

**NAGALAND INFORMATION COMMISSION
NAGALAND COMMISSIONS' COMPLEX
BELOW NBCC CONVENTION CENTER
NAGALAND, KOHIMA-797001**



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No. NIC/ APPEAL-19/2023-24

Dated Kohima, the 16th January, 2024

Subject: Notice for Hearing on 18th January, 2024 (Thursday) at 11:30 A.M.

WHEREAS, the Commission had on **20/11/2023** received a Second Appeal dated **20/11/2023** from Shri. Toketo Swu, Mobile No- 9862417144 and Shri. Bokuto Swu, Mobile No- 8132039504 against the denial of information by invoking Section 8 (a) (g) & (j) of the RTI Act, 2005 by the Deputy Commissioner & FAA, Office of the Deputy Commissioner, Zunheboto, Nagaland to their First Appeal dated 05/10/2023 which was submitted against the denial of information by invoking Section 8 (a) & (g) of the RTI Act, 2005 by the Additional Deputy Commissioner & PIO, Office of the Deputy Commissioner, Zunheboto, Nagaland to their RTI application dated **01/09/2023**.

AND WHEREAS, the applicants had submitted a RTI application dated **01/09/2023** addressed to the PIO, Office of the Deputy Commissioner, Zunheboto, Nagaland alongwith RTI application fee of Rs. 10 requesting to furnish CTC of the statements of the parties in the under mentioned cases of PA to DC Court, Zunheboto:-

- 1) *Kihovi Sumi Vs ThakiyeLagha case No.22/95 dated 09/08/95.*
- 2) *Xukhe Lagha Vs ThakiyeLagha case No. 01/22 17-18 May 2022.*

AND WHEREAS, on receipt of the RTI application, Shri. Moakumzuk Tzudir, ADC & PIO, Office of the Deputy Commissioner, Zunheboto, Nagaland had, vide letter No.DCZ/RTI/2023/251 dated 12/09/2023 informed the applicants that the information sought could not be disclosed under section 8 (a) & (g) of the RTI, Act 2005 in view of the sensitive nature of the case.

AND WHEREAS, on being denied with the information sought by the PIO, the applicants had submitted first appeal dated **05/10/2023** to the Deputy Commissioner & FAA, Office of the Deputy Commissioner, Zunheboto, Nagaland.

AND WHEREAS, on receipt of the first appeal dated 05/10/2023, Shri. Rahul Bhanudas Mali, IAS, Deputy Commissioner & FAA, Office of the Deputy Commissioner, Zunheboto, Nagaland had, vide letter No.DCZ/RTI/2023/304 dated 17/11/2023 reiterated the earlier reply of the PIO that the information sought could not be disclosed under section 8 (a), (g) & (j) of the RTI, Act 2005 in view of the sensitive nature of the case.

AND WHEREAS, on being denied information by the FAA and the PIO, the applicants (now appellants) had submitted a second appeal dated **20/11/2023** to the Nagaland Information Commission.

AND WHEREAS, since the applicants (now appellants) were denied information by invoking section 8 (a), (g) & (j) of the RTI, Act 2005 by the FAA and the PIO, the Commission has decided to hear the above mentioned appeal by giving opportunity of being heard to all the parties on **18th January, 2024 (Thursday) at 11:30 A.M in the Hearing Room of Nagaland Information Commission, Nagaland Commissions' Complex, Below NBCC Convention Centre, Nagaland, Kohima.**

NOW THEREFORE, it is notified that the following parties are directed to attend the hearing in person or through Video Conference/ virtual hearing where the link for attending the hearing via **Google Meet** will be shared **15 (Fifteen) minutes** prior to the start of the hearing. Further, the respondents are directed **to bring/ keep the files and relevant documents** in question for ready reference on the above date and time of hearing.

1. Shri. Rahul Bhanudas Mali, IAS, Deputy Commissioner & First Appellate Authority, Office of the Deputy Commissioner, Zunheboto, Nagaland.
2. Shri. Moakumzuk Tzudir, ADC & PIO, Office of the Deputy Commissioner, Zunheboto, Nagaland.
3. The applicants (now appellants), Shri. Toketo Swu, Mobile No- 9862417144 and Shri. Bokuto Swu, Mobile No- 8132039504.

Sd/-

I.MEYIONEN JAMIR

Chief Information Commissioner

Dated Kohima, the 16th January, 2024

No. NIC/ APPEAL-19/2023-24

Copy to:

1. The PS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the Chief Information Commissioner.
2. The PA to the SIC (N), Nagaland Information Commission for kind information of the State Information Commissioner.
3. The PA to the SIC (K), Nagaland Information Commission for kind information of the State Information Commissioner.
4. Shri. Rahul Bhanudas Mali, IAS, Deputy Commissioner & First Appellate Authority, Office of the Deputy Commissioner, Zunheboto, Nagaland.
5. Shri. Moakumzuk Tzudir, ADC & PIO, Office of the Deputy Commissioner, Zunheboto, Nagaland.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. The applicants (now appellants), Shri. Toketo Swu, Mobile No- 9862417144 and Shri. Bokuto Swu, Mobile No- 8132039504.
8. Office Copy.



(WORHONTHUNG EZUNG)

Deputy Secretary

Nagaland Information Commission