

NAGALAND INFORMATION COMMISSION

Old Secretariat Complex,

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Nagaland, Kohima - 797001.

Tel: 0370-2291041, Fax: 0370-2291774, Website: www.nlsic.gov.in



No. NIC/Complaint-13/2015-16

Dated Kohima, the 26th May, 2016.

Complainant : Shri. Chubatangit Jamir,
Social Activist Nagaland,
Near Office of the Commissioner of Taxes,
Dimapur, House No. 252,
Mobile No. 9436073062, 9615661525

Respondent : The concerned PIO,
Office of the Chief Engineer,
Power,
Nagaland, Kohima.

Public Authority : Office of the Chief Engineer, Power, Nagaland, Kohima.

Date of hearing : 21.04.2016 at 12:00 PM.

Date of Interim Decision : 26.05.2016.

Present:

1. Er. Khose Sale, Superintending Engineer, Office of the Chief Engineer, Power, Nagaland, Kohima, Mobile No. 9436005291.
2. Er. Wabangmeren Jamir, Executive Engineer(Revenue) & APIO, Office of the Chief Engineer, Power, Nagaland, Kohima, Mobile No. 9856052256.
3. The applicant (now complainant), Shri. I. Chubatangit Jamir, Social Activist Nagaland, Near Office of the Commissioner of Taxes, Dimapur, House No. 252, Mobile No. 9436073062, 9615661525.

FACT OF THE CASE

An applicant, Shri. I. Chubatangit Jamir, Social Activist Nagaland, Near Office of the Commissioner of Taxes, Dimapur, House No. 252, Mobile No. 9436073062, 9615661525 had submitted a complaint dated 02.03.2016 stating that he did not receive any information from the PIO, Power, Nagaland, Kohima to his RTI application dated 24.11.2015 within the stipulated time.

The above applicant had earlier submitted an RTI application dated 24.11.2015 addressed to the PIO, Office of the Chief Engineer, Department of Power, Nagaland, Kohima, alongwith the prescribed application fee of Rs. 10/- (Rupees ten only) paid in cash seeking the following information:-

- (1) *Detail list of house-holds and names of the beneficiaries in Village wise and in district wise of the Cent percent Rural house hold Electrification implemented under Rajiv Gandhi Grameen Vidyutikaran Yojana (RGGVY) starting from 2009 till date.*
- (2) *Photo copies of released order/sanction order in district wise and actual payment receipt by the department and actual payment made to the firms/contractors by the department till date.*
- (3) *Total members of Construction of Sub-transmission lines distribution lines and associated station and copies of release order/sanction order of each works under till date along with No Objection certificate/completion certificate from the concern village council where the work has been done by the department in Nagaland.*
- (4) *Actual money sanctioned and receipt from the minister of Power Govt. of India till date under RGGVY Scheme in district wise in Nagaland along with supportive tender documents of the Contractors/Firms.*
- (5) *How many free connections is done in the state for BPL house holds beneficiaries under RGGVY?*

Kindly provide me in details of the BPL beneficiaries in the villages of Nagaland along with the village council No objection certificate/ completion certificate.

(6) Under 11th plan restructured APDRP (RAPDRP) the Govt. of India released/sanction Rs.34.58 Crore for nine towns in the state under part A.

Sl. No.	Town	Sanction Cost in Rs. Crores
1	Chumukedima	Rs.1.27
2	Dimapur	Rs.23.24
3	Kohima	Rs.3.68
4	Mokokchung	Rs.1.31
5	Mon	Rs.0.96
6	Phek	Rs.0.78
7	Tuensang	Rs.1.5
8	Wokha	Rs.1.02
9	Zunheboto	Rs.0.82
	Total = Rs.34.58	

Kindly furnished me the details in town wise how the expenditure is accorded/utilization certificate.

(7) How many domestic, commercial industrial, public lighting, Bulk Public water works and irrigation units are there in Nagaland at present?

Kindly provide me in details in district wise along with monthly revenue from each unit with deposited Challan No.

(8) How many backdoor appointments are there in the department from 2010 - till date, please give me with detail names and designation of the backdoor appointment from 2015 to 2017 in details.

(9) How many Fund/sanction has been released from the World Bank for the department from 2010 – till date and how the expenditure is accorded in district wise in details.

The applicant had given his address as Former Congress (I) Candidate from 21st A/C Tuli, District Mokokchung in his RTI application and had also endorsed his RTI application to this Commission, the Commissioner & Secretary, Power Department, Govt. of Nagaland, Kohima and Press Media.

The RTI application dated 24.11.2015 was received by the public authority on the same day i.e. **24.11.2015** as evidenced on the body of the application.

On not getting any response to his RTI application dated 24.11.2015 from the PIO, Power, Nagaland, Kohima within the stipulated time, the applicant had preferred a complaint dated 02.03.2016 to the Commission. A copy of his complaint was also endorsed to the Commissioner & Secretary, Power Department, Govt. of Nagaland and the Chief Engineer, Power, Nagaland, Kohima.

The Commission decided to hear the complaint, giving opportunity to the parties on **21st April, 2016 (Thursday) at 12:00 PM** in the **Hearing Room of the Nagaland Information Commission, Old Secretariat Complex, Kohima** and also notified the parties **to bring the files and relevant documents** in question for scrutiny, on the above date and time for hearing.

OBSERVATIONS AND FINDINGS:

Er. Khose Sale, Superintending Engineer, Office of the Chief Engineer, Power, Nagaland, Kohima informed that since the PIO had recently been posted as the Chief Electrical Inspector he had represented the PIO. He submitted that since he looks after the programme, he was confident to reply any queries from the applicant (now complainant) and the Commission.

Further, Er. Khose Sale, Superintending Engineer, Office of the Chief Engineer, Power, Nagaland, Kohima submitted that the information could not be furnished to the applicant (now complainant) since the information sought was very vast and exhaustive and had to be obtained from the districts and divisions across Nagaland which required a lot of time. He had also admitted that the delay in furnishing the information was due to the delay in responding from some of the divisions. Nevertheless, the information, though not complete (due to its huge

volume) was produced before the Commission during the hearing. However, the applicant (now complainant) had refused to accept the information since the information was incomplete.

The Commission also observed that the information was voluminous and would take time since the information had to be obtained from the districts and divisions across Nagaland. On being asked by the Commission regarding the time required to furnish the full information to the applicant (now complainant), the Superintending Engineer, Office of the Chief Engineer, Power, Nagaland, Kohima submitted that a minimum of 45 (forty five) days would be required to furnish the information to the applicant (now complainant).

INTERIM DECISION:

On the above observations and findings, the Commission decided that the full/complete information shall be furnished to the applicant (now complainant) **within 45 (forty five) days** from the date of receipt of this interim decision and with a copy to this Commission.

On receipt of the above compliance, the Commission shall hear the case again in the next hearing which shall be notified later.

The Commission also recommends the Public Authority to sensitise all its employees on the RTI Act.

Decision pronounced in presence of all parties present on 21.04.2016.

Copy be given to:-

1. Er. Khose Sale, Superintending Engineer, Office of the Chief Engineer, Power, Nagaland, Kohima, Mobile No. 9436005291.
2. The applicant (now complainant), Shri. I. Chubatangit Jamir, Social Activist Nagaland, Near Office of the Commissioner of Taxes, Dimapur, House No. 252, Mobile No. 9436073062, 9615661525.
3. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
4. Office Copy.

Sd/-

TOSHI AIER, IAS (Retd.)
Chief Information Commissioner

Sd/-

CHANBEMO LOTHIA
State Information Commissioner

Authenticated true copy:-

(WORHONTHUNG EZUNG)
Secretary

