

NAGALAND INFORMATION COMMISSION
NAGALAND COMMISSIONS' COMPLEX
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No. NIC/APPEAL-18/2024-25

Dated Kohima, the 18th June, 2025.

Subject: Closing Order of Appeal Case.

WHEREAS, the Commission had received a Second Appeal dated **13/12/2024** from Shri. Bendang Imsong, Social Activist, H.No. 364 Teyongmepu, Chuchuyimpang. Mokokchung. Mobile No.- 8787522684. against unsatisfactory reply of the FAA, Directorate of School Education, Nagaland, Kohima, to his First Appeal dated **24/10/2024** which was submitted against the unsatisfactory reply of the PIO to his RTI application dated **22/07/2024**

AND WHEREAS, the applicant had submitted an RTI application dated **22/07/2024** addressed to the PIO, Directorate of School Education, Nagaland, Kohima, seeking the following information:-

1. *What is the stipulated time period required for candidate to submit the joining report after being declared successful in an interview, considering that the post has been advertised due to vacancies?*
2. *As per the Nagaland government service rules, what is the stipulated time frame within which a candidate, after passing the interview should submit their joining report, and to whom should it be submitted?*
3. *Why was there a delay of several months in the case of the NSSB 2022 hatch candidates under the Department of School Education, given that all the posts advertised were already lying vacant and advertised on the same date and under the same order?*
4. *Specifically the candidates from the Administrative Training Institute under P&AR Department were given their posting orders along with their appointment order and submitted their joining report on 29 August 2023. They started receiving service benefits and salary from 29th August 2022. However, the Department of School Education delayed the process by nearly 3 months. Please provide detailed reasons for this delay*
5. *What is going to happen regarding the benefits pertaining to the 3 months seniority list and financial losses to those successful candidates?*

AND WHEREAS, on receipt of the above RTI application, Shri. Razouseyi Vese, Additional Director & PIO, Directorate of School Education had, vide letter **No.ED/RTI-RPLY/2019-20** dated **23/08/2024**, furnished the replies to the applicant as shown below:-

Sl. No.	QUERY NO,	REPLY
1	What is the stipulated time period required for a candidate to submit the joining report after being declared successful in an interview, considering that the post has been advertised due to vacancies?	The stipulated time period for a candidate to submit the joining report is usually at the prerogative of the concerned Department to decide after the NSSB submits the recommended candidates list for further process of appointment into Government service.
2	As per the Nagaland Govt. Service rules, what is the stipulated time frame within which a candidate, after passing the interview, should submit their joining report, and to whom should it be submitted?	The stipulated time frame is decided by the concerned Department, which is usually 30 days The Joining report should be submitted to the concerned establishment, which has issued their appointment letters.
3	Why was there a delay of several months in the case of the NSSB 2022 batch candidates	After the results are declared, the Department receives recommendation

	under the Department of S/M, given that all the post advertised were already lying vacant and advertised on the same date and under the same order?	for appointment from NSSB. The Department then issues Administrative Approval for appointment to the Directorate, which then issues the formal appointment orders after verification of documents of the candidates.
4	Specifically, the candidates from the Administrative Training Institute under P&AR Department were given their posting orders along with their appointment order and submitted their joining report on 29 Aug 2023. They started receiving service benefits and salary from 290 Aug 2013. However, the Department of School Education delayed the process by nearly 3 months. Please	Although appointment order were issued in time. issuance of posting order took time as the Department had to work out the requirements of different categories of employees under various establishment
5	What is going to happen regarding the benefits pertaining to the three months seniority list and financial losses to those successful candidate?	Seniority of the candidates will be maintained as per the merit list of the NSSB result. Refer Annexure 1 for financial benefits.

AND WHEREAS, on receipt of the reply from the PIO, the applicant (now appellant) had submitted the First Appeal dated **24/10/2024** addressed to the FAA, Directorate of School Education, Nagaland, Kohima stating that since he was not satisfied with the **three (3)** responses given by the PIO vide **No. ED/RTI-RPLY/2019-20** dated **17/07/2024** to his RTI application dated **24/05/2024**, reply dated **23/08/2024** to his RTI application dated **22/07/2024** and reply dated **07/10/2024** to his RTI application dated **28/08/2024**, he had requested to address the following "additional queries" :-

- 1. In your RTI reply no. ED/RTI-RPLY 2019-20 dated 17th July 2024, the service entry for teachers recruited under the NSSB 2022 batch will be counted from the date of joining. Given this, why it took three months to issue the posting order when the appointment was made on 28th August 2023*
- 2. Who is responsible for delaying the issue of posting order? Government or the Department of School Education?*
- 3. Who will be held accountable for withholding the financial benefits of the appointees by denying them three months' salary and seniority?*

AND WHEREAS, on receipt of the first appeal dated **24/10/2024**, Shri. Razouseyi Vese, Additional Director & PIO had, vide letter **No.ED/ RTI-RPLY/2019-20** dated **19/11/2024**, furnished the replies to the above "additional queries" to the applicant (now appellant) as shown below:

Sl. No.	QUERY NO.	REPLY
1	In your RTI reply no ED/RTI-RPLY 22019-20 dated 17 July 2024 it is stated that the service entry for teachers recruited under the NSSB 2022 batch will be counted from the date of joining. Given this, why it took three months to issue the posting order when the appointment was made on 28th Aug 2023	In reference to the earlier reply vide No. ED/RTI REPLY/2019-20 dated 23rd August 2024, the Department would once again like to state here that, the posting of employees took time since the Department cannot randomly post employees at once. The Department needs to first work out the requirements o different categories of employees under various establishments basing on the needs of employees as well as to avoid excess placement of employees under one establishment.

2	Who is responsible for delaying the issue of posting order? Government or the Department of S/E	<p>The Department of School Education being one of the largest Department manning huge number of employees of different categories, to post a new employee the Department needs to first work out the requirement which needs proper study of the present strength of employees under one establishment. Once the posting place is work out from the Directorate, the work out list is sent to Government for examination and only after the posting place is satisfactory then the Government will convey its approval and accordingly the Directorate brings out the final posting place of employees.</p> <p>This process normally takes time and the reason of taking time is that, the Department needs to study all the various aspects such as Teacher- Student ratio, student enrolment, classes run, linguistic background etc of each school of all the districts. (This practice is done in order to avoid complaints from SMCs, VECs and also to avoid court litigation)</p>
3	Who will be held accountable for withholding the financial benefits of the appointees by denying them three months salary and seniority	No denial of financial benefits and seniority is seen because their length of service is counted only from their date of joining and not from the date of issue of appointment order. All financial benefits entitled to each employee is duly given. In regard to seniority, since they are appointed through NSSB, their seniority is counted basing on merit basis in their respective category.

AND WHEREAS, on being dissatisfied with the reply of the PIO, the applicant (now appellant) had submitted Second Appeal dated **13/12/2024** to the Commission with a request to look into the matter and solve the issue as per the provision mentioned in the RTI Act, 2005.

AND WHEREAS, on receipt of the second appeal dated 13/12/2024, the Commission had, vide letter of even No. dated **05/02/2025**, directed the FAA to hear the First Appeal with both the parties i.e, the applicant (now appellant) and the PIO within **30 (thirty) days** and to submit a copy of the decision to the Commission for further necessary action.

AND WHEREAS, in compliance to the Commission's directive, Shri. Thavaseelan K, IAS, Principal Director & FAA, Directorate of School Education had, vide letter **No.ED/RTI/MISC-2/2017** dated **05/03/2025**, submitted that a hearing was held on **25/02/2025** at **1:00 PM** and had passed the observations and findings of the hearing on 2 (two) queries that the applicant (now appellant) was satisfied with the reply of the query No. 1, however, as for query No. 2, he was not satisfied with the reply given by the FAA.

AND WHEREAS, on receipt of the First Appeal decision, the applicant (now appellant) had, vide letter **No. NIL** dated **17/03/2025**, submitted to the Commission stating that despite the first appeal hearing held on **25/02/2025**, the matter remain unresolved as the FAA's reply on query No. 2 was deemed unsatisfactory.

AND WHEREAS, on receipt of the above non-satisfaction, the Commission had, vide letter of even No. dated **24/04/2025**, advised the applicant (now appellant) to stick on to his queries as sought in his RTI application and not seek additional or supplementary query at the time of appeals since the appeal against query No. 2 in his first appeal dated **24/10/2024** was different from the query No. 2 of his RTI application dated **22/07/2024**.

AND WHEREAS, in compliance to the Commission's directive dated **24/04/2025**, the applicant (now appellant) had, vide letter **No.NIL** dated **29/04/2025**, resubmitted his Second Appeal under RTI Act, 2005 regarding his dissatisfaction against the unresolved query No. 2.

AND WHEREAS, the Commission observed that since the above second appeal dated **29/04/2025** resubmitted to the Commission was the same as the query No. 2 raised in his first appeal dated **24/10/2024**, which was different from the query No. 2 of his RTI application dated **22/07/2024**, the applicant (now appellant) was informed over the phone to adhere his appeal to his original RTI application and resubmit again to the Commission.

AND WHEREAS, the applicant (now appellant) had on **16/06/2025** resubmitted his appeal to the Commission, however, on examination, the Commission observed that the appeal was against another RTI application dated **26/05/2025** which is on the same query No. 2 raised in his first appeal dated **24/10/2024**.

AND WHEREAS, the Commission observed that inspite of several directions to adhere his point of appeal to his RTI application dated **22/07/2024** instead of raising additional queries in his appeals, the applicant (now appellant) had been re-submitting the same over and again, ignoring the directions of the Commission, suggesting that the applicant (now appellant) is not serious and has no interest in his RTI application, hence the Commission decided to close the case.

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 School Education, Nagaland, Kohima.
2. Shri. Razouseyi Vese, Additional Director & PIO, Directorate of School Education, Nagaland, Kohima.
3. The applicant (now appellant), Shri. Bendang Imsong, Social Activist, H.No. 364 Teyongmepu, Chuchuyimpang, Mokokchung, Phone No. 8787522684.

Sd/-

KEVISA KENSE, IAS (Retd.)

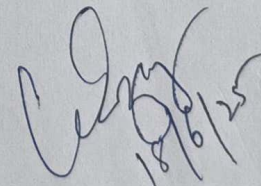
Chief Information Commissioner

Dated Kohima, the 18th June, 2025.

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Copy to:

1. The Principal Director & FAA, Directorate of School Education, Nagaland, Kohima.
2. Shri. Razouseyi Vese, Additional Director & PIO, Directorate of School Education, Nagaland, Kohima.
3. The applicant (now appellant), Shri. Bendang Imsong, Social Activist, H.No. 364 Teyongmepu, Chuchuyimpang, Mokokchung, Phone No. 8787522684.
4. The Computer Programmer, Nagaland Information Commission for uploading on the website.
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(WORHONTHUNG EZUNG)

Deputy Secretary