

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-13/2014-15

Dated Kohima, the 10th April, 2015.

Complainant: Shri. Rakesh Garg,
Advocate,
SCF 26, New Grain Market,
Dirba Mandi – 148035,
District Sangrur,
Punjab.

Respondent: The Regional Transport Officer & PIO,
Mokokchung,
Nagaland- 798601.

Public Authority: Office of the Regional Transport Officer,
Mokokchung, Nagaland- 798601.

Date of Hearing : 07.04.2015 at 12:00 PM.

Date of Decision : 10.04.2015

Present:

Shri. Imkumwapang, Sr. M.V.I & APIO, Office of the Regional Transport Officer
Mokokchung, Nagaland- 798601, Mobile No. 9436002751.

1. The Regional Transport Officer & PIO, Mokokchung, Nagaland- 798601; and
2. The applicant(now the complainant), Shri. Rakesh Garg, Advocate, SCF 26, New Grain Market, Dirba Mandi – 148035, District Sangrur, Punjab **did not appear** for the hearing.

FACT OF THE CASE:

An applicant, Shri. Rakesh Garg, Advocate, SCF 26, New Grain Market, Dirba Mandi – 148035, District Sangrur, Punjab had filed an RTI application dated 18.12.2014 addressed to the Information Officer-cum-Regional Transport Authority, Mokokchung, Nagaland alongwith the prescribed application fee of Rs. 10/- (Rupees ten only) paid vide IPO No. 27F 408876 dated 18.12.2014, requesting for confirmation of driving licence No. 8248/TV/MKG/10 dated 20.01.2010 valid upto 19.01.2016 issued to Shri. Bhajan Singh, S/o Jangir Singh for driving heavy transport vehicle, which the above applicant had stated that the information was required to be submitted in the Court. A photocopy of the driving licence No. 8248/TV/MKG/10 dated 20.01.2010 issued to Shri. Bhajan Singh, S/o Jangir Singh was also enclosed.

The applicant had sent the RTI application dated 18.12.2014 addressed to the Information Officer-cum-Regional Transport Authority, Mokokchung, Nagaland by Speed Post No. RP 371712930 IN dated 18.12.2014 and had also enclosed a photocopy of the receipt of the aforementioned Speed Post.

On not getting any information within the stipulated time period of 30 days, the applicant had submitted a complaint dated 27.01.2015 before this Commission stating that there was no reply or information till date from the Information Officer-cum-Regional Transport Authority, Mokokchung, Nagaland to his RTI application dated 18.12.2014.

And the Commission has decided to hear the complaint, giving opportunity to the Regional Transport Officer & PIO, Mokokchung and the applicant(now complainant), on **7th April, 2015 (Tuesday) at 12:00 PM** in the **Hearing Room of the Nagaland Information Commission, Old Secretariat Complex, Kohima**. The Commission also directed the above parties **to bring the files and relevant documents** in question for scrutiny on the above date and time for hearing.

OBSERVATIONS AND FINDINGS:

The applicant (now complainant) did not appear for the hearing without any prior intimation to the Commission.

Shri. Lanuakum Ao, Regional Transport Officer & PIO, Mokokchung, Nagaland had, vide letter No. RTO-MKG/PER-/2012/3009-12 dated 04.04.2015 submitted to the Commission that he had detailed Shri. Imkumwapang, Sr. M.V.I & APIO, Office of the Regional Transport Officer Mokokchung, Nagaland to represent him for the hearing on 07.04.2015 at 12:00 PM.

During the hearing, Shri. Imkumwapang, Sr. M.V.I & APIO, Office of the Regional Transport Officer Mokokchung, Nagaland- 798601, Mobile No. 9436002751, who represented the Regional Transport Officer & PIO, Mokokchung, Nagaland had submitted that on receipt of the RTI application dated 18.12.2014 on **03.01.2015**, the Regional Transport Officer & PIO, Mokokchung, Nagaland had, vide letter No. RTO-MKG/RTI/G-30/08/5320 dated **13.01.2015** furnished the information to the applicant by Speed Post bearing No. EE418689723IN dated 15.01.2015. Copies of the information so furnished and the receipt of the above Speed Post were produced before the Commission during the hearing. Further, as per the tracking records on the website, the information which was sent by Speed Post bearing No. EE418689723IN dated 15.01.2015 had been delivered on **27.01.2015**. A printout copy was also produced.

During the hearing, Shri. Imkumwapang, Sr. M.V.I & APIO, Office of the Regional Transport Officer Mokokchung, Nagaland had also submitted that the said Driving Licence **was not issued** to Bhanjan Singh by the Office of the Regional Transport Officer Mokokchung, Nagaland. And an **Affidavit** sworn by Shri. Lanuakum Ao, Regional Transport Officer & PIO, Mokokchung, Nagaland declaring that at any point of time he **had not issued** the driving licence No. 8248/TV/MKG/10 dated 20.01.2010 in the name of Shri. Bhajan Singh, S/o Jangir Singh, Dialgarh, Jejan, Teh: Sunam, Sangrur, Punjab was produced before the Commission during the hearing.

The Commission questioned that if the Office of the Regional Transport Officer Mokokchung, Nagaland had not issued the Driving Licence to Bhanjan Singh, then how the applicant had, in his RTI application enclosed a photocopy of the driving licence No. 8248/TV/MKG/10 dated 20.01.2010 issued to Shri. Bhajan Singh, S/o Jangir Singh, Dialgarh, Jejan, Teh: Sunam, Sangrur, Punjab for driving heavy transport vehicle? And further, the Commission inquired the steps taken to prevent issue of fake Driving Licences.

And in response, Shri. Imkumwapang, Sr. M.V.I & APIO, Office of the Regional Transport Officer Mokokchung, Nagaland submitted that whenever fake Driving Licence is detected or complaint is received, an FIR is filed.

On the above submission of the APIO, the Commission advises that the public authority also initiate appropriate action by filing an FIR.

DECISION

On the above observations and findings, the Commission decided that since the information had already been furnished and that the Regional Transport Officer Mokokchung, Nagaland had also produced an **Affidavit** declaring that at any point of time he **had not issued** the driving licence No. 8248/TV/MKG/10 dated 20.01.2010 in the name of Shri. Bhajan Singh, S/o Jangir Singh, Dialgarh, Jejan, Teh: Sunam, Sangrur, Punjab, the Commission declare this complaint case as **closed**.

Complaint heard and Decision pronounced on this day, the 07.04.2015.

Copy be given to the parties:

1. The Regional Transport Officer & PIO, Mokokchung, Nagaland- 798601.
2. Shri. Imkumwapang, Sr. M.V.I & APIO, Office of the Regional Transport Officer Mokokchung, Nagaland- 798601, Mobile No. 9436002751.
3. The applicant(now the complainant), Shri. Rakesh Garg, Advocate, SCF 26, New Grain Market, Dirba Mandi – 148035, District Sangrur, Punjab.
4. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
5. Office Copy.

Sd/-

BUKCHEM PHOM

State Information Commissioner

Authenticated true copy:-

(WORHONTHUNG EZUNG)

Under Secretary