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MIZORAM STATE INFORMATION COMMISSION
KHATLA : AIZAWL

S/A No. 03/07-MSIC

Lalroenga, Republic Veng, Aizawl	...	Appellant
Vrs		•
Chief Engineer, Power & Electricity Department, Government of Mizoram	...	Respondent

ORDER
(11.6.2007)

This is a second appeal under Section 19(3) of the RTI Act against failure of the First Appellate Authority to decide the first appeal within limitation as provided under the Act.

The short facts of the case is that the public authority in Power & Electricity Department, Government of Mizoram, had prepared and taken steps to implement the plant for Kau – Tlabung and Tuipanglui Mini-Hydel Project through M/s Eastern Overseas Corporation, Bombay. The estimates for the project had been revised for more than once. The appellant applied for information under Section 6(1) of the RTI Act about the agreement, the payments, etc. in relation to implementation of the project. The SPIO of the said public authority provided certain information to the applicant-appellant and those information which were not available to him were referred to the concerned SPIO. The applicant-appellant filed first appeal before the Chief Engineer, Power & Electricity Department, who failed to decide the matter within the period of limitation provided by the Act. Hence, this appeal.

The First Appellate Authority, that is to say, the Chief Engineer, P & E, and the SPIO appeared in person and submitted copies of the following documents :-

- 1) Letter dated 23.3.2006 of LIC of India intimating re-payment schedule of loan;
- 2) Government of Mizoram, P & E Department, No. B. 34018/2/95-P&E dated 14.11.1995 relating to approval of the Cabinet;
- 3) Memo No. J. 11012;/2/95-POL dated 9.11.1995 relating to decision of the Council of Ministers on selection of tenders;
- 4) Copy of Draft Cabinet Memorandum;



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- 5) Letter No. EOC/AIZAWL/95 dated 27.10.1995 of Eastern Overseas Corporation addressed to the Chief Engineer, P & E;
- 6) No. EOC/AIZAWL/95 dated 27.10.1995 of EOC addressed to Chief Engineer, P & E., relating to offer of EOC for Tuipanglui Hydro-Electric Project;
- 7) Summary note of negotiation with EOC on Kau – Tlabung Hydro-Electric Project tender.
- 8) No. B. 18050/1/94-P&E dated 8.3.2001 of Government of Mizoram, Power & Electricity Department, relating to administrative approval and expenditure sanction for revised estimate of Kau – Tlabung Hydro-Electric Project;
- 9) Proceedings of the review meeting on implementation of Mini-Hydel Project held at Aizawl State Guest House on 27 & 28.3.1997;
- 10) No. 420/95-CE(PD)/107 dated 1.4.1997 of Chief Engineer, P & E Department, regarding transportation of equipments from Bombay port to Kau -- Tlabung site;
- 11) No. 419/95-CE(PD)/202 dated 27.6.1997 of Additional Chief Engineer (Civil), P & E Department, to EOC on supply of equipments for Tuipanglui Hydro-Electric Project;
- 12) W.T message dated 27.6.1997 of SDO, RE, Serchhip, to Additional Chief Engineer (Civil), regarding arrival of equipments for Tuipanglui Project;
- 13) W.T message dated 10.7.1997 of SDO, R.E., Serchhip, to Assistant Engineer (Design), P & E, about unloading of 26 packets on 4.7.1997;
- 14) Amount and dates of payment of money to EOC.



The appellant has not appeared before the Commission.

The respondent Chief Engineer, P & E, has informed the Commission that all the available information has already been supplied to the applicant except the last one noted above regarding the amount and dates of payment. Since the appellant is not present before the Commission, the veracity or otherwise of the statement of the respondent Chief Engineer can neither be confirmed nor denied.

In the circumstances, the Commission considers it fit and proper to order that the SPIO, through the Chief Engineer, P & E, shall provide all the information

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which has been submitted to the Commission today to the appellant; however, information which had already been supplied to the appellant need not be given to the appellant again; only that information which has not been given to him as yet shall be given free of cost.

For obtaining the required information from among the list above, the appellant shall contact the SPIO for the information.

(ROBERT HRANGDAWLA)
State Chief Information Commissioner,
Mizoram State Information Commission.

Memo No. 03/07-MSIC

Dated Aizawl, the 11th June, 2007.

- Copy to:
- 1) Chief Engineer, Power & Electricity Department, Government of Mizoram, for information and compliance.
 - 2) SPIO & E.E., P & E, C.E's office, Mizoram, for information and compliance.
 - 3) Pu Lalroenga, Republic Veng, Aizawl, for information. There is no provision for further appeal under the RTI Act.



(R. VANLALDUHA)
Sr. PPS & Ex-officio Deputy Secretary,
Mizoram State Information Commission.