



ARUNACHAL PRADESH INFORMATION COMMISSION

ITANAGAR.

**An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-306/2025.**

APPELLANT : Shri Chow Lajamang Mannow, Namsai.

RESPONDENT : The PIO, o/o the E.E (PHE&WSD), Khonsa Division,
Tirap District, (A.P).

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Chow Lajamang Mannow for non-furnishing of below mentioned information by the PIO, o/o the Executive Engineer (PHE&WSD), Khonsa Division, Tirap District, Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 17-12-2024.

A) Particulars of information: Project Integrated Drinking Water Project

through hybrid of lift and gravity distribution system with value addition of Tourism components at Deomali, Tirap District, A.P (under NESIDS).

B) Details of Information:

- a) Certified Copy of Sanction Memo. of the said work/scheme.
- b) Certified Copy Administrative Approval and Expenditure Sanction (AA & ES) Copy.
- c) Certified Copy of Technical Sanction (TS) Copy.
- d) Certified Copy of NIT.
- e) Certified Copy of name of the firm who did the said work/scheme.
- f) Certified Copy of Letter of Award (LOA) and agreement between Executive Engineer and the Firm Proprietor or power of Attorney (PA) if applicable.
- g) Certified Copy of name of all the firms who participated and submitted the Bids
 - i) Technical Bids
 - ii) Financial Bids
- h) Certified Copy of name of the firms qualified in Technical Bid and participated in the Technical Bid along with Comparative Statement.
- i) Certified Copy of Board Members of the Tender Processing.
- j) Certified Copy of Bank Solvency Certificate of the firm who did the work/scheme.
- k) Certified Copy of Affidavit of having not more than 2 (two) works in hand under the State Govt. by the firm.

- l) Certified Copy of GST Registration certificate, Income tax clearance certificate, latest Audit report of last 3(three) years duly certified /Audited by the Chartered Accountant of the firm who did the work/scheme.
- m) Certified Copy of Measurement book of the said work.
- n) Certified Copy of First and Final bill of the said work.
- o) Certified Copy of Cash Book Statements with page numbers or Give hand receipt with payee name of the said work.
- p) Certified Copy of details of payment done through Cheque/PFMS as mention the first and final bill.
- q) Certified Copy of Photograph with (GPS) Coordinates /Geo-tag of the said work, before starting, ongoing and after completion of the said work /scheme.
- r) Certified Copy of Design and Growing of the work/scheme.
- s) Certified Copy of Utilization and Completion Certificate of the said work /scheme.
- t) Certified Copy of the EE/AE/JE who executed the said work/scheme/project.
- u) Certified Copy of Status of the work, if not completed give the specific reasons not completed.
- v) Certified Copy of duration of completion of the said work/project as per agree and extension duration of the said work.

(C)Period for which information asked for: 2022 to date.

Brief facts emerging from the appeal:

Records emerging from the appeal disclose that the Appellant, Shri Chow Lajamang Mannow had requested the PIO for the aforementioned information / documents but failed to obtain the same which prompted him to appeal before the Chief Engineer (PHED & WSD) (EZ), Namsai, the First Appellate Authority (FAA) under Section 19 (1) of RTI Act, 2005 vide his Memo of Appeal dt. 24-01-2024. However, the appellant having failed to obtain the information preferred second appeal before this Commission under Section 19 (3) of the RTI Act, 2005 vide memo of appeal dated 28.03.2025.

Records further reveal that the FAA had conducted hearing on 28th February, 2025 and the FAA, vide order dt.28.02.2025, directed the PIO to provide the information free of cost as per section 7 (6) of the RTI Act, 2005. The PIO, however, refused to furnish the requested information to the appellant on the ground that he failed to deposit the cost of documents amounting to Rs.1254.00 which he had asked the appellant earlier vide his letter dt. 06.02.2025.

Being aggrieved with the response of the PIO despite the order of the FAA, the appellant preferred his 2nd appeal before this Commission which has been listed today on 20th August, 2025 wherein the appellant, Shri Chow Lajamang Mannow is present in person and the PIO is present via VC.

Heard the parties.

The PIO, while reiterating his demand for the cost of documents from the appellant, submitted that the documents are ready to be furnished to the appellant if the appellant deposits the required cost. The appellant, however, contested by saying that since the PIO failed to furnish the requested information/documents within the time prescribed by section 7(1) of the RTI Act, he could not have asked for the cost of the documents, more so, when the FAA had directed him to furnish the information free of cost in terms of section 7(6) of the RTI Act.

This Commission, upon hearing the parties and on perusal of the records particularly the date of receipt of the RTI application by the PIO which is 23.12.2024 (as per tracking record of India Post) and his letter dt.06.02.2025 asking the appellant to deposit the cost of documents which was issued long after the expiry of the one month statutory period (expired on 22.01.2025), holds that the FAA had rightly directed the PIO to provide the information free of charge in terms of section 7(6) of the RTI Act.

The PIO is, therefore, directed to furnish the requested information to the appellant free of charge which shall be collected by the appellant from the o/o the PIO within 2(two) weeks from the date of receipt of this order and intimate this Commission about the receipt of the documents and his satisfaction or otherwise therewith for further consideration of this appeal.

Given under my hand and seal of this Commission on this 20th August, 2025.

Sd/-

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

Memo No. APIC- 306/2025/592 Dated Itanagar, the 21 Aug., 2025

Copy to:

1. The Chief Engineer (PHE & WSD), Govt. of AP, (Eastern Zone), Namsai the First Appellate Authority (FAA) for information.
2. The PIO, o/o the Executive Engineer (PHE&WSD), Khonsa Division, Tirap District, (A.P), (Pin Code: -792130) for information and compliance.
3. Shri Chow Lajamang Mannow, Namsai, Arunachal Pradesh (Pin code: 792103) Mobile No. 7629857269 for information for compliance.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC please.
5. Office copy.
6. S/Copy.

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21/08/25
Registrar/ Deputy Registrar
APIC, Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar