

NAGALAND INFORMATION COMMISSION

Below Raj Bhavan, Officers' Hill Colony

Post Box No. 148

Nagaland, Kohima-797001

Tel: 0370-2242366 | Fax: 0370-2242368

Email: cic.nagaland@gmail.com | Website: www.nlsic.nagaland.gov.in

Facebook: Nagaland Information Commission | Twitter: [nlsic_nagaland](https://twitter.com/nlsic_nagaland)



No.NIC/Complaint-1/2018-19.

Dated Kohima, the 11th February, 2020.

Sub: Closing Order of Complaint Case.

WHEREAS, under Section 18 of the RTI Act, 2005 and in accordance to the Nagaland Information Commission (Appeal Procedure) Rules-2005, the Commission had heard the complaint dated 23.06.2018 on 13.11.2018 at 1:00 P.M. submitted by Shri. Amit Kumar Banik, CID Lane, Opposite DGP Office, Nibas apartment-2, Flat No.3c, Ulubari-781007, Guwahati, Assam, Mobile No.7002307973, email:banikat@gmail.com against incomplete and wrong information furnished by Shri. A. Takomeren, District Transport Officer & PIO, Phek, Nagaland to his RTI application dated 04.05.2018.

AND WHEREAS, after the hearing held on 13.11.2018 at 1:00 P.M., the Commission had passed decision of even No. dated 16.11.2018.

AND WHEREAS, in compliance to the Point No.1 of the decision of the Commission dated 16.11.2018, the DTO & PIO, O/o Motor Vehicles Department, Phek, Nagaland had, vide letter No.DTO-Pk/Esst-19/06-07/2341-44 dated 06.12.2018 refurnished point wise of the detail information pertaining to the vehicle No.NL-08A/1668 and certified copy of Certificate of Registration as per office records.

AND WHEREAS, since compliance to the Point No.2 was not received, the Commission had, vide letter of even No. dated 22.01.2019 directed the DTO & PIO, O/o the Motor Vehicles Department, Phek, Nagaland to comply to the Point No.2 of the decision of the Commission of even No. dated 16.11.2018 by writing to the applicant (now complainant) for confirmation of his satisfaction or non-satisfaction of the information so furnished to him within twenty (20) days from the date of receipt of the directive.

AND WHEREAS, on not getting any compliance to the Point No.2 despite giving twenty (20) days, the Commission had, vide letter of even No. dated 05.04.2019 notified for second hearing on 08.05.2019 at 1:30 P.M. in the hearing room of Nagaland Information Commission.

AND WHEREAS, since the DTO & PIO, Phek had failed to appear before the Commission for the hearing 08.05.2019 at 1:30 P.M, the Commission had, vide letter No. of even dated 31.05.2019 directed Shri. A.Takomeren (former DTO & PIO, Phek), DTO, Motor Vehicles Department, O/o the Transport Commissioner, Nagaland, Kohima to submit an explanation to the Commission within two (2) weeks from the date of receipt of the directive as to why disciplinary action should not be recommended against him under Section 20 (2) of the RTI Act, 2005 for failure to appear in the hearing and undermining the Commission.

AND WHEREAS, Shri. A.Takomeren, DTO, Motor Vehicles Department, O/o the Transport Commissioner, Nagaland, Kohima had, vide letter dated 22.07.2019 submitted that he could not attend the hearing as well as could not reply to his explanation call since he did not receive any notice for hearing and the letter, but came to learn about the summon and the explanation call only after receiving phone call from the Superintendent, Nagaland Information Commission. Further, he stated that since the present DTO & PIO, Phek had, vide letter No.DTO/Pk/Esst-19/06-07/2341-44 dated 06.12.2018 refurnished the detail information of the vehicle No.NL-08A-1668 to the applicant (now complainant), he had requested to consider his case and not to recommend any disciplinary action against him. He also stated that regarding point No.2, the confirmation of the satisfaction or non-satisfaction of information from the applicant (now complainant) shall be written by the present DTO, Phek.

AND WHEREAS, the Commission had, vide letter of even No. dated 23.08.2019 wrote to the DTO & PIO, O/o the Motor Vehicles Department, Phek, Nagaland stating that the

Commission did not receive any compliance to Point No.2 of its decision till date and further directed to confirm from the applicant (now complainant) regarding his satisfaction or non-satisfaction of the information so furnished to the applicant (now complainant) vide letter No.DTO-Pk/Esst-19/06-07/2341-44 dated 06.12.2018 within thirty (30) days from the date of the directive to enable the Commission close the case.

AND WHEREAS, in compliance to the above directive of the Commission dated 23.08.2019, the DTO, O/o the Motor Vehicles Department, Phek, Nagaland had, vide letter No.DTO-Pk/Esst-19/06-072250-53 date 19.09.2019 wrote to the applicant (now complaint) for confirmation of satisfaction or non-satisfaction of the information so furnished to him.

AND WHEREAS, though sufficient time had lapsed, since there was no response or further complaint from the applicant (now complainant) even after the PIO had furnished the information on 06.12.2018, suggesting that the applicant (now complainant) was satisfied with the information so furnished by the PIO and has no interest to pursue further, the Commission has decided to close the complaint case.

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

- i. The District Transport Officer & PIO, Motor Vehicles Department, Phek, Nagaland.
- ii. Shri. A. Takomeren, (former DTO & PIO, Phek), District Transport Officer, Motor Vehicles Department, O/o the Transport Commissioner, Nagaland, Kohima.
- iii. The applicant (now complainant), Shri. Amit Kumar Banik, CID Lane, Opposite DGP Office, Nibas apartment-2, Flat No.3c, Ulubari-781007, Guwahati, Assam, Mobile No.7002307973, email:banikat@gmail.com.

Sd/-

KEVIZATUO MIACHIEO

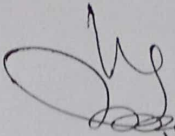
State Information Commissioner

Dated Kohima, the 11th February, 2020.

No.NIC/Complaint-1/2018-19. 992

Copy to:

1. The PA to the State Information Commissioner (K), Nagaland Information Commission for kind information of the SIC (K).
2. The PA to the State Information Commissioner (R), Nagaland Information Commission for kind information of the SIC (R).
3. The District Transport Officer & PIO, Motor Vehicles Department, Phek, Nagaland.
4. Shri. A. Takomeren, (former DTO & PIO, Phek, Nagaland), District Transport Officer, Motor Vehicles Department, O/o the Transport Commissioner, Nagaland, Kohima.
5. The applicant (now complainant), Shri. Amit Kumar Banik, CID Lane, Opposite DGP Office, Nibas apartment-2, Flat No.3c, Ulubari-781007, Guwahati, Assam, Mobile No.7002307973, email:banikat@gmail.com.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.


11/02/20
(OBANGLA JAMIR)
Secretary