

NAGALAND INFORMATION COMMISSION

NAGALAND COMMISSIONS' COMPLEX

POST BOX NO. 148

NAGALAND, KOHIMA-797001

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No. NIC/Appeal-4/2023-24

Dated Kohima, the 16th November 2023.

Subject: Closing Order of Appeal Case.

WHEREAS, the Commission had on **08.05.2023** received a Second Appeal dated **08.05.2023** from Shri. Thungti Chollen, Mobile No. 9362992571, against unsatisfactory response of the FAA, Directorate of DUDA, Nagaland to his First Appeal dated **23.01.2023**, which was submitted against the failure to furnish information by the PIO to his RTI application dated **09.11.2022**.

AND WHEREAS, the applicant had, vide letter dated **09.11.2022**, submitted an RTI application along with application fee of Rs. 50/- addressed to the PIO, Directorate of DUDA, Nagaland, Kohima seeking the following information pertaining to Tuensang District from 2018-2022.

1. *Funds receive from both central and state with specific schemes of work programme and amount received.*
2. *Fund received from iconic scheme along with work programme and location.*
3. *Kindly furnish allocated amount under Tuensang district, work location, expenditure record and receipt voucher along with (APR) Actual Payment Receipts.*
4. *Furnish details programme, progress report and Achievement target along with photo copy.*

AND WHEREAS, on receipt of the above RTI application, Er. N. Imti Chang, Executive Engineer & PIO, Directorate of Underdeveloped Areas, Nagaland, Kohima had, vide letter **NO.DUDA/RTI-256/08/Pt-IV** dated **09.11.2022**, furnished the information to the applicant.

AND WHEREAS, on receipt of the information from the PIO, the applicant had submitted a First Appeal dated **23.01.2023** to the Director & FAA, Directorate of DUDA, Nagaland stating that the PIO/APIO had failed to furnish the following information in details as sought for:-

1. *No photo of the completed scheme.*
2. *APR*
3. *Success story*
4. *Expenditure record*
5. *Details of beneficiaries*

AND WHEREAS, on receipt of the information from the PIO on **20.02.2023**, the Director & FAA had informed the applicant on **23.02.2023** to collect the information. However, the applicant (now appellant) had failed to collect the information and instead filed a Second Appeal dated **08.05.2023** to the Nagaland Information Commission.

AND WHEREAS, on receipt of the Second Appeal, the Commission had, vide letter **No.NIC/APPEAL-4/2023-24/23** dated **15.06.2023** directed the Director & FAA, Directorate of DUDA, Nagaland, Kohima to hear First appeal within 30 (thirty) days from the date of receipt of the directive and to submit a copy of the decision to the Commission.

AND WHEREAS, in compliance to the directive given by the Commission, Shri. T. Wati Aier, NCS, Director & FAA, Directorate of Underdeveloped Areas had, vide letter **NO.DUDA/RTI-NIC-662/2023/212** dated **28.06.2023** issued a notice for hearing First Appeal on **05.07.2023** at 1:00 PM.

AND WHEREAS, upon hearing the First Appeal on 05.07.2023, Shri. T. Wati Aier, NCS, Director & FAA, Directorate of Underdeveloped Areas had, vide letter NO.DUDA/RTI-NIC-662/2023/229 dated 05.06.2023 (signed on 05.07.2023) forwarded a copy of the observations of the hearing and stating that all information had been furnished to the applicant.

AND WHEREAS, on receipt of the above decision of the FAA, the Commission had, vide letter of even No. dated 27.07.2023 directed the Director & FAA, Directorate of Underdeveloped Areas to confirm satisfaction/non-satisfaction of the applicant (now appellant), Shri. Thungti Cholen with the information furnished during the first appeal hearing within a certain time frame and to inform the Commission for further necessary action.

AND WHEREAS, Shri. T. Wati Aier, NCS, Director & FAA, DUDA had, vide letter NO.DUDA/RTI-NIC-662/2023/354 dated 31.08.2023 issued a 2nd Summon to applicant, Shri. Thungti Cholen to appear before the FAA on 26th September, 2023 at 12:00 Noon with a reference to an earlier summon letter vide No.DUDA/RTI-NIC-662/2023/329 dated 17th August, 2023.

AND WHEREAS, in compliance to the directive of the Commission, Shri. T. Wati Aier, NCS, Director & FAA Directorate of Underdeveloped Areas had, vide letter NO.DUDA/RTI-NIC-662/2023/387 dated 26.09.2023 informed that the applicant (now appellant) was satisfied with the documents furnished by the department and had enclosed satisfaction letter dated 26.09.2023 submitted by the applicant (now appellant).

AND WHEREAS, since the applicant (now appellant) was satisfied with the information so furnished to him and there was no delay in furnishing the information, the Commission has decided to close the appeal.

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

1. The Director & FAA, Directorate of Underdeveloped Areas, Nagaland, Kohima.
2. The PIO, Directorate of Underdeveloped Areas, Nagaland, Kohima.
3. The Applicant (now Appellant), Shri. Thungti Cholen, Mobile No: 936299257, Nganpong Village, Tuensang, Nagaland.

Sd/-

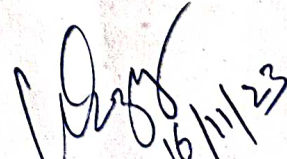
I. MEYIONEN JAMIR
Chief Information Commissioner

No. NIC/Appeal-4/2023-24 /177

Dated Kohima, the 16th November 2023.

Copy to:-

1. The Director & FAA, Directorate of Underdeveloped Areas, Nagaland, Kohima.
2. The PIO, Directorate of Underdeveloped Areas, Nagaland, Kohima.
3. The Applicant (now Appellant), Shri. Thungti Cholen, Mobile No: 936299257, Nganpong Village, Tuensang, Nagaland.
4. The Computer Programmer, Nagaland Information Commission for uploading on the website.
5. Office Copy.


(WORHONYHUNG EZUNG)
Deputy Secretary
Nagaland Information Commission