

NAGALAND INFORMATION COMMISSION
BELOW RAJ BHAVAN, OFFICERS' HILL COLONY
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No. NIC/Appeal-12/2017-18

Dated Kohima, the 21st October, 2017

Subject: Notice for Hearing on 16th November (Thursday), 2017 at 12:00 P.M.

WHEREAS, under Section 19 of the RTI Act, 2005, the Nagaland Information Commission had, vide letter No. S&A: UIIC/Ambala D.O./RTI/2016/0137 dated 24.05.2017 received a second appeal from Shri. Devinder Sharma, Krishna Cottage, 27-D, Dayal Bagh, Ambala Cantt. 133001 (HR), Mobile No.9876140198, email: sharmadevinder1953@gmail.com against non-response to his RTI application by the DTO, Kohima and subsequent first appeal by the First Appellate Authority.

AND WHEREAS, the applicant, Shri. Devinder Sharma had earlier submitted an RTI application vide letter No. S&A: UIIC/Ambala D.O./Net/RTI/2016/0137 dated 31.10.2016 addressed to the DTO & PIO, Kohima along with application fee of ` 50/- paid through IPO bearing No. 92G 199847 dated 31.10.2016 by speed post bearing No. EH694928875IN on 04.11.2016 seeking verification report on the following points in respect of driving license No. NL-0120110040082 dated 22.7.2015, A/c Mr. Surinder Yadav s/o Shri. Jai Ram Yadav:

1. *Amount of fee collected for issue of driving license No. NL-0120110040082 dated 22.7.2015, A/c Mr. Surinder Yadav s/o Shri. Jai Ram Yadav and certified copy of its receipt.*
2. *Application of the applicant Mr. Surinder Yadav s/o Shri. Jai Ram Yadav for the issue of driving license with computerized No. NL-0120110040082 dated 22.7.2015.*
3. *Old driving license No. on the basis of which the computerized (Smart card) driving license No. NL- 0120110040082 dated 22.7.2015 was issued to the applicant.*
4. *Complete verification report of driving license No. NL- 0120110040082 dated 22.7.2015.*

AND WHEREAS, on not getting any response to his RTI application dated 31.10.2017 from the DTO & PIO, Kohima, the applicant had, vide letter No. S&A: UIIC/Ambala D.O./RTI/2016/0137 dated 30.03.2017 submitted a first appeal addressed to the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima.

AND WHEREAS, on not getting any response from the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima to his first appeal dated 30.03.2017, the applicant (now appellant) had preferred a second appeal vide letter No. S&A: UIIC/Ambala D.O./RTI/2016/0137 dated 24.05.2017 before this Commission.

AND WHEREAS, on receipt of the second appeal dated 24.05.2017, the Commission had observed that the first appeal had not heard by the First Appellate Authority and thus a directive was issued vide even No. dated 28.08.2017 to the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima 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 receipt of the directive of the Commission issued vide even No. dated 28.08.2017, the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima had, vide letter No. TC/ESTT-RTI/APPEAL/302/2014/5355 dated 28.09.2017 submitted to this Commission that the first appeal was heard by the First Appellate Authority on 29.06.2017 and passed its decision and closed the appeal case vide letter No. TC/Estt-RTI/Appeal/302/2014(162)/4518-21 dated 03.07.2017.

AND WHEREAS, the Commission had observed that the submission made by the Transport Commissioner & First Appellate Authority, Motor Vehicles Department, Nagaland, Kohima vide letter No. TC/ESTT-RTI/APPEAL/302/2014/5355 dated 28.09.2017 did not pertain this appeal case.

AND WHEREAS, the Commission has decided to hear the appeal giving opportunity of being heard to all the parties **on 16th November (Thursday), 2017 at 12:00 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, Kohima.
3. The applicant (now appellant), Shri. Devinder Sharma.

Sd/-

CHANBEMO LOTH

State Information Commissioner

Dated Kohima, the 21st October, 2017

No. NIC/Appeal-12/2017-18

Copy to:-

1. The PA to the State Information Commissioner (C), Nagaland Information Commission for kind information of the SIC (C).
2. The PA to the State Information Commissioner (K), Nagaland Information Commission for kind information of the SIC (K).
3. Shri. Elias T. Lotha, Transport Commissioner & FAA, Motor Vehicles Department, Nagaland, Kohima, Mobile No. 9436011036.
4. The District Transport Officer & PIO, Motor Vehicles Department, Kohima, Nagaland.
5. The applicant (now appellant), Shri. Devinder Sharma, Krishna Cottage, 27-D, Dayal Bagh, Ambala Cantt. 133001 (HR), Mobile No.9876140198, email: sharmadevinder1953@gmail.com
6. The Computer Programmer, Nagaland Information Commission, Nagaland, Kohima.
7. Office Copy.

(WORHONTHUNG EZUNG)

Secretary