

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

No./NIC/Compln-45/2010

Dated Kohima, the 16th August, 2010

Complainant : **Shri R. Paphino Ex-MLA, Kohima DCC
Office Congress Bhavan, Kohima.**

Respondent : **Department of Rural Development,**
Public Authority : **Nagaland , Office of the Director,
Rural Development, Kohima, Nagaland.**

The Commission in its decision dated 24.6.2010, directed the PIO Shri Waichiba to furnish the information sought i.e. the APRs, free of cost, to the applicants within 15 days from the date of pronouncement of the decision on 24.6.2010 and confirm compliance. The complainant Shri R. Paphino on 12.7.2010 in written informed the Commission that the information was not received, though 15 days from 24.6.2010 expired on 9.7.2010.

During personal appearance of the PIO on 11.8.2010, the Commission gave him opportunity to show cause in person as to why penalty as per provisions of the RTI Act should not be imposed on him for not furnishing the information as directed by the Commission. He could not show cause. Hence Commission directed him by speaking order to show cause in written by 13.8.2010. On 13.8.2010, the Commission received letter from the PIO apologizing and regretting for not meeting the dateline for submission of information and citing census operation and that APRs are not required to be maintained under NREGA, has sought expansion of submission of information to 31.8.2010.

The Commission has already conveyed that its decision of 24.6.2010 for date of furnishing information stands, vide letter of Under Secretary dated 7.7.2010.

Shri Waichiba, PIO of the Department of Rural Development, Directorate, Nagaland, Kohima is therefore given another opportunity to show cause as to why penalty under provision of RTI Act 2005 should not be imposed upon him for not furnishing information and for not complying with the direction of the Commission given on 24.6.2010. He is directed to show cause in written **by 20.8.2010 to the Commission positively** and appear to show cause in person on 25.8.2010 at 1300 hrs.

Notice is hereby given to the following to appear before the commission at the time, date & venue fixed above.

1. Shri R. Paphino Ex-MLA Kohima DCC Office Congress Bhavan, Kohima.
2. Public Information Officer and Joint Director of Rural Development, 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

Under Secretary
Nagaland Information Commission
Kohima