



ARUNACHAL PRADESH INFORMATION COMMISSION
TANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC- 299/2024.

(Summon to appear)
(Or.5, R.3 of CPC)

Shri Techi Reeb, Ganga Village, PO- R.K Mission,
PS- Chimpu, District Papum Pare (A.P)

: APPELLANT

Vs

The PIO, o/o the Executive Engineer (E),
Capital Electrical Division, Itanagar (A.P).

:RESPONDENT

ORDER/SUMMONS

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Techi Reeb for non-furnishing of information by the PIO, o/o the Executive Engineer (E), Capital Electrical Division, Itanagar as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 10.06.2024.

The appellants had sought for the following information:

a) Particular of information:

1. Information regarding augmentation & improvement of 11kv feeders under unclear CESD- IV of B.E 2023-24;
2. Smart street lightning on 9m Octangle G.I pole with 135 Warm LED white color luminarie along the highway from Chandranagar bridge point to Papu Nallah (10.5km);
3. Creation of infrastructure for missing link of 33kv & 11kv down strear links to 132kv/33kv and 33/11kv respectively Raj Bhawan, Chimpu bay extension B.E 2019-20;
4. Creation of infrastructure for missing link of 33kv & 11kv down strear links to 132kv/33kv and 33/11kv respectively Raj Bhawan, Chimpu bay extension B.E 2018-19;
5. Augmentation & improvement of 11k feeders under unclear CESD- I of B.E 2023-24;
6. Augmentation & extension of distribution system upper woka village in Jully Itanagar/ R.E 2023-24;
7. RE-alignment & Renovation of 33kv feeder under CED;
8. Extension of 11kv installation of distribution transformer and new extension line for Seka & Nerba Colony.

b) Details of information required:

1. Photo copies of memorandum/office order of power Commissioner or Chief Engineer work for not NIT. 2019/2024 above mention work.

c) Period for which information asked for: 2019/2024.

Records reveal that in response to the applicant's request for information as above, the PIO, o/o the E.E (E), Capital Electrical Division, Itanagar, vide letter dated 13/06/24, intimated the Applicant/Appellant that the requested information could not be furnished as the information sought for is genialized one and not specific.

The Applicant/Appellant, dissatisfied with the above response of the PIO, approached the F.A.A, the Superintendent Engineer (E), APEC-1-CUM-COORD, Naharlagun, vide Memo of Appeal dated 12/07/24 in response whereof the F.A. A, vide letter dated 06/08/24, while endorsing the response of the PIO dated 13/06/24, suggested the Appellant to seek one particular scheme/financial year for early and easy disclosure of information.

Records further reveal that the F.A.A had also conducted hearing on 16/09/24 wherein both the PIO and the Appellant were present and considered 5 (five) appeals dated 11/03/24, 13/03/24, 27/03/24, 07/06/24 and 10/06/24.

The F.A.A, vide order dt. 20.09.2024, after hearing both the parties, disposed of the five appeals including the application dated 10/06/24 holding that the information sought by the Appellant was not furnished to him as the information sought were either not available or it was not specific.

The applicant/appellant, being dissatisfied with the order of the F.A.A as above, filed second appeal before this Commission under section-19(3) of the RTI Act,2005 vide his Memo of Appeal dated 17/10/24 which has been registered as APIC.NO. 299/2024.

The appeal was, thus, listed for hearing on 11/12/24. However, the Appellant, Shri Techi Reeb, vide his letter dated 09/12/24 informed this Commission that due to some medical emergency he would not be able to attend the hearing and requested for adjournment to an appropriate date.

This Commission considered his request and adjourned the hearing to 24/01/25 wherein the appellant was present and Er. Shri Ripon Kabak, AE (PIng) represented the PIO.

Heard both the parties.

The appellant, while reiterating his demand for the information as sought by him, pleaded for appropriate direction to the PIO to provide the information. The appellant further pleaded that although the o/o the PIO had furnished the information to him against the Sl. No.1 to 8 of his application, the information against the Sl. No.(b)(1) i.e Photo copies of memorandum/office order of power Commissioner or Chief Engineer work dispensing with the NIT process in the award and execution of the works was not furnished to him.

The representative of the PIO, on the other hand, responded with the submission that most of the schemes/works were executed on emergency basis and the schemes were below Rs.50 lakhs.

This Commission, upon hearing the parties and on perusal of the documents furnished by the PIO as produced by the appellant, is inclined to hold that the appellant is entitled to a reasoned and satisfactory reply to his query at Sl. No.(b)(1). The PIO is, therefore, directed in the interim to furnish copies of memorandum/office order / approval from any authority, if any, for executing the works in question without tendering process and if there is none then an appropriate reply citing justifiable reasons may be furnished to the appellant on or before the next date of hearing which is fixed on 21.02.2025.

Given under my hand and seal of this Commission on this 27th January, 2025.

You are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, SIC in person on the 21st February, 2025 (Friday) at 2 pm.

NOW THEREFORE, take notice that, in default of your appearance, on the day above-mentioned, the matter will be heard and determined in your absence.

To avail online hearing please at least notify or get in touch one day prior to the hearing, download "**WEBEX MEETING APP**" from Google Play store. For further technical assistance Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957) maybe contacted.


Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC-299/2024/421

Dated Itanagar, the 21 January, 2025

Copy to:

1. The F.A.A, the S.E (E), A.P Electrical Circle No. 1-cum-Co-ordn, DOP, Naharlagun for information.
2. The PIO, o/o the Executive Engineer (E), Capital Electrical Division, Itanagar for information.
3. Shri TechiReeb, Ganga Village, PO- R.K Mission, PS- Chimpu, District Papum Pare (A.P) PIN: 791113 Mobile No. 8787480872 for information.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please
5. Office copy.
6. S/copy


Registrar/ Deputy Registrar
APIC, Itanagar

Registrar
Arunachal Pradesh Information Commission
Itanagar.