

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-21/2017-18

Dated Kohima, the 29th March, 2018

Subject: Notice for Hearing on 8th May, 2018 (Tuesday) at 2:30 P.M.

WHEREAS, under Section 19 of the RTI Act, 2005, the Nagaland Information Commission had received a second appeal vide letter No. **S&A: MACT: UIIC: HOSH.D.O:2017/15** dated **22.07.2017** from Shri. Devinder Sharma, Krishna Cottage, 27-D, DayalBagh, AmbalaCantt. 133001 (HR), Mobile No. 9876140198, email: sharmadevinder1953@gmail.com against the non-response of the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland to his first appeal dated 20.04.2017 which was preferred against the non-response of the DTO & PIO, Motor Vehicles Department, Wokha to his RTI application dated 16.02.2017.

AND WHEREAS, the applicant, Shri. Devinder Sharma had earlier submitted an RTI application vide letter No. **S&A: MACT: UIIC: HOSH.D.O:2017/15** dated **16.02.2017** addressed to the District Transport Officer & PIO, Wokha by speed post bearing No. EP228841045IN dated 20.02.2017 along with application fee of ` 50/- paid through IPO bearing No. 92G 219179 seeking the following information regarding Driving License No. 66101/NW.TV/10 dated 13.01.2010 A/C Mr. Bipin Thakur S/o Shri. Shankar Thakur:

1. *Date of deposit of Driving License No. 66101/NW.TV/10 dated 13.01.2010 A/C Mr. Bipin Thakur S/o Shri. Shankar Thakur fee with DTO, Wokha (NL) and certified copy of its Receipt.*
2. *Certified Copy of driving test of the applicant Mr. Bipin Thakur S/o Shri. Shankar Thakur required before issue of Driving License in Professional Category as per Motor Vehicle Act-1988.*
3. *Certified copy of the Application of Mr. Bipin Thakur S/o Shri. ShankarThakur for issue of Driving License in Professional Category.*
4. *Complete Driving LicenseNo. 66101/NW.TV/10 dated 13.01.2010 A/C Mr. Bipin Thakur S/o Shri. Shankar Thakur verification report.*

AND WHEREAS, on not getting any response from the District Transport Officer & PIO, Wokha to his RTI application dated **16.02.2017**, the applicant had, vide letter No. **S&A: MACT: UIIC: HOSH.D.O:2017/15** dated **20.04.2017** submitted a first appeal before the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland, Kohima.

AND WHEREAS, on not getting any response from the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland to his first appeal dated **20.04.2017**, the applicant (now appelland) had preferred a second appeal vide letter No. **S&A: MACT: UIIC: HOSH.D.O:2017/15** dated **22.07.2017** before this Commission.

AND WHEREAS, on receipt of the second appeal dated **22.07.2017**, since the first appeal was not heard by the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland, the Commission had, vide letter of even No. dated 11.10.2017 directed the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland to take up the first appeal by hearing the parties i.e. the applicant and the PIO concerned and pass decision within 1 (one) month from the date of receipt of the directive and submit a copy of the decision to this Commission.

AND WHEREAS, on not receiving any compliance from the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland to its directive of even No. dated 11.10.2017, the Commission had, vide letter of even No. dated 15.12.2017 directed the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland to appear before the Commission for a meeting on 09.02.2018 at 11:30 A.M.

AND WHEREAS, the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland the Commission had, after hearing the first appeal on 13.12.2017 at 11:00 A.M, passed

decision vide No. TC/Estt-RTI/Appeal/302/DivenderSharma/2017(171)/5998-6000 dated 19.12.2017 closing the appeal case since on receipt of the RTI application dated 16.02.2017 on 21.03.2017, the District Transport Officer & PIO, Wokha had promptly responded to the application on 29.03.2017 as the Driving License issued to Bipin Thakur was found genuine as per office record. However, the other documents such as the Driving License fee receipt etc. could not be furnished inspite of best efforts to trace out.

AND WHEREAS, the applicant (now appellant) had sent a email dated 12.01.2018 to the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland and with a copy to the Commission requesting the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland to provide him the details of the dispatch of the information furnished by the District Transport Officer & PIO, Wokha on 29.03.2017, indicating that the information had not been received by the applicant (now appellant).

AND WHEREAS, the Commission has decided to hear appeal on **8th May, 2018 (Tuesday) at 2:30 P.M** in the **Hearing Room of Nagaland Information Commission, Below Raj Bhavan, Officers' Hill Colony, Nagaland, Kohima.**

NOW THEREFORE, it is notified that 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. Shri. Elias T. Lotha, Transport Commissioner & FAA, Motor Vehicles Department, Nagaland.
2. The District Transport Officer & PIO, Motor Vehicles Department, Wokha, Nagaland.
3. The applicant (now appellant), Shri. Devinder Sharma, Krishna Cottage, Haryana.

Sd/-

CHANBEMO LOTH

Chief Information Commissioner

Dated Kohima, the 29th March, 2018

No. NIC/Appeal-21/2017-18

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 (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. Shri. Elias T. Lotha, Transport Commissioner & FAA, Motor Vehicles Department, Nagaland, Kohima, Mobile No. 9436011036.
5. The District Transport Officer & PIO, Motor Vehicles Department, Wokha, 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 Commission's website and Notice Board.
8. Office Copy.

(WORHONTHUNG EZUNG)

Secretary