

NAGALAND INFORMATION COMMISSION

Below Raj Bhavan, Officers' Hill Colony

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No.NIC/Appeal-18/ 2018-19.

Dated Kohima, the 12th April, 2019.

Sub: **Notice for Hearing on 7th May (Tuesday), 2019 at 12:30 P.M.**

WHEREAS, under Section 19 of the RTI Act, 2005, the Nagaland Information Commission had received a second appeal dated 15.03.2019 from Smti. Akokla, Hill View Colony, Dimapur, Nagaland, Mobile No.9436061260/ 8416043504 against the non-satisfaction of the decision of the Deputy Commissioner & FAA, Dimapur, Nagaland to her first appeal dated 24.07.2018 which was submitted against the incomplete and non-satisfactory of the information furnished by Shri. Albert Ezung, Additional Deputy Commissioner & PIO, Dimapur, Nagaland in response to her RTI application dated 07.06.2018.

AND WHEREAS, the applicant, Smti. Akokla, had earlier submitted an RTI application vide letter dated 07.06.2018 addressed to the PIO, O/o the Deputy Commissioner, Dimapur, Nagaland alongwith an application fee of `10/-, seeking the following information:-

1. *All the documents in relation to Patta No.461 Dag No.391 of area 01-01-16Ls in respect of Shri. Thejangullie, S/o Late Bijoy.*
2. *All the land Pattas (including saledeed/ giftdeed, agreements, NOC, Jamabandi, etc) mutated from Patta No.461, Dag No.391 of area 01-01-16Ls in respect of Shri. Thejangullie, Block No.8.*

AND WHEREAS, on receipt of the RTI application dated 07.06.2018, Shri. Albert Ezung, Additional Deputy Commissioner & PIO, Dimapur, Nagaland had, vide letter No.RTI-2/2016-D/2674 dated 09.07.2018 forwarded to the applicant, the reply given by Smti. Kemciyile, SDO (C), O/o the Deputy Commissioner, Dimapur vide letter No.REV-70/RTI/17-D/2668 dated 09.07.2018 to the ADC & PIO, O/o the Deputy Commissioner, Dimapur wherein the case record containing the final mutation and the sale deed executed between RIO Society Ltd. Sovima Village and Shri. Thejangulie for a plot of land covered by Patta No.461, Dag No.391 measuring an area of 01B-03K-6 half Ls at Block-8 had been enclosed but not the copy of Jamabandi/ Patta since they are kept in custody of the Pattadar and not in the office.

AND WHEREAS, on receipt of the above information furnished by the ADC & PIO, the applicant (now appellant) had, vide letter dated 24.07.2018 submitted a first appeal to the First Appellate Authority, O/o the Deputy Commissioner, Dimapur stating that the information received was not satisfied.

AND WHEREAS, on receipt of the first appeal dated 24.07.2018 on 25.07.2018, Shri. Sushil Kumar Patel, IAS, Deputy Commissioner & FAA, Dimapur, Nagaland had, vide Order No.RTI-8/2018-D/5256-58 dated 19.09.2018 (but signed on 17.09.2018) while disposing the appeal stated that the hearing was held in the office chamber of the Deputy Commissioner & FAA, Dimapur on 09.08.2018 at 11:30 A.M. wherein the Revenue Officer, O/o the Deputy Commissioner, Dimapur was directed to furnish the case record of Mutation case No.136/12 regarding transfer of land in favour of Shri. Rikumkaba Changkiri from Shri. Thejangulie for RIO Society covered by Patta No.461, Dag No.391 at Block No.8 and any other related documents relating transfer of land Patta No.461.

AND WHEREAS, Smti. Mhalo Humtsoe, Revenue-cum-Resettlement Officer, O/o the Deputy Commissioner, Dimapur had, vide letter No.REV-70/RTI/17-D/4856-57 dated 12.09.2018 forwarded the case record containing the Sale Deed, Notice and Final Mutation executed between Thejangulie for Rio Society and Shri. Rikumkaba Changkiri for a plot of land covered by Patta No.461, Dag No.21/391 measuring an area of 00B-01K-9½ Ls at Block-8 vide M-136/12/1874-75 dated 17.05.2012 and the status of all the pattas mutated from Patta No.461, Dag No.391. She further stated that regarding the earlier case record furnished, containing the final mutation and the sale deed executed between RIO Society Ltd. Sovima village and Shri. Thejangulie for a lot of land covered by Patta No.461, Dag No.391 measuring an area of 01B-

03K-6½Ls at Block-8, efforts were made to trace out all the case records but the remaining case records could not be traced out.

AND WHEREAS, on not being satisfied with the above decision of the Deputy Commissioner & FAA, the applicant (now appellant) had, vide letter dated 15.03.2019 submitted second appeal before the Commission stating that the information was incomplete since those documents mutated and transferred from Patta No.461, Dag No.391 in the names of (1) Shri. Longkumer with Patta No.885 and (2) Shri. T.C. Shaton with Patta No.1062 were not furnished to the applicant (now appellant).

AND WHEREAS, since the applicant (now appellant) was neither not satisfied with the information furnished by the PIO nor with decision of the Deputy Commissioner & FAA, the Commission has decided to hear the appeal case giving opportunity of being heard to all the parties on **7th May, 2019 (Tuesday) at 12:30 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:-

- i. The Deputy Commissioner & FAA, Dimapur, Nagaland.
- ii. The ADC & PIO, O/o the Deputy Commissioner, Dimapur, Nagaland.
- iii. The Revenue Officer, O/o the Deputy Commissioner, Dimapur, Nagaland.
- iv. The SDO (C) & APIO, O/o the Deputy Commissioner Dimapur, Nagaland.
- v. The applicant (now appellant), Smti. Akokla, Hill View Colony, Dimapur, Nagaland.

Sd/-
CHANBEMO LOTHIA
Chief Information Commissioner

No.NIC/Appeal-18/2018-19.

Dated Kohima, the 12th April, 2019.

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. The Deputy Commissioner & FAA, Dimapur, Nagaland.
5. The ADC & PIO, O/o the Deputy Commissioner, Dimapur, Nagaland.
6. The Revenue Officer, O/o the Deputy Commissioner, Dimapur, Nagaland.
7. The SDO (C) & APIO, O/o the Deputy Commissioner, Dimapur, Nagaland.
8. The applicant (now appellant) Smti. Akokla, Hill View Colony, Dimapur, Nagaland, Mobile No.9436061260/ 8416043504.
9. The Computer Programmer, Nagaland Information Commission for uploading on the Commission's website and Notice Board.
10. Office Copy.

(WORHONTHUNG EZUNG)
Secretary