

NAGALAND INFORMATION COMMISSION
AGRI-FARM COLONY, LANE-6, H/NO. AFC-578
NAGALAND, KOHIMA-797001

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No. NIC/APPEAL-9/2022-23

Dated Kohima, the 15th July, 2022

Subject: Notice for Hearing on 29th July, 2022 (Friday) at 11:00 A.M.

WHEREAS, the Commission had *on 07.12.2020* received a Second Appeal dated *04.12.2020* from Shri. B. M. Yanchu Chang, President, International Human Rights Council, Tuensang, *M/No. 8415961344* & Shri. Sangmak P. Sangtam, Vice-President, International Human Rights Council, Tuensang, *M/No. 7628943528* against the non-response of the FAA to their Appeal dated *28.10.2020* which was submitted for the failure of the PIO, Directorate of Printing & Stationery to furnish the information to their RTI application dated *16.09.2020*.

AND WHEREAS, the applicants, Shri. B. M. Yanchu Chang & Shri. Sangmak P. Sangtam, had submitted an RTI application vide *No. 17/Gen/IHRC/2020* dated *16.09.2020* addressed to the PIO, Directorate of Printing & Stationery, Kohima, Nagaland along with an application fee of Rs.50/- seeking the following information in detail from 2007 to 2020 under the Department of Printing & Stationery:

1. Fund received from both Central & State Government on every financial years.
 - a) *Total amount received from each Financial Year.*
 - b) *Total amount utilized by the Department for the Public purpose.*
 - c) *Kindly furnish the voucher, APR & photocopy.*
 - d) *Kindly furnish the expenditure record and received voucher.*
 - e) *Kindly furnish the list of beneficiary's group/individuals.*
 - f) *Detail progress report and success story of each work of every District including Directorate.*
2. Kindly furnish the total number of tools and machineries received from both Central/State.
 - a) *Types of tools and machineries. Number of beneficiaries (if any).*
 - b) *Total number of work programs initiated.*
 - c) *Kindly furnish the voucher, APR & photocopy.*
 - d) *Kindly furnish the expenditure record and received voucher.*
 - e) *Kindly furnish the list of beneficiary's group/individuals.*
 - f) *Detail progress report and success story of each work of every District including Directorate.*
3. Kindly furnish the incumbency list of the Department.
 - a) *Total No. of Staff in each District including Directorate.*
 - b) *Detail list of advertisement from 2007 to 2020.*
 - c) *Kindly produce the photocopy of advertisement, date of interview and its location.*
 - d) *Kindly furnish the official name and tribe of the employees of each District including Directorate.*

AND WHEREAS, since the PIO, Directorate of Printing & Stationery failed to furnish the information as sought, the applicants, had filed First Appeal vide *No. 18/Gen/IHRC/Tsg/2020* dated *28.10.2020* addressed to the Director, Directorate of Printing & Stationery, Nagaland, Kohima and received by the Department on the same date.

AND WHEREAS, in response to the First Appeal, the FAA had informed the applicants (now appellants) to be present at the Directorate of Printing & Stationery on *02.12.2020 at 12:00 PM*, However, when they approached the FAA expecting a hearing of their First Appeal on *02.12.2020*, they were simply told to take away the RTI application without the presence of the concerned PIO/APIO and hence violating the norms of the RTI Act, 2005.

AND WHEREAS, on being not satisfied with the FAA, the applicants (now appellants), had vide *18/Gen/IHRC/Tsg/2020* dated *04.12.2020* submitted Second Appeal to the Nagaland Information Commission.

AND WHEREAS, on receipt of the Second Appeal dated *04.12.2020*, and on further examination, since the First Appeal was not heard, the Commission had vide letter *No. NIC/GEN/RTI-19/17/1257* dated *22.12.2020* directed the Director & FAA, Printing & Stationery, Nagaland, Kohima to take up the First Appeal by hearing the parties i.e., the applicants

(now appellants) and the PIO concerned and pass decision within 45(forty five) days from the date of receipt of the directive and submit a copy of the decision to the Commission.

AND WHEREAS, since there was no compliance by the FAA to the above directive of the Commission even after a lapse of 1(one) year and 5(five) months, the Commission had issued a reminder letter *No. NIC/Gen/RTI-19/17(Vol-III)/1561 dated 31.05.2022* to submit action taken report within 15(fifteen) days.

AND WHEREAS, in compliance to the directives of the Commission *No. NIC/GEN/RTI-19/17/1257 dated 22.12.2020* and *No. NIC/Gen/RTI-19/17(Vol-III)/1561 dated 31.05.2022*, Shri. Neituolie Phewhuo, Director, Printing & Stationery & FAA had vide letter *NO. NPG/ESTT/383/18-19 (Pt-II)/270 dated 09.06.2022* informed that the FAA could not hear the First Appeal due to COVID-19 precautionary directives/lockdown notified by the Government of Nagaland. Further, the Director & FAA had, vide letter *NO. NPG/ESTT/383/18-19 dated 06.07.2022* issued directive for a hearing of the First Appeal between the applicants (now appellants) and the PIO on *11.07.2022 at 1:00 PM*.

AND WHEREAS, after the hearing of the First Appeal on *11.07.2022 at 1:00 PM* in the office chamber of the Director & FAA, the FAA had, vide letter *NO. NPG/ESTT/383/18-19 (Pt-II)/345 dated 11.07.2022* submitted action taken report to the Nagaland Information Commission stating that all necessary documents were provided to the applicants and had resolved the matter amicably and hence, the case had been dismissed and disposed of accordingly.

AND WHEREAS, since the Commission is not satisfied and convinced with the action taken report of the FAA, the Commission has decided to hear the appeal giving opportunity of being heard to all the parties on **29th July, 2022 (Friday) at 11:00 A.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.

1. The Director & First Appellate Authority, Directorate of Printing & Stationery, Nagaland, Kohima -797001.
2. The Additional Director & PIO, Directorate of Printing & Stationery, Nagaland, Kohima - 797001.
3. The applicants (now appellants), Shri. B. M. Yanchu Chang, President, IHRC, Tuensang, *M/No. 8415961344* & Shri. Sangmak P. Sangtam, Vice-President, IHRC, Tuensang, *M/No. 7628943528*.

Sd/-

I.MEYIONEN JAMIR

Chief Information Commissioner

Dated Kohima, the 15th July, 2022

No.NIC/APPEAL-9/2022-23

Copy to:

1. The PS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The Director & First Appellate Authority, Directorate of Printing & Stationery, Nagaland, Kohima-797001.
3. The Additional Director & PIO, Directorate of Printing & Stationery, Nagaland, Kohima - 797001.
4. The applicants (now appellants), Shri. B. M. Yanchu Chang, President, International Human Rights Council, Tuensang, *M/No. 8415961344* & Shri. Sangmak P. Sangtam, Vice-President, International Human Rights Council, Tuensang, *M/No. 7628943528*, Tuensang – 798612.
5. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
6. Office Copy.

(WORHONTHUNG EZUNG)

Deputy Secretary

