

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

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

No. NIC/APPEAL-12/2022-23

Dated Kohima, the 3rd August, 2022

Appellant : Shri T. Ruovi
M/No. 7630899734.
C/o. Kuda 'B' Sub-post Office, Nagarjan.

Respondents : (i) Smti. Liboni Humtsoe,
Director & First Appellate Authority,
Directorate of Rural Development,
Nagaland, Kohima-797001.

(ii) Smti. Azenuo Pienyu
The Addl. Director & PIO,
Directorate of Rural Development,
Nagaland, Kohima-797001.

(iii) Shri. H. Atokhe Aye,
Former Project Director & PIO,
DRDA, Dimapur - 798612.

(iv) Shri. Kethosituo Sekhose,
Present Project Director & PIO,
DRDA, Dimapur – 798612.

(v) Smti. Sashirenla,
APIO & BDO,
RD Block, Chumukidema.

Public Authority : District Rural Development Agency, Dimapur, Nagaland.

Date of hearing : 29/07/2022 at 11:30 A.M

Date of Decision : 03.08.2022.

Present:

1. Smti. Liboni Humtsoe, Director & FAA, Directorate of Rural Development, Nagaland, Kohima-797001.
2. Smti. Azenuo Pienyu, Addl. Director & PIO, Directorate of Rural Development, Nagaland, Kohima-797001.
3. Shri. K. Neibou Sekhose, Jt. Director, Directorate of Rural Development, Nagaland, Kohima-797001.
4. Shri. H. Atokhe Aye, Former Project Director & PIO, DRDA, Dimapur.
5. Shri. Kethosituo Sekhose, Project Director & PIO, DRDA, Dimapur.
6. Shri. Hamdok M. Konyak, RDO, Rural Development.
7. Smti. Sashirenla, BDO & APIO, DRDA, RD Block, Chumukidema.
8. Smti. Akhrienuo Zehol, BAPO, Rural Development, Nagaland, Kohima-797001.
9. Shri. Marchiten, BAPO, Chumukidema.
10. Shri T. Ruovi, M/No. 7630899734, C/o. Kuda 'B' Sub-post Office, Nagarjan.

FACT OF THE CASE

Shri. T. Ruovi, had submitted an RTI application dated **07/07/2020** along with an application fee of Rs. 10 (Ten) addressed to the PIO, Project Director, District Rural Development Agency, Dimapur, Nagaland, seeking the following information mentioned below:

- a) Kindly provide details block wise allocation of fund under MGNREGA/PMGKP during 2019-20, 2020-21.

- b) Provide block wise allotment of pulses and food grains for the month of April, May and June 2020 under PMGKP.
- c) Provide details of payment made during 2013 to 30.03.2020 to the following job card numbers given below:
657, 670, 636, 659, 626, 1323, 1324, 1325, 1326, 1332, 1333, 1334, 1335, 1336, 1337, 1338 (Kuda Village, Dimapur).
- d) Whether Government employee and retired Government employee are eligible of getting job card and works under MGNREGA scheme? If yes, provide documentary proof under the Act.
If yes, provide documentary proof under the Act.

On receipt of the RTI application on **07/07/2020**, the PIO & Project Director, DRDA, Dimapur had, vide letter **No. DRDA/DMR/ESTT-19/RTI-09/2020** dated **16/07/2020** furnished the replies to the applicant stating that query No. A & C were enclosed in hard copy, query No. B was not executed and query No. D as 'NO'.

On receipt of the information from the PIO, the applicant had submitted first appeal to the First Appellate Authority on **13/08/2020** stating that the Project Director & PIO, DRDA, Dimapur had furnished incomplete and misleading information:-

As per District Rural Development Agency, Office of The Project Director, Dimapur, Nagaland vide order No. DRDA/DMP/MGNREGA-ALLOC/2018 dated 6/03/2020.

- i. *There is a huge discrepancy in the amount mentioned for expenditure and the total amount calculated from the statement.*
- ii. *The statement is hardly visible.*
- iii. *The figure 192 in the wage column is confusing.*
- iv. *In the statement some wages and materials cost are not given (blank).
Eg:-Iralibill, Nagarjan, Phaipijan no materials cost and wage is mentioned.*

On not getting any response from the FAA to their First Appeal, the applicant (now appellant) had submitted Second Appeal dated **14.10.2020** to the Nagaland Information Commission.

On receipt of the Second Appeal dated **14/10/2020**, the Commission had, vide letter **No. NIC/Gen/RTI-19/17** dated **09/11/2020** directed the Director & FAA, Rural Development, Nagaland to hear first appeal and pass decision within 45 (forty five) days from the date of receipt of its directive and to submit a copy of the decision to the Commission.

In compliance to the Directive of the Commission dated **09/11/2020**, the Director & FAA had, vide letter **No. DRD/ME/RTI-AA-11/2021-22** dated **30/05/2022** informed the Nagaland Information Commission that hearing was held wherein the Project Director, DRDA, Dimapur was directed to furnish the complete information and the same had been furnished to the applicant which was submitted by the BDO, Chumukidema and had enclosed a copy of the decision on the first appeal which was held on **09.12.2020**.

On receipt of the Second Appeal dated **14/10/2020**, since the requisite information has not been furnished to the applicant (now appellant) by the PIO and 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 **28th July, 2022 (Thursday) at 11:30 A.M in the Hearing Room of Nagaland Information Commission, Agri-farm Colony, Lane-6, H/No. AFC/578, Nagaland, Kohima** and had also directed the parties to bring the files and relevant documents in question for scrutiny and to appear before the Commission on the above date and time for hearing with preventive measures such as wearing of face mask and social distancing etc. :-

1. Smti. Liboni Humtsoe, Director & First Appellate Authority, Directorate of Rural Development, Nagaland, Kohima-797001.
2. Shri. H. Atokhe Aye, Former Project Director & PIO, DRDA, Dimapur - 798612.
3. Shri. Kethosituo Sekhose, Present Project Director & PIO, DRDA, Dimapur – 798612.
4. Smti. Sashirenla, APIO & BDO, RD Block, Chumukidema.
5. The applicant (now appellant), Shri. T. Ruovi, M/No. 7630899734C/o. Kuda 'B' Sub-post Office, Nagarjan.

OBSERVATIONS AND FINDINGS:

Shri. H. Atokhe Aye, Former Project Director & PIO, DRDA, Dimapur stated that the information was furnished to the applicant on **16/07/2020**.

The applicant stated that he had received the information from the PIO, however, due to shifting of his residence some parts of the information were misplaced and could not be located. A copy of the information was also produced before the Commission and handed over to the applicant during the hearing.

On receipt of the information re-furnished during the hearing, the applicant (now appellant) confirmed satisfaction to his RTI application dated **07/07/2020**.

The Commission observed that there was no delay on the part of the public authority in furnishing the complete information to the applicant (now appellant), and hence no penalty was attracted.

The Commission advised the Public Authority to deal with RTI matters seriously and promptly.

DECISION

In view of the above submission and observations, since the applicant (now appellant) had expressed his satisfaction with the information re-furnished to him during the hearing, the Commission had decided to declare the appeal case as **closed**.

Copies be given to:

1. Smti. Liboni Humtsoe, Director & First Appellate Authority, Directorate of Rural Development, Nagaland, Kohima-797001.
2. Shri. H. Atokhe Aye, Former Project Director & PIO, DRDA, Dimapur - 798612.
3. Shri. Kethosituo Sekhose, Present Project Director & PIO, DRDA, Dimapur – 798612.
4. Smti. Sashirenla, APIO & BDO, RD Block, Chumukidema.
5. The applicant (now appellant) Shri. T. Ruovi, *M/No. 7630899734C/o. Kuda 'B' Sub-post Office, Nagarjan.*
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. Office Copy.

Sd/-

I. MEYIONEN JAMIR
Chief Information Commissioner

Authenticated true copy:

(Worhonhung Ezung)
Deputy Secretary