



**NAGALAND INFORMATION COMMISSION**  
**Old Secretariat Complex,**  
**Post Box No. 148**  
**Nagaland, Kohima - 797001.**

**Tel: 0370-2291041, Fax: 2291774, Website: www.nlsic.gov.in**

No. NIC/Appeal-14/2012-13

Dated Kohima, the 12<sup>th</sup> June, 2013.

**Subject: Notice for hearing on 11<sup>th</sup> July, 2013 (Thursday) at 1:00 PM.**

WHEREAS under Section 19 of the Right to Information Act, 2005, the Nagaland Information Commission had received a second appeal dated 21.08.2012 from an appellant, Shri. K. Sangtsoi Khiamnuingan, Panso 'A' Village, Tuensang, Nagaland, Mobile No. 9402807517, wherein the appellant stated that there was no response to his First Appeal dated 06.06.2012, from the First Appellate Authority, Office of the Deputy Commissioner, Tuensang District, Nagaland and also that the information provided by the Additional Deputy Commissioner & PIO, Tuensang District, Nagaland were not to his satisfaction.

AND WHEREAS on receipt of a RTI application dated 03.04.2012 alongwith the prescribed fee of Rs. 10/-, the Additional Deputy Commissioner & PIO, Tuensang District, Nagaland, had vide letter No. RTI/2005/TSG/2012-13/17 dated 18.05.2012 replied to the above applicant that the information sought '*under the Act is not available in the Office record*'. Moreover, after submitting the First Appeal dated 06.06.2012, the Additional Deputy Commissioner & PIO, Tuensang District, Nagaland vide letter No. EST-37/2012-13/476 dated 13.08.2012 submitted that '*No record found*' except on two (2) queries and furnished some information/documents, which the applicant (now appellant) states that the information so provided were not satisfied.

AND WHEREAS the Commission had, vide letter of even No. dated 12.09.2012, directed the Additional Deputy Commissioner & PIO, Office of the Deputy Commissioner, Tuensang District, Nagaland that the reply furnished was incomplete and that the PIO cannot write such things as '*No record found*' while replying to the applicant. Also, if the record is not found in the DC Office, efforts should be made to trace it in other offices or if it pertains to other public authorities to forward to the concerned public authorities.

AND WHEREAS the Commission had also directed the Deputy Commissioner & First Appellate Authority, Tuensang District, Nagaland, vide letters of even No. dated 12.09.2012, 19.11.2012 and 27.02.2013 to hold a hearing of the parties (PIO and appellant together) and pass a quasi-judicial decision, with a copy of the decision to this Commission and to the appellant.

AND WHEREAS, in compliance to the direction of the Commission, the Deputy Commissioner & First Appellate Authority, Tuensang District, Nagaland had heard the first appeal dated 06.06.2012 on 14.03.2013 and the desired information were provided to the appellant, vide Order No. RTI-2005/PIO(PT-II)/2012-13/2147 dated 14.03.2013. A copy of the order so passed by the Deputy Commissioner & First Appellate Authority, Tuensang District, Nagaland was forwarded to the Commission by the Addl. Deputy Commissioner & PIO, Office of the Deputy Commissioner, Tuensang District, Nagaland vide letter No. RTI-2005/PIO(PT-II)/2012-13 dated 15.03.2013.

AND WHEREAS, since there was no further complain from the appellant, suggesting that the information so received by the applicant(appellant) was satisfactory, the Commission had closed the case vide its Closure Order of even No. dated 17.04.2013.

AND WHEREAS, on receipt of the Commission's Closure Order dated 17.04.2013, the appellant had, vide his letter dated 21.05.2013, submitted to the Commission that since his wife, Smti. Chonglio had health complications, she was treated at Naga Hospital Authority, Kohima from the month of October, 2012 till January, 2013. And since her illness could not be diagnosed, she was taken back to Tuensang in February, 2013, where she was treated at Poly Clinic, Tuensang. However, unfortunately, she died on 10.04.2013 and since the appellant was in bereavement, he could not make any complaint before the Commission against the decision of his first appeal dated 06.06.2012, which was heard on 14.03.2013 by the Deputy Commissioner & First Appellate Authority, Tuensang District, Nagaland, resulting in the closure of his appeal case dated 21.08.2012 by the Commission.

AND WHEREAS, the applicant (now the appellant) requested the Commission to reopen the case and entertain his present complain in the interest of justice.

AND WHEREAS, on receipt of the appellant's letter dated 21.05.2013, the Commission had accepted the reasons for the delay in filing a complaint before the Commission against his non-satisfaction of the first appeal decision passed by the Deputy Commissioner & First Appellate Authority, Tuensang District, Nagaland.

AND WHEREAS the Nagaland Information Commission has decided to hear the appeal, giving opportunity to the parties, on **11<sup>th</sup> July, 2013 (Thursday) at 1:00 PM** in the **Hearing Room of the Nagaland Information Commission, Old Secretariat Complex, 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 Deputy Commissioner & First Appellate Authority, Office of the Deputy Commissioner, Tuensang District, Nagaland.
- ii. The Additional Deputy Commissioner & PIO, Office of the Deputy Commissioner, Tuensang District, Nagaland.
- iii. The appellant, Shri. K. Sangtsoi Khamnuingan, Panso 'A' Village, Tuensang, Nagaland, Mobile No. 9402807517.

**(SOYIMNA AIER KOZA)**  
Secretary

Copy to:-

1. The P.P.S. to the Hon'ble Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The P.A to the State Information Commissioner(K), Nagaland Information Commission for kind information of the SIC.
3. The P.A to the State Information Commissioner(B), kind information of the SIC.
4. The Deputy Commissioner & First Appellate Authority, Office of the Deputy Commissioner, Tuensang District, Nagaland.
5. The Additional Deputy Commissioner & PIO, Office of the Deputy Commissioner, Tuensang District, Nagaland.
6. The appellant, Shri. K. Sangtsoi Khamnuingan, Panso 'A' Village, Tuensang, Nagaland, Mobile No. 9402807517.
7. The Computer Programmer, Nagaland Information Commission for uploading on the website.
8. Office Copy.