri, I/e Installation of 25KVA sub-station at Mona Nguri and Dakpe Village.

1. Certified copy of Annual Action Plan/Annual Operation Plan.
2. List of Work/Projects sanctioned with certified copy of sanctioned order.
3. If tender is floated against the Projects/Scheme, then details of tender with certified copy of NIT, Tender Agreement Work Order etc.
4. List of ongoing/Completed projects.
5. Detail of Utilization of Funds with Certified copy of Utilization Certificates.
6. Certified copy of Detail Projects Report (DPR) of all the Project Sanctioned (Completed/Ongoing) under said Division.
7. Details of payment made against the sanctioned work under said Division (Certified copy of bill of payment, counter foil of Cheque), PFMS/PPA, Bank Draft, hand receive etc.)
8. Details of supply work of electrical poles, fitting, concrete etc. against all the scheme/project under said Division with following particular details:
  - (i) A certified copy of sanctioned Order.
  - (ii) A certified copy of Work order/Tender.
  - (iii) Certified copy of payment of bill viz, Cheque, PFMS/PPA, Bank Draft, Hand receipt etc.
  - (iv) Certified copy of stock Register.
  - (v) Photograph of Material stock.
9. Photographs of projects before executed the work and after completed or ongoing the said work.
10. Details of Over Head Expenses.

11. Certified copy of Case Book.
12. Detail with certified of guidelines and Schedule of Rates (SoR) for project under the said scheme/ project.
13. Details information on guidelines/order/for component wise payment and execution of work/projects power supply infrastructure and Development of electrification.
14. Total numbers of firms participated during the tender and name of firms and proprietors, with certificate copy.

**Relevant facts emerged during hearing:**

The following were present.

**Appellant** : Represented by Shri Tado Siga.  
**Respondent PIO** : Represented by Shri Tarh Takap JE(E) APIO.  
**FAA** : Shri Ginko Lingi CE(C/Z) through VC.

Statement of Appellant : Representative of appellant states that no information has been furnished to him.

Statement of PIO : Representative of the PIO states available information was furnished to the appellant vide forwarding letter no. RaED/Esstt-14/RTI/2023-24/745 Dated 7<sup>th</sup> Sept'2023. (Copy of letter produced).

Statement of FAA : The statement of FAA could not record due to snapping of the internet during the hearing.

**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 not disposed of the first appeal filed to him following statutory procedure laid down in Arunachal Pradesh Right to Information (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 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.*

The instant appeal case is remanded to First Appellate Authority. Therefore, the FAA - **Chief Engineer (CZ) Power (E) Deptt.** Itanagar, following the principle of natural justice, shall conduct hearing giving fair and equal opportunity to both the appellant and the PIO. Thereafter pass reasoned and speaking order on merit within three weeks from the date of receipt of this order. Liberty is given for filing second appeal afresh if the appellant is not satisfied with the decision of the FAA / the PIO has not implemented the order.

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

**Sd/-  
Dani Gamboo  
Information Commissioner**

Authenticated true copy

Registrar / Dy. Registrar  
APIC

Date:

Memo No. APIC-1120/2023/

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Dated Itanagar the 24 Sept, 2024.

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