

NAGALAND INFORMATION COMMISSION

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No. NIC/Appeal-17/2017-18.

Dated Kohima, the 2nd August, 2018.

Subject: Closing Order of Appeal Case.

WHEREAS, under section 19 of the RTI Act, 2005 and in accordance to the Nagaland State Information Commission (Appeal Procedure) Rules, 2005, the Commission had, on 15.02.2018 at 12:00 P.M. heard the second appeal dated 21.10.2015 preferred by Shri. R.Venkataraman, No.13 Pillaiyar Koil Street, Gayathri Flats, Krishna Nagar Pammal, Chennai-600075 against the non-response of the Assistant Administrative Officer & PIO to his RTI application dated 10.11.2014 and his subsequent first appeal dated 16.12.2014 by the Director-cum-Registrar & First Appellate Authority, The Global Open University Nagaland, Dimapur.

AND WHEREAS, after the hearing on 15.02.2018 at 12:00 Noon, the Commission had passed decision of even No. dated 19.02.2018.

AND WHEREAS, in compliance to **Point No.1** of the decision of the Commission dated 19.02.2018, Dr. Imotemsu Ao Director-cum-Registrar & FAA, The Global Open University Nagaland had, vide letter No.GOUN/2-14/16/B VOL-I dated 09.03.2018 wrote to the applicant (now appellant) for confirmation of satisfaction or non-satisfaction of the information so furnished on or before 09.04.2018, failing which the information furnished shall be considered as satisfied.

AND WHEREAS, in compliance to the **Point No.2** of the decision of the Commission dated 19.02.2018, the Commission had, vide letter No.GOUN/2-14/16/B VOL-1/42 dated 23.02.2018 received the explanation for failing to appear in the hearing on 15.02.2018 at 12:00 Noon from the Vice Chancellor. However, the Commission did not accept the above explanation since the Vice Chancellor had submitted on behalf of the Director & FAA and not by the Director & FAA himself to whom the explanation was served.

AND WHEREAS, since the explanation letter submitted above by the Vice Chancellor was not accepted by the Commission, the Commission had, vide letter of even No. dated 10.04.2018 directed the Director-cum-Registrar & FAA to submit an explanation letter for failure to appear for hearing on 15.02.2018 at 12:00 Noon within 2 (Two) weeks from the date of receipt of the directive.

AND WHEREAS, again on not getting any compliance to Point No.2 despite of giving 2 (Two) weeks time, the Commission had, vide letter of even No. dated 18.06.2018 directed the Director & FAA, The Global Open University, Nagaland to submit an explanation for failure to appear before the Commission for the hearing on 15.02.2018 at 12:00 Noon, within 15 (Fifteen) days from the date of receipt of the directive.

AND WHEREAS, on not getting any compliance to **Point No.3** of the decision of the Commission dated 19.02.2018, the Commission had, vide letter of even No. dated 10.04.2018 directed to PIO to deposit the penalty amount of ` 7500/- imposed on him within 2 (Two) weeks from the date of receipt of the directive.

AND WHEREAS, the PIO, The Global Open University, Nagaland had, vide letter No.GOUN/2-14/B VOL-I/119 dated 18.04.2018 stated that he had complied with Point No.3 of the decision of the Commission. However, since the Commission has not received the above compliance, the Commission had, vide letter of even No. dated 18.06.2018 again directed the PIO, The Global Open University, Nagaland to resubmit the compliance within 15 (Fifteen) days from the date of receipt of the directive.

AND WHEREAS, in compliance to the above directive of the Commission, the PIO, The Global Open University Nagaland had, vide letter No.GOUN/2-14/16/B VOL-II/270 dated 02.07.2018 informed that the University had complied with Point No.3 of the decision of the Commission vide letter No. GOUN/2-14/16/B VOL-I/110 dated 11.04.2018 and No.GOUN/2-14/16/B VOL-I/119 dated 19.04.2018, and a copy of the Treasury Challan No.9 dated 09.04.2018 for an amount of ` 7500/- towards payment of penalty imposed on him (the PIO) was enclosed.

AND WHEREAS, in the above compliance dated 02.07.2018 submitted by the PIO, a copy of a letter No.GOUN/2-14/16/B VOL-I/104 dated 02.04.2018 wherein Dr.Imotemsu Ao, Director & FAA had submitted his reply to the explanation for his failure to attend the hearing on 15.02.2018 in compliance to point No.2 of the decision of the Commission dated 19.02.2018 was found enclosed.

AND WHEREAS, since all the above compliances to Point Nos.1, 2 & 3 of the decision of the Commission dated 19.02.2018 have been received from the Public Authority, the Commission has decided to close the appeal case.

NOW THEREFORE, it is notified to all the parties that this appeal case is hereby declared as **closed**.

1. Dr. Imotemsu Ao, Director-cum-Registrar & First Appellate Authority, The Global Open University Nagaland.
2. Shri. Keluozie Kesiezie, Assistant Administrative Officer & PIO, The Global Open University Nagaland.
3. The applicant (now appellant), Shri. R.Venkataraman.

Sd/-
CHANBEMO LOTHIA
Chief Information Commissioner

No.NIC/Appeal-17/2017-18.

Dated Kohima, the 2nd August, 2018.

Copy to.

1. The PPS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The PA to the State Information Commissioner (K), Nagaland Information Commission for kind information of the SIC (K).
3. The PA to the State Information Commissioner (R), Nagaland Information Commission for kind information of the SIC (R).
4. Dr. Imotemsu Ao, Director-cum-Registrar & First Appellate Authority, The Global Open University Nagaland, Sodzulhou Village, P.O ARTC, Dimapur, Nagaland.797115, Mobile No. 9436079457.
5. Shri. Keluozie Kesiezie, Assistant Administrative Officer & PIO, The Global Open University Nagaland, Sodzulhou Village, P.O ARTC, Dimapur, Nagaland- 797115, Mobile No. 9774418461.
6. The applicant (now appellant), Shri. R.Venkataraman, No.13 Pillaiyar Koil Street, Gayathri Flats, Krishna Nagar Pammal, Chennai-600075
7. The Consultant (Accounts), Nagaland Information Commission for information.
8. The Computer Programmer, Nagaland Information Commission for uploading on the Commission's website and Notice Board.
9. Office Copy.

(WORHONTHUNG EZUNG)
Secretary