



ITANAGAR, ARUNACHAL PRADESH

An appeal case U/S 19(3) of RTI Act, 2005

Vide Case No.APIC-742/2025

**BEFORE THE HON'BLE COURT OF SHRI VIJAY TARAM, THE STATE
INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.**

Shri Dongru Tania

..... Appellant

-VERSUS-

PIO-Cum-Executive Engineer, WRD,
Ziro, Lower Subansiri District,
Govt. of Arunachal Pradesh

..... Respondent.

Order: 08.09.2026.

JUDGMENT

This is an appeal filed under sub-section (3) of Section 19 of the RTI Act 2005. Brief fact of the case is that the Appellant, Shri Dongru Tania, on 28/07/25 filed an RTI application in form 'A' before the PIO-cum-Executive Engineer (EE), WRD, Ziro Division, Govt. of Arunachal Pradesh. Whereby seeking various information as quoted in Form 'A' application. The Appellant being not receiving the information from the PIO filed the First Appeal before the First Appellate Authority (FAA) on 02/09/2025. Appellant again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on 06/10/2025, and the Registry of the Commission (APIC) having receipt of the Appeal registered it as APIC- No. 742/A/2025 (Appeal) and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission on **26.03.2026, 11/06/2026, & 08/09/2026.**

Details of Information sought from the PIO;

- 1) Furnish NIT Copy and Tender participate details list copies.
- 2) Furnish Utilization Certificate copies
- 3) Furnish the date and time of tender
- 4) Furnish the list of selected firm.
- 5) Furnish photographs & Geo Tag copies.
- 6) Furnish work order copies.
- 7) Furnish Administrative approval sanctioned order copies.
- 8) Furnish work progress Report copies.
- 9) Furnish work Executed EE/AE/JE details Name list copies.
- 10) Furnish Cheque receipt and PFMS copies.
- 11) Furnish first and final bill copy & money receipt copies.
- 12) Furnish Advertisement and local Newspaper copies.
- 13) Furnish Technical bid and price bid copies
- 14) Furnish site inspection report copies.
- 15) Furnish Trading License and Proprietor Name List copies.
- 16) Furnish Bank guarantee certificate copies
- 17) Furnish GST copy and Return file copies
- 18) Furnish firm registration certificate and bank solvency certificate copies
- 19) Furnish Contractor and department agreement copies
- 20) Furnish DPR copies.
- 21) Furnish details of payment made to Contractors with amount payment
- 22) Furnish photographs of completed work copies.
- 23) Furnish Guideline copies
- 24) Furnish the acceptance letter Xerox copy
- 25) Furnish the last charter account report:- AG Itanagar Xerox copy
- 26) Furnish the cheque counter foil Xerox copy

- 27) **Furnish certified copy of Department General Financial Rules (GFR) means expenditure allocated amount**
- 28) **Furnish the copies of name work and name exact place where scheme executed**
- 29) **All documents may be attached true certified copy with proper seal and signature of concern PIO, as per the RTI Act or rules.**

In the 3rd hearing held on 8th Sept' 2026, related to the **APIC No-742/A/2025**. The Appellant Shri Dongru Tania, present, during hearing.

The PIO-cum- Executive Engineer (EE) WRD Ziro Division, Govt. of Arunachal Pradesh, is represented by Shri Nani Tade, Assistant Engineer (AE) WRD with an authorization letter dated 5/9/2026, from the PIO.

Heard the Appellant;

The Appellant stated the PIO has not furnished the information as sought by the applicant till today.

Heard the APIO.

The APIO stated that on receipt of the form 'A' of the Appellant. The PIO on 8/8/2025 sent a letter to the Appellant to submit an amount of Rs 3702 (Rupees three thousand seven hundred two) as fees for providing the information under RTI ACT 2005 @ of Rs 2 p/page through Treasury Challan in favour of EE (WRD) Ziro Division.

The Appellant has not remitted the fee till today at the office of the PIO and instead filed the 1st appeal at the First Appellate Authority and subsequently preferred the second appeal before the APIC.

The non submission of fees for the information by the Appellant with the office of the PIO has not let the information be provided to the Appellant till now.

After hearing both the parties the Commission hereby observes;

- i) The letter written by the PIO to the Appellant on dated 08/08/2025 as exhibited by the representative of the PIO, amply proves that the PIO has carried out his work as per the rules of the RTI Act 2005, and due to non submission of fees for the information by the Appellant the information are still compiled and kept under custody of the PIO.

Under the above observations the Commission hereby decide;

- i) The RTI Act 2005 clearly states that information sought by the applicant/Appellant is not to be supplied to him/her unless he/she is a person living below poverty line (BPL) and rest citizens of India have to prescribe and pay the fees for the information that he/she seeks from the PIO.
- ii) In the instant appeal it is clearly seen that the Appellant has not responded to the letter of the PIO to submit the fees for the information which is against the rules of the RTI Act 2005.
- iii) The applicant or Appellant simply stating, I didn't get the letter from the PIO cannot relieve him or her from submission of the RTI fees as prescribed under the RTI Act 2005.

While not responding to the PIO's demand for submitting RTI or information fees no applicant / Appellant can go for an appeal against the PIO, and in the instant appeal also the Appellant has not submitted the fees for the information and instead filed the First Appeal and the Second Appeal.

After the above observations the Commission hereby decides;

That the failure of the Appellant in paying requisite fees for the information disqualify him to file this instant appeal and therefore, this appeal is disposed of without hearing the merits of the appeal. And this appeal is disposed of and closed once for all.

Judgment pronounced in the open Court of this Commission today on this **8th day of Sept' 2026.**

Copy of this Judgment be furnished to the parties.

Given under my hand and seal of this Court on this **8th day of Sept' 2026.**

Sd/-

(Vijay Taram)
State Information Commissioner
APIC-Itanagar

Memo.No.APIC-742/A/2025

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Dated Itanagar, the 14th September, 2026.

Copy to:

1. PIO-Cum-Executive Engineer, WRD, Ziro, L/Subansiri District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code:791120**
2. Shri Dongru Tania, Upper Police Colony, Naharlagun, P/Pare District, Arunachal Pradesh for information please. **Contact No. 7005481022**
- ✓ 3. The Computer Programmer, APIC for uploading on the Website of APIC and mail it to the concerned department please.
4. Office Copy


Registrar/Dy. Registrar
APIC, Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar