

C.P.

**NAGALAND INFORMATION COMMISSION**  
**NAGALAND COMMISSIONS' COMPLEX**  
**BELOW NBCC CONVENTION CENTER**  
**NAGALAND, KOHIMA-797004**



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No. NIC/ APPEAL-23/2023-24

Dated Kohima, the 23<sup>rd</sup> April, 2024

**Subject: Notice for Hearing on 17<sup>th</sup> May, 2024 (Friday) at 11:00 A.M.**

WHEREAS, the Commission had on 21/03/2024 received a Second Appeal dated 21/03/2024 from Shri. Keneisetuo Kiewhuo, Roll No 10029938, Khikha Colony, Kohima, Nagaland, Mobile No- 7005531391 against the unsatisfactory reply of the Secretary & FAA, Nagaland Staff Selection Board, Nagaland, Kohima to his First Appeal dated 02/02/2024 which was submitted against the denying of information by the PIO to his RTI application dated *NIL* addressed to the PIO, Nagaland Staff Selection Board, Nagaland, Kohima.

AND WHEREAS, the applicant had submitted a RTI application dated *NIL* addressed to the PIO, Nagaland Staff Selection Board, Nagaland, Kohima along with RTI application fee of Rs. 10 seeking the information under RTI Act, 2005:-

1. Answer sheet of CPT of the undersigned for the year 2022.
2. Total number of candidates who scored total mark with Viva between 337.45 to 340 in the examination conducted by the board during 2022 but were not qualified for appointment.

AND WHEREAS, on receipt of the above RTI application, Shri. Vekhrope K Lashu, Deputy Secretary & PIO, NSSB, Nagaland, Kohima had, vide letter No.NSSB/RTI-1/6/2022/676 dated 20/12/2023 furnished the reply as below:-

*Query 1: Providing candidate's answer sheets could compromise and affect the fairness and impartiality of the selection process and potentially influence future examinations. Hence disclosure of answer sheet is regretfully denied. The candidate can however apply fresh RTI to check his CPT marks.*

*Query 2: 25 candidates who scored between 337.45 to 340 were not qualified for appointment.*

AND WHEREAS, on not being satisfied with the above information furnished by the PIO, the applicant had submitted first appeal dated 02/02/2024 to the FAA, Nagaland Staff Selection Board, Nagaland, Kohima.

AND WHEREAS, on receipt of the first appeal, Shri. B. Henok Buchem, NCS, Secretary & FAA, Nagaland Staff Selection Board, Nagaland, Kohima had, vide letter No.NSSB/RTI-1/6/2022/715 dated 26/02/2024 relied on the decision of the PIO in denying the information stating that it would not serve public interest by disclosing such information as per section 8(1) (j) of the RTI Act, 2005. Further, the applicant was referred to the Hon'ble Supreme Court judgement on similar case in Agnesh Kumar Vrs UPSC in 2018 for better clarity and application of the issue.

AND WHEREAS, on receipt of the above reply to his first appeal from the Secretary & FAA, Nagaland Staff Selection Board, Nagaland, Kohima, the applicant (now appellant) had preferred Second Appeal dated 21/03/2024 before the Nagaland Information Commission stating that furnishing of Answer Sheet would in no way conflict with other public interest. Secondly, the Appellate Authority did not make any observation while endorsing upon the contention of the applicant and simply passing its decision dated 26/02/2024 upon the decision of the PIO and as such, the decision was passed without application of mind. Thirdly, the fact as in the case of Agnesh Kumar Vrs UPSC in 2018 is a different case and totally irrelevant from the case of the applicant at hand.



AND WHEREAS, since the applicant (now appellant) was denied information by the PIO and was also not satisfied with the reply/ decision of the FAA to his first appeal, the Commission has decided to hear the above mentioned appeal by giving opportunity of being heard to all the parties on 17<sup>th</sup> May, 2024 (Friday) at 11:00 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 appear before this Commission and also to bring the files and relevant documents in question for scrutiny on the above date and time for hearing:-

1. Shri. B. Henok Buchem, NCS, Secretary & First Appellate Authority, Nagaland Staff Selection Board, Nagaland, Kohima.
2. Shri. Vekhrope K. Lasuh, Deputy Secretary & PIO, Nagaland Staff Selection Board, Nagaland, Kohima.
3. The applicant (now appellant), Shri. Keneisetuo Kiewhuo, Roll No 10029938, Khikha Colony, Kohima, Nagaland, Mobile No- 7005531391.

Sd/-

**I.MEYIONEN JAMIR**

Chief Information Commissioner

Dated Kohima, the 23<sup>rd</sup> April, 2024

No. NIC/ APPEAL-23/2023-24 *hso*

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. B. Henok Buchem, NCS, Secretary & First Appellate Authority, Nagaland Staff Selection Board, Nagaland, Kohima.
5. Shri. Vekhrope K. Lasuh, Deputy Secretary & PIO, Nagaland Staff Selection Board, Nagaland, Kohima.
6. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.
7. The applicant (now appellant), Shri. Keneisetuo Kiewhuo, Roll No 10029938, Khikha Colony, Kohima, Nagaland, Mobile No- 7005531391.
8. Office Copy.

*[Handwritten Signature]*  
23/4/24

**(WORHONTHUNG EZUNG)**

Deputy Secretary

Nagaland Information Commission