



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-417/2025.****(Summon to appear in person)****(Or.5, R.3 of CPC)****APPELLANT** : Shri Khya Changrang, Niti Vihar, Itanagar.**RESPONDENT** : The PIO, o/o the Chief Engineer CSQ (PWD), Itanagar.**ORDER/SUMMONS**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Khya Changrang, Itanagar for non-furnishing of 22 (twenty two) point information in respect of firm, M/s Zee Engineering & Construction by the PIO, o/o the Chief Engineer, CSQ (PWD), Itanagar as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 05.12.2024.

This appeal was, accordingly, listed and heard on 10.09.2025 wherein Er. Shri Y.P. Singh, JE-cum-APIQ and the appellant, Shri Khya Changrang were present in person.

This Commission, upon hearing the parties and also taking into account the earlier decisions of this Commission in APIC Case No.59/2021 (**Shri Takar Goi & two Ors Vs. PIO-cum-SE(CSQ), PWD**) and APIC Case No. APIC-44/2025 (**Shri Godak Tama, Niti Vihar, PO Itanagar Vs. the PIO, o/o the Chief Engineer, (CSQ), PWD**) and also the judicial pronouncements by the Apex Court and High Courts, including in the Girish Ramachandra Deshpande Vs. CIC & Ors. case (Apex Court), passed the following direction:

"This Commission, upon consideration of the submission made by the appellant and also taking into account the earlier decisions of this Commission in the above two cases, is incline to endorse the contention of the appellant and allow his prayer and resultantly, directs the PIO to furnish the requested documents submitted by the third party concerned for enlistment including the Enlistment Certificate except the following which stand exempted from disclosure under clause(j) of section 8(1) of RTI Act as the disclosure has no direct relationship to any public activity or public interest. On the other hand, the disclosure of which would cause unwarranted invasion of privacy of the individuals as held in number of judicial pronouncements by the Apex Court and High Courts, including in the Girish Ramachandra Deshpande Vs. CIC & ors. case (Apex Court) and such documents, which were also not pressed by the appellant, during the course of hearing are:

- a) Certified copies of experience certificate of each technical staff;
- b) Certified copies declaration form technical staff employed with the applicant;
- c) Certified copies of EPF details of the employees;
- d) Certified copies of purchased / least documents of machineries, T & P;
- e) Income tax return / income tax exemption certificate;
- f) Annual turn over and balance sheet of last 3 years;
- g) Police verification copy.

The PIO may, however, not furnish the following documents, if these were not obtained from the contractor:

- f) Certified copy of constitution;*
- g) Certified copy of power of Attorney;*
- h) Certified copy of power of Attorney;*
- i) Copies of declaration of No retired gazette officer/engineer;*
- j) Certified copies of declaration of no dismissed government servants.*

The PIO shall, however, furnish declaration in specific terms that these documents were not obtained from the contractor concerned.

Barring the above documents/information, the PIO shall furnish the replies/documents to the rest of the points to the appellant within 1(one) week from the date of receipt of this order and the appellant shall, thereafter, within one week intimate this Commission of the receipt of the same."

The appellant has now, vide letter dt. 10.08.2025, complained that the PIO has neither furnished the information as directed by the Commission in its order dt. 10.09.2025 nor any declaration to the effect that the documents are not available with them/ not obtained from the contractor. The appellant had mentioned, particularly, the following documents as remained unfurnished:

1. Complete application form for enlistment/revalidation with all Annexure duly filled and signed by the contractor M/s Zee Engineering & construction.
2. Constitution documents.
3. Proforma of certificate for work done/client certificate.
4. Work orders/LoA for the last five years completed work
5. Work completion reports for the last five years completed works
6. Power of Attorney.

In the premises as above, the PIO is directed to furnish the abovementioned documents/information and, as already directed earlier, furnish the declaration by way of an affidavit in respect of those documents which are not available in his office or were not obtained from the contractor and report compliance on 19.11.2025, the next date of hearing so as not to constrain this Commission to invoke the penal provision of section 20 of the RTI Act, 2005.

Given under my hand and seal of this Commission on this 21.10.2025

NOW THEREFORE, you are hereby summoned to appear in person in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC on the 19th November, 2025, (Wednesday) at 10.30 am** 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.

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

Memo No. APIC- 417/2025

1689

Dated Itanagar, the *4* Oct., 2025

Copy to:

- 1, The PIO, o/o the Chief Engineer (CSQ), (PWD) Itanagar, PIN:791111 for information and ensuring compliance by the PIO.
2. Shri Khya Changrang, Niti Vihar, Itanagar, Papum Pare District PIN: 791111 Mobile No. 6909447588 for information and compliance.
- ✓ 3. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
4. Office copy.
5. S/Copy.

✓
**Registrar/ Deputy Registrar
APIC, Itanagar.**

Registrar
Arunachal Pradesh Information Commission
Itanagar