



## **ARUNACHAL PRADESH INFORMATION COMMISSION**

### **ITANAGAR.**

**An Appeal Case U/S 19(3) of RTI Act, 2005**

**Case No. APIC- 578/2025.**

**APPELLANT**

: Shri Tamchi Gungte, Chimpu.

**RESPONDENT**

: The PIO, o/o the EE (PHE & WS), Pasighat Division,  
East Siang District, A.P

### **ORDER**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tamchi Gungte for non-furnishing of below mentioned information by the PIO, o/o the EE (PHE & WS), Pasighat Division, East Siang District Govt. of Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 29.04.25:

**A) Particulars of information:** -C/o "Augmentation of water supply at Pasighat Township from Sirpo source phase-I in East Siang District."

**B) Details information require:**

1. Furnish the certified Sanction Order Copy.
2. Furnish the certified copy of Technical Sanction done by the concerned Authority or the projects as per financial rules.
3. Furnish the certified copy of firm who qualified the Technical Bidding from all the tender participant.
4. Furnish the certified copy of Tender Evaluation in respect against the project.
5. Furnish the certified copy of Utilization Certificate of the project till date.
6. Furnish the certified copy of Criteria of eligibility for CPWD as well as non-CPWD
7. contractors in this project.
8. Furnish the certified Progress Report of the projects in Physical and Financial section
9. till date.
10. 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 (Order No. IPR/ADVT (Advt. Policy) 37/2016, Dated 30th January, 2018 by the Secretary to the Govt. of Arunachal Pradesh Information and Public Relations Department, Itanagar).
11. Furnish the certified Design and Scope of Work in the projects.
12. Furnish the certified copy of Work Specification of the projects.
13. Furnish the certified copy of documents submitted by tender participant for Technical Bid.
14. Furnish the Name of Firms who won the Tender work with respect to the subject mentioned above.
15. Furnish the Name of Officers and their Designation at the Time of monitoring the work.



16. Furnish the certified copy of Contractor Registration, of the tender participant and tender winning Firm.
17. Furnish the certified copy of Contractor Enlistment Order (Civil/ Composite Category as per the nature of work), of tender participant and winning Firm.
18. Furnish the certified copy of EMD and Security money deposited by all the tender participant.
19. Furnish the certified Integrity Pact submitted by the tender participant.
20. Furnish the certified Affidavit copy (The Affidavit should mention the names of the incomplete ongoing commitments) Sworn before a Competent Magistrate to the effect that he/she (tender participant), does not have more than 2 (Two) incomplete ongoing commitment (projects/ contract to execute) at the time of bidding by the tender participant and winning firm. (as per Arunachal Pradesh Gazette notification No. SPWD/W-66/2012 Dtd. 01-08-2018 and Arunachal Pradesh District Based Entrepreneurs and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020).
21. Furnish the certified copy of Work Experience documents submitted by the tender participant and winning firm, as per the guidelines (i.e. 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.
22. Furnish the certified reasons & method adopted in TURNKEY/EPC Basis to execute this project.
23. Furnish the certified copy of Acceptance letter for Tender work by the Executing Agency to the tender Winning Firm.
24. Furnish the certified copy of Work Order given to the Contractor by the executing Department.
25. Furnish the Agreement Copy made between the Contractor and the Executive Agency for the projects mentioned above.
26. Furnish the certified copy of all Photograph of work items (Glossy paper) before starting of work.
27. Furnish the certified Photograph (Glossy Paper) after completion or ongoing of work.
28. Furnish the Geo Coordinate information before the start of projects and after the start of the project mentioned above.
29. Furnish the certified Payment Details copy (Cheque no., voucher, PFMS etc. Whichever method is used of payments) of the project till date.
30. Furnish the certified Solvency certificate certified by the Bankers, submitted by all the tender participant.
31. Furnish the certified Credit facility from Bankers (10% of the tender value), submitted by the tender participants.
32. Furnish the certified Affidavit to invest cash upto (25% of tender value) submitted by the tender participant.
33. Furnish the certified copy of Utilization Certificate for the amount exempted in the NIT from the Total Sanctioned amount.



**Brief records emerging from the appeal:**

Records in the appeal reveal that the appellant had requested for the aforementioned information from the PIO but failed to obtain the same which prompted him to file his 1<sup>st</sup> appeal under section 19(1) of the RTI Act before the CE (PHE & WS)(Central Zone), Bene, Aalo West Siang District, the First Appellate Authority (FAA) vide his memo of appeal dt.09.06.2025.

Records further reveal that the First Appellate Authority conducted the hearing on 03.07.2025 wherein both the parties were present and passed the following direction :

***"2. Proceedings :***

*Upon receipt of the case, the same was registered and notices were issued to both the appellant and the PIO. The matter was taken up for hearing on 03/07/2025, wherein both parties were heard.*

***3. Findings :***

*Upon perusal of the records, it is observed that the PIO had issued intimation for remittance of document cost within the prescribed period of 30 days, as mandated under Section 7(3) of the RTI Act. The delay in receipt by the appellant was attributed to postal delivery, and not to the PIO.*

***4. Order :***

*The appeal is not maintainable at this stage. The appellant is advised to remit the requisite fees as specified by the PIO. The PIO shall provide the information within 15 days of the receipt of the fees.*

*Accordingly, the appeal is disposed of*

*Sd/-*

*( Kirpa Pertin )*

*First Appellate Authority PHE & WS Department*

*Central Zone Bene (Aalo)*

Records, however, reveal that the appellant has preferred his 2<sup>nd</sup> appeal before this Commission under section 19 (3) of the RTI Act 2005 vide his memo of appeal dt. 11.07.2025 on the ground that the amount of fees to be deposited is not proper manner as per RTI Act for which he refused to pay and the PIO refused to furnish the documents.

This appeal is, accordingly, listed today on 28.11.2025 wherein the appellant is absent without any intimation but the PIO, Er. Shri Mizing Dupak, EE, Pasighat PHE & WS Division is present with the requested documents/information.

Heard the PIO who submitted that the requested information remained unfurnished to the appellant as the appellant failed to deposit Rs. 4,500.00 being the cost of documents as advised vide PIO's letter dt.21.05.2025.

On perusal of the records, this Commission notices that the appellant had refused to deposit the cost of documents as demanded by the PIO on the ground that the fees charged by the PIO is not in proper manner. The PIO, however, submitted that he had taken the necessary action within the prescribed period of 1(one) month but the appellant has refused to pay the cost saying that he had received the intimation regarding the payment of the cost of documents in the month of June i.e long after expiry of the prescribed period of one month. In the absence of the appellant, the exact date of receipt of the PIO's letter by him could not be confirmed.

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This Commission is, however, of the considered view that since the PIO has brought in the requested information, the same shall be handed over to the Appellant, pending the confirmation regarding the actual date of receipt of the PIO's letter dt.21.05.25 by the appellant.

In the premises as above, the Appellant is directed to produce the proof of late receipt of the PIO's intimation letter dt.21.05.2025 and collect the documents from this Commission and report his satisfaction or otherwise therewith within 2(two) weeks from the date of receipt of this order for further consideration by this Commission.

Given under my hand and seal of this Commission on this 28<sup>th</sup> Nov., 2025.

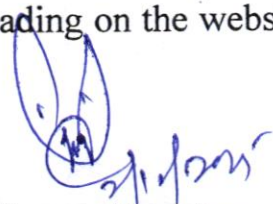
Sd/-  
(S. TSERING BAPPU)  
State Information Commissioner,  
APIC, Itanagar.

Memo No. APIC-578/2025

Dated Itanagar, the 2<sup>nd</sup> Dec., 2025

Copy to: -

1. The Chief Engineer (PHE & WS), Govt. of A.P, Central Zone, Bene, Aalo West Siang District, the First Appellate Authority (FAA), for information.
2. The PIO, o/o the EE (PHE & WS), Pasighat Division, East Siang District Govt. of AP for information.
3. Shri Tamchi Gungte, Near K.V -II School, Chimpu, Itanagar, Papum Pare District, Contact No.9233567279 (Pin Code-791113), A.P for information.
4. The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
5. Office Copy.
6. S/Copy

  
Registrar/ Deputy Registrar  
APIC, Itanagar

Deputy Registrar  
Arunachal Pradesh Information Commission  
Itanagar