

CP

NAGALAND INFORMATION COMMISSION

Nagaland Commissions' Complex,
Below NBCC Convention Centre,
P. O. Box - 148

Nagaland: Kohima - 797004

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



No. NIC/APPEAL-40/2022-23

Dated Kohima, the 21st September, 2023

Subject: Closing Order of Appeal Case.

WHEREAS, under Section 19 of the RTI Act, 2005 and in accordance to the Nagaland State Information Commission (Appeal Procedure) Rules, 2005, the Commission had on *19.01.2023* at *12.00 Noon* and *15.03.2023* at *12.00 Noon* heard the Second Appeal dated *18.11.2022* submitted by Shri. Honoto I. Yeptho, *M/No. 8575387880* and Shri. Ikato Sumi, *M/No. 8794230133* against the unsatisfactory information furnished by the FAA, NSDMA to their First Appeal dated *07.06.2022* which was submitted against the unsatisfactory response of the PIO to their RTI application dated *NIL*.

2. AND WHEREAS, after the hearings held on *19.01.2023* at *12.00 Noon* and *15.03.2023* at *12.00 Noon*, the Commission had passed decisions of even No. dated *20.01.2023* and *20.03.2023* respectively.

3. AND WHEREAS, after the second hearing held on *15.03.2023* at *12.00 Noon*, the Commission had passed decision of even No. dated *20.03.2023* wherein, the Commission had decided that the PIO shall explain or clarify to the applicants (now appellants) the anomalies and discrepancies pointed out by them within the month of *March, 2023*. Thereafter, the applicants (now appellants) shall submit satisfaction or non-satisfaction to the PIO and with a copy to the Commission within 15 (fifteen) days from the date of receipt of the information. In case, no confirmation is received from the applicant (now appellant) within the time frame given by the Commission, the case shall be presumed as satisfied and no further request to re-open the case shall be entertained.

4. AND WHEREAS, in reference to the above mentioned decision, Shri. Lhouchalie Viya, IAS, Commissioner & Secretary, NSDMA, Home Department, Nagaland, Kohima had, vide letter *No.NSDMA/RTI/274-1000/2019/301* dated *29.03.2023* and with a copy to this Commission intimated the applicants (now appellants) to present themselves at the NSDMA Secretariat on *30th March, 2023* or *31st March, 2023* during working hours to clarify their doubts.

5. AND WHEREAS, in reference to the above mentioned letter dated *29.03.2023*, the Commission had vide letter of even No. dated *30.06.2023* directed Shri. Lhouchalie Viya, IAS, Commissioner & Secretary, NSDMA, Home Department, Nagaland, Kohima to submit the proof of receipt of the above mentioned letter dated *29.03.2023* by the applicants (now appellants) and also to ascertain if they had actually visited the NSDMA Secretariat office to clarify the anomalies and discrepancies pointed out by them and are satisfied.

6. AND WHEREAS, on not getting any no response to the above mentioned letter dated *30.06.2023*, the Commission had vide letter of even No. dated *08.08.2023* issued a reminder to Shri. Lhouchalie Viya, IAS, Commissioner & Secretary, NSDMA, Home Department, Nagaland, Kohima to inform the Commission on the compliance to the above mentioned directive dated *30.06.2023*.

7. AND WHEREAS, in reference to the above mentioned Commission's letter dated **30.06.2023** and reminder letter dated **08.08.2023**, Shri. Lhouchalie Viya, IAS, Commissioner & Secretary, NSDMA, Home Department, Nagaland, Kohima had, vide letter **No.NSDMA/RTI/274-1000/2019/999** dated **10.08.2023** submitted to the Commission stating that a meeting was held with the applicants (now appellants) on **31.03 2023** and subsequently had received a letter of satisfaction dated NIL from the applicants (now appellants) on **05.06.2023** and had enclosed a copy of the satisfaction letter.

8. AND WHEREAS, since all the compliance to the of the Commission's decision of even No. dated **20.03.2023** had been received, the Commission has decided to declare the appeal as closed.

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

1. Shri. Abhijit Sinha, IAS, Home Commissioner & the then FAA, NSDMA, Home Department, Nagaland, Kohima, now Principal Secretary to Chief Minister, Nagaland.
2. Shri. Lhouchalie Viya, IAS, the then Secretary & PIO, NSDMA, Home Department, Nagaland, Kohima-797001, *M/No. 7085053755*.
3. The applicants (now appellants), Shri. Honoto I. Yeptho, *M/No. 8575387880* and Shri. Ikato Sumi, *M/No. 8794230133*.

Sd/-

I. MEYIONEN JAMIR

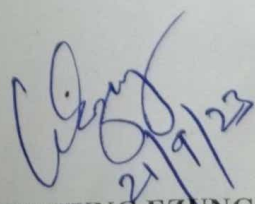
Chief Information Commissioner

Dated Kohima, the 21st September, 2023

No. NIC/APPEAL-40/2022-23/118

Copy to:-

1. PS to the CIC for kind information of the Chief Information Commissioner, Nagaland.
2. PA to the SIC (N) for kind information of the State Information Commissioner, Nagaland.
3. PA to the SIC (K) for kind information of the State Information Commissioner, Nagaland.
4. Shri. Abhijit Sinha, IAS, Home Commissioner & the then FAA, NSDMA, Home Department, Nagaland, Kohima, now Principal Secretary to Chief Minister, Nagaland, Kohima.
5. Shri. Lhouchalie Viya, IAS, the then Secretary & PIO, NSDMA, Home Department, Nagaland, Kohima-797001 now Commissioner & Secretary, NSDMA, *M/No. 7085053755*.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website.
7. The applicants (now appellants), Shri. Honoto I. Yeptho, *M/No. 8575387880* and Shri. Ikato Sumi, *M/No. 8794230133*.
8. Office Copy.


(WORHONTHUNG EZUNG)

Deputy Secretary
Nagaland Information Commission