

NAGALAND INFORMATION COMMISSION

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No.NIC/Appeal-1/2019-20.

Dated Kohima, the 18th October, 2019.

Sub: Closing Order for Appeal Case.

WHEREAS, under Section 19 of the RTI Act, 2005 and in accordance to the Nagaland State Information Commission (Appeal Procedure) Rules-2005, the Commission had received a second appeal dated 14.03.2019 (in Hindi and translated by the Commission) transferred from the Central Information Commission, New Delhi vide diary No.112609/2019 dated 20.03.2019 wherein, the applicant, Shri. Chetan Kumar, S/o Raja Babu Singh, Gali No. 01, Sangam Vihar Colony, Nagla Tikona Road, District Aligarh-202001, Uttar Pradesh, Mobile No.9412462258 stated that he had received wrong answer in response to his first appeal dated 26.11.2018 which was submitted to the Vice Chancellor/ Pro Chancellor, The Global Open University Nagaland, Dimapur, Nagaland against the incomplete information furnished by the PIO, The Global Open University Nagaland, Dimapur, Nagaland in reply to his RTI application dated 27.10.2018.

AND WHEREAS, the applicant, Shri. Chetan Kumar, had earlier submitted an RTI application vide letter dated 27.10.2018 addressed to the Controller/ Registrar & PIO, The Global Open University Nagaland, Sodzulhou Village, P.O.-ARTC, NH-39, Dimapur-797115, Nagaland by speed post bearing No.EU3476L7788IN dated 27.10.2018 alongwith an application fee of Rs.20/- paid through postal order vide IPO bearing No.45F 615738 dated 09.07.2018 and No.45F 838810 dated 27.10.2018 in favour of Information Officer, The Global Open University Nagaland, Dimapur, Nagaland and format for verification of educational documents, seeking the following information as mentioned below:-

1. *Mr. Udaiveer Singh, S/o Naresh Pal Singh who passed the MBA (OPR) in the first semester examination held in December 2013, in the second semester examination held in June 2013, in the third semester held in 2014, in the fourth semester examination held in 2015 and Roll No.TGOU/PG/010131/MBA(OPR) is marksheet valid or not ?*
2. *The candidate has passed MBA (OPR) form the Global Open University which is located at Nagaland, Dimapur. It is affiliated under section 22 of the UGC Act-1956 and recognised by distance education council Ministry of Human Resorce Delopment, Government of India answer ?*
3. *The marksheet is produced Udaiveer Singh, S/o Naresh Pal Singh such candidate Roll No.TGOU/PG/010131/MBA(OPR) is valid or not.*

AND WHEREAS, on not getting any response to his RTI application dated 27.10.2018 from the PIO, The Global Open University Nagaland, Dimapur, Nagaland, the applicant had, vide letter dated 26.11.2018 submitted first appeal to the Vice Chancellor/ Pro Chancellor, The Global Open University Nagaland, Dimapur, Nagaland stating that even after the expiry of stipulated time period, the PIO did not provide any information till date and requested to provide all the information free of cost.

AND WHEREAS, on not being satisfied with the wrong answer and incomplete information furnished in response to his first appeal dated 26.11.2018, the applicant (now appellant) had, vide letter dated 14.03.2019 submitted second appeal to the Central Information Commission, New Delhi.

AND WHEREAS, on receipt of the second appeal dated 14.03.2019, the Deputy Registrar (CR-I), Central Information Commission, New Delhi had, vide diary No.112609/2019 dated 20.03.2019 forwarded the above second appeal to this Commission stating that the matter pertains to the Nagaland Information Commission.

AND WHEREAS, on receipt of the second appeal dated 14.03.2019 on 04.04.2019, the Commission had, vide letter of even No. dated 14.06.2019 directed the Controller of Examination & FAA, The Global Open University Nagaland, Dimapur, Nagaland that if the FAA had been heard, a copy of the decision/ reply of the FAA to his first appeal alongwith the reply of the PIO, The Global Open University Nagaland may be submitted to this Commission at an early date. However, if the first appeal had not been heard, the first appeal be heard in the presence of both the parties i.e., the applicant (now appellant) and the PIO concerned and pass decision within forty-five (45) days from the date of receipt of this directive. Thereafter, the hearing of the first appeal, the decision on the first appeal be submitted to the applicant (now appellant) with a copy to this Commission.

AND WHEREAS, in compliance to the above directive of the Commission dated 14.06.2019, Shri. Sushil Singh, Controller of Examination & FAA had, vide letter No.GOUN/2-14/2019 dated 26.06.2019 issued directive to the applicant (now appellant) Shri. Chetan Kumar to appear before the First Appellate Authority, The Global Open University Nagaland on 19.07.2019 at 11:30 A.M. to hear the first appeal with a copy to this Commission.

AND WHEREAS, after the hearing of the first appeal, Shri. Sushil Singh, Controller of Examination & FAA had, vide No.GOUN/2-14/2019/270 dated 19.07.2019 passed decision directing the PIO to confirm satisfaction or non-satisfaction from the applicant (now appellant) within one (1) month.

AND WHEREAS, Smti. Ruth Difusa, PIO-Verifications, The Global Open University Nagaland had, vide letter No.GOUN/2-14/2019/270 dated 19.07.2019 wrote to the applicant (now appellant) for confirmation of the satisfaction or non-satisfaction of the information so furnished in written on or before 13.08.2019 failing which it shall be considered as satisfied.

AND WHEREAS, the Commission had, vide letter of even No. dated 23.08.2019 directed Smti. Ruth Difusa, PIO-Verifications, The Global Open University Nagaland to ascertain the receipt of confirmation from the applicant (now appellant) regarding his satisfaction or non-satisfaction of the information so furnished to him, within thirty (30) days from the date of receipt of this directive.

AND WHEREAS, In compliance to the above directive of the Commission, Smti. Ruth Difusa, PIO-Verifications, The Global Open University Nagaland had, vide letter No.GOUN/2-14/2019/239 dated 04.09.2019 submitted that the University had not received any response till date regarding confirmation of satisfaction or non-satisfaction from the applicant (now appellant) and requested the Commission to treat the case as closed.

AND WHEREAS, the Commission observed that there was no delay in furnishing the reply and though sufficient time had lapsed, there was no response regarding confirmation of satisfaction or non-satisfaction from the applicant (now appellant), suggesting that the applicant have no interest to pursue his case, the Commission has decided to close the appeal case.

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

- i. Shri. Sushil Singh, Controller of Examination & FAA, The Global Open University Nagaland, Sodzulhou Village, Dimapur, Nagaland.
- ii. Smti. Ruth Difusa, PIO-Verifications, The Global Open University Nagaland, Sodzulhou Village, Dimapur, Nagaland.
- iii. The applicant (now appellant), Shri. Chetan Kumar, Sangam Vihar Colony, Nagla Tikona Road, District Aligarh, Uttar Pradesh.

Sd/-

CHANBEMO LOTHIA


Chief Information Commissioner

Dated Kohima, the 18th October, 2019.

No.NIC/ Appeal-20/2017-18. 916

Copy to:

1. The PPS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The PA to the State Information Commissioner (K), Nagaland Information Commission for kind information of the SIC (K).
3. The PA to the State Information Commissioner (R), Nagaland Information Commission for kind information of the SIC (R).
4. Shri. Sushil Singh, Controller of Examination & FAA, The Global Open University Nagaland, Sodzulhou Village, P.O-ARTC, NH-39, Dimapur-797115, Nagaland.
5. Smti. Ruth Difusa, PIO-Verifications, The Global Open University Nagaland, Sodzulhou Village, P.O-ARTC, NH-39, Dimapur-797115, Nagaland.
6. The applicant (now appellant), Shri. Chetan Kumar, S/o Raja Babu Singh, Gali No. 01, Sangam Vihar Colony, Nagla Tikona Road, District Aligarh-202001, Uttar Pradesh, Mobile No.9412462258.
7. The Computer Programmer, Nagaland Information Commission for uploading on the Commission's website and Notice Board.
8. Office Copy.


(OBANGLA JAMIR)
Secretary