

NAGALAND INFORMATION COMMISSION
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Nagaland, Kohima - 797001.
Tel: 0370-2291041, Fax: 0370-2291774, Website: www.nlsic.gov.in



No. NIC/Complaint-14/2014-15

Dated Kohima, the 5th May, 2015.

Complainant: Shri. Kevingol,
LRSO,
Directorate of Land Records & Survey,
Nagaland, Dimapur.
Mobile No. 9436414955.

Respondent: The concerned PIO,
Directorate of Land Records & Survey,
Nagaland, Dimapur -797112.

Public Authority: Directorate of Land Records & Survey,
Nagaland, Dimapur -797112.

Date of Hearing : 07.04.2015 at 1:30 PM.

Date of Interim Decision : 09.04.2015

Date of second Hearing : 28.04.2015 at 12:00 PM.

Date of Final Decision : 05.05.2015

Present:

1. Shri. Vilarietuo Kire, Additional Director & PIO, Land Records & Survey, Dimapur, Nagaland, Mobile No. 9436000681.
2. Ms. Limasangla, Superintendent, Land Records & Survey, Dimapur, Nagaland, Mobile No. 9856324043.
3. Ms. Tia, LDA, Land Records & Survey, Dimapur, Nagaland, Mobile No. 98562976939.
4. The applicant(now complainant), Shri. Kevingol, LRSO, Directorate of Land Records & Survey, Dimapur, Nagaland, Mobile No. 9436414955.

FACT OF THE CASE:

The Commission had on 07.04.2015 at 1:30 PM heard the complaint dated 18.02.2015 submitted by Kevingol, LRSO, Directorate of Land Records & Survey, Dimapur, Nagaland, Mobile No. 9436414955 against the non-receipt of any information till date from the Directorate of Land Records & Survey, Dimapur, Nagaland to his RTI application dated 02.12.2014 which was submitted on 09.12.2014 and was received by the office on 16.01.2015.

The hearing was attended with the applicant(now complainant), Shri. Kevingol, LRSO, Directorate of Land Records & Survey, Dimapur, Nagaland only in attendance.

And after hearing the parties on 07.04.2015 at 1:30 PM, the Commission had passed decision, vide even No. dated **09.04.2015**, wherein the Commission had served an **explanation call** to the concerned PIO, Directorate of Land Records & Survey, Nagaland, Dimapur for

failure to appear for the hearing on 07.04.2015 at 1:30 PM without any prior intimation or reason.

And since the concerned PIO, Directorate of Land Records & Survey, Nagaland, Dimapur did not appear before the Commission for the hearing, the Commission reserved its judgment/decision for the next hearing which was scheduled on **28th April, 2015 (Tuesday) at 12:00 PM.** in order to give opportunity of being heard of the concerned PIO, Directorate of Land Records & Survey, Dimapur, Nagaland.

OBSERVATIONS AND FINDINGS:

In compliance to the decision of the Commission dated 09.04.2015, Shri. Vilarietuo Kire, Additional Director & PIO, Land Records & Survey, Dimapur, Nagaland had, vide letter No. DLRS/ESTT/GEN-9/2007 File No. II/152 dated 23.04.2015 submitted his reply to the explanation call stating that he could not appear for the hearing since the Notice for hearing on 07.04.2015 was received only after the hearing was held i.e. on 09.04.2015, and moreover, he was out of station on official tour on the day of hearing on 07.04.2015.

During the hearing, Shri. Vilarietuo Kire, Additional Director & PIO, Land Records & Survey, Dimapur, Nagaland submitted that on receipt of the prescribed application fee of Rs. 10/- from the applicant(now complainant) on 12.04.2015, the following information in respect of Shri. Razu-o Dozo were furnished to the applicant(now complainant), vide letter No. DLRS/ESTT/GEN-9/2007/FILE-II/135 dated **14.04.2015**:-

1. Appointment Order dated 29th March, 1990.
2. Joining Report dated 5th March, 1990.
3. Promotion Notification dated 15th February, 2012.
4. Corrigendum dated 17th February, 2012.
5. Notification dated 10th August, 2011.
6. Notification dated 10th August, 2011.
7. Notification dated 30th September, 2014.
8. Certificate of Transfer of charge
9. Certificate of Transfer of charge
10. Certificate of Transfer of charge

The applicant(now complainant) had also submitted that he had personally collected the information.

During the hearing, the applicant(now complainant) submitted that he was not satisfied with the information so received since to his query No. 1, '*Appointment order with related documents*', he did receive the '*related documents*' such as educational qualification, mark sheets etc. of Shri. Razu-o Dozo.

The Commission observed that the educational qualification, mark sheets etc. of Shri. Razu-o Dozo were not provided since the applicant(now complainant) had not specified the '*related documents*' in his RTI application. And that the applicant(now complainant) is free to submit another RTI application, if he so desire the educational qualification, mark sheets etc. of Shri. Razu-o Dozo.

During the hearing, the applicant(now complainant) informed that he had submitted a representation to the Government against the promotion of Shri. Razu-o Dozo terming it as illegal, and had read out his representation which was submitted to the Government.

The Commission observed that the RTI Act, 2005 is a tool to access information from the public authorities and as long as furnishing of information is concerned, the PIO had already furnished whatever the applicant had sought. However, since the Commission is not a court of arbitration, the applicant(now complainant) is free to approach other appropriate platforms to address his grievances.

The applicant(now complainant) agreed with the Commission and submitted **satisfaction**.

DECISION

On the above observations and findings, since the Additional Director & PIO, Land Records & Survey, Dimapur, Nagaland had furnished all the information whatever the applicant had sought in his RTI application dated 02.12.2014, and that the applicant(now complainant) had also submitted **satisfaction** with the information so received and with the above observation of the Commission, the Commission decided to declare this complaint case as **closed**.

Decision pronounced in presence of all parties present on 28.04.2015.

Copy be given to the parties:

1. Shri. Vilarietuo Kire, Additional Director & PIO, Land Records & Survey, Dimapur, Nagaland-797112., Mobile No. 9436000681.
2. The applicant(now complainant), Shri. Kevingol, LRSO, Directorate of Land Records & Survey, Dimapur, Nagaland, Mobile No. 9436414955.
3. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
4. Office Copy.

Sd/-

KEVININO P. MERU

Chief Information Commissioner,
Nagaland.

Sd/-

BUKCHEM PHOM

State Information Commissioner,
Nagaland.

Authenticated true copy:-

(WORHONTHUNG EZUNG)

Under Secretary