



ARUNACHAL PRADESH INFORMATION COMMISSION

TANAGAR.

Shri Riya Taram, Bengia Tahar & Lokam Namdu,
Huto Colony, Jollang, c/o Riang Store, Jollang near
Catholic Church, Jollang.

: APPELLANT

Vs

The PIO, o/o the Executive Engineer (PWD), Hayuliang
Division, Anjaw District (A.P).

:RESPONDENT

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Riya Taram, Bengia Tahar & Lokam Namdu for non-furnishing of information by the PIO, o/o the Executive Engineer (PWD), Hayuliang Division, Anjaw District(A.P) as sought for by them under section 6(1) (Form-A) of RTI Act, 2005 vide their application dated 16.08.2024.

The appellants had sought for the following information:-

- a) **Particulars of information** : All the relevant information against the list of fund furnished on 20/05/2024 in response to RTI application Form-A dated 15/04/2024.
- b) **Details of information Required:**
 1. The Sanction Order / Technical Sanction / Work Order / Estimate Copy / DPR / Specification of Work.
 2. Name of Contractor/Firm/Enterprise with their account number/Give the LatestGST update Number.
 - 3 The Xerox copy of all the Trading License/Firm/Enterprise with its Account Number and Owner Name/Proprietor Name, Give reason of Firm Owner/Proprietor, what he or she is to AE/JE who run the Firm/Enterprise.
 - 4 Name of Work with Geo-tag Report.
 - 5 Details of Payment with Money Receipt of Contractors/Firms.
 - 6 The Cheque book counterfoil /Cheque leaf/demand draft/Billing Challan/ deposited Slip/Challan/PFMS transaction Records of all the works.
 - 7 Account Statement of EE PWD with its Account Number.
 8. The Letter/petition/LOC/LOA/which wrote to the Assistant General Manager of State Bank of India to Released of Fund to Executive Engineer Account by Chief Engineer PWD,Govt. of Arunachal Pradesh.
 9. Measurement book (MB) with page number/Hand Receipt and Payees Name.
 - 10.First & Final Bill Copy/Total Deduction of percent Payment from Contractor.
 - 11.The Photocopy of Work Site before Starting of work /Completion of work site with exact location.
 - 12.Certified Photocopy of all work Site by concern Officer.
 - 13.The Name of Officers and Officials who handled the above Mentioned Works.
 - 14.The Description of worksite location before start or end of work.
 - 15.The Billing details Sheet copy of all the works.
 - 16.The Scheme details Sheet copy of all the works.
 - 17.The GST/Revenue Deposited challan of Govt. Account by EE PWD Hayuliang.
 - 18.The Xerox copy Trading License /List of FIRM/Enterprise with their Account Number which used by AE/JE of Department.

19. The List of AE/JE of department with their Used of Firm/Enterprise in Xerox copy.
20. NIT Copy/Date of NIT Tender float/Total number of Bidder/Total Apply of Firms/Name of Selected Firm & Contractors/Press Letter Paper Cutting/Awarded FIRM Details / Cheque book counterfoil/leaf with Account Number of Firm or Contractor to whom the payment has been made/UC/Tender Agreement copy.
- c) Period from which information asked for : 2018 to 2020.

The facts emerging from the appeal are that the applicant / appellant had filed 3(three) RTI applications on same date i.e 16.08.2024 requesting for information on three different topics , one being in the present appeal registered as APIC No.312/2024 and other 2 being APIC No-313 and APIC No-314/2024. The particulars of information sought for in other two applications/appeals are:

- A) APIC-313/2024** : All the relevant information as per documents furnished on 20/05/2024 containing list of Schemes **2021-22** and under various Schemes 5054 R&B(SADA)/4059 PW(SIDF) /4070 Untied Fund /4070 MLADs / 4070 BADP/ 5053 Civil Aviation / Deposit work / 4202 Elementary Education /4202 Secondary Education (SIDF).
- B) APIC-314/2024**: All the relevant information as per documents furnished on 20/05/2024 containing list of **Schemes 2022-23** and under various Schemes 5054 R&B(SADA)/4059 PW(SIDF) /4070 Untied Fund /4070 MLADs / 4070 BADP/ 5053 Civil Aviation / Deposit work / 4202 Elementary Education /4202 Secondary Education (SIDF).

Records reveal that having failed to obtain the response from the PIO on all three RTI applications, the appellant approached the First Appellate Authority, the Chief Engineer (PWD) Eastern Zone, Namsai with 3 (three) appeals of same dated i.e 27.09.2024 under section 19(1) of the RTI Act. The FAA heard the appeals on 06.11.2024 wherein the E.E- cum-PIO, o/o the Executive Engineer (PWD), Hayuliang Division, Anjaw and the representative of the appellant were present.

The FAA, after hearing the parties, more particularly the PIO, who submitted that the information sought for by the appellant was too vague and not specific and also that as per the APIC Advisory dt. 08.05.2024, the information sought for should be specific on one scheme and for one financial year, had disposed of the three appeals with the consent of the appellant that he would seek for fewer numbers of information for specific scheme in separate application. Accordingly, the appellant had filed 3(three) separate 2nd appeals but on the same date as above before this Commission under section 19(3) of the RTI Act and of the 3 appeals, the instant appeal, APIC-312/2024 has been listed for hearing today on 11.12.2024 while the other 2 appeals are listed for hearing on 13.12.2024(APIC-313/2024) and 18.12.2024 (APIC-314/2024).

In today's hearing of appeal No.APIC-212/2024, one of the appellants, Shri Riya Taram was present in person and Er. Shri Jikum Hiri, the PIO, o/o the Executive Engineer (PWD), Hayuliang Division, Anjaw appeared through VC.

The PIO, while reiterating his submission made in the hearing conducted by the First Appellate Authority on 06.11.2024, submitted that the appellant be directed to reduce his demand for information as agreed to in the hearing by the FAA, more so, in terms of the advisory issued by this Commission. The appellant, on the other hand, pleaded for furnishing the information as per the list of schemes/funds under different funding heads such as SIDF, RE/BE, CMCSRDP, MLALAD etc. as provided by the o/o the PIO.

This Commission, upon hearing both the parties and on perusal of the list of funding programmes and the particulars of information as contained in the 3(three) RTI applications of the appellant, finds that the information sought for by the applicant/appellant in the 3 applications pertain to the same funding heads and from the same PIO (Public authority), though against different schemes, decided to consider the applications / appeals by clubbing them in one single appeal and cancel the hearings of the APIC-313/2024 and APIC-314/2024 listed on 13.12.2024 and 18.12.2024 respectively.

This Commission is also of the considered opinion that the though the information sought for by the applicant /appellant appear to be indiscriminate and disproportionate, the purpose and the intent of the provisions of the RTI Act would be served by harmonizing the rights of the applicant/ appellant to obtain the information on the one hand and the functioning of the public authority without unduly getting obstructed by the task of collating and collecting the information sought by the appellant on the other and therefore, this Commission, with due consent of both the PIO and the Appellant, decided that the information sought by the applicant/appellant in the aforesaid 3 applications shall be furnished to the appellant in a phased manner starting with the information on schemes under SIDF for the period from 2018 to 2024 within one month from the date of receipt of this order and thereafter against the schemes under other funding heads (for whatever number of schemes and financial years as may be possible) within a period of 2(two) months or as early as may be possible. The appellant shall intimate this Commission of his satisfaction or otherwise thereafter to fix the next date of hearing, if required.

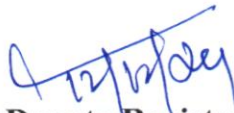
Sd/-

(SANGYAL TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC-312/2024/377 Dated Itanagar, the 12 December, 2024

Copy to:-

1. The F.A.A, the Chief Engineer (PWD), Eastern Zone, Govt. of A.P, Namsi for information.
2. The PIO, o/o the Executive Engineer (PWD), Hayuliang Division, Anjaw District (A.P) for information compliance please.
3. Shri Riya Taram, Bengia Tahar & Lokam Namdu, Huto Colony Jollang, c/o Riang Store Jollang near Catholic Church Jollang PIN: 791113 Mobile No. 9383103387 / 9402443699 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

Deputy Registrar
Arunachal Pradesh Information Commission
itanagar.