



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-No.22/2024(Appeal)

Shri Riya Taram & Ors

Huto Colony Jollang
C/o Riang Store near Catholic
Church Jollang Itanagar
P/Pare District A.P.
(M) 9383103387 / 9402443699
Pin: 791111

Appellant

Versus

**PIO,
EE PHE & WS Pangin Division**

Siang District AP.
Pin: 791102.

Respondents

**FAA,
CE PHE & WS (EZ) Itanagar**

Papumpare District AP.
Pin: 791111.

Date of Hearing: 17.10.2024
Date of Decision: 17.10.2024

INFORMATION COMMISSIONER:
Relevant facts emerge from appeal:

Dani Gamboo

RTI application filed on	:	16.08.2023
SPIO replied on	:	Not on record
First appeal filed on	:	15.09.2023
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	18.10.2023

Information sought:

Particulars of information: To Provide all the Relevant information of Entire PHE & WS Pasighat Division Regarding the Allocation Fund under JJM/NRDWSP/SBM(G) Scheme for implemented/Expenditure of Support Activities and Water Quality Monitoring Surveillance (WQM&S)/Maintenance of water Supply and Material Supply work from 2016 to till date.

All the documents must be furnished separately in scheme wise or year wise. Or CD Block wise.

a) Concern department: PHE & WS Pasighat Division.

(b) Details of information Required:

1. To furnish the information Regarding Maintenance of Water Supply under JJM /NROWSP/SBM(G) Schemes:

a) Give the DPR/Technical Sanction (TS) /Work Order copy/Govt. Sanction order and Amount of above mentioned scheme.

b) Give Name of Contractor/Firms/Enterprise/Suppliers/NGO/CBO/individual with their Bank Account Number whom the bill has been passed/transferred.

c) Give Cheque leaf/ cheque book Counterfoil and serial numbers /demand draft/Billing challan/cash memo of above mentioned scheme whom the _ Bill has been passed/Transferred through PFMS.

d). Give the Measurement Book (MB) with MB Numbers and Page Numbers/Cash memo/Voucher/Cash book with page number/billing /Treasury Challan of above — mentioned schemes.:

e) Give the First and Final Bill copy/Hand Received with payee's Name/tender, order/Quotation order.

f) Give the Photocopy of all the Works with GPS co-ordinates.

g) Furnish the Certified Copy of LOC/LOA which Received from finance department /Chief Engineer Office.

h) Give Tender agreement and tender floating details or publication date and websites of above mentioned schemes or Video Recording/photograph of tender committees with date.

i) Details of all related corresponding official Letters of above mentioned Schemes from junior level to Chief Engineer Level.

2. To furnish he information regarding Material Supply Work/Supply order under JJM/NRDWSP/SBM (G) Schemes: -

i) Give DPR/Technical Sanction (TS)/Work Order/Govt. Sanction order /sanction Amount copy/ Estimate Copy of above mentioned scheme.

ii) Give Name of Contractor/Firms/Enterprises/Suppliers/NGO/CBO/Individual with their Bank Account Number/Cheque book counterfoil/leaf and Serial number of above mentioned schemes/demand draft/Bankers Cheque of all the Works whom Bill has been Passed/Transferred through PFMS.

iii) Give Measurement Book (MB) with Page Number/Cash Memo/Money Receipt of every Materials/items/Voucher/Billing challan/Cash book with page number of every works/Materials/items.

iv) Give the First and Final Bill copy/Hand Received with payees Name/Tender order/Quotation order.

v) Furnish the Photocopy of all the works with GPS Co-ordinates.

vi) Furnish details Certified Copies of LOC/LOA received from finance department/Chief Engineer Office of the above mention period.

vii) Furnish NIT Copy.

viii) Give the Video Recording/Photograph of Tender Committees.

ix) Give the details of Tender agreement copy and tender floating details or Publication date and websites of above mentioned schemes.

x) Details of all related corresponding official letters of above mentioned schemes from junior engineer level to Chief Engineer level.

3. To furnish the following information Regarding Support Activity, and Water quality Monitoring Surveillance: -

1. Furnish Detail of Project Report (DPR) /Technical Sanction (TS) / Work order copy /Govt. Sanction order and Sanction Amount copy.

2. Give the Name of all Contractor/Firm/Enterprise/NGO/CBO/individual /Suppliers with their Bank Account Number whom the bill has been passed/transferred.

3. Give cheque leaf/ Cheque book counter foil and serial numbers /demand draft/Banker cheque of above mentioned schemes.

4. Give the Measurement Book (MB) with MB Numbers and page Number /cash memo/Money Receipt with contain proper seal of every materials/item/ Cash book with page Number of above schemes.

5. Give the First and Final Sill copy/Hand Received with payees Name.

6. Furnish Photocopy of Every works with GPS Co-ordinates.

7. Give the Certified copy of LOC/LOA Received from Finance Department/Chief Engineer Office.

4. Furnish the details Mobilization of local communities Gram sabha of every Gram Segment such as:

(i) Publish of Circular/Notice by Member secretary village water and sanitation committee (VWSC).

(ii) Minutes of Meeting.

(iii) Name of Block/ Gram Panchayat Segment / village.

(iv) Photograph with Global positioning System (GPS) Co-ordinates/Geo-tag.

(v) Give the details Mobilization of local communities Rallies of every event such as:

a) Name of Town/village where the public rallies have been conducted, date, venue/ details of attendance of Participant/Banners/postering/Cash memo/Voucher of every Expenditure with seal and signature and Video Recording of every Events / photograph with (GPS) co-ordinates.

b) Give the Mobilization of local communities' Participatory rural appraisal (PRA) Activities such as: i) Details of the Video Recording/Photographs every Programs/events/function etc.

c) Furnish the Details of PRI Level, number of training for water quality tested such as: -

i. Video Recording/Photographs of every Program/Numbers of PRI Members, FTK Training conducted/location, block/Gram panchayat Segment /village etc.
8). Social Audit/Details of social Audits records.

9). How many walls writings/paintings/folk songs has been done. Please furnish the details as such as name of schemes/projects /village, panchayat segments and blocks with (GPS) co-ordinates photographs.

10). How many Hoardings and Banners/Postering has been installed, please furnish the details of the locations/Gram panchayat Segment and blocks etc with (GPS) Co-ordinates photographs.

11). Who have conducted events like Natak/Drama/Street plays, Exhibition, Schools activities i.e. Literary competition /other IEC Activities in Schools.

12). Who have made the success stories of the project under JJM /SBM(G)-II. Please furnish the details.

13). Please furnish the details of interpersonal communication (IPC)Activities door to door visit for conducting Awareness Programs.

14). Please furnish the details of Awareness/Training /Workshop on IEC (information, Education & Communication) IEC Workshop for District/block/ GP/BCC. Workshops for district/block / Gram Panchayat Segment (GPS) with Global Positioning system (GPS) Co-ordinates photograph.

15. Please furnish the details of JAL RATH (Announcement VAN) with GPS Co-ordinate photographs.

16. Furnish the details of Advocacy workshop/ Media/political/Religious/Opinion leaders and Officials of allied departments with GPS Co-ordinates photographs.

17. Furnish the details of print media (production & Distribution) -: Leaflets/folders, flip charts, best practices charts, posters at laboratory, posters at Tourist location with GPS Co-ordinates photographs or furnish the

details of all the file Approved by Deputy commissioner cum Chairman (DWSC)/DLSCC East Slang District Pasighat Arunachal Pradesh.

18. Furnish the details of Sanitary Survey with photographs and video Recording.

19. Please furnish the details of relevant data which has been uploaded In IMIS Portal from serial number 1 to 19.

20. Furnish Bank account Statement of Department with Account Number /Treasury challan of bank before or after the Payment made to the contractors/Firms/Enterprise/individual.

Period: 2017 to till date.

Relevant facts emerging during hearing:

The following were present -

Appellant : Absent

Respondent PIO : Represented by Shri Tumba Ingo, ASW

Respondent FAA : Absent

Statement of Appellant : -----

Statement of PIO : Representative of PIO states that the information sought is voluminous. So the appellant was requested to review the RTI application to reduce the number of schemes for limited period. He has produced copies of such letters written to the applicant dated 9th Nov'2023 and 15th Oct'2024. He was not aware as whether the FAA has heard the appeal or not.

Statement of FAA : -----

Decision:

The Commission after adverting to the facts and circumstances of the case, hearing 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 the Arunachal Pradesh Right to Information (Appeal Procedure) Rules, 2005. So, this appeal case is decided and determined in the absence of the FAA.

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 21st 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 - **CE PHE & WS (EZ) Itanagar**, 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 three weeks from the date of receipt of this order.

Liberty is given the appellant to file second appeal to this commission afresh if not satisfy with the decision of the FAA / the PIO has not furnished satisfactory information.

The appeal is disposed of accordingly at Commission.

**Sd/-
(Dani Gamboo)
Information Commissioner**

Authenticated true copy

Registrar / Dy. Registrar, APIC


Date:

Memo No. APIC-22/2024/ 266

Dated Itanagar the 21 Oct, 2024.

Copy to:

1. Computer Programmer Itanagar APIC to upload in APIC website and mailed to concerned department email.
2. Office copy.


Registrar / Dy. Registrar
APIC, Itanagar

Deputy Registrar
Rural Information Commission
Itanagar