

NAGALAND INFORMATION COMMISSION
Old Secretariat Complex,
Post Box No. 148
Nagaland, Kohima - 797001.
Tel: 0370-2291798, Fax: 2291774, Website: www.nlsic.gov.in

No. NIC/Appeal-23/2012-13

Dated Kohima, the 17th January, 2013.

Subject: Notice for hearing on 31st January, 2013 (Thursday) at 01:00 PM.

WHEREAS under Section 19 of the Right to Information Act, 2005, the Nagaland Information Commission have received a second appeal dated 19.11.2012 from an appellant, Mr. T. Ruovi of Assembled Organisation, Post Box No. 907, Kohima Head Post Office, Contact No. 8575190508, stating that there was no response from the First Appellate Authority, Directorate of Rural Development, Nagaland, Kohima to his first appeal dated 14.09.2012 which was preferred since the PIO, Directorate of Rural Development, Nagaland, Kohima had provided incomplete information to his RTI application dated 27.07.2012.

AND WHEREAS the applicant, had earlier submitted a RTI application dated 27.07.2012 to the PIO, Directorate of Rural Development, Nagaland, Kohima, alongwith the prescribed fees paid through cash requesting for information pertaining to the department of Rural Development in Nagaland seeking information on the following 7 (seven) queries.

- (1) The name of BDO, RDO working in the Department of RD;
 - (a) Date and year of appointment
 - (b) Employment status (regular, ad-hoc, contract service)
 - (c) Station of service at present i.e, 2012
- (2) The names of appointed APC, BPC and Program Officer against NREGA programme/scheme
 - (a) Date and year of appointment
 - (b) Employment status
 - (c) Station of service
- (3) What is the percentage of Cash Component under IAY scheme.
- (4) Furnish the yearly/quarterly fund allocated to Kohima RD Block under NREGA/MGNREGA during 2007-2012.
- (5) Furnish the list of work/project implemented and expenditure against the work under MGNREGA in Kohima RD Block during 2007-2012 (Location and landmark of the implemented work may be given).
- (6) Furnish copy of Supply Order issued to the Suppliers for the procurement of material under MGNREGA during 2007-2012 in Nagaland.
- (7) Provide copy of circular/memorandum/notification issued by the department under the Act MGNREGA for availing job opportunity for the public.

AND WHEREAS, the Addl. Director & PIO, Directorate of Rural Development, Nagaland, Kohima, had vide letter No. DRD/RTI-14/06 (Pt-II)/201 dated 12.09.2012 provided the information in respect of queries 3 to 7 free of cost as the information was provided after the time limit under Section 7(6), while queries 1 and 2 has been partially transferred to the Government under Section 6(3) (ii) of the RTI Act.

AND WHEREAS, the applicant (now appellant) filed first appeal dated 14.09.2012 before the First Appellate Authority, Directorate of Rural Development, Nagaland, Kohima alleging that the information provided by the Addl. Director & PIO, Directorate of Rural

Development, Nagaland, Kohima was incomplete since the reply to query No. 5 regarding the list of work/project implemented and expenditure against the works under MGNREGA in Kohima RD Block during 2007-12 in which the location and landmark of the implemented work were sought were not provided.

AND WHEREAS, the Commission had, vide letter of even No. dated 30.11.2012, directed the Director & First Appellate Authority, Directorate of Rural Development, Nagaland, Kohima to hold a hearing of the PIO and the applicant (now appellant) and pass quasi-judicial decision **by 11.12.2012** and forward a copy to this Commission and the appellant **by 14.12.2012**, since the first appeal was submitted and the Director & First Appellate Authority, Directorate of Rural Development, Nagaland, Kohima had failed to take any action on the first appeal dated 14.09.2012. Also, that the Addl. Director & PIO, Directorate of Rural Development, Nagaland, Kohima was directed to provide the information at query No. 5 of the RTI application dated 27.07.2012 regarding the location and landmark of the implemented work under MGNREGA in Kohima RD Block during 2007-12 **within 10 (ten) days** from the date of receipt of this Commission's Directive, and with a copy to this Commission.

AND WHEREAS in compliance to the above directive of the Commission, the Director & First Appellate Authority, Rural Development, Nagaland, Kohima had notified vide No. DRD/ME/RTI-2/09 (Pt-I)/342 dated 06.12.2012 to hold a hearing of the parties, and had accordingly heard the parties on 11.12.2012 and given the proceedings vide No. DRD/ME/RTI-2/09 (Pt-I)/381 dated 14.12.2012.

AND WHEREAS the Commission observed that the above proceedings of the first appeal was not complete or finalised as it was not known whether the Government has furnished the incomplete information and whether the applicant(now appellant) was satisfied with the proceedings of the first appeal hearing held on 11.12.2012 in the office chamber of the Director & First Appellate Authority, Rural Development, Nagaland, Kohima.

AND WHEREAS the Nagaland Information Commission has decided to hear the appeal, giving opportunity to the parties on **31st January, 2013 (Thursday) at 01:00 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.

1. The Director & First Appellate Authority, Rural Development, Nagaland, Kohima.
2. The PIO, Department of Rural Development, New Secretariat, Nagaland, Kohima.
3. The Addl. Director & PIO, Directorate of Rural Development, Nagaland, Kohima.
4. Mr. T. Ruovi of Assembled Organisation, Post Box No. 907, Kohima Head Post Office, Contact No. 8575190508,

(WORHONTHUNG EZUNG)

Under 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), Nagaland Information Commission for kind information of the SIC.
4. Office Copy.
5. Notice Board.