

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-1/2014-15

Dated Kohima, the 18th September, 2014.

Subject: Notice for hearing on 29th October, 2014 (Wednesday) at 12:00 noon.

WHEREAS under Section 18 of the Right to Information Act, 2005, the Nagaland Information Commission have received a Complaint dated 28.05.2014 from an applicant, Shri. H. K. Zhimomi, Diphupar – A Village, Dimapur – 797112, Mobile No. 9436007436, stating that there was no information received in regard to his RTI application dated 08.03.2014.

AND WHEREAS, earlier the applicant had submitted a RTI application dated 08.03.2014 addressed to the PIO, Office of the Principal Secretary to the Govt. of Nagaland, Department of Environment, Forests & Wildlife, Nagaland, Kohima alongwith an application fee of Rs. 10/-, seeking certain information on the following:-

1. That, the panel list of SFS Officers submitted to the Secretary, UPSC (SCM/DPC) for promotion to that of IFS cadre be furnished for the year 2011, 2012, 2013 and the final list for the year 2014 before the DPC/SCM Board on 04.03.2014.
2. The ACRs of the empanelled SFS Officers from 2009, 2010, 2011, 2012, 2013 be furnished under the provision of the Act.
3. Clearance Certificate of the State Government to the Government of India that there is no court cases pending against the SFS Officers to be inducted into IFS cadre as sought by the MoEF Office during 2012 & 2013 before final notification is issued against the inducted officers.
4. Contents of the file note sheet – remarks/ comments of the C&S Forests on the process to submit the panel list before the SCM/DPC Board on 24-25/03/2013 and 04/03/2014 respectively.
5. Forwarding letter to the Secretary, UPSC and the enclosures thereof for the above consecutive years and the dates of SCM/DPC board meeting.

AND WHEREAS, on not getting any reply to his RTI application dated 08.03.2014 from the concerned PIO within the stipulated time frame of 30 days, the applicant had submitted a complaint dated 28.05.2014 before this Commission.

AND WHEREAS, the Commission had also received a **reminder** dated 26.06.2014 from the applicant(now the complainant) alongwith enclosure letter of the similar RTI application dated 08.03.2014 but with a copy endorsed to the Secretary, Ministry of Environment & Forests IFS-II, Paryavaran Bhavan, CGO Complex, , New Delhi – 110003 and the Under Secretary, UPSC, Dholpur House, Shahjahan Road, New Delhi; and also a reply letter from the UPSC vide F. No. 12/21/2014-AIS dated 29.04.2014 forwarding his RTI application to the PIO of the Department of Environment, Forests & Wildlife, Nagaland, Kohima.

AND WHEREAS, the Commission had, vide its Notice of even No. dated 08.08.2014 notified all the parties for hearing on **9th September, 2014 (Tuesday) at 2:00 PM.**

AND WHEREAS, the public authority i.e. the Department of Forest, Ecology, Environment & Wildlife, Nagaland, Kohima had, vide letter No. FOR/ESTT-(RTI)-80/2005/2005 (Vol-II) dated 06.09.2014 requested the Commission for postponement of the hearing in the first week of October, 2014 since both the Appellate Authority and the PIO were unable to appear for the hearing as the Appellate Authority had scheduled a meeting with officials visiting the State and the PIO on official tour overseas.

AND WHEREAS, the Commission did not accept the request of the public authority for postponement of the hearing, since the Commission had received only in the first hour of the hearing depriving the opportunity to inform the applicant(now the complainant) for which the Commission had taken serious note of it.

AND WHEREAS, during the hearing on 09.09.2014, only the applicant(now the complainant) appeared before the Commission. And since the respondents i.e. the Principal Secretary & First Appellate Authority and the concerned PIO, Department of Forest, Ecology, Environment & Wildlife, Nagaland, Kohima, did not appear for the hearing, the Commission could not proceed with the case further and hence reserved its judgement for the next hearing scheduled on **29.10.2014 at 12:00 noon**.

AND WHEREAS, to hear the complaint, giving opportunity to the parties, the Commission has now rescheduled the hearing on **29th October, 2014 (Wednesday) at 12:00 noon** 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.

1. The Principal Secretary & First Appellate Authority, Department of Forest, Ecology, Environment & Wildlife, Nagaland, Kohima.
2. The concerned PIO, Department of Forest, Ecology, Environment & Wildlife, Nagaland, Kohima.
3. The applicant(now the complainant), Shri. H. K. Zhimomi, Diphupar – A Village, Dimapur – 797112, Mobile No. 9436007436.

Sd/-

BUKCHEM PHOM

State Information Commissioner

Dated Kohima, the 18th September, 2014.

No. NIC/Complaint-1/2014-15

Copy to:-

1. The P.A 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. The Principal Secretary & First Appellate Authority, Department of Forest, Ecology, Environment & Wildlife, Nagaland, Kohima.
4. The concerned PIO, Department of Forest, Ecology, Environment & Wildlife, Nagaland, Kohima.
5. The applicant(now the complainant), Shri. H. K. Zhimomi, Diphupar – A Village, Dimapur – 797112, Mobile No. 9436007436.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.

(SOYIMNA AIER KOZA)

Secretary