



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-429 (R)/2024(Appeal)

Shri Pisa Tapam

Dokum Colony Naharlagun
PO/PS Naharlagun, Papumpare District
A.P, Pin: 791110(M) 8413931088

Appellant

versus

PIO,

o/o the Executive Engineer (EE)

Koloriang Hydropower Division (HPD)
Kurungkumey District A.P
Pin Code: 791118

Respondent

ORDER

Date of Hearing: 04.08.2025
Date of Decision: 04.08.2025

INFORMATION COMMISSIONER

Relevant facts emerging from appeal

RTI application filed on	:	24.08.2024
SPIO replied on	:	Not on record
First appeal filed on	:	14.11.2024
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	10.12.2024, 01.07.2025 (R)

Information sought:

The appellant filed an RTI application dated 24.08.2024 seeking following information regarding RE- 2023-2024.

Name of Schemes:

1. C/o Kush MHS at Sangram (2 x 1000 KW)
2. C/o 30 Mtr Bailey bridge over Kush River at Kush MHP (2 x 1000 KW) (SH: Approach Road 1 Km & Bailey Bridge 30 mtr span)
3. Fure MHP at Damin (1x50 kw)
4. Parlo MHP at Parsi Parlo (2x250 KW)
5. Hotarang MHP (2x50 KW) at Huri

6. Security Compound wall and additional EM item of Kush MHS (2 x 1000 KW) at Sangram.
7. C/o Protection work to Feeder channel of Payu MHS (2x500 KW) at Koloriang.
8. Re-construction of rain damage intake weir, power channel, Penstock pipe and AnchorBlock of Payu MHS (2 x 500 KW) at Koloriang.
9. C/o 2 Men Bachelor Barrack for operational staff at Huri
10. C/p Approach Road to Power House & Forebay Tank of Parlo MHS (2x250 KW) at Parsi Parlo (SH: FC, WBM I & II)
11. Maintenance of Hydro Station-Kidding MHS (2x 250 KW) Koloriang (Sh: Intake chamber feeder channel etc)
12. C/o Additional Civil works, Security compound wall and additional EM items of Kush MHS (2 x 1000 KW) at Sangram.
13. Parlo MHP at Parsi Parlo (2 x 250 KW)
14. C/o Fuyung MHS at Koropu village.
15. C/o Chera MHP (2x55 KW) at Paniasang Circle

Furnish the details Information:

1. Give the LOC/LOA letter from Chief Engineer to General Engineer/Asst. General Manager State bank of India/any other bank for release of fund to Executive Engineer account /Give Name of Bank with amount and cheque number/Branch code number from 2022-2023.
2. Furnish the completion report of all the above projects.
3. Furnish the Utilization Certificate of all the above projects
4. Handing and taking over report from the Contractor to Department of all the above projects.
5. Furnish the amount to be transferred to respected firm/enterprise/contractor bank account from Executive Engineer's account with their bank account Number or Cheque Number/Cheque Book counter foil/deposited slip/challan/demand draft/billing challan/cash memo of every work that the bill has been passed/transferred through PFMS.
6. Furnish cash memo/money receipt/challan/GST bill slip/memos of every purchased material item.
7. Give the amount to be transferred to the respective assistant engineer bank account from executive engineer account with bank account number/cheque number/cheque counter foil/deposit slip/challan/PFMS.
8. Furnish the amount to be transferred to junior Engineer bank account from assistant engineer (AE) with its bank account number /cheque book counter foil/deposit slip/cheque number/deposited challan/PFMS.
9. Give the name of firm/enterprise and proprietor. with their bank account number, the firm/enterprise which is being used by AE/ JE with their bank

- account statement of firm/enterprise before and after the payment has made to the contractor.
10. Give the list of cheque book counterfoil/leaf/demand draft/deposit slip/challan and PFMS/Transaction records of all the payment made to the contractors
 11. Give hand received with payee name with full signature and date.
 12. Give account statement/cheque book counter foil or Executive Engineer, Hydropower Koloriang Division Kurung Kumey District.
 13. Furnish the details payment made to contractor/firm and remaining fund is still lying with department of the above projects.
 14. Furnish first and final bill/photocopy description work site/payee name.
 15. All the furnish documents must in true certified copies by concern PIO.

Relevant facts emerged during hearing:

Previous Hearing:

First hearing :13.03.2025

In first hearing ordered as: *"The commission has directed the FAA-cum-Chief Engineer (DPHPD) W/Z Itanagar, 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 27.03.2025."*

The following were present.

Appellant : Absent

Respondent PIO : Absent

Decision:

The Commission after adverting to the facts and circumstances of the case, and perusal of the records, observes that FAA has not complied the commission's order dated 13.3.2025 and 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. The appellant has filed second appeal again on 1.7.2025 without obtaining adjudication from the First Appellate Authority. So, this appeal case is decided and determined in the absence of the parties as made known to 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.

Now Therefore, the instant appeal case is again remanded to First Appellate Authority. Therefore, the **FAA-cum-Chief Engineer (DPPD) W/Z, Itanagar**, 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 18.08.2025**

The appellant is at liberty to approach this commission:

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.

Sd/- (Dani Gamboo)
Information Commissioner

Authenticated true copy

Registrar/Dy. Registrar
APIC

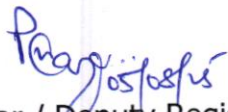
Date:

Memo No. APIC-429 (R)/2024/ 564

Dated Itanagar the 5. August, 2025.

Copy to:

1. The FAA-cum-Chief Engineer (DPPD) W/Z, Itanagar AP.
2. The Computer Programmer, APIC Itanagar with request to upload in APIC website and mail to concerned departmental email id.
3. Office copy.


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