

NAGALAND INFORMATION COMMISSION
Old Secretariat Complex,
Post Box No. 148
Nagaland, Kohima - 797001.
Tel: 0370-2291041, Fax: 0370-2291774, Website: www.nlsic.gov.in



No. NIC/Complaint-7/2016-17

Dated Kohima, the 31st October, 2016.

Subject: Notice for Hearing on 18th November, 2016 (Friday) at 12:00 PM.

WHEREAS under Section 18 of the Right to Information Act, 2005, the Nagaland Information Commission had, on 23.09.2016 received a complaint dated NIL from Shri. Kusap Pame, Chairman, Old Nkio Village, District – Peren, Nagaland, Mobile No. 9402810990 stating that he had received incomplete information since no Government approval order was furnished in response to his RTI applications dated 07.04.2016 and 09.06.2016

AND WHEREAS, the above applicant had earlier submitted an RTI application vide letter No. ONVC-RTI-A/2016 dated 07.04.2016, addressed to the Public Information Officer, Office of the Home Commissioner, Nagaland, Kohima alongwith the prescribed application fee of Rs. 10/- (Rupees ten only) paid in cash requesting to furnish **certified true copy** of the following information:-

- (i) *Whether decision has been taken on the recommendation of the Commissioner, Nagaland dated 12th November, 2015 in regards to Border Township at Khelma Village?*
- (ii) *Please furnish Certified True Copy of the Decision if any in regards to the Border Township at Khelma Village.*

AND WHEREAS, the applicant had given his address as C/O Wangko Zeliang, Jalukie Colony, Ward No. 9, H/No. 87(B), Jalukie Town, District Peren, Nagaland – 797110 in his RTI application dated 07.04.2016 and was received by the Home Commissioner on the same date i.e. **07.04.2016**, as evidenced on the body of the RTI application.

AND WHEREAS, on receipt of the above RTI application, Shri. Bendangkokba, Secretary & PIO, Home Department, Nagaland, Kohima had, vide letter No. GAB-I/RTI/337/2014/782 dated **26.04.2016** replied to the applicant stating that the State Government had conveyed approval on the proposal submitted by the Office of the Commissioner, Nagaland for usage of EAC cum Border Magistrate at Peren District as Keiba Khelma, and had enclosed copies of the Home Department's letter No. GAB-13/COURT/113/2012 dated 15.12.2015 and dated 17.02.2016 addressed to the Commissioner, Nagaland, Kohima and the letter of the DC, Peren letter No. REV/CRT/ADM-1/09-10/938 dated 26.04.2010.

AND WHEREAS, on receipt of the above reply, the applicant had submitted a letter No. ONVC-NO(2) 2016 dated 09.06.2016 addressed to the Secretary to the Government of Nagaland & Public Information Officer, Home Department, General Administrative Branch, Nagaland, Kohima **as an RTI application** stating that the particulars regarding the date of Government approval and copy of upholding for continuance of the nomenclature "**Kebai Khelma**" as proposed by the DC, Peren in his letter dated **13.08.2015** and by the Commissioner's letter dated **12.11.2015** have not been furnished to him and hence requested to furnish the following information:-

- (i) *the date of Government approval for continuance of the use of nomenclature "Kebai Khelma"*
- (ii) *a copy of the above said Government approval for continuance of the use of nomenclature "Kebai Khelma"*

AND WHEREAS, the above letter/application was received by the public authority on the same date i.e. 09.06.2016, as evidenced on the body of the above letter.

AND WHEREAS, on receipt of the above (second) RTI application dated 09.06.2016, Shri. K. Libanthung Lotha, Addl. Secretary, Home Department, Nagaland, Kohima had, vide letter No. GAB-13/COURT/113/2012/119 dated 22.08.2016 replied to the applicant stating that:-

- (i) *the date of Government approval for continuance of the use of nomenclature "Kebai Khelma" – **15th December, 2015.***
- (ii) *a copy of the Government approval dated 15.12.2015 **enclosed.***

Besides, the following letters were also found enclosed:-

- (i) Letter No. JUDL.NKIO-KHELM-2/2012/466 dated 13.08.2015 of the DC, Peren to Commissioner, Nagaland.
- (ii) Letter No. CNJ/219/2012/542 dated 12.11.2015 of the Commissioner, Nagaland to the Home Commissioner, Nagaland.
- (iii) Letter No. GAB-13/COURT/113/2012 dated 15.12.2015 of the Home Department to Commissioner, Nagaland.

AND WHEREAS, on receipt of the above documents, the applicant had submitted a complaint dated NIL to the Commission stating that no such copy of the approval order or even noting on the files regarding continuance of the use of nomenclature “Kebai Khelma” was furnished by the respondents to him except that only government correspondence letters conveying government information were furnished.

AND WHEREAS, the Commission has decided to hear the complaint, giving opportunity to the parties on **18th November, 2016 (Friday) at 12:00 PM** in the **Hearing Room of the Nagaland Information Commission, Old Secretariat Complex, Kohima.**

NOW THEREFORE, it is notified that the following concerned 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) Shri. Bendangkokba, Secretary & PIO, Home Department, Nagaland, Kohima.
- ii) Shri. K. Libanthung Lotha, Addl. Secretary, Home Department, Nagaland, Kohima.
- iii) The applicant(now complainant), Shri. Kusap Pame, Chairman, Old Nkio Village, District – Peren, Nagaland, Mobile No. 9402810990.

Sd/-

TOSHI AIER, IAS (Retd.)

Chief Information Commissioner

Dated Kohima, the 31st October, 2016.

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Copy to:

1. The P.S to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The P.A to the State Information Commissioner, Nagaland Information Commission for kind information of the SIC.
3. Shri. Bendangkokba, Secretary & PIO, Home Department, Nagaland, Kohima.
4. Shri. K. Libanthung Lotha, Addl. Secretary, Home Department, Nagaland, Kohima.
5. The applicant(now complainant), Shri. Kusap Pame, Chairman, Old Nkio Village, District – Peren, Nagaland, Mobile No. 9402810990.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.

(WORHONTHUNG EZUNG)

Secretary