सत्यमेव जयते

सूचना का अधिकार
RIGHT TO INFORMATION

ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

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

No. APIC-09/2026. **Dated Itanagar, the _____ Oct., 2026**

Shri Tamchi Gungte, near KV-II School Chimpu, Itanagar.
Vs.
The PIO, o/o the Executive Engineer (PWD), Changlang Division, Changlang.

SHOW CAUSE NOTICE
(Form-4 CPC r/w section 20 of the RTI Act, 2005)

To

Er. Shri *Er. Thangtit Tangha, EE-cum-PIO,*
O/o the Executive Engineer (PWD), Changlang
Division, Changlang.

1. WEHEREAS Shri Tamchi Gungte, vide his application dt. 29.09.2025, had requested the PIO, o/o the Executive Engineer (PWD), Changlang Division, Changlang for below mentioned information

A.Particular of information: C/o "completed Plan & non-Plan Works/ projects sponsored by State fund/ Central fund or both (such as SIDF/ BE/ RE/ RIDF/ SADA/ ADA/ MLALAD/ MPLAD/ SPA/ Article 275(1)/ PMJVK/ CRIF/ PMDeVine/ NEC/ NESIDS / Non-BADP, SASCI/ CMCSRPD, Maintenance works etc), executed under the concern division" from the financial year 2016-17 to 2025-26.

B.Details of information require:

1) Furnish the certified copy of Total list of works/projects completed by the division under various scheme head mentioned above (state/central scheme or both as mentioned above) for each financial year from 2016-17 to 2025-26.
2) Furnish the certified copy of Sanction order/ Administrative Approval (AA) & Expenditure Sanction (ES) of each completed projects in respect of serial No. 1 mentioned above for each financial year from 2016-2017 to 2025-2026.
3) Furnish the certified copy of Technical Sanction (TS) of each completed projects in respect of serial no. 1 mentioned above for each financial year from 2016-17 to 2025-26.
4) Furnish the certified copy of Agreement made between the Contractor and Executing Agency, for each completed projects/works from the financial 2016-17 to 2025-26.
5) Furnish the certified copy of Work Order (with amount mentioned) issued to the contractor with respect to serial no. 1. (only for the work awarded in work order form) 2016-17 to 2025-26.

6) Furnish the Details of fund Surrendered to the Govt. Head Account, in respect of serial no. 1 of my form-A
   a) Remaining balance amount after A/A E/S and TS has been done. (Enclosed the proof of surrender such as Challan copy or whichever method has been used.)
   b) Remaining Balance amount after TS and Contract Agreement of the project/work. (Enclosed the proof of surrender such as Challan copy or whichever method has been used)

7. Furnish the Details of Expenditures of fund if been utislised, in respect of serial no. 1 of my Form-A:
   a) Remaining balance amount after A/A E/S and TS has been completed. (Enclosed the proof of Expenditure.)
   b) Remaining Balance amount after TS and Contract Agreement/work order amount of the projects/works. (Enclosed the proof of expenditure)
8. Furnish the certified details of Officer (name & Designation) who authorized/approve the surrender process of fund in respect of serial no. 6 of the Form-A.
9. Furnish the certified details of Officer who authorized/approve the expenditures of fund in respect of serial no. 7 of Form-A.
10. Furnish the Rules followed by the Division Officers (under CPWD works manual/ any other etc.) that authorize the officers to make an expenditures of fund beyond the Contract agreement/Work Order amount in respect of the projects/works.
11. Furnish all the above documents with CTC & proper manner (i.e. in serial wise with properly Index and proper paging of each financial year).

2. AND WHEREAS the appellant failed to obtain the requested information from the PIO within the statutory period of one month which prompted him to file 1st appeal appeal before the First Appellate Authority (FAA), the Chief Engineer (PWD), Eastern Zone, Namsai under section 19(1) of the RTI Act vide his Memo of Appeal dt. 10.10.2025. But having failed yet again to obtain the information, he preferred 2nd Appeal before this Commission under section 19(3) of the RTI Act vide Appeal Memo dt. 29.12.2025.

3. AND WHEREAS this appeal was listed and heard on 10.06.2026 wherein the appellant, Shri Tamchi Gungte was present in person while the PIO was represented by Er. Shri Takhe Rika, AE with a written submission dt.09.06.2026 from the PIO praying for sufficient time to collate and furnish the requested information to the appellant.

"Most Respectfully Submitted,

That the Respondent PIO humbly submits before the Hon'ble Commission that the information sought by the appellant pertains to a large number of works/projects executed under various schemes covering several financial years, involving voluminous records and documents.

That during the relevant period, the office of the undersigned was engaged in furnishing extensive information and records requisitioned by the Central Bureau of Investigation (CBI) and other official matters of urgent nature. Due to the said engagement, the available staff of the Division remained occupied in compilation, verification and submission of records required by the CBI authorities.

That the office is also presently facing acute shortage of staff, and because of such shortage, the process of collection, verification, indexing, pagination and certification of the records sought under the RTI application could not be completed within the stipulated period.

That there was no deliberate intention on the part of the Respondent PIO to withhold or deny the information sought by the appellant. The delay occurred solely due to administrative constraints, shortage of manpower and engagement of staff in urgent official assignments.

The Respondent PIO is making sincere efforts to compile all relevant documents and records in proper form as directed by the Hon'ble Commission and assures that the information shall be furnished to the appellant after completion of the compilation and verification process.

PRAYER

In view of the facts and circumstances stated above, it is most respectfully prayed that this Hon'ble Commission may kindly:

1. Condone the delay in furnishing the information;
2. Grant reasonable further time to the Respondent PIO for compilation and furnishing of the complete information;
3. Pass any other order deemed fit and proper in the interest of justice.

For this act of kindness, the Respondent shall remain grateful.

Yours faithfully
Sd/-
Er. Thangtit Tangha
PIO Cum Executive Engineer
PWD Changlang Division"

4. AND WHEREAS this Commission, upon hearing the parties and on perusal of the list of documents/information sought by the appellant, directed the PIO to study the queries, analyze them and find out which of the schemes were actually executed by the Division and furnish appropriate replies. It was also made clear that as per section - 7(8)(i) of the RTI Act, when an information is denied to the applicant, the reason thereof has to be communicated to the applicant to his satisfaction. And as mandated by section-18(3)(c) of the RTI Act, 2005 and under rule- 5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005, such submission/reply of the PIO has to be furnished on an affidavit. The PIO was, thus, directed, vide order dt.10.06.26, to make an endeavour to furnish the requested information and / or affidavits to the appellant with intimation to this Commission, within 4(four) months from the date of receipt of this order so as to avoid the penal action under section 20 of the RTI Act.

5. AND WHEREAS the PIO failed to comply with the order of this Commission even after the expiry of the 4(four) month deadline without any explanation thereby entailing penal action under section-20 of the RTI Act, 2005.

6. AND WHEREAS the appellant also, vide his complaint letter dt.15.10.26 (as reproduced below), intimated that the PIO, despite having been granted 4(four) month time to furnish the information, failed to comply with the order dt.10.06.26 and requested for penal action under section 20 of the RTI Act.

"Hon'ble Sir,

With this letter I would like to make a humble submission to the court that in the previous hearing order, the PIO was granted 4 (four) months to furnish the sought information to avoid penal action under section 20 of the RTI act. Despite an official order, the PIO have failed to comply with the direction given by the court.

Therefore, I request the hon'ble commission to initiate the section 20 of the RTI Act against the PIO as mentioned in previous order for violation of the court order and continue the hearing proceeding in your hon'ble court as I have not receive any documents from the PIO.

Thank you.

Yours Faithfully
Sd/
Tamchi Gungte
(Appellant)."

7. AND WHEREAS the PIO's non-compliance with the order of this Commission, despite having been allowed sufficient time of 4(four) months, amounts to wilful disobedience to this Commission's direction and blatant disrespect to the RTI regime making him liable to the imposition of penalty prescribed u/s-20(1) of the RTI Act, 2005.

8. NOW THEREFORE, Er. Shri *Thangtit Tangha, EE-cum-PIO,* O/o the Executive Engineer (PWD), Changlang Division, Changlang is hereby directed to appear before this Commission on 23.11.26 at 10.30 a.m and show cause as to why penalty of Rs. 25,000.00 (Rupees twenty five thousand) as prescribed under section 20(1) of the RTI Act, 2005 should not be imposed on him for wilful non-compliance of the direction of this Commission and disrespect to the RTI regime.

Given under my hand and seal of this Commission on this 26.10.2026.

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

Memo No. APIC- 09/2026 / 19557 **Dated Itanagar, the 27 Oct., 2026**

Copy to:-

1) The Chief Engineer (PWD), Eastern Zone Namsai, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO concerned.
2) The PIO, o/o the Executive Engineer (PWD), Changlang, Changlang District (A.P) PIN: 792001 for information and compliance.
3) Shri Tamchi Gungte, Near KV-2 School Chimpu, Itanagar Mobile No. 9233567279 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.

Registrar
Arunachal Pradesh Information Commission
Itanagar