



सूचना का
अधिकार
RIGHT TO
INFORMATION



सत्यमेव जयते

ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-240/2025(Appeal)

Shri Serpi Flago

R/o near M.E School
Tigdo Village PO/PS Doimukh
Papumapre District A.P.
Pin: 791112 (M) 9436414993

Appellant

Versus

1. PIO,

O/o the Executive Engineer (EE)

RWD, Yupia Division, Papumpare District A.P.
Pin Code: 791110.

Respondents

2. FAA

Chief Engineer (CE) RWD

PMGSY, Itanagar, Papumpare District AP.
Pin Code: 791111

ORDER

Date of Hearing: 10.07.2025

Date of Decision: 10.07.2025

INFORMATION COMMISSIONER : Dani Gamboo
Relevant facts emerging from appeal.

RTI application filed on	:	03.01.2025
SPIO replied on	:	Not on record
First appeal filed on	:	05.02.2025
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	10.03.2025

Information sought:

The appellant filed an RTI application dated 03.01.2025 seeking following information regarding release of fund against Pradhan Mantri Gram Sadak Yojna (PMGSY) Scheme [PFMS Scheme Code: 9179 (State Scheme Code: AR 591).

1. Maintenance of road from PWD road to Poma (Slip Clearance)

2. Maintenance of road from PWD road to Jote (Slip Clearance)

Detail information required: -

1. Furnish the Photocopy of Sanction Orders and DPR of said project.
2. Furnish the photocopy of details Project report.
3. Furnish the photocopy of technical sanction estimate copy.
4. Furnish the photocopy of requisition letter of Concern authority and fund placement letter.
5. Furnish the photocopy of Newspaper cutting of advertisement calling for NIT published in local newspapers.
6. Furnish the photocopy of Bill sheet against whom the work has been awarded and mode of payment.
7. Furnish the photocopy of actual payment receipts (APR) against the scheme to proof that whoever received the amount.
8. Is there any provision of alteration of the sanction amounts? If yes then furnish the details copy.
9. Furnish the photocopy of allocation Fund against the said work.
10. Furnish the photocopy of agreement executed between RWD and executing firm.
11. Furnish the No. of firm who took participate during process. tender bidding process.
12. Furnish the photocopy of name of the contractor and M/S Firm who got selected.
13. Furnish the photocopy of the already instalments payment to the contractors.
14. Photocopy of field/site verification report and geo-tagging report.
15. Furnish the photocopy of cheque, counterfoils/Cheque leaf or online transaction payment details.
16. Furnish the certified copy of worksite photographs before and after.
17. Furnish the certified copy of Measurement Book (MB) related the payments made to the contractor.
18. Furnish Photocopy of guidelines for the said allotted work.
19. Furnish photocopy of Completion report of instalment wise and completion report (CR) of Whole work.
20. Furnish the photocopy of mapping of said work.
21. Furnish the details: -
 - (a). Furnish the total nos of Bridges and culverts that lies under this stretch that were repaired or newly constructed under the sanction work order.
 - (b). Furnish the details of labours engaged and their rate of per day wages charged with other miscellaneous expenditures.
22. Furnish the certified the total sanction amount released from state Govt. or central govt. for special maintenance of said project.
23. Furnish the name of the Firm to whom the special maintenance work is being executed or executing in said project.
24. Furnish the present status report of maintenance works.
25. Furnish the total amount released for special maintenance work so far, along with the name of the Firm executing the work.
26. Furnish the Bank Guarantee amount deposited by the executing firms.

27. Furnish the certified copy of special maintenance remaining amount to be released.

Period for which information asked for: - 11/08/2022

The following were present.

Appellant : Absent

Respondent PIO : Shri Tadar Hamak, JE attended without any authority letter.

F A A : Absent.

Decision:

The Commission after adverting to the facts and circumstances of the case, and perusal of the records, observes that FAA has not disposed of the first appeal filed to him by following statutory procedure laid down in the Arunachal Pradesh Right to Information (Appeal Procedure) Rules, 2005. So, this appeal case is decided and determined in the absence of the parties as made known to them in the hearing notice.

As laid down at para-38 of the Guidelines for the FAA issued by the GoI and the State Govt. OM No. AR-111/2008 Dated 21st August, 2008, adjudication on the appeals under RTI Act is a quasi-judicial function. It is, therefore, necessary that the Appellate Authority should see to it that the justice is not only done but it should also appear to have been done. In order to do so, the order passed by the appellate authority should be a speaking order giving justification for the decision arrived at.

Therefore, the instant appeal case is remanded to First Appellate Authority. Therefore, the **FAA – Chief Engineer, PMGSY (RWD), Govt. of AP.**, following the principle of natural justice, shall conduct hearing giving fair and equal opportunity to both the appellant and the PIO and thereafter pass reasoned and speaking order on merit within two weeks from the date of receipt of this order i.e **on or before 24th July 2025.**

The appellant is at liberty to file 2nd appeal afresh:

1. If the Appellant is not satisfied with the information furnished to him by PIO based on the judgement order passed by the FAA.
2. If the FAA has denied the requested information based on specific exemptions/ grounds provided under the RTI Act, 2005.

Fee for such 2nd appeal, if done, shall be exempted.

Sd/-
Dani Gamboo
Information Commissioner

Authenticated true copy

Registrar / Dy. Registrar


APIC

Memo No. APIC-240/2025/ 807

Dated Itanagar the17.....July'2025.

Copy to:

1. Computer Programmer Itanagar APIC to upload in APIC website and mailed to concerned department email.
2. Office copy.


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