NAGALAND INFORMATION COMMISSION NAGALAND COMMISSIONS' COMPLEX POST BOX NO. 148

NAGALAND, KOHIMA-797001

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No. NIC/APPEAL-8/2025-26

Dated Kohima, the 5th August, 2025

Subject: Notice for Hearing on 19th August, 2025 (Tuesday) at 12:30 PM.

WHEREAS, the Commission had on 23/07/2025 received a second appeal dated 17/07/2025 from Shri. Netsozü Tünyi, Mobile No. 9612777534, Shri. Küthohü Thira, Mobile No. 8131950563, Shri. Vetho Kezo, Mobile No. 8837221452 and Shri. Huyo Puro, Mobile No. 8729923110, against the unsatisfactory response of the Deputy Commissioner, O/o the Deputy Commissioner, Phek, Nagaland to their first appeal dated 17/03/2025 which was submitted against the unsatisfactory reply of the PIO to their RTI application dated 29/01/2025.

AND WHEREAS, two applicants, Shri. Netsozü Tünyi and Shri. Küthohü Thira had jointly submitted a RTI application dated 29/01/2025 addressed to the PIO, O/o the Deputy Commissioner, Phek, Nagaland, along with Rs.10/- as application fee, seeking information regarding the various types of development funds for Kikruma Village, particularly, property damage compensation from the 2 Lane Road Construction Project, Kohima-Jessami NH 29 Package II(two) and III(three), (Pfutsero Division) received by Kikruma Village Council, during the period of 2019-2024on the following details:-

- 1. Total amount of various developmental funds received by the Chairman of Kikrüma Village Council from various departments during the period of 2019-2024:
 - a). Details of the payment/disbursal (e.g., dates, mode of payment, etc.,)
- 2. Total amount of 2lane property damage compensation received by Chairman, Kikrüma Village Council, during the period of 2019-2024:
 - a) Amount of compensation received from different type of damage Properties, (e.g., Forest, Housing, PWD, etc.)
 - b) Details of the payment disbursal (e.g., dates, modes of payment, etc.)
 - c) Copy of the official notification/order regarding the compensations.
- 3. Detail statement of receipts and expenditures from 2019 to 2024, and the latest status of cash balance of the village Council Bank accounts.

AND WHEREAS, on receipt of the above RTI application dated 29/01/2025 on the same date i.e, 29/01/2025 as evidenced on the body of the application, Shri. Ruopfukuotuo Noudi. NCS, Addl. Deputy Commissioner & PIO, O/o the Deputy Commissioner, Phek, Nagaland had vide letter No.DCP/ESTT/RTI-2025/2017(Vol-V)/2061 dated 27/02/2025, informed the applicants to appear in person and collect the information on payment of Rs. 66/- during office hours.

AND WHEREAS, on receipt of the information, the applicants had submitted First Appeal dated 17/03/2025 to the FAA, O/o the Deputy Commissioner, Phek, Nagaland stating that the PIO's reply was 'incomplete' since no information available for queries No. 1 and 3.

AND WHEREAS, on receipt of the above first appeal dated 17/03/2025 on 17/03/2025, the Deputy Commissioner & FAA, Phek had, after hearing the first appeal on 20/03/2025 at 01:00 PM, passed decision on 21/03/2025 as follows:-

- 1. It was decided that the RTI application dated 29-01-2025 received from Shri. Netsozü Tünyi & party, Kikruma village will be communicated to all HoDs in the district to furnish the required information (if any) directly to the applicants.
- 2. If any payment under Kohima-Jessami 2-lane road (Package-III) is made against Kikruma Village Council, information shall be furnished.

3. Referring to Query No. 3 of the RTI filed to Kikruma Village Council dated 14-09-2024, ADC& PIO, Pfutsero will direct the Kikruma Village Council to furnish the required information to the applicants.

AND WHEREAS, Shri. Puhan Khiamniungan, EAC & I/C VCC Kikruma, Pfutsero, Nagaland who looks after the administration of the village had, vide letter No. ADC-PFRO/JUD-12/RTI/2020/517 dated 26/03/2025, directed the Ex- Village Council Chairman, Kikruma Village (which was dissolved on 10/01/2025), "to submit all the bank accounts operating and opened on behalf of Kikruma Village Council along with expenditures to the DC, Phek, Nagaland on or before 28/03/2025 without fail".

AND WHEREAS, in reply to the letter of the EAC, Pfutsero dated 26/03/2025, Shri. Thipuzhoyo Thira, Ex-Chairman, Village Council, Kikruma; Shri. Duhuta Vero, Ex-Secretary, Village Council, Kikruma and Shri. Soseyo Yhobu, Ex-Treasure-cum-VCM, Village Council, Kikruma, had jointly submitted a letter dated 02/04/2025 stating that the Kikruma Village Council joint saving bank account was purely temporary and unofficial as the Village Council does not maintain any bank account in the past except the Village Development Board (VDB) management committee. However, for better understanding and transparency of the income and expenditure of the fund transactions during the Two Lane road construction and the public ground (playfield) construction, Kikruma Village Council maintained the saving bank account. Moreover, the income and expenditure statements is in the process of audit by the Audit Committee, and hence, the expenditure statements could not be produced as of now.

AND WHEREAS, on receipt of the above reply dated 02/04/2025 from the Ex-Chairman, Ex-Secretary & Ex-Treasure-cum-VCM of Village Council, Kikruma, Shri. H. Aloto Shohe, EAC, Pfutsero, Nagaland had, vide letter No. ADC-PFRO/JUD-12/RTI/2020/02 dated 02/04/2025, forwarded to the Deputy Commissioner, Phek, regarding Query No. 3, i.e, the bank statements of Kikruma Village Council from 2019 to 2024however, the receipts and expenditures from 2019 to 2024 could not be submitted since they are in the process of auditing by the Audit Committee as per the information received from the Ex- Village Council Chairman dated 02/04/2025. A copy of the Statements of Accounts from the Nagaland State Co-Operative Bank Ltd. (NSCB), Pfutsero Branch and the list of Audit Committee members of Kikruma village, namely;

- 1. Shri. Mutsikhoyo Yhobu, Convenor,
- 2. Shri. Povezo Puro, Member,
- 3. Shri. Vethihu Kezo, Member,
- 4. Shri. Bodelhou Vero, Member,
- 5. Shri. Vesapra Tunyi, Member,
- 6. Shri. George Thira, Member,

were enclosed.

AND WHEREAS, referring to the meeting minutes of the first hearing dated 20/03/2025, Shri. Saratho Katiry, NCS, Sub-Divisional Officer (C), O/o the Deputy Commissioner, Phek, Nagaland had, vide letter No. DCP/ESTT/RTI-2025/2023(Vol-V)/41 dated 18/04/2025, directed the applicants (now appellants) to collect the necessary informationwhich was forwarded by EAC, Pfutsero on 02/04/2025 as per the meeting minutes from the DC Office, Phek, Nagaland during office hours.

AND WHEREAS, on receipt of the above reply, the applicants (now appellants) had vide letter dated 30/06/2025, submitted to the Addl. Deputy Commissioner, Pfutsero, Nagaland, stating that the information pertaining to query No.1 & 2 were received and satisfied and the

bank statement in respect of the Village Council Chairman from 2019-2024 are also satisfied. However, the information pertaining to the expenditures from 2019-2024 was not furnished on the ground that the receipts and expenditures are in the process of auditing by the Audit Committee. The claim of the former Village Council Chairman that the village income and expenditure statement are currently being auditedis false as the Audit Committee was dissolved in December 2023 along with the dissolution of Razu Kuhu beföre it could begin any work. Therefore, no audit was being conducted as the Audit Committee was invalid and the expenditure was not furnished to them till date.

AND WHEREAS, on not being satisfied with the information furnished by the PIO, Shri. Puhan Khiamniungan, NCS, EAC, Pfutsero, Nagaland had, vide letter No. ADC-PFRO/JUD-12/RTI/2020/168 dated 02/07/2025, directed the applicants (now appellants) to appeal to the First Appellate Authority i.e DC, Phek for necessary information.

AND WHEREAS, on not getting any information to query No. 3 and non-satisfaction to the above direction to appeal again to the FAA i.e, Deputy Commissioner, Phek, the applicants (now appellants) had preferred second appeal dated 17/07/2025 to the Nagaland Information Commission.

AND WHEREAS, since the applicants (now appellants) are not satisfied with the information furnished, the Commission has decided to hear the above mentioned appeal giving opportunity of being heard to all the parties on 19th August 2025(Tuesday) at 12:30 PM in the Hearing Room of Nagaland Information Commission, Nagaland Commissions' Complex, New Capital Complex, Nagaland, Kohima.

NOW THEREFORE, it is notified that the following parties are directed to appear before this Commission and <u>also to bring the files and relevant documents</u> in question for scrutiny on the above date and time for hearing.

- 1. The Deputy Commissioner & FAA, O/o the Deputy Commissioner, Phek, Nagaland.
- 2. Shri. Ruopfukuotuo Noudi, NCS, Additional Deputy Commissioner & PIO, O/o the Deputy Commissioner, Phek, Nagaland.
- 3. Shri. Puhan Khiamniungan, NCS, Extra Assistant Commissioner, Pfutsero, Nagaland.
- 4. Shri. H. Aloto Shohe, Extra Assistant Commissioner, Pfutsero, Nagaland.
- 5. Shri. Saratho Katiry, NCS, Sub-Divisional Officer (C), O/o the Deputy Commissioner, Phek, Nagaland.
- 6. The Audit Committee of Kikruma Village Shri. Mutsikhoyo Yhobu, Convenor; Shri. Povezo Puro, Member; Shri. Vethihu Kezo, Member; Shri. Bodelhou Vero, Member; Shri. Vesapra Tunyi, Member and Shri. George Thira, Member.
- 7. Shri. Thipuzhoyo Thira, Ex-Village Council Chairman, Kikruma; Shri. Duhuta Vero, Ex-Secretary, Kikruma and Shri. Soseyo Yhobu, Ex-Treasurer-cum-VCM, Kikruma.
- 8. The applicants (now appellants), Shri. Netsozü Tünyi, Mobile No. 9612777534 and Shri. Küthohü Thira, Mobile No. 8131950563.

Sd/-

KEVISA KENSE, IAS (Retd.)
Chief Information Commissioner
Dated Kohima, the 5th August, 2025

No. NIC/APPEAL-8/2025-26 / 7/1 Copy to:

- 1. The PS to the Chief Information Commissioner, Nagaland Information Commission for kind information of the CIC.
- 2. The PA to SIC (N) for kind information of the State Information Commissioner.
- 3. The PA to SIC (K) for kind information of the State Information Commissioner
- 4. The Deputy Commissioner & FAA, O/o the Deputy Commissioner, Phek, Nagaland.
- 5. Shri. Ruopfukuotuo Noudi, NCS, Additional Deputy Commissioner & PIO, O/o the Deputy Commissioner, Phek, Nagaland.

- 6. Shri. Puhan Khiamniungan, NCS, Extra Assistant Commissioner, Pfutsero, Nagaland.
- 7. Shri. H. Aloto Shohe, Extra Assistant Commissioner, Pfutsero, Nagaland.
- 8. Shri. Saratho Katiry, NCS, Sub-Divisional Officer (C), O/o the Deputy Commissioner, Phek, Nagaland.
- 9. The Audit Committee of Kikruma Village Shri. Mutsikhoyo Yhobu, Convenor; Shri. Povezo Puro, Member; Shri. Vethihu Kezo, Member; Shri. Bodelhou Vero, Member; Shri. Vesapra Tunyi, Member and Shri. George Thira, Member.
- 10. Shri. Thipuzhoyo Thira, Ex-Village Council Chairman, Kikruma; Shri. Duhuta Vero, Ex-Secretary, Kikruma and Shri. Soseyo Yhobu, Ex-Treasure-cum-VCM, Kikruma.
- 11. The applicants (now appellants), Shri. Netsozü Tünyi, Mobile No. 9612777534 and Shri, Küthohü Thira, Mobile No. 8131950563.
- 12. The Computer Programmer, Nagaland Information Commission for uploading on the website and Notice Board.

13. Office Copy.

(WORHONTHUNG EZUNG)

Deputy Secretary