

NAGALAND INFORMATION COMMISSION

Below Raj Bhavan, Officers' Hill Colony

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No.NIC/Appeal-34/2017-18.

Dated Kohima, the 10th April, 2019.

Sub: **Notice for second Hearing on 7th May (Tuesday), 2019 at 1:30 P.M.**

WHEREAS, the Commission had, on 20.11.2018 at 12:00 Noon heard the second appeal dated 11.01.2018 submitted by Shri. Navin Kumar, C/o P.C. Rai, Hanuman Nagar, Milki Ainith, Ara, Bhojpur, Bihar, Pin-802301, Mobile No. 9334166175 against the non-response by the First Appellate Authority, Home Department, Nagaland, Kohima to his first appeal dated 08.08.2017 which was submitted against the non-furnishing of satisfactory information furnished by the PIOs of the Deputy Commissioner's Offices (excepting Mokokchung and Wokha) to his RTI application dated 03.02.2017 which was transferred from the Home Department, Police 'B' Branch.

AND WHEREAS, after the hearing on 20.11.2018 at 12:00 Noon, the Commission had passed decision of even No. dated 26.11.2018.

AND WHEREAS, in compliance to the **Point No.1** of the decision of the Commission dated 26.11.2018, Shri. Vekhoyi Chakhesang, ADC & PIO, O/o the Deputy Commissioner, Zunheboto, Nagaland had, vide letter No.DCZ/RTI-I(PT)/2014-15/1044 dated 11.12.2018 informed the Commission that the list of Arms License issued from the Deputy Commissioner office from the year 2013-17 had been furnished to the applicant (now appellant) vide letter No.DC/RTI-I(PT)2014-15/983 dated 22.11.2018.

AND WHEREAS, in compliance to the **Point No.2** of the decision of the Commission dated 26.11.2018, Shri. Pakon Phom, SDO (C), O/o the Deputy Commissioner, Tuensang, Nagaland had, vide letter No.RTI-2005/PIO/TSG/2017-18/702 dated 03.12.2018 furnished the detailed list of Arms License issued from 2013 till date as per the availability of the office record to the applicant (now appellant).

AND WHEREAS, in compliance to the **Point No.3** of the decision of the Commission dated 26.11.2018, Shri. Longdiba L. Sangtam, SDO (C) & PIO, O/o the Deputy Commissioner, Kiphire, Nagaland had, vide letter No.DC/KPE/RTI-2/2010-11/713 dated 17.12.2018 (but signed on 15.12.2018) submitted his explanation for the the failure to attend the hearing on 20.11.2018 stating that he thought personal presence would not be necessary since the required information in regard to the district was already furnished to the Home Department as well to the applicant (now appellant). He further requested to consider his explanation and apologised for not furnishing prior intimation to the Commission.

AND WHEREAS, regarding Mokokchung district, Shri. W. Manpai Phom, ADC & PIO, O/o the Deputy Commissioner, Mokokchung, Nagaland had, vide letter No.JUD-50/2018/365 dated 13.12.2018 submitted that he had already sent an intimation to the Commission vide letter No.JUD-50/2017-18/376 dated 17.11.2018 stating that the information had already furnished to the applicant (now appellant) vide letter No.JUD-50/2016/50 dated on 16.05.2017 and had also expressed his inability to attend the hearing on 20.11.2018 due to shortage of Officers in the station.

AND WHEREAS, regarding Peren district, Smti. Sarita Yadav, IAS, ADC & PIO, O/o the Deputy Commissioner, Peren, Nagaland had, vide letter No.GEN/ESTT/RTI-2005/(PT-I)/2016/1136 dated 10.12.2018 submitted her explanation for her inability to attend the hearing on 20.11.2018 was due to delayed receipt of the Notice for hearing. She further informed that on receipt of the letter No.POL-B/Arms/RTI/13/15/ dated 18.04.2017 from the Home Department, the information had been furnished to the Secretary & PIO, Home Department (Police), Nagaland, Kohima vide letter No.GEN/ESTT/RTI-2005(PT-I)2016/467 dated 04.05.2017. A copy of the detailed list of Arms License issued by the Deputy Commissioner, Peren w.e.f. 2013 till date was found enclosed.

AND WHEREAS, in compliance to the **Point No.4** of the decision of the Commission dated 26.11.2018, Shri. Kumar Ramnikant, IAS, ADC & PIO, O/o the Deputy Commissioner, Mon, Nagaland had, vide letter No.POL-B/ARMS/RTI/12/15/2267 dated 17.01.2019 forwarded a copy of the letter No.GA/DEV/RTI/2014-15/117 dated 09.05.2017 which was issued from the O/o the Deputy Commissioner, Mon addressed to the applicant (now appellant) alongwith the detailed list of 174 (One

Hundred Seventy Four) numbers of Arms License which were valid only within the State of Nagaland and issued between 2013 to January 2017.

AND WHEREAS, in compliance to the **Point No.5** of the decision of the Commission dated 26.11.2018, Shri. S. R. Saravanan, Special Secretary & FAA, Home Department, Police 'B' Branch, Nagaland, Kohima had, vide letter No.POL-B/ARMS/RTI/12/15 dated 13.02.2019 wrote to the applicant (now appellant) stating that since all the PIOs of the eleven (11) districts in Nagaland had furnished the information as sought, a confirmation regarding his satisfaction or not-satisfaction be given within 20 (twenty) days failing which the information shall deemed to be satisfied and no further complaints or request shall be entertained.

AND WHEREAS, as decided in the last hearing and in order to ascertain the cause of delay in furnishing the information by the PIOs within the stipulated time period, the Commission has decided to hear the appeal case giving opportunity of being heard to all the parties on **7th May (Tuesday), 2019 at 1:30 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. Shri. S.R. Saravanan, IPS, Special Secretary & FAA, Home Department, Police 'B' Branch, Nagaland, Kohima.
- ii. The PIO, Home Department, Police 'B' Branch, Nagaland, Kohima.
- iii. Smti. Lithrongla Tongpi Rutsa, NCS, ADC & PIO, O/o the Deputy Commissioner, Kohima, Nagaland.
- iv. The ADC & PIO, O/o the Deputy Commissioner, Wokha, Nagaland.
- v. The ADC & PIO, O/o the Deputy Commissioner, Zunheboto, Nagaland.
- vi. The Deemed PIO, O/o the Deputy Commissioner, Kiphire, Nagaland.
- vii. The Deemed PIO, O/o the Deputy Commissioner, Mokokchung, Nagaland.
- viii. The Deemed PIO, O/o the Deputy Commissioner, Peren, Nagaland.
- ix. The applicant (now appellant), Shri. Navin Kumar, Bhojpur, Bihar.

Sd/-

CHANBEMO LOTH

Chief Information Commissioner

Dated Kohima, the 10th April, 2019.

No.NIC/Appeal-34/2017-18.

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. S.R. Saravanan, IPS, Special Secretary & FAA, Home Department, Police 'B' Branch, Nagaland, Kohima.
5. The PIO, Home Department, Police 'B' Branch, Nagaland, Kohima.
6. Smti. Lithrongla Tongpi Rutsa, NCS, ADC & PIO, O/o the Deputy Commissioner, Kohima, Nagaland, Mobile No.9436070607
7. The ADC & PIO, O/o the Deputy Commissioner, Wokha, Nagaland.
8. The ADC & PIO, O/o the Deputy Commissioner, Zunheboto, Nagaland.
9. The Deemed PIO, O/o the Deputy Commissioner, Kiphire, Nagaland.
10. The Deemed PIO, O/o the Deputy Commissioner, Mokokchung, Nagaland.
11. The Deemed PIO, O/o the Deputy Commissioner, Peren, Nagaland.
12. The applicant (now appellant), Shri. Navin Kumar, C/o P.C. Rai, Hanuman Nagar, Milki, Ainith, Ara, Bhojpur, Bihar, Pin-802301, Mobile No.9334166175.
13. The Computer Programmer, Nagaland Information Commission for uploading on the Commission's website and Notice Board.
14. Office Copy.

(WORHONTHUNG EZUNG)

Secretary