

No. NIC/Appeal-2/2020-21

Dated Kohima, the 21st March, 2023

Subject: Closing Order of Appeal Case.

WHEREAS the Nagaland Information Commission had received the Second Appeal dated 21.07.2020 (received on the same day) submitted by Shri. Kielie Nakhro, H/No. 19A (II) Upper A.G. Colony, Near SBI Lerie Branch, Kohima 797001, Nagaland, M/No. 8974888785 / 8014214292 against the non-response of the FAA to the First Appeal dated 11.02.2020 which was submitted for the non-furnishing of information by the PIO to his RTI application dated 18.12.2019.

2. AND WHEREAS, the applicant had submitted an RTI application dated 18.12.2019 alongwith an application fee of 10/- addressed to the PIO, Directorate of Rural Development, Nagaland, Kohima seeking the following information:

- i. *List of beneficiaries under IAY Scheme from 2017 till date.*
- ii. *List of beneficiaries under GLA (Grant in Aid) from 2017 till date.*
- iii. *List of beneficiaries under MCG (Matching Cash Grant) from 2017 till date.*
- iv. *List of beneficiaries under SGSY from 2017 till date.*
- v. *List of beneficiaries under NREGS from 2017 till date.*
- vi. *List of beneficiaries under BRGF from 2017 till date*

The above information is in regard to Tuensang and Kiphire Districts only.

3. AND WHEREAS, on receipt of the RTI application dated 18.12.2019, Smti. Neizovonuo Neikha, Joint Director & APIO, Directorate of Rural development, Nagaland had, vide letter No. DRD/MERTI-24/2019-20 dated 13.01.2020 forwarded the RTI application to the Project Director, DRDA Tuensang & Kiphire, Nagaland with request to furnish the required information to the undersigned on or before 27.01.2020.

4. AND WHEREAS, in compliance to the above mentioned letter dated 13.01.2020, Shri. T. Setsathong Sangtam, Project Director & PIO, DRDA, Kiphire, Nagaland had, vide letter No. DRDA/KPE/RTI-1/2017-18/34 dated 24.01.2020 submitted the required information to the PIO, Directorate of Rural development, Nagaland for necessary action.

- i. *List of beneficiaries under PMAY-G Scheme from 2017 till date : 63 Villages.*
- ii. *List of beneficiaries under GIA (Grant in Aid) from 2017 till date: 95 Villages*
- iii. *List of beneficiaries under MCG (Matching Cash Grant) from 2017 till date: 90 Villages.*
- iv. *List of beneficiaries under NREGS from 2017 till date : 23647 Nos.*

5. AND WHEREAS, in compliance to the above mentioned letter dated 13.01.2020, Shri. Tsalito Sangtam, Project Director & PIO, DRDA, Tuensang, Nagaland had also, vide letter No. DRDA/TSG/RTI-1(PT-I) 2015-16 dated 12.02.2020 submitted the required information to the Joint Director & APIO, Rural development, Nagaland, Kohima enclosing the following:

- i. *Enclosed as received from APIO's.*
- ii. *Enclosed as received from APIOs.*
- iii. *Enclosed as received from APIO 's*
- iv. *Programme wind-up prior to 2017.*
- v. *Enclosed as received from APIO's.*
- vi. *Programme wind-up prior to 2017.*

6. AND WHEREAS, the applicant (now appellant) had submitted the First Appeal dated 11.02.2020 to the FAA, Directorate of Rural development, Nagaland for non-furnishing of information by the PIO with 30 (thirty) days time limit to his RTI application dated 18.12.2019.
7. AND WHEREAS, since there was no response to his First Appeal dated 11.02.2020 from the FAA, the applicant had preferred Second Appeal dated 21.07.2020 before the Commission.
8. AND WHEREAS, on careful examination of the above mentioned second Appeal dated 21.07.2020, since the FAA had not heard the First Appeal dated 1.02.2020 submitted by the applicant (now appellant), the Commission had vide letter of even No. dated 18.08.2020 issued a directive to the Director & FAA, Directorate of Rural Development, Nagaland to hear the First Appeal within 45 (forty five) days from the date of receipt of the directive and submit a copy of the decision of the FAA to the Commission.
9. AND WHEREAS, in compliance to the Commission's directive of even No. dated 18.08.2020, Smti. Imnukshila Jamir, Director & FAA, Directorate of Rural Development, Nagaland, Kohima had, after hearing the First Appeal on 11.09.2020 passed decision vide Order NO. DRD/RTI-AA-9/2018-19 dated 11.09.2020 stating that the delay was due to delay from 2 (two) Districts was not intentional and had handed over the required information to the applicant (now appellant) during the hearing.
10. AND WHEREAS, since the applicant (now appellant) was not satisfied with the information received during the First Appeal hearing, he had submitted another Appeal dated 09.11.2020 (received on 10.11.2020) to the Commission stating that he had received some information during the First Appeal hearing, however, the information regarding Kiphire District was not provided.
11. AND WHEREAS, on receipt of the Appeal dated 09.11.2020, the Commission had vide letter of even No. dated 20.11.2020 issued a directive to Smti. Imnukshila Jamir, Director & FAA, Directorate of Rural Development, Nagaland to furnish the complete information as sought within 45 (forty five) days from the date of receipt of the directive and thereafter confirm satisfaction/ non-satisfaction under intimation to this Commission.
12. AND WHEREAS, in compliance to the directive of the Commission of even No. dated 20.11.2020, Smti. Liboni Humtsoe, the new Director & FAA, Directorate of Rural Development, Nagaland had, vide letter NO. DRDMERTI-24/2019-20 dated 09.02.2021 furnished the complete information to the applicant (now appellant) with a copy to this Commission.
13. AND WHEREAS, the Commission had on 13.07.2022 received from the Director & FAA, Rural Development, Nagaland action taken report vide letter NO. DRD/ME/RTI-AA-11/2021-22 dated 30.05.2022 stating that the complete information had been furnished to the applicant as submitted by the Project Director, DRDA, Kiphire and had also enclosed a copy of satisfaction letter dated 30.06.2022 which was submitted by the applicant (now appellant) to the PIO.
14. AND WHEREAS, the Commission had observed that since the RTI application was transferred from the Directorate to the DRDA, Tuensang and Kiphire, there was no delay on the part of the respective PIOs. Moreover, in view of the total Lockdown due to COVID-19, the applicant (now appellant) had received the information late.
15. AND WHEREAS, all the compliances to the Commission's directives have been received, and that the applicant (now appellant) was also satisfied, the Commission decided to close the Appeal case.

16. NOW THEREFORE, it is notified to all the parties that this Appeal case is hereby declared as closed.

1. Smti. Imnukshila Jamir, former Director & FAA, Directorate of Rural Development, Nagaland, Kohima-797001.
2. Smti. Liboni Humtsoe, Director & former PIO and present FAA, Directorate of Rural Development, Nagaland, Kohima - 797001.
3. The applicant (now appellant), Shri. Kielie Nakhro, H/No. 19A (II) Upper A.G. Colony, Near SBI Lerie Branch, Kohima - 797001, Nagaland, Mobile No. 8974888785 /8014214292.

Sd/-

I. MEYIONEN JAMIR

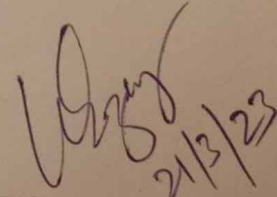
Chief Information Commissioner

Dated Kohima, the 21st March, 2023

No. NIC/Appeal-2/2020-21 /1911

Copy to-

1. The PS to the Chief Information Commissioner, Nagaland for kind information of the CIC.
2. The PA to the Chief Information Commissioner, Nagaland for kind information of the SIC (N).
3. The PA to the Chief Information Commissioner, Nagaland for kind information of the SIC (K).
4. Smti. Imnukshila Jamir, former Director & FAA, Directorate of Rural Development, Nagaland, Kohima-797001
5. Smti. Liboni Humtsoe, Director & FAA, Directorate of Rural Development, Nagaland, Kohima 797001.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website.
7. The applicant (now appellant), Shri. Kielie Nakhro, H. No. 19A(II), Upper A.G. Colony, Near SBI, Lerie Branch, Kohima, Nagaland, M/No. 8132919480/8014214292.
8. Office Copy.



(WORHONTHUNG EZUNG)

Deputy Secretary

Nagaland Information Commission