

**NAGALAND INFORMATION COMMISSION**  
**Below Raj Bhavan, Officers' Hill Colony**  
**Post Box No. 148**  
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No. NIC/Appeal-14/2016-17

Dated Kohima, the 23<sup>rd</sup> February, 2018.

**Subject: Closing Order of Appeal Case.**

WHEREAS, under Section 19 of the Right to Information Act, 2005, and in accordance to the Nagaland State Information Commission (Appeal procedure) Rules, 2005, the Nagaland Information Commission had heard the second appeal dated 23.09.2016 submitted by Shri. Gamsa, Kendung Village, Peren, Nagaland against the non-satisfaction of the information furnished by the Project Director & PIO, DRDA, Peren in response to his RTI application dated 18.07.2016 and against the non-response of the FAA to his subsequent first appeal sent by email dated 23.08.2016.

AND WHEREAS, the Commission had heard the above second appeal dated 23.09.2016 on two occasions on 23.11.2016 at 1:30 P.M and on 23.01.2018 at 12:00 P.M., and after the second hearing held on 23.01.2018 at 12:00 P.M, the Commission had passed its decision vide of even No. dated 31.01.2018 directing the Director & FAA, Rural Development, Nagaland, Kohima to publish hearing notice in the local Newspapers/dailies summoning the applicant (now appellant) to appear for hearing of his first appeal again within fifteen (15) days i.e. on or before 09.02.2018.

AND WHEREAS, in compliance to the decision of the Commission of even No. dated 31.01.2018, Shri. Imlimeren Jamir, Director & FAA, Rural Development, Nagaland, Kohima, had, vide letter No. DRD/ME/RTI/AA-7/2017-18/51 dated 07.02.2018 submitted to the Commission that the hearing of the first appeal dated 23.08.2016 on 05.02.2018 at 12:00 P.M summoning the applicant (now appellant) was notified vide letter No. DRD/ME/RTI/AA-7/2016-17 dated 25.01.2018 and had also published the hearing notice in the local dailies/newspaper, which appeared on 26.01.2018 in the Nagaland Post. Newspaper clipping of the Notice for hearing was also submitted to the Commission. And after the hearing on 05.02.2018 at 12:00 P.M, the Director & FAA, Rural Development, Nagaland, Kohima had passed its decision stating that the applicant (now appellant) had again failed to appear for the hearing before the First Appellate Authority and therefore requested the Commission to dispose the case as deemed fit.

AND WHEREAS, the Commission had observed that inspite of sufficient opportunity of being heard given to him, the applicant (now appellant) had failed to appear for the hearings before the Director & FAA, Rural Development, Nagaland, Kohima and also before the Commission, suggesting that he had no interest to pursue his appeal case further. The Commission had also observed that there was no delay in furnishing the information to the applicant (now appellant) hence, no penalty was attracted.

AND WHEREAS, since there was no further complaint from the applicant (now appellant) with the information so furnished to him and that the applicant (now appellant) had no interest to pursue his appeal case further inspite of sufficient opportunity of being heard given to him, the Commission had decided to close the appeal case.

NOW THEREFORE, it is notified to all the parties that the appeal case is hereby declared as **closed**:-

- i. Shri. Imlimeren Jamir, Director & FAA, Rural Development, Nagaland, Kohima.
- ii. Smti. Imtinenla, Deputy Secretary (Former Project Director & PIO, DRDA, Peren).
- iii. Shri. Neibou Sekhose, Joint Director, Rural Development, Nagaland, Kohima.
- iv. The applicant (now appellant), Shri. Gamsa, Kendung Village, Peren, Nagaland.

**Sd/-**

**CHANBEMO LOTHIA**

**Chief Information Commissioner**

Dated Kohima, the 23<sup>rd</sup> February, 2018.

No. NIC/Appeal-14/2016-17

Copy to:-

1. Shri. Imlimeren Jamir, Director & FAA, Rural Development, Nagaland, Kohima, Mobile No. 9436005660.
2. Smti. Imtinenla, Deputy Secretary (Former Project Director & PIO, DRDA, Peren), Mobile No. 9436008665.
3. Shri. Neibou Sekhose, Joint Director, Rural Development, Nagaland, Kohima, Mobile No. 9436000365.
4. The applicant (now appellant), Shri. Gamsa, Kendung Village, Peren, Nagaland, Mobile No. 9485223976.
5. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
6. Office Copy.

**(WORHONTHUNG EZUNG)**  
**Secretary**