

NAGALAND INFORMATION COMMISSION

Below Raj Bhavan, Officers' Hill Colony

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No.NIC/Appeal-25/2017-18.

Dated Kohima, the 6th September, 2018.

Sub: Notice for Hearing on 18th September, 2018 (Tuesday) at 12:00 Noon.

WHEREAS, under Section 19 of the RTI Act, 2005, the Nagaland Information Commission had received a second appeal dated 27.09.2017 from an applicant, Shri. Sunil Mallan & Shri. Kamal Kant, Booth No. 14-B, Sector 47-C, Chandigarh-160047, email-advsunilmallan@gmail.com, Mobile No. 9814096353 against the non-satisfaction of the information furnished to their RTI application dated 04.05.2017 by the PIO, The Global Open University Nagaland and non-response of the First Appellate Authority to their first appeal dated 12.06.2017.

AND WHEREAS, the applicant had earlier submitted an RTI application dated 04.05.2017 along with an application fee of `10 paid vide IPO bearing No. 36F 344892 dated 04.05.2017 addressed to the Deputy Commissioner, Dimapur and with a copy to the Deputy Registrar, PIO, The Global Open University Nagaland enclosing an IPO for `10/- vide IPO bearing No.36F 346026 dated 04.05.2017, seeking the following information:-

1. *Name and attach all copies of approvals of The Global Open University Nagaland.*
2. *Present status of all the approvals of the University.*
3. *State the Name, Address, Contact, and Tenure of work of all the National/State/Regional Centers/Coordinators of the Global Open University throughout India since the inception of the University.*
4. *Supply copy of Result Gazette Publication of all the course/streams announced semester/Annual wise (including Enrolment No, Roll No, Student Name, Father Name, Mother Name and respective Result) of all the students enrolled directly or through National/State/Regional Centers/Coordinators of the Global Open University since the inception.*
5. *Supply copy of all the Students who enrolled in the Global Open University directly or through National/State/Regional Centers/Coordinators but couldn't complete the course or discontinued the course or Failed since the inception of the University.*

AND WHEREAS, the RTI application was sent to the Deputy Commissioner, Dimapur by speed post bearing No.A RP650708527IN dated 04.05.2017 and the copy of the above RTI application sent to the Deputy Registrar, The Global Open University Nagaland also by speed post bearing No.A RP650708513IN dated 04.05.2017.

AND WHEREAS, on receipt of the RTI application dated 04.05.2017, the Extra Assistant Commissioner & APIO, O/o of the Deputy Commissioner, Dimapur, Nagaland had, vide letter No. RTI-5/2016-D/1907-09 dated 19.05.2017 transferred the RTI application to the Deputy Registrar-cum-PIO, The Global Open University Nagaland.

AND WHEREAS, on not getting any information, the applicant had, vide letter No.RTI/NAG/TGOU/0405-5206 dated 12.06.2017 preferred first appeal before the Appellate Authority, O/o the Deputy Commissioner, Dimapur, Nagaland with a copy to the Appellate Authority, The Global Open University Nagaland.

AND WHEREAS, on receipt of another letter dated 03.07.2017 from the applicant, the Addl. Deputy Commissioner & PIO, O/o the Deputy Commissioner, Dimapur, Nagaland had issued a Notice vide No. RTI-5/2016-D/3507-09 dated 05.07.2017 (but signed on 04.07.2017) to the Deputy Registrar-cum-PIO, The Global Open University Nagaland to furnish the information sought by the applicant within 5 (five) days from the date of issue of the Notice, and with a copy to the applicant.

AND WHEREAS, on not getting any response from the Deputy Registrar-cum-PIO, The Global Open University Nagaland to the Notice dated 05.07.2017, the Addl. Deputy Commissioner & PIO, O/o the Deputy Commissioner, Dimapur, Nagaland had, vide letter No.RTI-5/2016-D/3849-51 dated 11.07.2017 requested the applicant (now appellant) to contact the concerned PIO directly for obtaining the information since the University had its own PIO.

AND WHEREAS, in response to the RTI application dated 04.05.2017 received from the EAC and APIO, Dimapur, Nagaland, the PIO, The Global Open University Nagaland had, vide letter No.GOUN/2-14/16/B VOL-I/338 dated 27.06.2017 furnished the information to the applicant. However, on not being satisfied with the information and on not getting any response to the first appeal dated 12.06.2017, the applicant had submitted the Second Appeal dated 27.09.2017 before the Commission.

AND WHEREAS, on receipt of the second appeal dated 27.09.2017, since the first appeal was not heard, the Commission had, vide letter of even No. dated 20.11.2018 directed the Director/Registrar & FAA, The Global Open University Nagaland to take up the first appeal dated 12.06.2017 by hearing the parties i.e. the applicants (now appellants) and 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 getting any response from the Director/Registrar & FAA, The Global Open University Nagaland, the Commission had, vide letter of even No. dated 23.02.2018 served show cause notice to the Director/Registrar & FAA, The Global Open University Nagaland for non-compliance to the directive of the Commission and for the failure to attend the meeting on 07.02.2018 at 11:30 A.M without any reasons or prior information to the Commission and undermining the Commission, within 2 weeks from the date of receipt of the notice.

AND WHEREAS, on receipt of the above show cause notice dated 23.02.2018, Dr.Imotemsu Ao, Director/ Registrar & FAA, The Global Open University Nagaland had, vide letter No.GOUN/2-14/16/B VOL-1/47 dated 08.03.2018 stated that the first appeal appeared to have not been received by the University and had requested for extension of 1 (one) month's time to hear the first appeal. He further submitted that he was out of station for official duty and came to know about the meeting dated 07.02.2018 only in the evening of the 6th February, 2018 and hence could not attend the meeting.

AND WHEREAS, the Commission had, vide letter of even No. dated 24.04.2018 accepted the above explanation to the show cause notice and further directed the Director & FAA to hear the first appeal and submit a copy of the FAA decision to the Commission.

AND WHEREAS, the Commission had, vide letter No.GOUN/2-14/16A VOL-1/282 dated 05.07.2018 received decision dated 21.05.2018 of the FAA stating that the PIO had, vide letter

No.GOUN/2-14/16B VOL-I/338 dated 27.06.2017 furnished the information to the applicants in response to their RTI application dated 04.05.2017. Also, the first appeal dated 12.06.2017 which was forwarded to the University by the ADC & PIO, O/o the Deputy Commissioner, Dimapur was received by the University on 05.07.2018. Further, a copy of the letter No.GOUN/2-14/16/B VOL-1/130 dated 23.04.2018 wherein the applicant (now appellants) was summoned for a hearing of the first appeal on 21.05.2018 at 12:00 Noon was found enclosed.

AND WHEREAS, Shri.Keluozie Kesiezie, AAO & PIO, The Global Open University Nagaland had, vide letter No.GOUN/2-14/16A VOL-I/283 dated 06.07.2018 wrote to the applicant (now appellants) to submit his satisfaction or non-satisfaction in written on or before 06.07.2018, failing which the information furnished would deem to be satisfied.

AND WHEREAS, the Commission has decided to hear the appeal case giving the opportunity of being heard to both the parties on **18th September (Tuesday), 2018 at 12:00 Noon** 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 the hearing.

1. Dr.Imotemsu Ao, Director/ Registrar & FAA, The Global Open University Nagaland.
2. Shri. Keluozie Kesiezie, Assistant Administrative Officer & PIO, The Global Open University Nagaland.
3. The applicants (now appellants) Shri. Sunil Mallan & Shri. Kamal Kant, Chandigarh.

Sd/-

CHANBEMO LOTH

Chief Information Commissioner

Dated Kohima, the 6th September, 2018.

No.NIC/Appeal-25/2017-18.

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. Dr.Imotemsu Ao, Director/ Registrar & FAA, The Global Open University Nagaland, Sodzulhou Village, P.O-ARTC, Dimapur-797115, Nagaland
5. Shri. Keluozie Kesiezie, Assistant Administrative Officer & PIO, The Global Open University Nagaland, Sodzulhou Village, P.O-ARTC, Dimapur-797115, Nagaland.
6. The applicants (now appellants) Shri. Sunil Mallan & Shri. Kamal Kant, Booth No. 14-B, Sector 47-C, Chandigarh-160047, email-advsunilmallan@gmail.com, Mobile No. 9814096353.
7. The Computer Programmer, Nagaland Information Commission for uploading on the Commission's website and Notice Board.
8. Office Copy.

(**WORHONTHUNG EZUNG**)

Secretary

