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**NAGALAND INFORMATION COMMISSION
NAGALAND COMMISSIONS' COMPLEX
BELOW NBCC CONVENTION CENTER
POST BOX NO - 148**

Nagaland: Kohima - 797004

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



No. NIC/APPEAL-18/2023-24

Dated Kohima, the 16th June, 2025.

Subject: Closing Order of Appeal Case.

WHEREAS, the Commission had on 17/11/2023 received a Second Appeal dated 10/11/2023 from Dr. Joybrata Basu Mazumder against the non-response of the FAA to his First Appeal dated 15/09/2023 which was submitted against the non-response of the PIO to his RTI application dated 23/07/2023 addressed to the PIO, Board of Homoeopathic System of Medicine, Nagaland, Opp. Chief Medical Officer (CMO) Establishment, Dimapur, Nagaland-797112.

AND WHEREAS, the applicant had submitted a RTI application dated 23/07/2023 addressed to the PIO, Board of Homoeopathic System of Medicine, Nagaland, Opp. Chief Medical Officer (CMO) Establishment, Dimapur, Nagaland-797112 along with Rs. 10/- as application fee paid vide Court Fee Stamp, seeking the information as below as below:-

1. *Whether the aforesaid Registration certificate of Drr. Prasanta Kumar Goswami (see the photocopy of the aforesaid Registration Certificate as Annexure- A) was genuinely officially issued from your board or not?*
2. *Whether the Registration Number (B-301) of Dr. Prasanta Kumar Goswami has been officially recorded in your Register Book or not? If it is YES, then please mention the Register Book Number and Page No. of the Register Book.*
3. *Whether the Registration Number (B-301) of Dr. Prasanta Kumar Goswami is still existing or not?*
4. *Who was the Registrar of the Nagaland Homoeopathic Board at that time when the aforesaid Registration Certificate of Dr. Prasanta Kumar Goswami was issued, dated on 11/02/1998?*

AND WHEREAS, on non-receipt of any information from the PIO, the applicant, Dr. Joybrata Basu Mazumder had filed first appeal dated 15/09/2023 to the FAA, Board of Homoeopathic System of Medicine, Nagaland, Opp. Chief Medical Officer (CMO) Establishment, Dimapur, Nagaland-797112.

AND WHEREAS, on non-response of the FAA to his first appeal, the applicant, Dr. Joybrata Basu Mazumder had preferred second appeal dated 10/11/2023, which the Nagaland Information Commission had received on 17/11/2023.

AND WHEREAS, on receipt of the Second Appeal since the first appeal was not heard by the FAA, the Commission had, vide letter of even No. dated 05/12/2023 directed the Principal Director & FAA to hear the first appeal within 20 days and to submit a copy of the decision for further necessary action.

AND WHEREAS, on receipt of the Commission's directive dated 05/12/2024, Dr. Ritu Thurr, Principal Director & FAA, Directorate of Health & Family Welfare had, vide letter No.DHFW-19/RTI/Appeal/22/2016-17/271 dated 19/12/2023 informed the Commission that the RTI queries had already been furnished vide No.DHFW-18/RTI/2/2022-23/432 dated 06/02/2023. Further, referring to a similar old cases in No.NIC/Complaint-2/2018-19/993 dated 11/02/2020 the FAA had stated that the Commission had already closed the case.

AND WHEREAS, on non-response of the FAA to the Commission's directive to hear first appeal within 20 (twenty) days, the applicant (now appellant) had, vide letter dated 31/01/2024 written to the Commission that he had not received any intimation for hearing nor any first appeal decision.

AND WHEREAS, the Commission had, vide letter of even No. dated 22/02/2024 directed the Deputy Director (AYUSH), Directorate of Health & Family Welfare to refurnish the information to the applicant (now appellant) and to confirm his satisfaction or non-satisfaction within fifteen (15) days from the date of receipt of the directive. Further, it was clarified that the old complaint case closed by the Commission and the instant appeal were two separate cases since the information sought and the applicants were different. In the complaint case No.NIC/Complaint-2/2018-19/993 closed by the Commission in 2020, the applicant was Dr. Prasanta Kumar Goswami himself, whereas in the instant appeal, the applicant is another person by the name Dr. Joybrata Basu Mazumder seeking information about Dr. Prasanta Kumar Goswami and had enclosed certification of registration for Homeopaths bearing Registration No. 0301-B in respect of Dr. Prasanta Kumar Goswami which was issued on 11/02/1998. Moreover, under Section 25(5) of the RTI Act, 2005, the Commission also recommended that since some practitioners registered under the Board of Homeopathic System of Medicine, Nagaland are practising outside the State, the public authority may streamline the practices as per the Nagaland Homeopathic Medicine Act, 1996.

AND WHEREAS, on receipt of the Commission's directive dated 22/02/2024, Dr. T. Bendangtula, Deputy Director/ Registrar, Board of Homeopathic System of Medicine, Nagaland, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter No.DHFW-18/Homoeo Board/13/2013-14/ 081 dated 24/02/2024 stated that:-

1. *They have not received any correspondence from the applicant till date in regard to him not getting a response from the public authority.*
2. *The board had refurnished all the documents to the applicant pertaining to earlier correspondence made with the applicant vide letter.*
 - i. *No.DHFW-18/RTI/2/2022-23/432 dated 06/02/2023.*
 - ii. *No.DHFW-18/RTI/2/2022-23/432 dated 09/08/2023.*
3. *Along with the above mentioned documents if the applicant requires any other information the public authority will furnish them if they receive any correspondence from him*
4. *In regard to practitioner who are practicing outside the State, the public authority would like to furnish the following statements as below:*

The previous Board of Homoeopathic System of Medicine, Nagaland was dissolved and suspended by the Government of Nagaland because of anomalies in the Registration of Class B Homoeopathic Practitioners in the State.

The new board was reconstituted and started functioning officially from 02/03/2015. In order to streamline the registration of the Class B Homoeopaths holding registration number issued by the Board of Homoeopathic System of Medicine, Nagaland, but practicing outside, a screening exercise was carried out as per the Govt. Order No.HFW-22/B-5/BHSM/2011 dated 10/08/2016.

A total of 43 Class B Homoeopathic practitioners who came for physical verification and produced the required document fulfil the criteria of the above mentioned Government order and they were given renewal of License to practice in Nagaland.

As for the rest who did not fulfilled the above criteria, their registrations were cancelled and their Registration number issued by the previous Board of Homeopathic System of Medicine, Nagaland is no longer valid.

AND WHEREAS, on non-receipt of any information from the PIO, the applicant (now appellant), Dr. Joybrata Basu Mazumder had, vide letter No. Nil dated 01/03/2024, wrote to the Commission that he had not received any information from the PIO till date.

AND WHEREAS, later, the applicant (now appellant), Dr. Joybrata Basu Mazumder had, vide letter No. Nil dated 10/03/2024, informed the Commission that he had received the reply dated 24/02/2024 from the PIO, but it was unsatisfactory/ insufficient since the reply did not contain any of the specific 4 (four) queries sought in the original RTI application.

AND WHEREAS, Dr. T. Bendangtula, Deputy Director/ Registrar, Board of Homeopathic System of Medicine, Nagaland, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter No.DHFW-18/Homoeo Board/13/2022-23/098-100 dated 26/04/2024 refurnished the information query-wise in a detailed manner as desired by the applicant (now appellant).

AND WHEREAS, though the Commission had received a copy of the above information furnished by the PIO on 26/04/2024, since the applicant had not received the information and had, on 15/04/2024 prayed to the Commission for a hearing, the Commission had, vide letter of even No. dated 12/07/2024 directed the applicant (now appellant), Dr. Joybrata Basu Mazumder to confirm receipt of the information furnished by the PIO and also to confirm satisfaction/ non-satisfaction of the information so furnished by the PIO within 10 (ten) days from the date of receipt of its directive. In case, no confirmation is received within the time frame given by the Commission, the case shall be presumed as satisfied and the case shall be closed and no further request to re-open the case shall be entertained.

AND WHEREAS, on receipt of the Commission's directive dated 17/07/2024, the applicant (now appellant), Dr. Joybrata Basu Mazumder had, vide letter no. NIL dated 25/07/2024 informed the Commission that although he had received all the information, the public authority had not authenticated/ certified the copies of information furnished by the PIO.

AND WHEREAS, Dr. Mereninla Senlem, Addl. Director & PIO, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter No.DHFW-18/Homoeo Board/13/2022-23/133 dated 02/09/2024 furnished to the applicant (now applicant), the authenticated documents as prayed for.

AND WHEREAS, since the authenticated documents had already furnished to the applicant (now appellant), the Commission had, vide letter of even No. dated 16/10/2024 directed the public authority to confirm **satisfaction/ non- satisfaction** from the applicant (now appellant), Dr. Joybrata Basu Mazumder, C/o. Pintu Dey, 877, Rajdanga Main Road, Block: EC-93, Kolkata- 700107, West Bengal with the information so furnished to him, and thereafter submit his confirmation to the Commission for further necessary action from this end.

AND WHEREAS, since no compliance to the Commission's directive of even No. dated 16/10/2024 had been received, the Commission had, vide letter of even No. dated 22/01/2025 issued reminder to the public authority to comply within 20 (twenty) days from the receipt of its directive.

AND WHEREAS, the Commission had also, vide letter of even No. dated 22/01/2025, directed the applicant (now appellant), Dr. Joybrata Basu Mazumder, C/o. Pintu Dey, 877, Rajdanga Main Road, Block: EC-93, Kolkata- 700107 to confirm satisfaction/ non- satisfaction with the authenticated documents so furnished by the PIO for further necessary action from this end.

AND WHEREAS, in compliance to the Commission's directive dated 22/01/2025, Dr. T. Bendangtula, Deputy Director/ Registrar, Board of Homeopathic System of Medicine, Nagaland, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter No.DHFW-18/Homoeo Board/13/2022-23/205 dated 30/01/2025 informed the Commission that the public authority had already written to the applicant (now appellant) to confirm satisfaction/ non-satisfaction with the information furnished, vide letter No.DHFW-18/RTI/12/2022-23/199 dated 15/01/2025, however, no reply has been received till date.

AND WHEREAS, since sufficient information had been furnished and enough time had lapsed, no further complaint or objections have been received from the applicant (now appellant), Dr. Joybrata Basu Mazumder, C/o. Pintu Dey, 877, Rajdanga Main Road, Block: EC-93, Kolkata- 700107, suggesting that the applicant (now appellant) is satisfied and do not want to proceed further with the appeal case, the Commission has 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. The Principal Director & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima-797001.
2. Dr. T. Bendangtula, Deputy Director/ Registrar, Board of Homeopathic System of Medicine, Nagaland, Directorate of Health & Family Welfare, Nagaland, Kohima.
3. The applicant (now appellant), Dr. Joybrata Basu Mazumder, C/o. Pintu Dey, 877, Rajdanga Main Road, Block: EC-93, Kolkata- 700107.

Sd/-

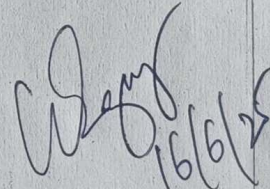
KEVISA KENSE, IAS (Retd)
Chief Information Commissioner

No. NIC/APPEAL-18/2023-24/654

Dated Kohima, the 16th June, 2025.

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. The Principal Director & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima-797001.
5. Dr. T. Bendangtula, Deputy Director/ Registrar, Board of Homeopathic System of Medicine, Nagaland, Directorate of Health & Family Welfare, Nagaland, Kohima.
- ✓ 6. The Computer Programmer, Nagaland Information Commission for uploading on the website.
7. The applicant (now appellant), Dr. Joybrata Basu Mazumder, C/o. Pintu Dey, 877, Rajdanga Main Road, Block: EC-93, Kolkata- 700107.
8. Office Copy.



(WORHONTHUNG EZUNG)
Deputy Secretary
Nagaland Information Commission