



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

An appeal Case U/S 19(3) of RTI Act, 2005.
Vide Case No. APIC- 204/2024.

Shri Bengia Tani
G-Sector, Ward No. 16, House No. 1559
PO/PS-Naharlagun, Papumpare District, A.P.

Appellants.

-VERSUS-

The PIO-cum-Executive Engineer, PWD,
Sangram, Kurung Kumey District, Govt. of A.P.

Respondent.

Date of hearings:

1. 25.06.2024.
2. 14.11.2024.
3. 21.01.2025.
4. 20.03.2025.

Judgment/Order: 05.06.2025.

JUDGMENT/ORDER

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 Appellants Shri Bengia Tani, on 20.11.2023 filed an RTI application under Form-A before the PIO-cum-Executive Engineer, PWD, Sangram Division, Kurung Kumey District, Govt. of Arunachal Pradesh, seeking various information(s) regarding “ **All the work executed under Koloriang Sub-Division, PWD, Period from 2020 to 2023**”. Such as:

1. *CTC Photocopy of DPR*
2. *CTC Photocopy of TS*
3. *CTC Photocopy of Tender Agreemen Copy*
4. *CTC Photocopy of justified copy*
5. *CTC Photocopy of Comparative Statement of L1, L2, L3. A/C*
6. *CTC Photocopy of Tender Approval Copy*
7. *CTC Photocopy of Tender Acceptance Copy*
8. *CTC Photocopy of EMD Copy*
9. *CTC Photocopy of Bank Guarantee Copy*
10. *CTC Photocopy of Detail of Bill Payment*
11. *CTC Photocopy of Xerox of Cheque*
12. *CTC Photocopy of Detail of Bill Payment(Counter foil) A.C*
13. *CTC Photocopy of Work order Copy*
14. *CTC Photocopy of Geo-tag Report*
15. *CTC Photocopy of MIS Report*
16. *CTC Photocopy of Detail of LOC*
17. *CTC Photocopy of Completion Certificate*
18. *CTC Photocopy of NIT*
19. *CTC Photocopy of Measurement Book Status. A/C*
20. *CTC Photocopy of Bind copy*
21. *CTC Photocopy of Sanction order Copy*
22. *CTC Photocopy of utilization certificate (Fully sigh by PWD Commissioner, CE, SE and EE)*
23. *CTC Photocopy of Security deposit of amount and account detail*
24. *CTC Photocopy of Bill Boucher Number of each bill prepared/paid. A/C*
25. *CTC Photocopy of Firm Name/Agency Name with detail. A/C*
26. *CTC Photocopy of News Paper Publication.*

Brief fact of the case is that the Appellant, Shri Bengia Tani on **20/11/2023** filed an RTI application in form 'A' before the PIO-cum-Executive Engineer, PWD, Sangram Division, Kurung Kumey District, Govt. of Arunachal Pradesh. Whereby seeking various information as quoted in Form 'A' application. The Appellants being not satisfied with the information received from the PIO filed the First Appeal before the First Appellate Authority (FAA) on **17/01/2024**. Appellants again having not received the required information from the FAA, filed the Appeal before the Arunachal Pradesh Information Commission on **17/05/2024** and the Registry of the

Commission (APIC) having receipt of the Appeal registered it as **APIC- No. 204/2024 (Appeal)** and processed the same for its hearing and disposal.

Accordingly this appeal came up for hearing before the Commission for 04 (four) times i.e on **24.09.2024, 14.11.2024, 21.01.2025 & 20.03.2025**. In the last hearing of the appeal both the parties were present in person before the Commission.

Heard the Appellant:

The Appellant informed the Commission that he has not received any information(s) from the PIO till date.

Heard the PIO:

The PIO stated before the Commission that he is not well versed about the matter as he joined recently as the PIO. Yet the PIO assured to provide all information(s) which are available in the office of the PIO.

After hearing the parties: the Commission ordered as follows;

1. The PIO to provide the information(s) pertaining to Serial Nos. **1, 2, 3, 4 and 5** to the Appellant on or before the next date of hearing .
2. Rest of the information(s) need not be provided by the PIO to the Appellant.

In the fourth hearing on 20th March' 2025, the PIO-cum-Executive Engineer, PWD, Sangram Division had assured to provide all the information(s) which are available in the office of the PIO to the Appellant on or before the next date of hearing.

Today, during the fifth and final hearing of the appeal on 05.06.2025 the Appellant is present through online mode but the PIO -cum-EE, PWD, Sangram Division, found absent without intimating the reason for his inability to attend the hearing.

The Appellant stated that despite the order of the Commission and assurance made by the PIO, the PIO has not furnished any information(s) to the Appellants till date.

Considering all the aspects into account the Commission find the PIO is liable to be imposed reasonable penalty under Sub-Section (1) of Section (20) of the RTI Act, and thus, the Commission orders against him as follows:

1. PIO shall pay a penalty amount of Rs. 25,000/- (rupees twenty five thousand) for his violation of sub-section (1) of Section- 7 of the RTI Act, 2005. The penalty amount shall be deposited through Challan payment in the name of Registrar, APIC, Itanagar, against the Head of Account No. 0070.
2. PIO shall furnish all information(s) sought which are available in the office of the PIO to the Appellants within a month from date of receipt of the order.
3. PIO shall submit all related records regarding payment of penalty including furnishing of information(s) to the Commission within one month of receipt the order.
4. Appropriate provision of RTI Act, 2005 will be invoked against the PIO in the event of his failure to comply with all or any of the above orders made against him.

Judgment/Order pronounced in the open Court of this Commission today on this 5th day of June' 2025. Each copy of this judgment/order be furnished to the parties.

Given under my hand and seal of this Commission on this 5th June' 2025.

Sd

(VIJAY TARAM)

State Information Commissioner
APIC, Itanagar.

Memo. No. APIC-204/2024

Dated Itanagar the 17 June, 2025

Copy to:

1. Pio-Cum-Executive Engineer, PWD, Sangram, K/Kumey District A.P for information and necessary action please. **Pincode-791118**
2. Shri Bengia Tana, G-Sector, Ward No. 16, PO/PS-Naharlagun, P/Pare District, A.P. for information and necessary action please. Contact No:-**8732065069**
3. The Computer Programmer, APIC for uploading on the website of APIC please.
4. Office Copy.

P. Singh
Registrar/Dy. Registrar
APIC, Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar