

NAGALAND INFORMATION COMMISSION

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No. NIC/Complaint-4/2015-16

Dated Kohima, the 19th August, 2015.

Complainant: Shri. Zengdibo,
Social/ Cultural Secretary,
Zeliangrong Baudi (Hoho),
Peren, Nagaland,
Mobile No. 9402904564

Respondent(s) : 1) Shri. Thekielie Kreditsu,
Deputy Mission Director & PIO,
Nagaland Education Mission Society,
Sarva Shiksha Abhiyan,
Nagaland, Kohima.

2) The concerned PIO,
District Mission Authority,
SSA, Peren, Nagaland.

Public Authority : Office of the Mission Director,
Sarva Shiksha Abhiyan,
Nagaland, Kohima.

Date of hearing : 18.08.2015 at 12:00 PM.

Date of Decision : 19.08.2015

Present:

- i. Shri. Thekielie Kreditsu, Deputy Mission Director & PIO, Nagaland Education Mission Society, Sarva Shiksha Abhiyan, Nagaland, Kohima.
- ii. Shri. Bamsibe Zeliang, ADC & PIO, District Mission Authority, SSA, Peren, Nagaland.

The applicant (now complainant), Shri. Zengdibo, Social/ Cultural Secretary, Zeliangrong Baudi (Hoho), Peren, Nagaland, Mobile No. 9402904564 did not appear for the hearing.

FACT OF THE CASE.

An applicant, Shri. Zengdibo, Social/ Cultural Secretary, Zeliangrong Baudi (Hoho), Peren, Nagaland, had submitted a RTI application dated 06.05.2015 addressed to the PIO, C/o State Mission Director, SSA Nagaland, alongwith the prescribed application fee of Rs. 10/- (Rupees ten only) in cash, seeking the following information:-

1(a). After the transfer on promotion of the EBRC Co-ordinator, Tening to Dungki Government High School in July, 2014, who is the present Co-ordinator of EBRC, Tening? Whether he has been given dual charge? If provision is there, what is the central guideline and policy under SSA? Please furnish the list of guideline.

1(b). For the GMS/PS construction of school building and latrine etc, whether there is provision of contract system? The amount utilised for construction of building and latrine under SSA during 2012-13 and 2013-14.

On receipt of the above RTI application dated 06.05.2015 on **11.05.2015**, Shri. Thekielie Kreditsu, Deputy Mission Director & PIO, SSA, Nagaland, Kohima had, vide letter No. SSA/NAGARTI-3/20010-11 dated **12.05.2015** furnished the information pertaining to Sl. No. 1(b) to the applicant, while for Sl. No. 1(a), the applicant was informed that the matter had been transferred to DMA, Peren vide letter No. SSA/NAGA/RTI-3/2010-11 dated 12.05.2015. And

copies of the information furnished for Sl. No. 1(b) and the letter transferring the RTI application to DMA, Peren were enclosed. Besides, a Notification of the Department of School Education vide No. EDS/RS/2011 dated 01.07.2014 regarding transfer and posting of officers was also found enclosed.

And on receipt of the information, the applicant had, on 11.06.2015 wrote to the PIO, SSA stating that the information for Sl. No. 1(b) was received on **19.05.2015**, however, no information had been received for Sl. No. 1(a) till date.

The applicant had submitted a complaint but mentioned it as a '*second appeal*' dated 20.06.2015 before this Commission, stating that there was **no reply** to his query at Sl. No. 1(a) and the reply to Sl. No. 1(b) was **incomplete** since the reply was only for 2012-13. Also all SSA civil works are supposed to be carried out by the VEC, but the ADC gave on contract basis at Tening Village and Tening Christian Village.

The Commission, therefore has decided to hear the complaint, giving opportunity to the parties on **18th August, 2015 (Tuesday) at 12:00 PM** and also directed the parties to **bring the files and relevant documents** in question for scrutiny, on the above date and time for hearing.

- i. Shri. Thekielie Kreditsu, Deputy Mission Director & PIO, Nagaland Education Mission Society, Sarva Shiksha Abhiyan, Nagaland, Kohima.
- ii. The concerned PIO, District Mission Authority, SSA, Peren, Nagaland.
- iii. The applicant (now complainant), Shri. Zengdibo, Social/ Cultural Secretary, Zeliangrong Baudi (Hoho), Peren, Nagaland, Mobile No. 9402904564.

OBSERVATIONS AND FINDINGS:

The applicant (now complainant), Shri. Zengdibo, Social/ Cultural Secretary, Zeliangrong Baudi (Hoho), Peren, Nagaland, Mobile No. 9402904564 had telephonically informed the Commission that due to death in his family, he could not appear for the hearing.

During the hearing, Shri. Thekielie Kreditsu, Deputy Mission Director & PIO, Nagaland Education Mission Society, Sarva Shiksha Abhiyan, Nagaland, Kohima submitted that for the query at Sl. No. 1(a), he had transferred it to the DMA, Peren, whereas, for Sl. No. 1(b), he had already furnished the full information to the applicant i.e for the period for 2012-13 including the period for 2013-14 which was already given in the same table from Sl. No. 41 to 44. However, since the applicant had, in his complaint stated that the reply was **incomplete** since the reply was only for 2012-13, the PIO presumed that the applicant (now complainant) might have overlooked the information for the period from 2013-14 which was given in the same table.

Regarding the query at Sl. No. 1(a), Shri. Bamsibe Zeliang, ADC & PIO, District Mission Authority, SSA, Peren, Nagaland, explained that Shri. Teisi, Sub-Inspector of School, Tening was taking the charge of the Co-ordinator of EBRC, Tening, however, on his transfer and promotion to Junior Education Officer, Peren on 12.10.2012, Shri. Teisi had tendered his resignation from the post of Co-ordinator of EBRC, Tening on 30.04.2013. Several applications were received for the post of Co-ordinator of EBRC, Tening. However, since none of the applicants had met the criteria to hold the post of Co-ordinator of EBRC, Shri. Teisi was verbally instructed by the former Mission Director, SSA to continue hold the charge of Co-ordinator of EBRC, Tening till a new incumbent was appointed. Meanwhile, Shri. Teisi, JEO, Peren was again promoted and transferred as Assistant Head Master, Dungki on 01.07.2014. And since there was no qualified candidate to fill up the post of Co-ordinator of EBRC, Tening, Shri. Teisi, AHM, Dungki still continue to hold the post of Co-ordinator of EBRC, Tening till date.

On being asked by the Commission whether Shri. Bamsibe Zeliang, ADC & PIO, District Mission Authority, SSA, Peren, Nagaland had informed the applicant (now complainant), he submitted that since there was no written order and only verbal instruction was given to Shri. Teisi to continue hold the charge of Co-ordinator of EBRC, Tening, he had not yet informed the applicant.

DECISION:

On the above observations and findings, the Commission decided that:-

1. Since the applicant (now complainant) complained that there was **no reply** to his query No. 1(a), Shri. Bamsibe Zeliang, ADC & PIO, District Mission Authority, SSA, Peren, Nagaland is directed to submit to the applicant (now complainant) in writing the arrangements made and the ground realities regarding holding of dual charge for the post of Co-ordinator of EBRC, Tening as he had explained above, including the guideline for SSA functionaries, with a copy to this Commission.
2. And regarding the reply to Sl. No. 1(b), since the applicant (now complainant) stated **incomplete** as the reply was only for 2012-13, the Commission directs Shri. Thekielie Kreditsu, Deputy Mission Director & PIO, Nagaland Education Mission Society, Sarva Shiksha Abhiyan, Nagaland, Kohima to give clear reply pointing out that the information for the period from 2013-14 was also included in the same list of information already furnished, as he had explained above, and with a copy to this Commission.

The compliance to the above decisions shall be submitted to this Commission on or before the **25th August, 2015**.

Decision pronounced in the presence of the respondents only on 18.08.2015.

Copy be given to:-

1. Shri. Thekielie Kreditsu, Deputy Mission Director & PIO, Nagaland Education Mission Society, Sarva Shiksha Abhiyan, Nagaland, Kohima, Mobile No. 9612001874.
2. Shri. Bamsibe Zeliang, ADC & PIO, District Mission Authority, SSA, Peren, Nagaland, Mobile No. 9436604278.
3. The applicant (now complainant), Shri. Zengdibo, Social/ Cultural Secretary, Zeliangrong Baudi (Hoho), Peren, Nagaland, Mobile No. 9402904564.
4. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
5. Office Copy.

(KEVININO P. MERU)
Chief Information Commissioner

(BUKCHEM PHOM)
State Information Commissioner