



सूचना का  
अधिकार  
RIGHT TO  
INFORMATION

ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)  
ITANAGAR

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File APIC-No.1022/2023(Appeal)

**Shri Nyami Yorpen**

Village Yoji-Yora  
PO:PS Aalo West Siang District A.P  
(M) 7627903897.  
Pin: 791001.

**Appellant**

Versus

**PIO,  
EE PWD, Mechuka Division**

Shi-Yomi District Govt. of AP.  
Pin: 791003.

**Respondents**

**FAA,  
SE PWD Aalo, West Siang District**  
Govt. of AP. Pin: 791001.

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	:	24.05.2023
SPIO replied on	:	Not on record
First appeal filed on	:	24.08.2023
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	02.11.2023

**Information sought:**

The appellant filed an RTI application dated 24.05.2023 seeking following information:

Information Regarding BE/SIDF & RE 2021, 2022-2023.

C/o Road from Bro Road to Newly proposed circuit house at Rupam Shi-Yomi District (SH: GSB.CC Pavement-2 km C.C Drain-1.50 km RCC Slab Culvert (1m)-4 en nos. (Crash barrier-460 m).

Required information:

1. Certified copies of DPRs.
2. Certified copies of NIT.
3. Tender who got the Schemes/project.
4. Certified copies of colour photographs.
5. Certified copies of non-duplicity certificates,
6. Certified copies of Agreement between department and contractors.
7. Certified copies of cheques issued to the contractors.
8. Security amount deposited by contractors
9. Certified copies of press release/local newspaper.
10. Certified copies of utilization certificates.
11. Monthly account record of March'2023.
12. Provide the each document with genuine CTC/ Signature & Seal of concern PIO.

Detailed information of the following projects under SIDF and RE 2021-22-23 with CTC of every phase:

1. C/o Waste Management Infrastructure al Mechukha, Shi Yomi District (PH-ID). (SIDF)
2. C/o CC step from BRTF road to Lipo foot suspension bridge Shi Yomi District. (SIDF)
3. C/o ADC office at Monigong, Shi Yomi District. (SIDF)
4. C/o Conference Hall at Monigong, Shi Yomi District. (SIDF)
5. C/o Volleyball ground with gallery at Tato, Shi Yomi. (SIDF)
6. C/o Community Hall at Hemi, Shi Yomi District. (SIDF)
7. C/o Community Hall at Yapu village, Shi Yomi District. (SIDF)
8. C/o Link road from BRTF to Community Hall at Kopkyi, Shi Yomi District. (RE)
9. C/o District Secretariat at Tato in Shi Yomi District (SH: One block of 3200.00 Sqm) (Phase-] ) (RE)
10. Community Hall at Heyo in Shi Yomi District. (RE)
11. Renovation of multipurpose hall at Tato, Shi Yomi district. (RE)
12. Augmentation of Multipurpose hall at Kamgi, Shi Yomi. (RE)
13. C/o Road from BRITF road to community hall Hone, Shi Yomi. (RE)
14. C/o Porter track from BRTF road (Siko Dido) to Yomgo river in Shi Yomi District. (RE)
15. C/o Volleyball ground with Gallery shed at Hone in Shi Yomi District. (RE)
16. C/o Porter track from Goyi to Lipo village in Shi Yomi district. (RE)
17. C/o Volleyball ground with Gallery shed at Tado Gitu in Shi Yomi district. (RE)
18. C/o Road from BRTF road to Tato in Shi Yomi District.(RE)
19. C/o Road from PMGSY road to Cultural Hall Dechingthang (East) in Shi Yomi District (RE).
20. C/o Football ground in Pidi circle in Shi Yomi District. (RE)
21. Road signage at Menchuka in Shi Yomi District. (RE)
22. C/o Vegetable and meat shop with toilet at Tsenang Pharge in Shi Yomi District. (RE)

23. C/o IB at Karo under Pidi circle in Shi Yomi District. (RE)
24. C/o Meditation hall at Sanden Choeling Mechuka in Shi Yomi District. (RE)
25. C/o Menchuka land mark signs in in Shi Yomi District. (RE)
26. C/o Cobble stone walk way in Menchuka in Shi Yomi District. (RE)
27. C/o Bridge over Dolung Phuj to connect Tiplo village in Shi Yomi Distriet. (RE)
28. C/o Museum at Samten Yangchag, Menchuka in Shi Yomi District. (RE)
29. Replication of Samten Yangchag Gompa, Menchuka in Shi Yomi District. (RE)
30. C/o IB at Circle Hq. Pidi in Shi Yomi District. (RE)

**Required information as follow.**

1. Certified copies of NIT.
2. Certified copy of DRPs.
3. Certified copies of non-delicacy certificate.
4. Certified copy of MB book.
5. Certified copies of administrative approval of expenditure.
6. Certified copies of colour photographs - before - during - & after each angles with name of project.
7. Certified copies of utilization certificates.
8. Tender who got the projects/ scheme name and address.
9. Certified copies of agreement between department and contractors.
10. Certified copies of security amounts deposited by contractors.
11. Certified copies of cheques issued to the contractors.
12. Monthly account report of March.
13. Provide the each document with genuine CTC/Signature and seal of concern PIO

Period: 2021 to 2023

**Relevant facts emerged during hearing:**

The following were present.

<b>Appellant</b>	:	Present.
<b>PIO</b>	:	Shri Ree Taso AE/APIO has represented.
<b>FAA</b>	:	Absent.

Statement of Appellant :	Appellant states that he has not received any reply from the PIO. FAA has not heard the first appeal.
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Statement of PIO :	PIO states that the document is ready in PIO's office since December 2023. He also submits that the information has been sent to the appellant through registered speed post.
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Statement of FAA :	Not available.
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**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 by following statutory procedure laid down in Arunachal Pradesh Right to Information (Appeal Procedure) Rules,2005. So, this appeal case is decided and determined in his absence as made known to him in the hearing notice.

*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 (FAA). Therefore, the FAA - **SE PWD Aalo Circle, West Siang District**, 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 with liberty of the appellant to file second appeal afresh if not satisfied with the decision of the FAA and non-implementation of the order by the PIO. In such case, the fee for filing second appeal afresh shall be exempted.

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

**Sd/-  
Dani Gamboo  
Information Commissioner**

Authenticated true copy

Registrar / Dy. Registrar  
Arunachal Pradesh Information Commission  
APIC Itanagar

Date:

Memo No. APIC-1022/2023/ 349

Dated Itanagar the 26 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