

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/Appeal-5/2016-17

Dated Kohima, the 12th October, 2016.

Subject: Notice for Hearing on 26th October, 2016 (Wednesday) at 1:00 P.M.

WHEREAS under Section 19 of the Right to Information Act, 2005 and the Nagaland State Information Commission (Appeal Procedure) Rules, 2005, the Nagaland Information Commission had heard the second appeal vide No. PGD-1/2015-16 dated 09-06-2016 submitted by Moa Emchen, Member Secretary, PGD, NPCC, Mobile No. 9862749595 and Kedou Wetsah, Member, PGD, NPCC, Mobile No. 9436001640 against the non response of the First Appellate Authority, Office of the DGP, Nagaland, Kohima, to their First Appeal vide letter No. PGD-1/2015-16 dated NIL which was submitted against the non-furnishing of information by the PIO to their RTI application dated NIL.

AND WHEREAS, the Commission had, after hearing the case on 29.07.2016 at 12:00 P.M passed decision of even No. dated 18.08.2016.

AND WHEREAS, in compliance to the **Point No. 1** of the decision of the Commission dated 18.08.2016, Shri. P. F. Zeliang, IPS, IGP(HQ) & PIO, Office of the DGP, PHQ, Nagaland, Kohima had, vide letter No. PHQ(CON-II)185/RTI/2015-16/3814 dated **18.08.2016** furnished the information relating to **Query Nos. 1, 2 and 3** to the applicants(now appellants).

AND WHEREAS, in compliance to the **Point Nos. 2, 3 and 4** of the decision of the Commission dated 18.08.2016, the PIO had, vide letter No. PHQ(CON-II)185/RTI/2015-16 dated **08.09.2016** furnished the information relating to **Query Nos. 6, 8, 9 and 10** to the applicants(now appellants).

AND WHEREAS, on receipt of the above information from the PIO, the applicants(now appellants) had, vide letter No. PGD-1/2015-16 dated **20.09.2016** informed the Commission that they were **satisfied** with the information so furnished to them.

AND WHEREAS, in compliance to the **Point Nos. 5 and 6** of the decision of the Commission dated 18.08.2016, Shri. P. F. Zeliang, IPS, IGP(HQ) & PIO, Office of the DGP, PHQ, Nagaland, Kohima had, vide letter No. PHQ(CON-II)185/RTI/2015-16 dated **14.09.2016** informed the Commission regarding the date of transferring of the RTI application and the date of furnishing the information as under:-

- For Decision Point No. 5, on cross-checking of the records, it was found that the **query Nos. 1, 2 to 3** of the RTI application dated NIL pertaining to the crime related data was **not transferred** to the SP (Crime) as it was presumed that the information was still under the exempted category, and not as deposed during the last hearing on 29.07.2016.
- For Decision Point No. 6 (a & b), the **query Nos. 4 to 10** of the RTI application dated NIL pertaining to the scheme of Modernisation was transferred to the Deputy Inspector General of Police (MOD), Nagaland, Kohima, vide letter No. PHQ(CON-II)185/RTI/2015-16/119 dated **07.03.2016**.
- On receipt of the RTI application on the same date i.e. 07.03.2016, the DIGP (MOD) had further transferred to the MTO(PHQ) and not to the Police Engineering Project, though work orders were issued by the Chief Engineer (Police Engineering Project), since the MTO(PHQ) deals with the subject matter and all records are in his possession.
- on **02.06.2016** the MTO(PHQ) had submitted the information to the DIG(MOD) as evidenced on the copy of the file noting.
- the DIGP (MOD) had, vide letter No. PHQ(MOD)RTI/2014-15 dated 02.06.2016 submitted the information to the PIO through the Branch on 03.06.2016 which the PIO had received only on **06.06.2016**.

AND WHEREAS, though the Commission had, in its decision dated 18.08.2016 decided to hear the '**Deemed PIOs**' i.e., DIG (MOD), Chief Engineer (PEP) and SP(Crime) in the next hearing, however, on the above submission of the PIO, the Commission has now decided to hear again the appeal, giving opportunity to the IGP(HQ) & PIO, DIGP(MOD) and MTO(PHQ) on **26th October, 2016 (Wednesday) at 1:00 P.M** 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. L.L. DOUNGEL, IPS, Director General of Police & FAA, Office of the DGP, PHQ, Nagaland, Kohima.
- ii. Shri. P. F. ZELIANG, IPS, IGP(HQ) & PIO, Office of the DGP, PHQ, Nagaland, Kohima.
- iii. The Deputy Inspector General of Police (MOD), Office of the Director General of Police, PHQ, Nagaland, Kohima.
- iv. The MTO(PHQ), Office of the Director General of Police, PHQ, Nagaland, Kohima.
- v. The concerned official(s) in the Branch through which the information was submitted to the PIO, Office of the Director General of Police, PHQ, Nagaland, Kohima.

Sd/-

TOSHI AIER, IAS (Retd.)

Chief Information Commissioner

Dated Kohima, the 12th October, 2016.

No. NIC/Appeal-5/2016-17

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. L.L. DOUNGEL, IPS, Director General of Police & FAA, Office of the DGP, PHQ, Nagaland, Kohima, Mobile No. 9436144116.
4. Shri. P. F. ZELIANG, IPS, IGP(HQ) & PIO, Office of the DGP, PHQ, Nagaland, Kohima, Mobile No. 9436012953.
5. The Deputy Inspector General of Police (MOD), Office of the Director General of Police, PHQ, Nagaland, Kohima.
6. The MTO(PHQ), Office of the Director General of Police, PHQ, Nagaland, Kohima.
7. The applicants (now appellants), Shri. Moa Emchen, Member Secretary, PGD, NPCC, Mobile No. 9862749595 and Shri. Kedou Wetsah, Member, PGD, NPCC, Mobile No. 9436001640 for information.
8. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
9. Office Copy.

(WORHONTHUNG EZUNG)

Secretary