सत्यमेव जयते

सूचना का अधिकार
RIGHT TO INFORMATION

ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-200/2025.
(Summon to appear in person)
(Or.5, R.3 of CPC)

APPELLANT : Shri Tamchi Gungte KV-2 School Chimpu.

RESPONDENT : The PIO,o/o the Executive Engineer(RWD), Khonsa Division. Khonsa Division.

ORDER/SUMMON

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tamchi Gungte for non-furnishing of 26(twenty six) point information on the following 5(five) projects under Pradhan Mantri Jan Karyakaram (PMJVK), erstwhile-MsDP Scheme, Ministry of Minority Affairs Govt. of India" during the financial year 2015-16 by the PIO, o/o the Executive Engineer, RWD, Khonsa Division, District : Tirap, Govt. of Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 11.11.2024:

1. Construction of 50 bedded Girls Hostel with CGI Sheet roofing at Govt. ME School, Chongkhaw in Pongchao-Wakka block of Longding Dist. A.P.
2. Construction of 50 bedded Girls Hostel with CGI Sheet roofing at Govt. ME School, Khassa in Pongchao-Wakka block of Longding District. A.P;
3. Construction of RCC school building with CGI Sheet roofing at Govt. Primary School, Longding in Niausa block of Longding Dist. A.P.
4. Construction of RCC girls Hostel with CGI Sheet roofing at Govt. ME School, Chanu Village in Niausa block of Longding Dist. A.P.
5. Construction of School building with CGI Sheet roofing at Govt. ME School, Tissa in Niausa block of Longding District A.P.

This appeal was heard 2(two) times on 06.06.2025 and 11.07.2025.

On 06.06.2025 wherein the appellant, Shri Tamchi Gungte and the APIO, Shri Rigi Geyi, Draughtsman-II, representing the PIO, were present, this Commission,upon hearing the parties and on noticing that the documents brought in by the APIO were found not properly indexed, returned the documents to the APIO with advice to get the documents properly indexed and signed by the PIO with seal. This Commission also directed the PIO, EE (RWD), Khonsa Division to collect the documents from the o/o the EE, Longding Division and furnish to the appellant. The EE(RWD), Longding Division was also directed to provide the requested documents to the EE, Khonsa Division as mandated under sub-section(5) of section 5 of the RTI Act so as not to constrain this Commission to take avoidable penal action under the RTI Act.

On 11.07.2025, the PIO, Er. Shri W. Hondique, the EE (RWD), Khonsa Division and the appellant were present in person.

This Commission, on perusal of the replies which the PIO furnished during the hearing most of which had been shown as 'NA' directed the PIO to furnish the clarification and ***with reasons*** for the replies 'Not Available' or 'Not Applicable' whichever is the case.

The appellant, vide letter dt. 18.07.2025, has complained that the documents/replies furnished by the PIO are either incomplete or not well defined (specific) as indicated below:

A) Project No. 1 : Construction of 50 bedded Girls Hostel with CGI sheet roofing at Govt. Me School, Chongkhaw in Pongchao-wakka block of Longding Dist. A.P:

Serial No. 3, 4, 6, 7, 8, 9, 12, 15, 16, 17, 18, 20, 21, 23, 25	The information furnished is not well define and authentic
Sl. No. 10	Scope of work furnished in the DPR but the design is not furnished
Sl. No. 14	Incomplete information
Sl. No. 22	Documents furnished is incomplete as the work order furnished by the PIO against the multiple contractors is 52,78,232 /- whereas the total amount of sanction is 1,15,00,000
Sl. No. 24	The photograph furnished is incomplete
Sl. No. 26	The payment details furnished by the PIO is not the document I seeked, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

B)Project No. 2 : Construction of 50 bedded Girls Hostel with CGI sheet roofing at Govt. ME School, Khassa in Pongchao-wakka block of Longding Dist. A.P:

Sl. No. 3, 4, 6, 7, 8, 9, 10, 12, 14, 15, 16, 17, 18, 19, 20, 21, 23, 25	The information furnished is not well define and authentic
Sl. no 10	Scope of work furnished in the DPR but the design is not furnished
Sl. No. 14	Incomplete information
Sl. No. 22	Documents furnished is incomplete as the work order furnished by the PIO against the multiple contractors is 6,87,173 /- whereas the total amount of sanction is 1,15,00,000
Sl. No. 24	The photograph furnished is incomplete as per the work item in the DPR
Sl. No. 26	The payment details furnished by the PIO is not the document I seeked, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

C)Project No. 3 : Construction of RCC school building with CGI sheet roofing at Govt. Primary School, Longding Dist:

Sl. No. 3, 4, 6, 7, 8, 9, 12, 15, 16, 17, 18, 19, 20, 21, 23, 25	The information furnished is not well define and authentic
Sl. No. 5	The PIO furnished incomplete documents, as the sanction amount is 60 lakhs but only 27 lakhs UC is furnished.
Sl No. 10	Scope of work furnished in the DPR but the design is not furnished
Sl. No. 14	Incomplete information furnished.
Sl. No. 22	Did not furnish any document
Sl. No. 24	The photograph furnished is incomplete as per the work item in the DPR
Sl. No. 26	The payment details furnished by the PIO is not the document I seeked, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

D) Project No. 4 : Construction of RCC Girls Hostel with CGI sheet roofing at Govt. ME School, Chanu village in Niausa block of Longding Dist.

Sl. No. 3, 4, 6, 7, 8, 9, 12, 15, 16, 17, 18, 19, 20, 21, 23, 25	The information furnished is not well define and authentic
Sl. no 5	The PIO furnished incomplete documents, as the sanction amount is 50 lakhs but only 27 lakhs UC is furnished.
Sl. No. 10	Scope of work furnished in the DPR but the design is not furnished
Sl. No. 14	Incomplete information furnished.
Sl. No. 22	Document furnished is incomplete as the work order furnished by the PIO against the multiple contractors is 23,14,400/- whereas the total amount of sanction is 50,00,000/-
Sl. No. 24	The photograph furnished is incomplete as per the work item in the DPR
Sl. No. 26	The payment details furnished by the PIO is not the document I seeked, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

E) Project No. 5 : Construction of School building with CGI Sheet roofing at Govt. ME School, Tissa in Niausa block of Longding Dist:

Sl. No. 3, 4, 6, 7, 8, 9, 12, 15,16, 17, 18, 19, 20, 21, 23, 25	The information furnished is not well define and authentic
Sl. No. 5	The PIO furnished incomplete documents, as the sanction amount is 50 lakhs but only 27 lakhs UC is furnished.
Sl. No. 10	Scope of work furnished in the DPR but the design is not furnished
Sl. No. 14	Incomplete information furnished.
Sl. No. 22	The PIO did not furnish any documents.
Sl. No. 24	The photograph furnished is incomplete as per the work item in the DPR
Sl. No. 26	The payment details furnished by the PIO is not the document I sought, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

The attention of the PIO is drawn to the provisions of clause (e) under section 18(1) according to which an incomplete, misleading or false information furnished by the PIO is a good ground for imposing penalties. It is, therefore, imperative that the PIO furnish the requested information correctly and in complete form.

In the premises as above, this Commission deems it appropriate to hear this appeal further and, accordingly, lists this appeal on 05.09.2025 and in the meantime the PIOs of Khonsa Ddivision and Longding Division are directed to furnish the left out documents as requested by the appellant in his RTI application and furnish the compliance report thereof in the hearing on 05.09.2025.

NOW THEREFORE, you are hereby summoned to appear in person in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC on the 5th September, 2025 (Friday)at 2 pm** to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

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

Given under my hand and seal of this Commission on this 29th July, 2025.

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

Memo No. APIC- 200/2025 /5245 **Dated Itanagar, the** 30 **July, 2025**

Copy to:

1. The Chief Engineer (RWD), (E/Z), Itanagar, Govt. of A.P, First Appellate Authority (FAA), for information and ensuring compliance of the order by the public authorities concerned.
2. The PIO o/o the Executive Engineer, RWD, Khonsa Division, Dist :Tirap Govt. of Arunachal Pradesh for information and compliance.
3. The E.E(RWD), Longding Division, District Longding, A.P for information and compliance.
4. Shri Tamchi Gungte, near KV-II School Chimpu, Po/PS Chimpu, DistPapum Pare, 791113, A.P. Mobile No. 9233567279.
5. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
6. Office copy.
7. S/Copy.

Registrar/ Deputy Registrar
APIC, Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar