

NAGALAND INFORMATION COMMISSION
BELOW RAJ BHAVAN, OFFICERS' HILL COLONY
POST BOX NO. 148
NAGALAND, KOHIMA-797001
Tel: 0370-2242366 | Fax: 0370-2242368
Email: cic.nagaland@gmail.com | Website: www.nlsic.nagaland.gov.in



No. NIC/Appeal-11/2017-18

Dated Kohima, the 1st September, 2017

Subject: Notice for Hearing on 12th September (Tuesday), 2017 at 12:30 P.M.

WHEREAS, under Section 19 of the RTI Act, 2005, the Nagaland Information Commission had received a second appeal vide No. **S & C: UIIC CRO:NET: KKR Br./2016/124** dated **29.05.2017** from Shri. Devinder Sharma, Krishna Cottage, 27-D, Dayal Bagh, Ambala Cantt. 133001 (HR), Mobile No. 9876140198, email: sharmadevinder1953@gmail.com against non-satisfaction of decision passed by the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima in response to his first appeal.

AND WHEREAS, the applicant, Shri. Devinder Sharma had earlier submitted an RTI application dated **27.10.2016** addressed to the District Transport Officer & PIO, Tuensang along with application fee of ` 50/- paid through IPO bearing No. 80G 494076 and sought the following information:

1. *Application of the applicant Mr. Balkar Singh s/o Sh. Man Singh applying to DTO, Tuensang (NL) for issue of duplicate driving license No. 28968/TSG/PROF/2010 dated 6.11.2010.*
2. *Copy of the Police report submitted by the applicant Mr. Balkar Singh s/o Sh. Man Singh for the loss of his original driving license No. 28968/TSG/PROF/2010 dated 6.11.2010.*
3. *Fee charged by the DTO, Tuensang (NL) for the issue of duplicate driving license No. 28968/TSG/PROF/2010 dated 6.11.2010 or a confirmation that issue of duplicate driving license was complementary.*

AND WHEREAS, on not being satisfied with the information furnished to him by the DTO & PIO, Tuensang vide letter No. DTO-T/MV/21/08/3970 dated 21.11.2016, the applicant had, vide letter No. **S & C: UIIC CRO:NET: KKR Br./2016/124** dated **18.01.2017** submitted a first appeal to the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima.

AND WHEREAS, on receipt of the first appeal dated **18.01.2017**, the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima decided to hear the case and had, vide letter No. **TC/Estt/RTI/Appeal/302/2014(163)/747-49** dated **05.04.2017** issued Notice for Hearing fixed on **05.05.2017 at 12:00 Noon** in the Office of Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Solidary Park, New Secretariat Area, Kohima, Nagaland.

AND WHEREAS, in response to the Notice for Hearing issued by the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima, the applicant (now appellant) had, vide letter No. **S & C: UIIC CRO:NET: KKR Br./2016/124** dated **18.04.2017** addressed to the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima, submitted that he may not be able to attend the appeal hearing fixed on **05.05.2017**.

AND WHEREAS, after hearing of the first appeal as scheduled, the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland had, vide

No. **TC/ESTT-RTI/APPEAL/302/2014(163)/3076-79** dated **18.05.2017** passed an ex-parte decision closing the case since the Driving License holder i.e. Shri. Balkar Singh had personally appeared before the DTO, Tuensang for conversion of his Driving License to Sarathi although it was beyond the stipulated period.

AND WHEREAS, on not being satisfied with the decision of the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland dated **18.05.2017**, the applicant (now appellant) had preferred a **Second Appeal** vide No. **S & C: UIIC CRO: NET: KKR Br./2016/124** dated **29.05.2017** to this Commission.

AND WHEREAS, the Commission has decided to hear the appeal giving opportunity of being heard to all the parties on **12th September (Tuesday), 2017 at 12:30 P.M** in the **Hearing Room of Nagaland Information Commission, Below Raj Bhavan, Officers' Hill Colony, Nagaland, Kohima.**

NOW THEREFORE, the following parties are directed to appear before this Commission and **also to bring the files and relevant documents** in question for scrutiny on the above date and time for hearing.

1. The Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland.
2. The District Transport Officer & PIO, Motor Vehicles Department, Tuensang.
3. The applicant (now appellant), Shri. Devinder Sharma.

Sd/-

TOSHI AIER, IAS (Retd)

Chief Information Commissioner

Dated Kohima, the 1st September, 2017

No. NIC/Appeal-11/2017-18

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 (C), Nagaland Information Commission for kind information of the SIC (C).
3. The PA to the State Information Commissioner (K), Nagaland Information Commission for kind information of the SIC (K).
4. The Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Solidary Park, New Secretariat Area, Kohima, Nagaland.
5. The District Transport Officer & PIO, Motor Vehicles Department, Tuensang, Nagaland.
6. The applicant (now appellant), Shri. Devinder Sharma, Krishna Cottage, 27-D, Dayal Bagh, Ambala Cantt. 133001 (HR), Mobile No. 9876140198, email: sharmadevinder1953@gmail.com.
7. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
8. Office Copy

(WORHONTHUNG EZUNG)

Secretary