



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

BEFORE THE HON'BLE COURT OF SHRI SANGYAL TSERING BAPPU,
STATE INFORMATION COMMISSIONER

Case No. APIC-200/2025

Dt. Itanagar, the

Nov, 2025

Shri Tamchi Gungte, General Secy., Arunachal Pradesh
People's Rights Forum (APPRF), Near KV-II School Chimpu, Itanagar.

Vs.

Er. Shri W. Hondique, the PIO, o/o the Executive Engineer (RWD),
Khonsa Division, Khonsa.

SHOW CAUSE NOTICE

(Section 19(8)(c) r/w section 20 of the RTI Act, 2005)

To,

Er. Shri W. Hondique, the PIO, o/o the Executive Engineer (RWD),
Khonsa Division, Khonsa.

1. **WHEREAS** Shri Tamchi Gungte, General Secy., Arunachal Pradesh Peoples' Rights Forum (APPRF) Near KV-II School Chimpu, Itanagar filed an application dated 11.11.2024 under section 6(1) of RTI Act, 2005 before Er. Shri W. Hondique, the PIO, o/o the Executive Engineer (RWD), Khonsa Division, Khonsa seeking the following information under Pradhan Mantri Jan Karyakaram (PMJVK), erstwhile-MsDP Scheme, Ministry of Minority Affairs Govt. of India during the financial year 2015-16:

A. Particular of information: C/o "The total list of project sanctioned under Pradhan Mantri Jan Karyakaram (PMJVK), erstwhile-MsDP Scheme, Ministry of Minority Affairs Govt. of India" during the financial year 2015-16.

B. The Total list of projects are:

1. Construction of 50 bedded Girls Hostel with CGI Sheet roofing at Govt. ME School, Chongkhaw in Pongchao-Wakka block of Longding Dist. A.P.
2. Construction of 50 bedded Girls Hoste! with CGI Sheet roofing at Govt. ME School, Khassa in Pongchao-Wakka block of Longding District. A.P;
3. Construction of RCC school building with CGI Sheet roofing at Govt. Primary School, Longding in Niauxa block of Longding Dist. A.P.
4. Construction of RCC girls Hostel with CGI Sheet roofing at Govt. ME School, Chanu Village in Niauxa block of Longding Dist. A.P.
5. Construction of School building with CGI Sheet roofing at Govt. ME School, Tissa in Niauxa block of Longding District A.P.

C. Details of information:

1. Furnish the certified Sanction Order Copy.
2. Furnish the certified DPR Copy of the projects mentioned above.

3. Furnish the certified copy of Proof (such as Voter ID and PRC) that the tender winning firm Domicile status within the Territorial jurisdiction of that Constituency Assembly as per District Based Entrepreneur and Professionals (Incentive, Development and Promotion) rules, 2015.
4. Furnish the certified copy of Technical Sanction done by the concerned Authority for the projects as per financial rules.
5. Furnish the certified copy of Utilization Certificate (UC) countersigned by the DC along with Executing Agency as per Sanction Order guidelines.
6. Furnish the certified copy of Notice Inviting Tender (NIT) with respect to the subject mentioned above.
7. Furnish the certified Progress Report of the projects in Physical and Financial section till date.
8. Furnish the certified copy of Completion certificate of the project.
9. 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.
10. Furnish the certified Design and Scope of Work in the projects.
11. Furnish the certified copy of Work Specification of the projects.
12. Furnish the certified copy of documents submitted by tender participant for Technical Bid.
13. Furnish the Name of Firms who won the Tender work with respect to the subject mentioned above.
14. Furnish the Name of Officers and their Designation at the Time of monitoring the work.
15. Furnish the certified copy of Contractor Registration, of the tender participant and tender winning Firm.
16. Furnish the certified copy of Contractor Enlistment Update reports (Civil/ Composite Category as per the nature of work), of tender participant and winning Firm.
17. Furnish the certified copy of EMD and Security money deposited by all the tender participant.
18. Furnish the certified Integrity Pact submitted by the tender participant.
19. Furnish the certified Affidavit copy Sworn before a Competent Magistrate to the effect that he/she (tender participant), does not have 2 (Two) or more incomplete ongoing commitment (projects/contract to execute) at the time of bidding by the tender participant and winning firm. (as per rule SPWD/W-66/2012 as per District Based Entrepreneurship Act, 2015).
20. Furnish the certified documents submitted by tender participant and winning firm, 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.
21. Furnish the certified copy of Acceptance letter for Tender work by the Executing Agency to the tender Winning Firm.
22. Furnish the certified copy of Work Order given to the Contractor by the Executing Department.

23. Furnish the Agreement Copy made between the Contractor and the Executive Agency for the projects mentioned above.
24. Furnish the certified copy of all Photograph of work items (Glossy paper) before starting of work and Photograph (Glossy Paper) after completion of work.
25. Furnish the Geo Coordinate information for the work mentioned above.
26. Furnish the certified Payment Details (Cheque no., voucher, PFMS etc. (Which ever method is used of payments) of the project till date.

2. **AND WHEREAS** the applicant failed to obtain the requested information from the PIO which prompted him to file appeal before the Chief Engineer (PWD) (E.Z), Namsai, the First Appellate Authority (F.A.A) under Section 19 (1) of the RTI Act vide his Appeal Memo dated 11-11-2024.

3. **AND WHEREAS** the appellant still failed to obtain the information from the PIO and as such he filed his 2nd appeal under Section 19(3) of RTI Act, 2005 which was heard for 3(three) times 06.06.2025, 11.07.2025 and 05.09.2025.

4. **AND WHEREAS** on 06.06.2025, this Commission, upon hearing the parties and on noticing that the documents brought in by the APIO, Shri Rigi Geyi were found not properly indexed, returned the documents to the APIO with advice to get the documents properly indexed and signed by the PIO with seal. This Commission also directed the PIO, EE (RWD), Khonsa Division to collect the documents from the o/o the EE, Longding Division and furnish to the appellant. The EE(RWD), Longding Division was also directed to provide the requested documents to the EE, Khonsa Division as mandated under sub-section(5) of section 5 of the RTI Act so as not to constrain this Commission to take avoidable penal action under the RTI Act.

5. **AND WHEREAS** on 11.07.2025, this Commission, upon hearing the PIO, Er. Shri W. Hondique, the EE (RWD), Khonsa Division and the appellant in person and on perusal of the replies which the PIO furnished during the hearing, most of which had been shown as 'NA', had directed the PIO to furnish the clarification and **with reasons** for the replies 'Not Available' or 'Not Applicable' whichever is the case.

6. **AND WHEREAS** the appellant, vide letter dt.18.07.2025, had complained that the documents/replies furnished by the PIO were either incomplete or not well defined (specific). This Commission, drawing the attention of the PIO to the provisions of clause (e) under section 18(1) according to which an incomplete, misleading or false information furnished by the PIO is a good ground for imposing penalties, directed him to furnish the requested information correctly and in complete form and report the compliance thereof in the next hearing on 05.09.2025.

7. **AND WHEREAS** on 05.09.2025 the APIO, Shri Rigi Geyi brought in the left out information which were handed over to the appellant, Shri Tamchi Gungte with direction that he shall go through the same and report his satisfaction or otherwise therewith within one week from 05.09.2025 for further consideration of this Commission. And as directed, the appellant, vide his letter dt. 08.09.2025 complained that the documents furnished by the APIO were incomplete as shown under:

A) Project No. 1 : Construction of 50 bedded Girls Hostel with CGI sheet roofing at Govt. Me School, Chongkhaw in Pongchao-wakka block of Longding Dist.

Serial No. 3 (PRC)	The information not furnished
Serial No 15 (Contractor details) and Serial No. 16 (Enlistment of contractor)	The reason given by the PIO is invalid as the project is executed as per tender process or work order, the document should be mandatorily collected by the competent authority.
Serial No. 26 (payment details)	The payment details furnished by the PIO is not the document I seek, It is just the list of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

B) Project No. 2 : Construction of 50 bedded Girls Hostel with CGI sheet roofing at Govt. ME School, Khassain Pongchao-wakka block of Longding Dist. A.P.

Serial No. 3 (PRC)	The information is not furnished.
Serial No 15(Contractor details) and Serial No. 16 (Enlistment contractor)	The reason given by the PIO is invalid as the project is executed as per tender process or work order, the document should be mandatorily collected by the competent authority.
Serial No. 19 (Affidavit copy)	The reply furnished by the PIO is invalid as this affidavit does not concern whether the tender was conducted or not. The affidavit is collected for the equal distribution of work and for maintaining the quality of work.
Serial No. 26 (payment details)	The payment details furnished by the PIO is not the document I seek, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

C) Project No. 3 : Construction of RCC School building with CGI sheet roofing at Govt. Primary School, Longding Dist.

Serial No. 3(PRC)	The information is not furnished.
Serial no 5 (UC)	Did not furnish the complete document as I have intimated in the previous letter.
Serial No. 7 (progress report)	The information is not furnished.
Serial No. 15 (contractor detail) and (Enlistment of contractor)	The reason given by the PIO is invalid as the project is executed as per tender process or work order, the document should be mandatorily collected by the competent authority.

Serial No. 19 (Affidavit copy)	The reply furnished by the PIO is invalid as this affidavit does not concern whether the tender was conducted or not. The affidavit is collected for the equal distribution of work and for maintaining the quality of work.
Serial No. 26 (payment details)	The payment details furnished by the PIO is not the document I seeked, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

D) Project No. 4 : Construction of RCC girls hostel with CGI sheet roofing at Govt. ME School, Chanu village in Niauxa block Longding Dist.

Serial No. 3,	The information is not furnished.
Serial no 5 (UC)	Did not furnish the complete document as I have intimated in the previous letter.
Serial No. 7 (progress report)	The information is not furnished.
Serial No. 15 (contractor detail) and 16 (Enlistment of contractor)	The reason given by the PIO is invalid as the project is executed as per tender process or work order, the document should be mandatorily collected by the competent authority.
Serial No. 19 (Affidavit copy)	The reply furnished by the PIO is invalid as this affidavit does not concern whether the tender was conducted or not. The affidavit is collected for the equal distribution of work and for maintaining the quality of work.
Serial No. 26 (payment details)	The payment details furnished by the PIO is not the document I seek, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

E) Project No. 5 : Construction of School building with CGI sheet roofing at Govt. ME School, Tissa in Niauxa block of Longding Dist.

Serial No. 3 (PRC)	The information is not furnished.
Serial no 5 (UC)	Did not furnish the complete document as I have intimated in the previous letter.
Serial No. 7 (progress report)	The information is not furnished.
Serial No. 15 (contractor detail) and 16 (Enlistment of contractor)	The reason given by the PIO is invalid as the project is executed as per tender process or work order, the document should be mandatorily collected by the competent authority.

Serial No. 19 (Affidavit copy)	The reply furnished by the PIO is invalid as this affidavit does not concern whether the tender was conducted or not. The affidavit is collected for the equal distribution of work and for maintaining the quality of work.
Serial No. 26 (payment details)	The payment details furnished by the PIO is not the document I seek, It is just the memorandum of payment documents. It is just the description of how the payment should be made to the contractor and the information is seeking is cheque / DBT details issued in the name of contractor.

8. AND WHEREAS in the premises as above, the PIO was directed to furnish the left out information to the appellant as per his application *within 3(three) weeks* from the date of receipt of this Commission's order dated 24.09.25 making it clear that if he fails to comply with the order action under section 20 of the Act shall be initiate against him. But it is noticed that even after expiry of more that 4(four) weeks the PIO failed to comply with the above direction thus, making himself liable to the penalty of Rs.25,000.00 (Rupees twenty five thousand) as prescribed under section 20(1) of the RTI Act 2005.

9. AND WHEREAS the appellant, vide his letter dt. 28.10.2025 also complained that *the PIO has failed to comply with the order of this Commission which attracted stringent action under the RTI Act.*

10. NOW THEREFORE, the PIO, Er. Shri W. Hondique, the EE (RWD), Khonsa Division, Khonsa is hereby directed to appear in person on **21.11.2025 (Friday) at 3.30 pm** and show cause as to why penalty of Rs. 25,000.00 (Rupees twenty five thousand) should not be imposed as provided under section19(8)(c) r/w section 20(1) of the RTI Act, 2005 on him for non-compliance of the direction of this Commission.

Given under my hand and seal of this Commission on this 3rd Nov., 2025.

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

Memo No. APIC- 200/2025

Dated Itanagar, the

Nov., 2025

Copy to:

- 1) The Secretary/Commissioner (RWD), Govt. of A.P, Itanagar for information and ensuring compliance by the PIO, the Executive Engineer, RWD, Khonsa Division, Tirap Distt.
- 2) The Chief Engineer (RWD), (E/Z), Itanagar, Govt. of A.P, First Appellate Authority (FAA), for information and ensuring compliance by the PIO.
- 3) The PIO o/o the Executive Engineer, RWD, Khonsa Division, Dist :Tirap Govt. of Arunachal Pradesh for information and compliance.
- 4) The E.E(RWD), Longding Division, District Longding, A.P for information and compliance.
- 5) Shri Tamchi Gungte, near KV-II School Chimpu, Po/PS Chimpu, Dist Papum Pare, 791113, A.P. Mobile No. 9233567279.
- 6) The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
- 7) Office copy.

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

Registrar
Arunachal Pradesh Information Commission
Itanagar