

NAGALAND INFORMATION COMMISSION
AGRI-FARM COLONY, LANE-6, H/NO. AFC-587
NAGALAND, KOHIMA-797001

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No. NIC/APPEAL-2/2022-23

Dated Kohima, the 04th May, 2022

Subject: Notice for Hearing on 11th May, 2022 (Wednesday) at 1:00 P.M.

WHEREAS, the Commission had received a Second Appeal dated **30.12.2021** on **08.01.2022** from Shri. Wilson K. Mongzar & Party, New Secretariat, M/No. 8132919480 / 8014214292 for non-response of the Public authority.

AND WHEREAS, the applicant (now appellant), Shri. Wilson K. Mongzar & Party, had initially submitted an RTI application dated **NIL** and received by the Department on **20.09.2021** addressed to the PIO, Directorate of Social Welfare, Nagaland, Kohima, seeking the following information:

- i) *Kindly furnish a copy of the detail Expenditure Statements of all the Drawal Authority enclosed herewith in chronological order issued in month and year wise for implementation of various programmes/Schemes for the year 2016 to 2020.*
- ii) *Drawal Authority for construction programmes enclosed herewith may kindly be furnished as per the month and year wise, Work Orders, Tender bids, Completion Certificate along with photocopy duly countersigned by the concerned VCs, Head GBs, or Ward Chairman where these works were executed.*
- iii) *Drawal Authority for Supplies and Material Items and other goods, Supply Orders, Authorised Agencies along with Transportation Vehicle Numbers, Cost and Cash Memos.*
- iv) *Kindly furnish a copy of the authentication Audit Report submitted to A.G. Office.*
- v) *Kindly furnish a copy of the Actual Payment Receipt from the enclosed Drawal Authority for implementation of various programmes from the year 2016 to 2020.*
- vi) *Kindly furnish the Official Standing Order/O.M for deduction of various share percentage with proof records maintained by Department.*

AND WHEREAS, since there was no response from the PIO, Directorate of Social Welfare even after a lapse of **30(thirty) days**, the applicants (now appellants) had filed the First Appeal dated **21.10.2021** addressed to the Director, Directorate of Social Welfare and received by the Department on the same date.

AND WHEREAS, since there was no response even from the Director & FAA, Directorate of Social Welfare even after a lapse of **70(seventy) days**, the applicants (now appellants) had filed the Second Appeal dated **30.12.2021** to the Commission and received by the Commission on **08.01.2022**.

AND WHEREAS, since the First Appeal was yet to be heard by the FAA, the Commission had vide letter **No.NIC/GEN/RTI-19/17(Vol-I) dated 03.02.2022** directed the Director & FAA, Social Welfare, Nagaland, Kohima to hear the First Appeal within **45 (forty five) days** from the date of receipt of the Directive submit a copy of the decision to the Commission.

AND WHEREAS, in compliance to the Commission's directive, the Director & FAA conducted the hearing on **22.02.2022** and passed a decision on the same day stating that available documents are hereby provided to the applicants (now appellants), and if not satisfied, the applicants (now appellants) are given liberty to approach higher authority as laid down under the RTI Act, 2005.

AND WHEREAS, the Commission had issued a letter **No.NIC/GEN/RTI-19/17(Vol-I) dated 13.04.2022** to the applicants (now appellants) to confirm satisfaction / non-satisfaction of the information so furnished by the Public Authority after hearing the First Appeal and decision passed by the FAA vide Order dated **22.02.2022**.

AND WHEREAS, the applicants (now appellants), submitted another Appeal dated **16.03.2022** and received by the Commission on **17.03.2022**, expressing their non-satisfaction of the outcome of the First Appeal Hearing and decision of the FAA vide Order dated **22.02.2022**.

AND WHEREAS, since the Commission is not satisfied and convinced with the above decision/order of the FAA, the Commission has decided to hear the above mentioned appeal giving opportunity of being heard to all the parties on **11th May, 2022 (Wednesday)** **at 1:00 P.M in the Hearing Room of Nagaland Information Commission, Agri-farm Colony, Lane-6, H/No. AFC/578, Nagaland, Kohima.**

NOW THEREFORE, the following parties 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. The following under mentioned officials are requested to attend the hearing with preventive measures such as wearing of face mask and social distancing etc. ***Only 2 (two) persons from each party will be allowed with strict protocol.***

1. The Director & First Appellate Authority, Directorate of Social Welfare, Nagaland, Kohima-797001.
2. The PIO, Directorate of Social Welfare, Nagaland, Kohima-797001.
3. The applicant (now appellant), Shri. Wilson K. Mongzar & Party, New Secretariat, M/No. 8132919480 / 8014214292.

Sd/-

G. H. RAMLIA

State Information Commissioner

Dated Kohima, the 04th may, 2022

No.NIC/APPEAL-2/2022-23

Copy to:

1. The PA 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. The Director & First Appellate Authority, Directorate of Social Welfare, Nagaland, Kohima-797001.
5. The PIO, Directorate of Social Welfare, Nagaland, Kohima-797001.
6. The applicants (now appellants), Shri. Wilson K. Mongzar & Party, New Secretariat, M/No. 8132919480 / 8014214292.
7. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
8. Office Copy.

(OBANGLA JAMIR)

Secretary

Nagaland Information Commission