



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

Shri Tamchi Gunte

..... Appellant

-VERSUS-

PIO-Cum-Executive Engineer, PWD,
Bomdila, West Kameng District,
Govt. of Arunachal Pradesh

..... Respondent.

Order:20.01.2026.

JUDGEMENT

This is an appeal filed under sub-section (3) of Section 19 of the RTI 2005. Brief fact of the case is that the Appellant Shri Tamchi Gunte on **29/10/2024** filed an RTI application in Form- 'A' before the PIO-cum-EE, PWD, Bomdila Division, West Kameng District, Govt. of Arunachal Pradesh. Whereby seeking various information as quoted in Form 'A' application. The Appellant being not receiving the information from the PIO filed the First Appeal before the First Appellate Authority (FAA) on **20/01/2025**, and even then, the Appellant not receiving the required information from the PIO, filed the Second Appeal before the Arunachal Pradesh Information Commission on **18/03/2025** and the Registry of the Commission (APIC) having receipt of the Appeal registered it as APIC-No. **258/A/2025** (Appeal) and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission on **12.07.2025, 23.09.2025 & 20.01.2026.**

Details of information sought from the PIO;

1. Furnish the certified Sanction order copy.
2. Furnish the certified PRC (Permanent Residence Certificate) submitted by tender Participant issued by the Competent Authority regarding domicile status with the Districts as per Rule 4(ii)(b) of the Arunachal Pradesh District Based Entrepreneurs and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020.
3. Furnish the certified LOC Copy with respect to the subject mentioned above.
4. Furnish the certified copy of Utilization Certificate.
5. Furnish the certified copy of Notice Inviting Tender (NIT) with respect to the subject mentioned above.
6. Furnish the certified Progress Report of the projects in Physical and Financial section till date.
7. Furnish the certified copy of Completion certificate of the project.
8. Furnish the certified copy of Newspaper in which NIT was published (At least 3 newspaper name (one National & 2 Local)) along with date of publication of Newspaper, as per Government approved Order
9. Furnish the certified Design and Scope of Work in the projects.
10. Furnish the certified copy of Work Specification of the projects.
11. Furnish the certified copy of documents submitted by tender participant for Technical Bid.
12. Furnish the Name of Firms who won the Tender work with respect to the subject mentioned above.
13. Furnish the Name of Officers and their Designation at the Time of monitoring the work.
14. Furnish the certified copy of Contractor Registration, of the tender participant and tender winning Firm.

15. Furnish the certified copy of Contractor Enlistment Update reports, of tender participant and winning Firm.
16. Furnish the certified copy of EMD and Security money deposited by all the tender participant.
17. Furnish the certified Integrity Pact submitted by the tender participant.
18. Furnish the certified Affidavit copy Sworn before a Competent Magistrate to the effect that he/she (tender participant), does not have 2 (Two) or more incomplete ongoing commitment (projects/contract to execute) at the time of bidding by the tender participant and winning firm. (as per rule SPWD/W-66/2012 Dtd. 01-08-2018 as per District Based Entrepreneurship Act, 2015 & 2020).
19. Furnish the certified documents submitted by tender participant and winning firm, ie, copy of completed Three similar work each of value not less than 40% of the estimate cost or Completed Two Similar work each of value not less than 60% of the estimated cost or Completed One similar work of value not less than 80% of the estimated cost along with the Completion Certificate issued by the Engineer in Charge duly Countersigned by the Concerned Superintending Engineer and Chief Engineer, in the last 5 years ending last day of the month previous to the one in which the tenders are invited.
20. Furnish the certified copy of Acceptance letter for Tender work by the Executing Agency to the tender Winning Firm.
21. Furnish the certified copy of Work Order given to the Contractor by the Executing Department.
22. Furnish the Agreement Copy made between the Contractor and the Executive Agency for the projects mentioned above.
23. Furnish the certified copy of all Photograph of work items (Glossy paper) before starting of work and Photograph (Glossy Paper) after completion of work.
24. Furnish the Geo Coordinate information for the work mentioned above.
25. Furnish the certified Payment Details (Cheque no. etc) of the project till date.
26. Furnish the certified Solvency certificate certified by the Bankers, submitted by all the tender participant.
27. Furnish the certified Credit facility from Bankers (10% of the tender value) submitted by the tender participants.

In the 3rd hearing held on 20.01.2026 related to APIC No-258/A/2025, the Appellant found absent.

The PIO-cum-EE, PWD, Bomdila Division, West Kameng District, Govt. of Arunachal Pradesh also found absent during the hearing without intimating the Commission the reason for his inability to attend the hearing.

In the absence of both the parties the Commission hereby observes;

- i) In the 1st hearing held on 12.06.2025 the Appellant was present and stated that he has received some of the information(s) but the complete information are yet to be provided by PIO.
- ii) In the 2nd hearing held on 23.09.2025 the Appellant Shri Tamchi Gungte was found absent without assigning the reasons for his absence, and therefore, the 2nd hearing could not be undertaken as the hearing of the Appeal was adjourned due to the absence of both the parties.
- iii) In the absence of the Appellant in the 2nd hearing the Commission had clearly ordered that in the absence of the Appellant in the 3rd hearing, which will be 2 (two) consecutive absence, by the Appellant the Commission will hear and determine this Appeal ex-parte.

Under the above stated facts and circumstances the Commission hereby orders;

Under the above stated facts and circumstances the Commission hereby orders;

- a) Despite notice for 2nd and 3rd hearing being served to the Appellant repeatedly, the consecutive willful absence of the Appellant satisfies the Commission, that he is no more interested in his appeal and on top of all the Appellant was ordered by the Commission to be present hearing without fail which is held today.
- b) Despite the order to be present in the 2nd and 3rd hearing the Appellant has consecutively failed twice to attend the hearing which prompts the Commission to dismiss this instant appeal ex-parte.

Order;

In view of the above facts and circumstance the Commission dismiss this Appeal ex-parte. And, accordingly, this Appeal stands dismissed and closed once for all.

Judgment pronounced in the open Court of this Commission today on this 20th day of January' 2026.

Copy of this Judgment be furnished to the parties.

Given under my hand and seal of this Commission on this 20th day of January' 2026.

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

Memo.No.APIC-258/A/2025 /1045

Dated Itanagar, the 26 January, 2026.

Copy to:

1. PIO-Cum-Executive Engineer, PWD, Bomdila, W/Kameng District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code: 790001**
2. Shri Tamchi Gungte, Near KV-II School, 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

Prayag Singh
Registrar/Dy. Registrar
APIC, Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar