

NAGALAND INFORMATION COMMISSION

Below Raj Bhavan, Officers' Hill Colony

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Nagaland, Kohima-797001

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No. NIC/Appeal-11/2017-18

Dated Kohima, the 23rd March, 2018

Subject: Notice for Hearing on 24th April, 2018 (Tuesday) at 2:00 P.M.

WHEREAS, the Commission had, on 12.09.2017 at 12:30 P.M heard the second appeal vide No. S & C: UIIC CRO:NET: KKR Br./2016/124 dated 29.05.2017 submitted by the applicant (now appellant), Shri. Devinder Sharma, Krishna Cottage, 27-D, Dayal Bagh, Ambala Cantt. 133001 (HR), Mobile No. 9876140198, email: sharmadevinder1953@gmail.com and passed its decision vide even No. dated 21.09.2017.

AND WHEREAS, in compliance to the decision of the Commission of even No. dated 21.09.2017, the Transport Commissioner & FAA, Motor Vehicles Department, Nagaland, Kohima had, vide letter No. TC/ESTT-RTI/Appeal/302/2014(163)/5540-42 dated 23.10.2017 and also the District Transport Officer & PIO, Tuensang had, vide letter No. DTO-T/MV/21/08/5444 dated 23.10.2017 furnished the information to the applicant (now appellant).

AND WHEREAS, on receipt of the information from the Transport Commissioner & FAA and the District Transport Officer & PIO, Tuensang, the applicant (now appellant) had, by email dated 05.11.2017 submitted that Notification dated 01.08.2009 had not been furnished to him and he further sought the reasons for cancellation of the old driving license No. 28968/TSG/PROF/10 and the renewed driving license No.0320100007262.

AND WHEREAS, on not receiving the compliance to Point No. 2 (copy of the Notification dated 01.08.2009) of its decision of even No. dated 21.09.2017, the Commission had, vide letter of even No. dated 20.11.2017 directed the Transport Commissioner & FAA to furnish the information to the applicant (now appellant) with a copy to the Commission within 2 (Two) weeks from the date of receipt of the directive.

AND WHEREAS, the Commission had, vide letter of even No. dated 08.12.2017 directed the District Transport Officer & PIO, Tuensang to confirm satisfaction from the applicant (appellant) regarding the information so furnished to him and inform the Commission within 1 (One) month from the date of receipt of the directive.

AND WHEREAS, the applicant (appellant) had, vide letter No. S&A:UIIC CRD:NET: KKR Br/2016/124 dated 03.11.2017 stated that he had not received a copy of the Notification dated 01.08.2009.

AND WHEREAS, the Commission observed that the DTO & PIO, Tuensang had, vide, letter No. DTO-T/MV/21/08 dated 22.12.2016 informed the applicant (now appellant) that the old Driving License No.28968/TSG/PROF/10 which was converted into Smart Card Driving License No. 0320100007262 could not be cancelled to satisfy the desire of the applicant (now appellant), however, vide letter No. DTO-T/MV/21/08/5444 dated 23.10.2017, the DTO & PIO, Tuensang had informed that the above old Driving License and the new Driving License were **cancelled** w.e.f 25.09.2017 in exercise of the authority conferred under Section 19(1) (e) of the Motor Vehicles Act, 1988.

AND WHEREAS, since there is a contradiction regarding the above Driving License and that no compliance has been received from the District Transport Officer & PIO, Tuensang till date, the Commission has decided to hear the appeal again on **24th April, 2018 (Tuesday) at 2:00 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, Tuensang, Nagaland.
3. The applicant (now appellant), Shri. Devinder Sharma, Krishna Cottage, Haryana.

Sd/-

CHANBEMO LOTH

Chief Information Commissioner

Dated Kohima, the 23rd March, 2018

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 (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, 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