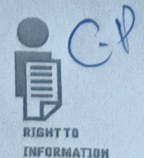


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NAGALAND INFORMATION COMMISSION
NAGALAND COMMISSIONS' COMPLEX
POST BOX NO. 148
NAGALAND, KOHIMA-797001

Email: clc.nagaland@gmail.com, Website: www.nlsic.nagaland.gov.in



No. NIC/APPEAL-32/2024-25

Dated Kohima, the 13th November, 2025.

Subject: Closing Order of Appeal Case.

WHEREAS, the Commission had on 10/03/2025 received a Second Appeal dated 10/03/2025 submitted by Shri. Ruokuoneilie Kesiezie, Ph. No. 9402471997 against the unsatisfactory response of the FAA, Directorate of Health & Family Welfare, Nagaland to his First Appeal dated 03/09/2024 which was submitted against unsatisfactory reply of the PIO, Nagaland Health Project (NHP), Directorate of Health & Family Welfare, Nagaland to his RTI application dated 18/07/2024.

AND WHEREAS, the applicant had submitted a RTI application dated 18/07/2024 addressed to the PIO, Directorate of Health & Family Welfare, Nagaland Health Project (NHP) Nagaland along with application fee of Rs. 10/- seeking the following information:-

1. Please furnish a copy of total amount which was mobilized to the contractor in the first place for the construction of Library Hall and Theatre Block at Medical College Kohima.
2. Please furnish a copy under which rules, section, of the guidelines of procurement of goods, work and non-consulting service of the World Bank indicate that the rate can be enhance before the start of the construction of civil work.
3. Please furnish a copy of the name and designation of the officer who enhance the rate before the start of construction for Library Hall and Theatre Block at Medical College Kohima.

AND WHEREAS, on receipt of the above RTI application, Dr. R. Chubala Aier, Addl. Director & PIO, Directorate of Health & Family Welfare, Nagaland had, vide letter No. **DHFW-19/RTI/33/2018-19/335** dated 18/07/2024, transferred the above RTI application to the PIO, National Health Project (NHP), Directorate of Health & Family Welfare, Nagaland requesting to furnish the information directly to the applicant and under intimation to her office.

AND WHEREAS, on receipt of the above transferred RTI application, Dr. Imkongtemsu Longchar, Project Director, NHP, Directorate of Health & Family Welfare, Nagaland had, vide No. **NHP/ADMIN-X/2021/PT/11535** dated 13/08/2024, furnished the following replies to the above queries of the RTI application as below:-

1. Information cannot be furnished since in view to severity of documents under section 8 & 10 of the RTI Act.
2. Rules under which guidelines of the procurement of goods work and non-consulting services of the World Bank has been attached in Annexure-I but no rate has been enhanced before the start of the construction.
3. Not applicable.

AND WHEREAS, on not being satisfied with the response of the PIO, the applicant had submitted First Appeal dated 03/09/2024 addressed to the FAA, Directorate of Health & Family Welfare, Nagaland stating the following: -

1. As I have asked for a copy of the total amount which was mobilized to the contractor in the first place for the construction of Library & Theatre Block a Medical College Kohima but the PIO reply to my query saying the information cannot be furnished as it fall under section 8 & 10 of the RTI Act. Please clarify why the mobilized amount fall under section 8 & 10 of the RTI Act.
2. The PIO did not attach any Annexure in the reply to my query No. 2.

AND WHEREAS, on receipt of the above First Appeal, Dr. Imkongtemsu Longchar, PIO, Nagaland Health Project, Directorate of Health & Family Welfare, Nagaland had, vide letter **No.NHP/ADMIN-X/2021/PT/11547** dated **30/09/2024**, clarified to the FAA as shown below: -

1. *To furnish a copy of total amount which was mobilized to the contractor in the first place for the construction of Library Hall and the Theatre Block at Medical College.*

Reply- We regrets to inform you that, the third party disagree to share their information under RTI Act, 2005.

Enclosed attached letter of Non-Consent for disclosure of information for the construction of Library Hall and Theatre Hall Block submitted by M/S Naga Construction vide letter No.NC/2021/23-24 dated 20/07/2024.

2. *With regard to query that the PIO did not attached any annexure.*

Reply- Annexure was not attached due to error but was handed over 07/09/2024.

Further, copies of work order and amount of cost for the construction of library and lecture theatre block was enclosed.

AND WHEREAS, on receipt of the above reply, the applicant (now appellant) had preferred a Second Appeal dated **10/03/2025** to the Commission stating that contradictory and inconsistent responses were provided which indicate lack of transparency and accountability in the handling of public funds, which requires immediate corrective actions.

AND WHEREAS, on receipt of the second appeal dated **10/03/2025**, the Commission had, vide letter of even No.dated **25/03/2025**, directed the Principal Director & FAA, Directorate of Health & Family Welfare, to submit a copy of the decision of the FAA if the First Appeal had already been heard and if not, the First Appeal be heard with the concerned 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 actions.

AND WHEREAS, in compliance to the Commission's directive, Dr. Avile Zao, Addl. Director & PIO, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter **No.DHFW-19/RTI/APPEAL/22/2016-17/310** dated **29/04/2025** (but signed on **30/04/2025**), submitted that a hearing was held on **29/04/2025** and a copy of the decision of the FAA dated **29/04/2025** was enclosed wherein the public authority had decided that:-

- 1) *The information regarding to the payments of bill starting with the mobilization fund till the last payment made to the contractors shall be furnished during the course of the day.*
- 2) *It has also been observed that as per the contract agreement between the NHP and the contractor and more particularly at clause 37.1-37.3, there is a provision for change of contract price, but as per the records there was no escalation.*

AND WHEREAS, on receipt of the First Appeal decision, the Commission had, vide letter of even No. dated **24/06/2025**, directed the Director (HoD) & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima, to submit confirmation on whether the PIO had furnished the information to the applicant (now appellant) as directed by the FAA, and if furnished, a confirmation regarding the satisfaction/ non-satisfaction of the applicant (now appellant) with the information so received be submitted to the Commission **within 20 (twenty) days** from the date of receipt of its directive for further necessary action.

AND WHEREAS, in compliance to the Commission's directive dated **24/06/2025**, Dr. Mereninla Senlem, Principal Director & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter **No.DHFW-19/RTI/APPEAL/22/2016-17/353** dated **04/07/2025**, informed that after the hearing of the First Appeal on **29/04/2025**, the PIO, Nagaland Health Project (NHP) had furnished all the required information to the applicant (now appellant) and hence, the hearing was confirmed satisfactory by the applicant (now appellant).

AND WHEREAS, on receipt of the above letter dated 04/08/2025, the Commission had, vide letter of even No. dated 04/08/2025, directed the applicant (now appellant) to submit satisfaction/non-satisfaction report with the information so received from the PIO (NHP) to the Commission along with the copies of information within 20 (twenty) days from the date of receipt of its directive for further necessary action.

AND WHEREAS, in compliance to the Commission's directive dated 04/08/2025, the applicant (now appellant) had, vide letter dated 22/08/2025, submitted his acknowledgement and satisfaction with the information so furnished by the PIO (NHP).

AND WHEREAS, on receipt of the satisfaction report from the applicant, the Commission had, vide letter of even No. dated 10/09/2025, directed the Principal Director & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima, to submit a copy of the information furnished to the applicant (now appellant) to the Commission within 15 (fifteen) days from the date of receipt of its directive for further necessary action.

AND WHEREAS, in compliance to the Commission's directive dated 10/09/2025, Dr. I. Arenla Walling, Addl. Director & PIO, Directorate of Health & Family Welfare, Nagaland, Kohima had, vide letter No. DHFW-19/RTI/50/2023-24/378 dated 22/09/2025, submitted the copies of the information furnished to the applicant (now appellant).

AND WHEREAS, the Commission observed that since all the compliances to the Commission's directive has been received and there was no delay in furnishing the information, the Commission has decided to close the case.

NOW THEREFORE, it is notified to the following parties that the Appeal case is hereby declared as closed:-

1. Dr. Mereninla Senlem, Principal Director & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima.
2. The Addl. Director & PIO, Directorate of Health & Family Welfare, Nagaland, Kohima.
3. Dr. Imkongtemsu Longchar, Project Director & PIO, Nagaland Health Project(NHP), Directorate of Health & Family Welfare, Nagaland, Kohima.
4. The applicant (now appellant), Shri. Ruokuoneilie Kesiezie, Ground Floor, Contractors Union Building, Below UCO Bank, New Secretariat Road (Phezoucha), Kohima, Mobile No. 9402471997, 7005640799.

Sd/-

KEVISA KENSE, IAS (Retd.)

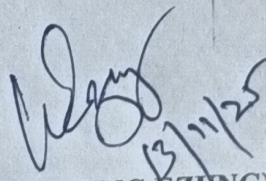
Chief Information Commissioner

Dated Kohima, the 13th November, 2025.

No. NIC/APPEAL-32/2024-25/774

Copy to:

1. Dr. Mereninla Senlem, Principal Director & FAA, Directorate of Health & Family Welfare, Nagaland, Kohima.
2. The Addl. Director & PIO, Directorate of Health & Family Welfare, Nagaland, Kohima.
3. Dr. Imkongtemsu Longchar, Project Director & PIO, Nagaland Health Project(NHP), Directorate of Health & Family Welfare, Nagaland, Kohima.
4. The applicant (now appellant), Shri. Ruokuoneilie Kesiezie, Ground Floor, Contractors Union Building, Below UCO Bank, New Secretariat Road (Phezoucha), Kohima, Mobile No. 9402471997, 7005640799.
5. The Computer Programmer, Nagaland Information Commission for uploading on the website.
6. Office copy.


(WORHONTHUNG EZUNG)
Deputy Secretary