

NAGALAND INFORMATION COMMISSION

Below Raj Bhavan, Officers' Hill Colony

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Nagaland, Kohima-797001

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No. NIC/Complaint-13/2015-16

Dated Kohima, the 3rd February, 2018

Subject: Notice for Hearing on 6th March (Tuesday), 2018 at 2:00 P.M.

WHEREAS, under Section 18 of the Right to Information Act, 2005 and the Nagaland State Information Commission (Appeal Procedure) Rules, 2005, the Nagaland Information Commission had heard the Complaint dated 02.03.2016 submitted by Shri. I. Chubatangit Jamir, Social Activist, Nagaland, Dimapur, against the non-response of the PIO, Power Department, Nagaland, Kohima to his RTI application dated 24.11.2015 within the stipulated time.

AND WHEREAS, the Commission had, after hearing the complaint on 21.04.2016 at 12:00 P.M passed decision of even No. dated 26.05.2016 directing the PIO to furnish the full/complete information to the applicant (now complainant) within forty five (45) days, with a copy to the Commission.

AND WHEREAS, since no compliance was received, by the Commission had, vide its Directive of even No. dated **02.09.2016** directed the PIO, Office of the Chief Engineer, Power, Nagaland, Kohima to furnish the information to the applicant (now complainant) within fourteen (14) days.

AND WHEREAS, in compliance to the decision of the Commission of even No. dated 26.05.2016 and the subsequent Directive dated 02.09.2016, the PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima had, vide letter No. CEL/TB/RTI-ESTT/2016-17/1524(A) dated 11.07.2016 furnished the information to the applicant (now complainant). However, since the Commission did not receive any copy of the information furnished to the applicant (now complainant), the Commission had, vide Directive of even No. dated **28.09.2016** directed the PIO, O/o the Chief Engineer, Department of Power, Nagaland, Kohima to submit copies of the information furnished to the applicant (now complainant) and also confirm satisfaction or non-satisfaction of information furnished to the applicant (now complainant) within one week.

AND WHEREAS, in compliance to the directive of the Commission dated 28.09.2016, the PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima had, vide letter of No. CEL/TB/RTI-ESTT/2016-17/1608(A) dated 05.10.2016 submitted copies of the information to this Commission and further informed that the applicant (now complainant) had not collected the information inspite of informing him through phone.

AND WHEREAS, the Commission had, vide letter of even No. dated 22.12.2016 directed the PIO, Office of the Chief Engineer, Power, Nagaland, Kohima to confirm whether the applicant (now complainant) had collected the information and had submitted satisfaction or non-satisfaction with the information.

AND WHEREAS, in response to the directive of the Commission dated 22.12.2016, the PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima had, vide letter of No. CEL/TB/RTI-ESTT/2016-17/1746 dated 10.01.2017 submitted that the applicant (now complainant) had **not collected** the information yet and inspite of informing him through phone **in July, 2016.**

AND WHEREAS, since there was delay in furnishing the information to the applicant (now complainant), the Commission had, vide Notice for Hearing of even No. dated 16.10.2017 notified that the Complaint would be heard on **09.11.2017 at 2:00 P.M.** however, since the concerned PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima failed to appear for the hearing without any reason and prior information to the Commission, the hearing could not be conducted.

AND WHEREAS, on the failure to appear for the hearing on 09.11.2017 at 2:00 P.M, the Commission had, vide Directive of even No. dated 20.11.2017 directed the PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima to **submit an explanation within two (2) weeks**, however, there was no compliance till date.

AND WHEREAS, the Commission has decided to hear the complaint again giving opportunity of being heard to all the parties on **6th March (Tuesday), 2018 at 2:00 P.M in the Hearing Room of Nagaland Information Commission, Below Raj Bhavan, Officers' Hill Colony, Nagaland, Kohima.**

NOW THEREFORE, it is notified that the following parties are directed to appear before this Commission and **also to bring the files and relevant documents in question** for scrutiny on the above date and time for hearing.

- i. The PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima.
- ii. The applicant (now complainant), Shri. I. Chubatangit Jamir, Social Activist.

Sd/-

CHANBEMO LOTHIA

Chief Information Commissioner

Dated Kohima, the 3rd February, 2018

No. NIC/Complaint-13/2015-16

Copy to:-

1. The PPS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The PA to the State Information Commissioner (K), Nagaland Information Commission for kind information of the SIC (K).
3. The PA to the State Information Commissioner (R), Nagaland Information Commission for kind information of the SIC (R).
4. The PIO, O/o the Chief Engineer (D&R), Department of Power, Nagaland, Kohima.
5. The applicant (now complainant), Shri. I. Chubatangit Jamir, Social Activist, Near Office of the Commissioner of Taxes, Dimapur, House No. 252, Mobile No. 9436073062, 9615661525.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.

(WORHONTHUNG EZUNG)
Secretary