



ITANAGAR, ARUNACHAL PRADESH

An appeal case U/S 19(3) of RTI Act, 2005

Vide Case No.APIC-177/2025

**BEFORE THE HON'BLE COURT OF SHRI VIJAY TARAM, THE STATE
INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.**

Shri Tamchi Gungte

..... Appellant

-VERSUS-

PIO-Cum-Executive Engineer, RWD,
Ziro, Lower Subansiri District,
Govt. of Arunachal Pradesh

..... Respondent.

Order: 13.11.2025.

JUDGEMENT

This is an appeal filed under sub-section (3) of Section 19 of the RTI Act, 2005. Brief fact of the case is that the Appellant Shri Tamchi Gungte on 13/11/2024 filed an RTI application under Form-'A' before the PIO-Cum- EE, (RWD) Ziro Division, Govt. of Arunachal Pradesh whereby, seeking various information, as quoted in Form-A application. The Appellant, being not satisfied with the information received from the PIO, filed the First Appeal before the First Appellate Authority on 30/12/2024, the Appellant again having not received the required information(s) from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on 17/02/2025 and the Registry of the Commission (APIC), having receipt of the Appeal registered it as APIC No-177/2023(Appeal) and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission for hearing on 27/05/2025 & 11/09/2025.

The total list of work/projects are as follows:

1. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Neelam in Lower Subansiri Dist. (2013-14 & 2019-20).
2. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Sito in Lower Subansiri Dist. (2013-14 & 2019-20).
3. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Yoglu in Lower Subansiri Dist. (2013-14 & 2019-20).
4. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Deed in Lower Subansiri Dist. (2013-14 & 2019-20).
5. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Belo in Lower Subansiri Dist. (2013-14 & 2019-20).
6. Construction of 40 bedded RCC/SPT Girls Hostel at Govt. Middle School, Joram in Lower Subansiri Dist. (2013-14 & 2019-20).
7. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Yachuli in Lower Subansiri Dist. (2013-14 & 2019-20).
8. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Delipaji in Lower Subansiri Dist. (2013-14 & 2019-20).
9. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Ambam in Lower Subansiri Dist. (2013-14 & 2019-20).
10. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Linia in Lower Subansiri Dist. (2013-14 & 2019-20).
11. Construction of 20 bedded RCC/SPT Girls Hostel at Govt. Middle School, Tajgi in Lower Subansiri Dist. (2013-14 & 2019-20).
12. Construction of 60 bedded RCC/SPT Girls Hostel at Govt. Hr. Sec School, Boasimla in Lower Subansiri District. (2013-14 & 2018-19).
13. Construction of 40 bedded RCC/SPT Girls Hostel at Govt. Middle school, Rite in Lower Subansiri District. (2013-14 & 2018-19).
14. Construction of 40 bedded RCC/SPT Girls Hostel at Govt. Middle school, Yattap in Lower Subansiri District. (2013-14 & 2018-19).

15. Construction of 20 bedded RCC/SPT Girls Hostel at Goovt. Middle School, Radum in Lower Subansiri Dist, A.P. (2013-14 & 2018-19)
16. Construction of 20 bedded RCC/SPT Girls Hostel at Goovt. Middle School, Yorkam in Lower Subansiri Dist, A.P. (2013-14 & 2018-19)
17. Construction of 20 bedded RCC/SPT Girls Hostel at Goovt. Middle School, Tamen in Lower Subansiri Dist, A.P. (2013-14 & 2018-19)

In the 2nd hearing held on 13th November 2025, related the **APIC-177/2023**. The Appellant Shri Tamchi Gungte absent during the hearing without intimating the reason for his inability to attend the hearing, to the Commission. The Appellant consecutively absent in two hearings though notice of hearing was issued to him on 21/03/2025 and on 5/8/2025.

It is to be noted that due to the Appellant's absence in the 1st hearing on 5/8/2025, the Commission had categorically mentioned in the order of 5/8/2025 that the absence of the Appellant in the 2nd hearing will necessitate the Commission to hear and determine this appeal ex-parte.

The consecutive absence of the Appellant in the two hearings implies that the Appellant is not serious of his appeal, despite being the Appellant himself and on top of all, the Commission sending him notice for the hearing repeatedly.

In the event of the inability to attend the hearing the Appellant and PIO are bounded to intimate the court of the Commission before hand so that the absence may be recorded. But in cases, just like in the instant appeal, paying disregard to the notice of the Commission undermine the RTI ,Act 2005 itself and the statutory procedural rules of the Commission and so, in the light of the above facts and circumstance the Commission hereby dismiss this instant appeal ex-parte.

Now therefore, the Commission hereby orders;

1. To dismiss this instant appeal ex-parte after giving enough opportunity to the Appellant of being heard, by sending consecutive notices for hearing to the Appellant.
2. This appeal is dismissed ex-parte and closed with no liberty given to Appellant for filing fresh application to the same PIO on the same subject of information.
3. Judgment order pronounced in the open Court of this Commission today on this 13th day of November 2025, copy of judgment order be furnished to the both parties.


Given under my hand and seal of this Commission/Court on this 13th day of November' 2025.

Sd/-
(Vijay Taram)
State Information Commissioner
APIC-Itanagar

Memo.No.APIC-177/A/2025 *144* **Dated Itanagar, the 14th November, 2025.**

Copy to:

1. PIO-Cum-Executive Engineer, RWD, Ziro, /Subansiri District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code:791120**
2. Shri Tamchi Gungte, Near KV-II School Chimpu, Itanagar, P/Pare District Arunachal Pradesh for information please. **Contact No. 9233567279**
- ✓ 3. The Computer Programmer, APIC for uploading on the Website of APIC please.
4. Office Copy


Registrar/Dy. Registrar
APIC, Itanagar.
Registrar
Arunachal Pradesh Information Commission
Itanagar