

C/P

NAGALAND INFORMATION COMMISSION

NAGALAND COMMISSIONS' COMPLEX
BELOW NBCC CONVENTION CENTRE
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NAGALAND, KOHIMA-797004

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No. NIC/APPEAL-19/2022-23

Dated Kohima, the 4th August, 2023.

Subject: Closing Order of Appeal Case.

WHEREAS, the Nagaland Information Commission had received a Second Appeal vide Ref: 2016206428/Appeal/2021 dated 14.06.2021 from Shri. Narinder Kumar, SCO 57-58-59, 4th Floor, Sector 17A, Chandigarh- 160017 against the non-response of the Transport Commissioner & FAA to his first appeal dated 04.03.2021 which was submitted against the non-response of the PIO & RTO, Kohima, O/o the Regional Transport Officer, Kohima to his RTI application dated 18.01.2021.

AND WHEREAS, the applicant had submitted a RTI application vide Ref No. 2016206428 dated 18.01.2021 addressed to the PIO, RTO, Kohima, Nagaland- 797001 along with an application fee of Rs. 10 paid vide IPO No. 52F 280075 dated NIL seeking the following information regarding the Driving License bearing registration No.NL-0120100042927 as below:-

1. In whose name DL bearing number NL-0120100042927 exist, name of the license holder.
2. The driving license valid for driving a Tata 407 on date 31/10/2015. If yes kindly provide the supportive renewal details.

AND WHEREAS, the above RTI application and the IPO were sent to the PIO, Regional Transport Officer, Kohima, Nagaland, pin- 797001 vide speed post No. RP679879086IN dated 20/01/2021.

AND WHEREAS, on not getting any reply from the PIO to his RTI application even after the expiry of 30 days, the applicant had submitted first appeal vide Ref. No 2016206428 dated 04/03/2021 addressed to the FAA, State Transport Commissioner, Kohima, Nagaland - 797001 vide speed post No. RP753737410IN dated 11/03/2021.

AND WHEREAS, on not getting any reply from the FAA to his first appeal dated 04/03/2021, the applicant had preferred Second Appeal vide Ref No. 2016206428/Appeal/2021 dated 14/06/2021 to this Commission.

AND WHEREAS, on receipt of the above second appeal, the Commission had, vide letter No. NIC/Gen/RTI-19/17(Vol-II)/1372 dated 16/08/2021 directed the Transport Commissioner & FAA to submit action taken report *within 30 (thirty days)* from the date of receipt of its directive.

AND WHEREAS, on receipt of the Commission's directive, Shri. Elias T. Lotha, Transport Commissioner & FAA had, vide letter No. TC/Estt-RTI/Appeal/302/2014(205)/1783-84 dated 22/09/2021 submitted to the Commission that the first appeal dated 04/03/2021 was received by the Office on 27.04.2021 vide receipt No. 815, however hearing could not be held due to the second wave of COVID-19 and had therefore vide letter No. TC/Estt-RTI/Appeal/302/2014(205)/1356-57 dated 04.05.2021 directed the RTO & PIO, Kohima to furnish the information immediately. Accordingly, the RTO & PIO, Kohima had, vide letter No. RTO-K/DL/3/2017/Pt-II/83(ii) dated 12.05.2021 furnished the information to the applicant via India Post ID EE409485585IN and the consignment status was shown as delivered.

AND WHEREAS, since the information had been received by the applicant (now appellant), the Commission had, vide letter No. NIC/APPEAL-19/2022-23/1731 dated 26/09/2022 directed the PIO, Office of the Regional Transport Officer, Kohima to confirm satisfaction or non-satisfaction from the applicant with the information so furnished to the applicant (now appellant) within a certain time frame, failing which it shall be deemed to be

satisfied and no further request to reopen the case would be entertained. Further, on receipt of the response from the applicant, it was also requested to intimate the Commission for further necessary action.

AND WHEREAS, since there was no response to the Commission directive dated 26/09/2022, the Commission had, vide letter *No.NIC/APPEAL-19/2022-23/1928* dated 04/04/2023 reminded the PIO, Office of the Regional Transport Officer, Kohima to confirm whether any satisfaction / non-satisfaction report had been received from the applicant.

AND WHEREAS, on receipt of the above letter, the PIO, Regional Transport Officer, Kohima had, vide letter *No. RTO-K/DL/3/2017/Pt-II/46* dated 26/04/2023 submitted that they have not received any such communication/ letter of satisfaction or non-satisfaction from the applicant till date.

AND WHEREAS, the Commission had, vide letter *No.NIC/APPEAL-19/2022-23/39* dated 30/06/2023 directed the PIO, Office of the Regional Transport Officer, Kohima, to submit *within 14 (fourteen) days* any proof of receipt of the reply furnished to the applicant such as photocopy of the postal register/ speed post etc. so as to enable the Commission to close the case.

AND WHEREAS, the Commission had observed that the applicant (now appellant) had received the information furnished by the PIO, Office of the Regional Transport Officer, Kohima as per the tracking/consignment status on India Post ID EE409485585IN, however since the applicant (now appellant) had failed to confirm satisfaction / non-satisfaction with the information so furnished to him till date, the Commission is of the view that the applicant (now appellant) has no further interest in his RTI appeal case and had therefore decided to declare this Appeal case as closed.

NOW THEREFORE, it is notified to the following parties that the Appeal case is hereby declared as closed:-

1. Shri. Elias T. Lotha, Transport Commissioner & FAA, Nagaland, Kohima-797001.
2. Shri. Roben Mesen, Regional Transport Officer, Kohima , Nagaland-797001.
3. Shri. Narinder Kumar, SCO 57-58-59, 4th Floor, Sector 17A, Chandigarh- 160017.

Sd/-

I.MEYIONEN JAMIR

Chief Information Commissioner

Dated Kohima, the 4th August, 2023.

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Copy to:

1. The PS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
2. The PA to the State Information Commissioner, Nagaland Information Commission for kind information of the SIC(N).
3. The PA to the State Information Commissioner, Nagaland Information Commission for kind information of the SIC(K).
4. Shri. Elias T. Lotha, Transport Commissioner & FAA, Nagaland, Kohima-797001.
5. Shri. Roben Mesen, Regional Transport Officer, Kohima, Nagaland-797001.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website.
7. The applicant (now appellant), Shri. Narinder Kumar, SCO 57-58-59, 4th Floor, Sector 17A, Chandigarh-160017.
8. Office Copy.



(WORHONTHUNG EZUNG)

Deputy Secretary

Nagaland Information Commission