



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)

ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005

Case No. APIC-179/2025.

(Summon to appear in person)

(Or.5, R.3 of CPC)

APPELLANT : Shri Tamchi Gungte, near KV-II School Itanagar.

RESPONDENT : The PIO, o/o the Executive Engineer, RWD, Hawaii Division, Anjaw District (A.P)

SUMMON

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tamchi Gungte for non-furnishing of below mentioned information by the PIO, o/o the Executive Engineer, RWD, Hawaii Division, District Anjaw, Govt. of Arunachal Pradesh as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 01.11.2024.

Particular of information : C/o "L025-PMGSY Road from PMGSY Road (Staging Hut Krosam to Khrawit village during the financial year 2024-25.

Particulars of sought information are given below:-

C/o "LO25 Road from PMGSY Road (Staging Hut Krosam) to Khrawit village"

1. Furnish the certified Sanction Order Copy.
2. Furnish the certified PRC (Permanent Residence Certificate) submitted by tender Participant issued by the Competent Authority regarding domicile status with the Districts as per Rule 4(11)(b) of the Arunachal Pradesh District Based Entrepreneurs and Professionals (Incentive, Development and Promotion) rules, 2015 & 2020.
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 & 2020.
4. Furnish the certified LOC Copy with respect to the subject mentioned above.
5. Furnish the certified copy of Utilization Certificate.
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 Dtd. 01-08-2018 as _ per District Based Entrepreneurship Act, 2015 & 2020).
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 reasons & provision to adopt TURNKEY /EPC Basis to execute this project.
22. Furnish the certified copy of Acceptance letter for Tender work by the Executing Agency to the tender Winning Firm.
23. Furnish the certified copy of Work Order given to the Contractor by the Executing Department.
24. Furnish the Agreement Copy made between the Contractor and the Executive Agency for the projects mentioned above.
25. Furnish the certified copy of all Photograph of work items (Glossy paper) before starting of work and Photograph (Glossy Paper) after completion of work.
26. Furnish the Geo Coordinate information for the work mentioned above.
27. Furnish the certified Payment Details (Cheque no., voucher, PFMS etc. (Which ever method is used of payments) } of the project till date.
28. Furnish the certified Solvency certificate certified by the Bankers, submitted by all the tender participant,
29. Furnish the certified Credit facility from Bankers (10% of the tender value) submitted by the tender participants.
30. Furnish the certified Affidavit to invest cash upto (25% of tender value) submitted by the tender participant.

This appeal was listed and heard on 4th June, 2025, wherein the appellant was present in person and the PIO, Er. Shri Bajai Pul, EE was present through VC.

This Commission, after hearing the parties and upon noticing that the requested documents/information are to be provided to the appellant free of cost as provided by section 7(6) of the RTI Act, directed the PIO to provide the information duly indexed and countersigned through a messenger within 1(one) week from 04.06.2025 so as not to constrain this Commission to take penal action under section 20 of the RTI Act. The appellant was also directed to intimate this Commission of the receipt of the documents within one week from the date of receipt of the documents.

The appellant has now, vide letter dt.17.06.2025, informed that though he has received the documents from the PIO on 07.06.2025, the following documents are either not furnished or are incomplete /unsatisfactory.

1. Sl. No.1: Not furnished;
2. Sl. No.4 and 5 : Replies not justified;
3. Sl.No.6, 10, 12, 16,17 and 18 : Not furnished;
4. Sl.No.19,29,21,25,26 and 27: Not satisfied with the replies.

In the premises as above, this appeal is listed again on 23rd July, 2025.

NOW THEREFORE, you are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC 23rd Junly,2025 (Wednesday) at 10.30 am** to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

Take notice that, in default of your appearance, on the day above- mentioned, the matter will be heard and determined in your absence.

To avail online hearing please at least notify or get in touch one day prior to the hearing, download "**WEBEX MEETING APP**" from Google Play store. For further technical assistance Shri Himanshu Verma, IT Consultant (Mobile no. 8319014957) maybe contacted.

Sd/-

(S. TSERING BAPPU)

State Information Commissioner,
APIC, Itanagar.

Memo No. APIC- 179/2025 / 465

Dated Itanagar, the 19 June, 2025

Copy to:

1. The Chief Engineer (RWD), PMGSY Govt. of A.P Itanagar, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
2. The PIO, o/o the Executive Engineer (RWD), Hawai Division, Anjaw District, Arunachal Pradesh PIN – 792104 for information and compliance.
3. Shri Tamchi Gungte, Near KV-II School Chimpu, PO/PS Chimpu, Distt. Papum Pare, 791113, 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
Arunachal Pradesh Information Commission
APIC, Itanagar.