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INFORMATION

**NAGALAND INFORMATION COMMISSION**  
**NAGALAND COMMISSIONS' COMPLEX**  
**BELOW NBCC CONVENTION CENTRE**  
**POST BOX NO. 148**  
**NAGALAND, KOHIMA-797004**

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No. NIC/APPEAL-20/2022-23

Dated Kohima, the 4<sup>th</sup> August, 2023.

**Subject: Closing Order of Appeal Case.**

WHEREAS, the Nagaland Information Commission had received a Second Appeal vide Ref: 2019214154/Appeal/2021 dated 14.06.2021 from Shri. Narinder Kumar, SCO 57-58-59, 4<sup>th</sup> Floor, Sector 17A, Chandigarh- 160017 against the non-response of the Transport Commissioner & FAA to his first appeal dated 05.02.2021 which was submitted against the non-response of the PIO & RTO, Kohima, O/o the Regional Transport Officer, Kohima to his RTI application dated 21.12.2020.

AND WHEREAS, the applicant had submitted a RTI application vide Ref No. 2019214154 dated 21.12.2020 addressed to the PIO, O/o District Transport Officer, Kohima, Nagaland- 797001 along with an application fee of Rs. 10 paid vide IPO No. 52F 237601 dated NIL seeking the following information regarding the Driving License bearing registration No.NL-012009040798 as below:-

1. *In whose name DL bearing number NL-012009040798, alongwith its date of issue, period of validity, class of vehicles authorised to drive, previous endorsement details of any renewal & addition or deletion of any class of vehicle, badge number and date of birth of licence holder.*
2. *The driving license valid for driving a Car on dated 19-Mar-2019. If yes, kindly provide the supportive renewal details.*

AND WHEREAS, the above RTI application and the IPO were sent to the PIO, District Transport Officer, Kohima, Nagaland, pin- 797001 vide speed post No. RP985507035IN dated 31.12.2020.

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 2019214154 dated 05.02.2021 addressed to the FAA, State Transport Commissioner, Kohima, Nagaland -797001 vide speed post No. RP9497536943IN dated 06.02.2021.

AND WHEREAS, on not getting any reply from the FAA to his first appeal dated 05.02.2021, the applicant had preferred Second Appeal vide Ref: 2019214154/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)/1373 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(203)/1781-82 dated 22.09.2021 submitted to the Commission that the first appeal dated 05.02.2021 was received by the Office on 14.04.2021 vide receipt No. 708, 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(203)/1312-13 dated 29.04.2021 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/36 dated **22.04.2021** furnished the reply stating that *"there was no records to verify the said licence"* to the applicant via India Post ID EE410768907IN 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-20/2022-23/1732 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-20/2022-23/1929 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, the Commission had, vide letter No.NIC/APPEAL-20/2022-23/38 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, on receipt of the above directive from the Commission, the PIO, Regional Transport Officer, Kohima had, vide letter No. RTO-K/DL/3/2017/Pt-II/200 dated 14.07.2023 submitted that the office had replied to the applicant, Shri. Narinder Kumar on 22.04.2021, 13.05.2021 and 10.10.2022.

AND WHEREAS, the Commission had observed that since "*there was no records to verify the said licence*", there was no information about the DL to be furnished. The applicant (now appellant) had received the reply furnished by the PIO, Office of the Regional Transport Officer, Kohima as per the tracking/consignment status on India Post via India Post ID EE410768907IN, however since the applicant (now appellant) had failed to confirm satisfaction / non-satisfaction with the reply till date, the Commission is of the view that the applicant (now appellant) was satisfied and has no further interest in his RTI appeal case and therefore had, 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, 4<sup>th</sup> Floor, Sector 17A, Chandigarh- 160017.

Sd/-

**I.MEYIONEN JAMIR**

Chief Information Commissioner

**Dated Kohima, the 4<sup>th</sup> 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, 4<sup>th</sup> Floor, Sector 17A, Chandigarh-160017.
8. Office Copy.



**(WORHONTHUNG EZUNG)**

Deputy Secretary

Nagaland Information Commission