



ARUNACHAL PRADESH INFORMATION COMMISSION ITANAGAR

(Before the Court of Mr Genom Tekseng Information Commissioner)

APIC-No.157/2021/ (Appeal)

UNDER SECTION 19 (3) RTI ACT, 2005.

Shri Jesun Yangfo
Jollang Near Nyokum Lapang,
Ground, Po/Ps: Itanagar, Papum Pare Distt,
Arunachal Pradesh.

Appellant

Vs

Executive Engineer-cum- PIO, PWD,
Chayantajo Division, Camp Seppa, Govt.
Arunachal Pradesh.

Respondent

Date of Hearing:- 05.11.2021.

Date of Decision:- 05.11.2021.

Date of RTI Application	14.12.2020.
Date of PIO Response	07.01.2021.
Date of First Appeal(FA)	11.02.2021.
Date of First Appellate Authority's Response(FAA's)	02.03.2021.
Date of receipt of Second Appeal/Complaint	22.06.2021.

ORDER

The Appellant Shri Jesun Yangfo filed an application dated on 14.12.2020 under RTI Act, 2005 before the PIO-cum-EE, PWD Division Chayantajo seeking information on 06 points, as contained therein.

The PIO vide its response dated 07.01.2021 furnished the informations except those relating to payment details and NOC from Civil Aviation department.

The First Appeal was filed on 11.02.2021 as all the information was not provided. First Appellate Authority did not take up the case for its disposal for the reasons best known to him. Hence, a Second Appeal before this commission.

During the course of hearing on 24.09.2021 the Appellant Submitted before the commission that the PIO cannot deny information which is permissible under the law and requested the commission to direct the PIO to furnish the remaining information about payment details and NOC. Shri Y.Nyorak, AE-cum-APIO, appearing on the behalf of the PIO stated that all the information available with the department had already been furnished. He, however, informed that he is ready to furnish details of the payment and the NOC, if the Appellant agrees to receive the same. The Appellant agreed to receive the information but sought time for verification of the information so furnished. The commission allowed the request of the Appellant and directed him to report to the commission in case he finds any deficiencies in the information before next hearing.

Matter was again heard on 22.10.2021. The Appellant was present, but the PIO was again absent. The Appellant who was present during the hearing stated that information furnished by the PIO is incomplete and requested the commission to direct the PIO to furnish complete and correct information. A written submissions dated 01.10.2021 was also received from the Appellant, wherein it was alleged that the information relating to NIT and details of payments furnished by the PIO is incorrect and incomplete.

The commission after considering the submissions made by the appellant and perusing of records, directed the PIO to furnish the following information:-

1. CC payment at Chayantajo.
 - (a) copy of NIT for package-1.
 - (b) copy of contract agreement for both package –I and II.
 - (c) copy of running as well as final bills.
2. Road from Chayantajo to Phanssang.
 - (a) copy of NIT for packages- I, II, III, and IV.
 - (b) copy of running and final bills.
3. Outdoor stadium at Chayantajo.
 - (a) copy of running and final bills.

The PIO was also directed to send compliance report to the commission by 29.10.2021.

Today is 3rd hearing of the Appeal. The PIO is absent. The Appellant is present. Heard the Appellant.

The Appellant has stated that the PIO has not furnished the remaining information though he was directed to furnish the same by 29.10.2021.

The commission after hearing the Appellant hereby directs the PIO to comply with the commission's order dated 22nd October, 2021 within 7 days of the receipt this order failing which action shall be initiated against the PIO under section 20 (1) of the RTI Act, 2005.

The hearing is adjourned to 26.11.2021 at 1030 hrs. The PIO is directed to be present during the hearing on the above mentioned date and time.

The Appellant is directed to furnish the copy this order to the PIO.

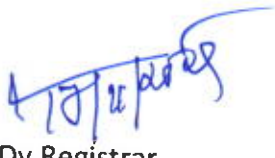
Sd/-
(Genom Tekseng)
Information Commissioner

Memo No.APIC-157/2021/21

Dated Itanagar the 17th Nov, 2021.

Copy to:

1. Shri Jesun Yangfo, Jollang Near Nyokum Lapang Ground, Po/Ps: Itanagar, Distt. Papum Pare Arunachal Pradesh.
2. Computer Programmer, APIC to upload in APIC website.
3. Case file.


Registrar/Dy.Registrar
Arunachal Pradesh Information Commission
Itanagar.

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar.