

NAGALAND INFORMATION COMMISSION

Old Secretariat Complex

Post Box No. 148

Nagaland, Kohima – 797001.

Tele-fax: 0370-2291041

Website www.nlsic.gov.in



No. NIC/Appeal-7/2016-17

Dated Kohima, the 22nd August, 2016.

Subject: Notice for Hearing on 20th September, 2016 (Tuesday) at 11:00 A.M.

WHEREAS under Section 19 of the Right to Information Act, 2005, a second appeal vide No. 215744/Second Appeal/2016 dated 16.06.2016 has been received on 02.07.2016 from Shri. Narinder Kumar, SCO 147-148, Second Floor, Sector 9C, Madhay Marg, Chandigarh against non-satisfaction of information furnished by the DTO & PIO, Zunheboto, Nagaland in response to his RTI application and first appeal submitted to the FAA, Office of the State Transport Commissioner, Nagaland, Kohima.

AND WHEREAS, the applicant had earlier submitted an RTI application vide letter No. 215744/TPT Comm/Kohima/2915 dated 20.08.2015 along with IPO 21F 450796 for Rs. 10 (Rupees Ten only) by Speed Post bearing No.ARP466774568IN dated 08.09.2015 addressed to the PIO, Office of the State Transport Commissioner, Nagaland, Kohima seeking the following information pertaining to DL. No.6075/NTVZ/2011.

- i. *Please provide copy of Form 4 of the Central Motor Vehicles Rules which was submitted for issuance of DL. No. 6075/NTVZ/2011 issued by Zunheboto Licensing Authority.*
- ii. *What was mode of payment for depositing necessary fees for issuance of DL. No. 6075/NTVZ/2011. Please provide copy of Fees Receipt issued by Zunheboto Licensing Authority.*
- iii. *Please provide copy of complete Driving License Register pertaining to DL. No. 6075/NTVZ/2011 issued by Zunheboto Licensing Authority.*
- iv. *Please provide copy of complete driving license register containing DL. No. 6075/NTVZ/2011 issued by Zunheboto Licensing Authority.*
- v. *Whether copy of State Register of Driving Licenses pertaining to DL. No. 6075/NTVZ/2011 was sent to Central Government in compliance of Section 26 of The Motor Vehicles Act, 1988 read with Rule 3 of Central Motor Vehicles Rule, 1989? If yes, please provide copy of such information containing DL. No. DL. No. 6075/NTVZ/2011.*
- vi. *Whether compliance of Section 26 of The Motor Vehicles Act, 1988 and Rule 3 of Central Motor Vehicles Rules, 1989 is being done in Nagaland?*
- vii. *Is there any circular for destroying old records after 5 years, if yes, then please provide copy of circular.*
- viii. *What is process for destroying old documents?*
- ix. *Whether that procedure was followed to destroy records of DL. No. 6075/NTVZ/2011?*
- x. *Whether any permission for destroying documents related to DL. No. 6075/NTVZ/2011 was obtained from Competent Authority? If yes, then please provide copy of that permission.*

AND WHEREAS, on receipt of the RTI application, the Deputy Transport Commissioner & PIO, Office of the Transport Commissioner, Nagaland, Kohima had, vide letter No. TC/ESTT-RTI/301/2015/(94)/1763-64 dated 29.09.2015 transferred the RTI application to the District Transport Officer & PIO, Zunheboto, Nagaland directing him to furnish the queries sought by the applicant.

AND WHEREAS, on receipt of the RTI application, the District Transport Officer & PIO, Zunheboto, Nagaland had, vide letter No. DTO-Z/RTI Act-2005/2015-16/955 dated 30.10.2015 furnished the information to the applicant (now appellent).

AND WHEREAS, on receipt of the information, the applicant (now appellent) had, vide letter No. NIL dated NIL submitted first appeal by Speed Post bearing No. A RP529894944IN dated 07-12-2015 addressed to the First Appellate Authority, Office of the Transport

Commissioner, Nagaland, Kohima, stating that he was not satisfied by the reply of the DTO & PIO, Zunheboto since a public notification issued vide No.TC-23/MV/2007 (PT) was furnished to him instead of replying to his RTI application.

AND WHEREAS, on receipt of the first appeal, the Transport Commissioner & FAA had, vide letter No.TC/ESTT-RTI/301/2015(94)/491-92 dated 19.02.2016 directed the DTO & PIO, Zunheboto, Nagaland to furnish the required information as per RTI application of the applicant.

AND WHEREAS, in compliance to the direction of the Transport Commissioner & FAA, the DTO & PIO, Zunheboto had, vide letter No. DTO-Z/RTI Act-2005/2015-16/91 dated 26.04.2016 furnished the information to the applicant (now appellant).

AND WHEREAS, the applicant (now appellant) had, vide letter No.215744/Second Appeal/2016 dated 16.06.2016 submitted a second appeal to this Commission stating that the information furnished by the DTO & PIO, Zunheboto, was not relevant to his RTI application and also that in response to his first appeal the same reply was received by him which was furnished to him earlier in response to his RTI application.

AND WHEREAS, the Commission has decided to hear the Appeal, giving opportunity to all the parties on **20th September, 2016 (Tuesday) at 11:00 A.M** in the **Hearing Room of the Nagaland Information Commission, Old Secretariat Complex, Nagaland, Kohima.**

NOW THEREFORE, it is notified that the following concerned 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 Transport Commissioner & FAA, Motor Vehicles Department, Office of the Transport Commissioner, Nagaland, Kohima.
- ii. The District Transport Officer & PIO, Zunheboto, Nagaland.
- iii. The applicant (now appellant), Shri. Narinder Kumar, SCO 147-148, Second Floor, Sector 9C, Madhay Marg, Chandigarh.

Sd/-

TOSHI AIER, IAS (Retd.)

Chief Information Commissioner

Dated Kohima, the 22nd August, 2016.

No. NIC/Appeal-7/2016-17

Copy to:

1. The P.S to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The P.A to the State Information Commissioner, Nagaland Information Commission for kind information of the SIC.
3. The Transport Commissioner & FAA, Motor Vehicles Department, Office of the Transport Commissioner, Nagaland, Kohima.
4. The District Transport Officer & PIO, Zunheboto, Nagaland.
5. The applicant (now appellant), Shri. Narinder Kumar, SCO 147-148, Second Floor, Sector 9C, Madhay Marg, Chandigarh.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.

(WORHONTHUNG EZUNG)

Secretary