



ITANAGAR, ARUNACHAL PRADESH

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

Vide Case No.APIC-315/2024

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

Shri Papu Mosu

..... Appellant

-VERSUS-

PIO-Executive Engineer, RWD,
Daporijo, Upper Subansiri District,
Govt. of Arunachal Pradesh

..... Respondent.

Order:01.07.2025.

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 Papu Mosu on **11/03/2024** filed an RTI application in Form- 'A' before the PIO-cum-Executive Engineer, RWD, Upper Subansiri District, Govt. of Arunachal Pradesh. Whereby seeking various information as quoted in Form 'A' application;

- (i) DPR in respect of Road from Byaching to Sarta Village, Stage-II, Upper Subansiri District, Arunachal Pradesh, under Pradhan Mantri Gram Sadak Yojana 2020-2022 with seal and signed of the PIO.
- (ii) NIT with its paper cutting.
- (iii) Name of contractors or Bidders who participated in the aforementioned NIT for the said work with seal and signed of the PIO.
- (iv) Successful Bidder in the aforesaid NIT with seal and signed of the PIO.
- (v) Enlistment Certificate of the successful Bidder in the aforesaid NIT with seal and signed of the PIO.
- (vi) Memorandum of understanding or agreement executed/signed by the successful Bidder of the said NIT with the concerned Executing Department with seal and signed of the PIO.
- (vii) Work orders issued to the successful bidder or contractor for the aforesaid work with seal and signed by the PIO.

The Appellant not being provided with the information by the PIO, filed the First Appeal before the First Appellate Authority (FAA) on **30/09/2024**. Appellant again having not received the required information from the FAA, filed the second Appeal before the Arunachal Pradesh Information Commission on **08/11/20224** and the Registry of the Commission (APIC) having receipt of the complaint registered it as **APIC- No- 315/2024 (Appeal)** and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission for 3 (three) consecutive times, on **06.02.2025, 10.04.2025 & 01.07.2025**. In the final hearing of the Appeal on **01.07.2025** the Appellant found absent without intimating the Commission the reasons for his inability to attend the hearing.

Heard the PIO;

The PIO is present in person and stated before the Commission that all the information(s) have been provided to the Appellant, the receipt of which is produced before the court of the Commission, though there is no particular date when the Appellant has received the information, but posing faith on the PIO and his statement and finding the receipt signature of the Appellant and verifying it with the Form-A application of the Appellant, it is with no doubt ascertained that the Appellant has received the information(s).

Hearing:

The Appeal was heard on, 01.02.2025, 10.04.2025 and 01.07.2025 upon reviewing the submissions from both parties, this Court finds the following:

The Appellant present for 2(Two) consecutive times, in the last hearing the PIO was ordered to provide all the information(s) to the Appellant. The Commission also directed to the Appellant to intimate the Commission about receipt of complete information(s) or not, on or before the next date of hearing, i.e 01.07.2025, failing which this instant appeal will be decided ex-parte.

The Commission believe that the Appellant is not serious on his Appeal, even after warning the Appellant that upon his absence in the hearing, this Appeal will be decided ex-parte. However the Appellant did not appear before the Court on 01.07.2025 despite due notice being served in accordance with procedural requirements under RTI, Act, 2005.

The absence of the Appellant indicates the Commission to believe that the Appellant has received complete information(s) from the office of the PIO.

Order;

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

Judgment/Order pronounced in the open Court of this Commission today on this 1st day of July' 2025. Copy of Judgment/Order be furnished to the parties.

Given under my hand and seal of this Commission/Court on this 1st day of July' 2025.

Sd/-

(Vijay Taram)

State Information Commissioner
APIC-Itanagar

Memo.No.APIC-315/A/2024/468

Dated Itanagar, the 01 July, 2025.

Copy to:

1. PIO-Cum-EE, RWD, Daporijo Div. U/Subansiri District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code-791122.**
2. Shri Papu Mosu, Forest Colony, Daporijo, U/Subansiri District Arunachal Pradesh for information please. **Contact No. 8730023571**
3. The Computer Programmer, APIC for uploading on the Website of APIC please.
4. Office Copy.

Registrar/Dy. Registrar
APIC, Itanagar

Arunachal Pradesh
Itanagar