

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

No.NIC/Compln-5/2011-12      Dated Kohima, the 30<sup>th</sup> Sept, 2011

Appellant:                      Shri Temjenzulu, Kohima.  
   Contact No.9436070443

Respondent:                    State Vigilance Commission, Nagaland,  
   Kohima

Public Authority:            State Vigilance Commission, Nagaland,  
   Kohima

Date of hearing:              30.9.2011

Date of decision:             (Interim) 30.9.2011

Present:                      The appellant Shri Temjenzulu, Kohima.  
   The PIO, State Vigilance Commission Shri I.  
   Meyionen  
   The Secretary, and FAA, State Vigilance  
   Commission, Shri Orenpomo Kikon

The statements of appellant Temjenzulu, the PIO State Vigilance Commission Shri I. Meyionen were heard.

**THE FACTS OF THE CASE**

Shri Temjenzulu had filed an RTI application to the PIO of the State Vigilance Commission on 11<sup>th</sup> July, 2001 seeking information and file notings in connection with the deputation of Smti Chubasenla, LDA. According to the appeal filed before the Commission, the appellant Temjenzulu had stated that since he had not received any information applied for by him to the PIO of the State Vigilance Commission on 11<sup>th</sup> July, 2011 and since the PIO of the State Vigilance Commission had, till filing of this petition on 20<sup>th</sup> August, 2011 not furnished any information, he was constrained to appeal before the Commission. Considering the unwarranted delay and non submission of any information by the PIO of the State

Vigilance Commission, the Commission founded a fit case for admission of the appeal.

The PIO of the State Vigilance Commission was first asked the reasons for non submission of information. The PIO gave an elaborate and detailed statement of all these steps that he had initiated in his attempt to obtain the necessary information from various colleagues and staff of the Vigilance Commission's office who are '**deemed PIOs**' since they had all been officially requested by the PIO to furnish the information sought by the appellant. The fact of the case and the various initiatives taken by the PIO which are recorded as Exhibit 'A' along with the Annexure is evidence that the PIO had made serious and concerted efforts to obtain information sought by the petitioner Temjenzulu from various '**deemed PIOs**' of the State Vigilance Commission's office. Unfortunately, because of the undue delay by the deemed PIOs in furnishing the information which was in their custody to the PIO, there was unjustified delay in information being forwarded to the appellant. Going by the statement of the PIO and records in Exhibit 'A', it is apparent that the following deemed PIOs of the State Vigilance Commission viz. Smti Nayangro, UDA, Smt Puchozolie, Superintendent, Shri Vikhozo, PO & APIO were responsible for the delay in furnishing the information sought by the appellant which has, however, been finally furnished to the appellant. Nevertheless, the Commission takes a very serious view of the unwarranted and unjustifiable delay in furnishing the information which was in his custody particularly of Smti Nayangro Dealing Assistant and Shri Vikhozo, PO & APIO. The Commission also has grounds to question the Superintendent Smt Puchozolie for not making sufficient efforts to facilitate the furnishing of the information on time by her subordinate Smt Nayangro .

Accordingly, even though the information has, after considerable delay been furnished to the appellant, the Commission desires to take the statement of the '**deemed PIOs**' viz. Vikhozo, PO & APIO, Smt Puchozolie, Superintendent, Smt Nayangro, UDA all of whom could have justifiably been penalized for being clearly responsible for the delay in furnishing of the information sought by the appellant. Accordingly, the Commission decides that a final hearing will be held on **9<sup>th</sup> November, 2011 at 1 PM** after which the Commission shall pronounce its final decision. Hence, the 1<sup>st</sup> Appellate Authority and Secretary, State Vigilance Commission, Shri Orenpomo Kikon, the PIO, the Superintendent Smt Puchozolie, Sri Vikhozo, PO & APIO, UDA Smti Nayangro and appellant

Temjenzulu may be issued notice to attend the hearing on 9<sup>th</sup> November, 2011.

In order to ensure timely furnishing of the information, the Commission recommends that **separate PIOs** may be appointed in the State Vigilance Commission for the Administrative Wing, Anti Corruption and Vigilance Wing, and Tribunal Wing.

Copies be given to:

1. The Secretary & First Appellate Authority, State Vigilance Commission, Nagaland, Kohima.
2. The PIO, State Vigilance Commission, Kohima.
3. The appellant.

Sd/-

**Lalhuma IAS (Rtd)**

Chief Information Commissioner,  
Nagaland, Kohima

Sd/-

**Kevinino P.Meru**

State Information Commissioner,  
Nagaland, Kohima.

Sd/-

**Bukchem Phom**

State Information Commissioner,  
Nagaland, Kohima

Authenticated by

Secretary

Nagaland Information Commission