

NAGALAND INFORMATION COMMISSION
OLD SECRETARIAT COMPLEX,
POST BOX NO. 148
NAGALAND
KOHIMA – 797001

No. NIC/Appeal-19/2008

Dated Kohima, the 23rd October , 2008

Appellant : Shri Hetovi Awomi ,
President, Suruhuto, Range Students
Union, Suruhuto Town,
Zunheboto District.

Respondent : Department of Health & Family
Public Authority : Welfare, Nagaland.
Office of the Chief Medical Officer,
Zunheboto.

Date of Hearing - 23.10.2008

Present - 2 Office Bearers of Suruhuto Range Students Union.
- Shri P.F. Lotha, Additional Drug Controller & PIO,
Directorate of Health & Family Welfare, Kohima.
- Dr. V. Sekhose, Appellate Authority and Principal
Director, Health & Family Welfare, Kohima, Nagaland.

Shri Hetovi Awomi submitted an Appeal under section 19 of RTI Act 2005 on 27.8.2008 to the Commission stating that he was not satisfied with the information he had received from the Chief Medical Officer, Zunheboto (PIO) on 11.6.2008 in response to his RTI application submitted to PIO, Community Health Centre, Suruhuto on 29.4.2008 seeking information. He had therefore appealed to Appellate Authority, Medical Department Kohima on 7.7.2008, but the PIO & Additional Drug Controller of Health & Family Welfare Directorate had only directed him to obtain the information/clarification from Chief Medical Officer's Office Zunheboto, who is also the PIO of the District.

The Commission observe that the RTI application dated 29.4.2008 to the PIO, Primary Health Centre (PHC), Suruhuto block was responded to by the Chief Medical Officer, Zunheboto, the PIO of the District on 11.6.2008 dissatisfied with which the applicant preferred first appeal to the Appellate Authority of the Medical Department, i.e. Principal Director of the Directorate of Health & Family Welfare on 7.7.2008. To this only the PIO of Directorate of Health & Family Welfare Shri P.F. Lotha gave some directions to the appellant to get information and clarification

from the Chief Medical Officer, and PIO Zunheboto. The first appeal is yet to be dealt with by the first Appellate Authority.

The Commission therefore direct the first Appellate Authority to examine and dispose off the appeal addressed to the Appellate Authority Medical Department i.e. Directorate of Health & Family Welfare according to the provisions of the RTI Act 2005 within 10 working days of the pronouncement of this order.

The Commission has also observed lack of sensitization on the part of Appellate Authority & PIO of the Department of Health & Family Welfare and given direction in Appeal No.NIC/ Appeal 15/2008 dated 15.10.2008, to sensitise and gear up the mechanism to deal with RTI applications in the Department. The same direction should be noted and complied with.

Pronounced in open proceedings today 23.10.2008

Copy of this order be given to the Parties.

Copy be given to

1. The Commissioner & Secretary, Health & Family Welfare Department, Nagaland, Kohima.
2. The Principal Director, Directorate of Health & Family Welfare, Nagaland, Kohima.
3. The Director (Health) , Directorate of Health & Family Welfare, Kohima, Nagaland.
4. The Director (Family Welfare) Directorate of Health & Family Welfare, Nagaland, Kohima.

Sd/-

P. TALITEMJEN AO, IAS (Rtd)
Chief information Commissioner,
Nagaland

Sd/-

REV.DR. W. PONGSING KONYAK,
State Information Commissioner,
Nagaland

Sd/-

DR. KUHOI K ZHIMOMI,
State Information Commissioner,
Nagaland.

Authenticated by

(**ADINO**)

Sr. P.S. to Chief Information Commissioner,
Nagaland.