

NAGALAND INFORMATION COMMISSION
Old Secretariat Complex,
Post Box No. 148
Nagaland, Kohima - 797001.
Tel: 0370-2291041, Fax: 0370-2291774, Website: www.nlsic.gov.in

No. NIC/Appeal-41/2015-16

Dated Kohima, the 7th April, 2016.

Subject: Notice for Hearing on 21st April, 2016 (Thursday) at 2:30 PM.

WHEREAS under Section 19 of the Right to Information Act, 2005, the Nagaland Information Commission had, on 26.02.2016 received a second appeal vide No. PGD-1/2015-16 dated 26.02.2016 from Shri. Moa Emchen, Member Secretary, PGD, NPCC, Nagaland, Kohima, Mobile No. 9862749595 and Shri. Kedou Wetsah, Member, PGD, NPCC, Nagaland, Kohima, Mobile No. 9436001640, stating that against their First Appeal vide No. PGD-1/2015-16 dated 29.10.2015, the First Appellate Authority, Directorate of Higher Education, Nagaland, Kohima had denied justice by not summoning the case for hearing which was submitted against the non-furnishing of information by the PIO, Directorate of Higher Education, Nagaland, Kohima to their RTI application vide No. PGD-1/2015-16 dated NIL.

AND WHEREAS, the above applicants had earlier submitted an RTI application vide No. PGD-1/2015-16 dated NIL addressed to the PIO, Department of Higher Education, Kohima, Nagaland alongwith the prescribed application fee of Rs. 10 (Rupees ten only) paid in cash seeking certain information in respect of RUSA Scheme during the fiscal year 2013-14 and 2014-15 in the form of hard and soft copy:-

1. *Total amount received from Govt of India (Photo copy of sanction letter)*
2. *Photo copy of DPR/work estimate.*
3. *List of Colleges selected as a beneficiary of the scheme and allocation of fund per college.*
4. *Furnish name of contractors/ Finns to whom contracts/ supply works were allotted (enclosed photocopy of work order).*
5. *Furnish detail payment made to the contractors/Firms along with the M.B. No and Actual Payee Receipt (APR).*
6. *Furnish utilization, completion certificate and 2 (two) photograph each of every work/contract/supply allotted and photo copy of last Audit Statement.*
7. *Furnish the list of colleges that has been selected as a beneficiary for the current year 2015-16*

AND WHEREAS, the above RTI application dated NIL was received by the public authority on **10.09.2015** as evidenced on the body of the application.

AND WHEREAS, on not getting any response to their RTI application, the applicants had preferred a First Appeal vide No. PGD-1/2015-16 dated 29.10.2015, addressed to the First Appellate Authority and Director of Higher Education, Nagaland, Kohima.

AND WHEREAS, the above First Appeal was received by the public authority on **29.10.2015** as evidenced on the body of the application.

AND WHEREAS, on not getting any response to their First Appeal vide No. PGD-1/2015-16 dated 29.10.2015, from the First Appellate Authority and Director of Higher

Education, Nagaland, Kohima, the applicants had submitted a second appeal vide No. PGD-1/2015-16 dated 26.02.2016 to this Commission.

AND WHEREAS, in their second appeal to this Commission, the applicants(now appellants) had humbly appeal the Commission to clarify and give decision as to:-

- i. *Whether the information sought is excerpted from disclosure and otherwise, if so under what section of the Act?*
- ii. *Why the PIO concerned fail to furnish the requisite information?*
- iii. *Whether the sought information can/should be furnished to the petitioners?*

AND WHEREAS, the Commission has decided to hear the appeal, giving opportunity to the parties on **21st April, 2016 (Thursday) at 2:30 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 Director & FAA, Higher Education, Nagaland, Kohima.
- ii. The concerned PIO, Higher Education, Nagaland, Kohima.
- iii. The applicants (now appellants), Shri. Moa Emchen and Shri. Kedou Wetsah, PGD, NPCC, Nagaland, Kohima.

Sd/-

TOSHI AIER, IAS (Retd.)

Chief Information Commissioner

Dated Kohima, the 7th April, 2016.

No. NIC/Appeal-41/2015-16

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 Director & FAA, Higher Education, Nagaland, Kohima.
4. The concerned PIO, Higher Education, Nagaland, Kohima.
5. The applicants (now appellants), Shri. Moa Emchen, Member Secretary, Mobile No. 9862749595 and Shri. Kedou Wetsah, Member, PGD, NPCC, Nagaland, Kohima, Mobile No. 9436001640.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.

(WORHONTHUNG EZUNG)

Secretary