

NAGALAND INFORMATION COMMISSION

Old Secretariat Complex,

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Nagaland, Kohima - 797001.

Tel: 0370-2291798, Fax: 0370-2291774, Website: www.nlsic.gov.in



No. NIC/Appeal-12/2013-14

Dated Kohima, the 8th January, 2014.

Subject: Notice for Hearing on 29th January, 2014 (Wednesday) at 1:00 PM.

WHEREAS under Section 19 of the Right to Information Act, 2005, the Nagaland Information Commission have received a Second Appeal dated 16.09.2013 from an appellant, Smti. Zeneisüle Ate Loucü, C/o Avino Pusa, Directorate of Soil & Water Conservation, Nagaland, Kohima, Mobile No. 09971020809, stating that she had submitted a RTI application dated 05.04.2013 and subsequent First Appeal dated 14.05.2013 to the Ministry of Home Affairs, North Block, New Delhi-110001, which were transferred to the Office of the Chief Secretary, Government of Nagaland, Kohima and were further redirected/transferred to the Special Secretary, Home Department, Nagaland, Kohima. However, she had not received any information from the Special Secretary, Home Department, Nagaland, Kohima.

AND WHEREAS, earlier the applicant had, from a previous address, H/No. 152/9, Kishangarh, 3rd Floor, Vasant Kunj, New Delhi - 70 submitted a RTI application dated 05.04.2013 alongwith the prescribed fee of Rs. 10/- vide IPO No. 08F 761282 dated 05.04.2013, addressed to the CPIO, Ministry of Home Affairs, North Block, New Delhi-110001 requesting to furnish **a copy of Case No. 19/13 of Wokha Police Station under Section 171(E)/171(F)/188 IPC R/W 25(1AA) Arms Act R/W 44 NLT Act R/W 77(3) R.P Act 1951.**

AND WHEREAS, on receipt of the above RTI application dated 05.04.2013, Srinibas Pradhan, Deputy Secretary (E) & CPIO, Ministry of Home Affairs, New Delhi had acknowledged the application fee of Rs. 10/- vide Receipt No. 24285 dated 05.04.2013, and had also, vide O.M No. A-43020/01/2013-RTI dated 06.04.2013 (but issued on 11.04.2013), transferred the above RTI application dated 05.04.2013 to the Office of the Chief Secretary, Government of Nagaland, Kohima, since the requested information pertain to or was more closely related to the functions of the Nagaland State Government. A copy of the above O.M was also endorsed to the applicant.

AND WHEREAS, on receipt of the above RTI application dated 05.04.2013 on 29.04.2013 transferred by the CPIO, Ministry of Home Affairs, New Delhi, the Office of the Chief Secretary, Government of Nagaland, Kohima had redirected it to the Special Secretary, Home Department, Nagaland, Kohima.

AND WHEREAS, the Special Secretary, Home Department, Nagaland, Kohima had further transferred it to the Secretary & PIO, Home Department, Political Branch, Nagaland, Kohima.

AND WHEREAS, Shri. Wepretso Mero, Secretary & PIO, Home Department, Political Branch, Nagaland, Kohima had, vide letter No. CON-1/G/RTI/07(Pt) dated 14.05.2013 forwarded the application and other related papers to the Superintendent of Police, Wokha, Nagaland, and with a copy to the applicant by post at the given address in Delhi.

AND WHEREAS, Shri. Limasunep Jamir, IPS, Superintendent of Police, Wokha, Nagaland had, vide W/T Message No. WDP/CB-30/2013-14/1369 dated 08.10.2013 and letter No. WDP/CB-30/2013-14/1394 dated 08.11.2013, informed that the information had already been furnished to the applicant at the given Delhi address vide letter No. WDP/CB-30/2013-14/629 dated 01.06.2013, with a copy to the Secretary & PIO, Home Department, Political Branch, Nagaland, Kohima. However, the letter addressed to the applicant was returned by the Postal Department citing non-existence of the applicant at the given address in Delhi.

AND WHEREAS, on not getting any response within the stipulated time, the applicant (now the appellant) had submitted First Appeal dated 14.05.2013 to Bhagwan Shankar, Joint Secretary (Admn) & First Appellate Authority, Room No. 194, North Block, Ministry of Home Affairs, New Delhi.

AND WHEREAS, on receipt of the First Appeal dated 14.05.2013 on 22.05.2013, the Ministry of Home Affairs, New Delhi- 110001 had, vide letter No. A-43020/01/2013-RTI dated 03.06.2013 transferred to the Chief Secretary, Government of Nagaland.

AND WHEREAS, on receipt of the First Appeal dated 14.05.2013 on 17.06.2013 transferred from the Ministry of Home Affairs, New Delhi, the OSD to Chief Secretary & PIO, Nagaland had, vide letter No. CSO/10/RTI/2013 dated 18.06.2013 transferred it to the Special Secretary, Home Department, Nagaland, since the subject matter is dealt with by the Home Department and with a request that the appeal be taken up by the First Appellate Authority, Home Department, Nagaland, Kohima.

AND WHEREAS, in compliance to the direction of this Commission vide letter No. NIC/RTI-3/2012-13 dated 25.11.2013 to ascertain whether the information so furnished has been received by the applicant (now appellant), Shri. L. Singsit, IPS, Special Secretary, Home Department, Nagaland, Kohima had, vide letter No. CON-1/G/RTI/07(Pt) dated 29.11.2013 confirmed the receipt of the information on behalf of the applicant(now appellant) by Smti. Avino Pusa, Directorate of Soil & Water Conservation, Nagaland, Kohima on 18.11.2013, and as evidenced in the photocopy of the Peon Book.

AND WHEREAS, this Commission has decided to hear the appeal, giving opportunity to the parties, on **29th January, 2014 (Wednesday) at 1:00 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. Wepretso Mero, Secretary & PIO, Home Department, Political Branch, Nagaland, Kohima.
- ii. Shri. L. Singsit, IPS, Special Secretary, Home Department, Nagaland, Kohima.
- iii. Shri. Limasunep Jamir, IPS, Superintendent of Police, Wokha, Nagaland.
- iv. The applicant(now appellant), Smti. Zeneisüle Ate Loucü, C/o Avino Pusa, Directorate of Soil & Water Conservation, Nagaland, Kohima, Mobile No. 09971020809.

(WORHONTHUNG EZUNG)

Under Secretary

Copy to:-

1. The P.P.S. to the Hon'ble Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The P.A to the State Information Commissioner(K), Nagaland Information Commission for kind information of the SIC.
3. The P.A to the State Information Commissioner(B), Nagaland Information Commission for kind information of the SIC.
4. Shri. Wepretso Mero, Secretary & PIO, Home Department, Political Branch, Nagaland, Kohima.
5. Shri. L. Singsit, IPS, Special Secretary, Home Department, Nagaland, Kohima.
6. Shri. Limasunep Jamir, IPS, Superintendent of Police, Wokha, Nagaland.
7. The applicant(now appellant), Smti. Zeneisüle Ate Loucü, C/o Avino Pusa, Directorate of Soil & Water Conservation, Nagaland, Kohima, Mobile No. 09971020809.
8. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
9. Office Copy.