

No. NIC/APPEAL-14/2025-26

Dated Kohima, the 11th May, 2026

Subject: - Closing Order of Appeal Case

WHEREAS, the Commission had received a Second Appeal dated 16.09.2025 from Shri. Viheto Aye, Dimapur, Ph. No. 6909579473, & Shri. Kavi K. Yepthomi, Dimapur against the non-response of the FAA to their first appeal dated 17.06.2025 which was submitted against the unsatisfactory and incomplete information provided by the PIO, NSDMA, Home Department, Nagaland, Kohima vide letter No.11/01/2025/009 – NSDMA/605 dated 28.05.2025 in reply to their RTI application dated 01.04.2025.

2. AND WHEREAS, the applicants had submitted a RTI application dated 01.04.2025 addressed to the PIO, Nagaland State Disaster Management Authority, Home Department, Nagaland, Kohima, through the DDMA, Dimapur, Nagaland and alongwith an application fee of Rs. 10/- seeking information on the following queries: -

- i. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 9 crores 90 lacs funds sanctioned by Government of India under SDRF during 2018-19.*
- ii. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 10 crores 80 lacs funds sanctioned by Government of India under SDRF during 2019-20.*
- iii. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 41 crores funds sanctioned by Government of India under SDRF during 2020-21.*
- iv. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 32 crores 80 Lacs funds sanctioned by Government of India under SDRF during 2021-22.*
- v. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 34 crores 40 Lacs funds sanctioned by Government of India under SDRF during 2022-23.*
- vi. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 36 crores 80 lacs funds sanctioned by Government of India under SDRF during 2023-24.*
- vii. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of total amount of Rs. 195 crores 99 lacs funds sanctioned by the Government of India under NDRF during 2018-19.*
- viii. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 176 crores 52 lacs funds sanctioned by Government of India under NDRF during 2019-26.*
- ix. *Kindly furnish documents in regards the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 68 crores 02 Lacs funds sanctioned by Government of India under NDRF during 2022-23.*
- x. *Kindly furnish documents in regards to the utilisation of the funds by NSDMA along with an abstract on the utilisation of Rs. 39 crores 28 Lacs funds sanctioned by Government of India under NDRF during 2022-23.*

3. AND WHEREAS, on receipt of the above RTi application on 01.04.2025 as evident on the body of the RTI application, the PIO, Nagaland State Disaster Management Authority, Home Department, Nagaland, Kohima, had, vide letter No. 11/01/2025/009-NSDMA/605 dated 28.05.2025, furnished the information sought.

4. AND WHEREAS, on receipt of the above information from the PIO, Nagaland State Disaster Management Authority, Home Department, Nagaland, Kohima, the applicants (now appellants) had submitted first appeal dated 17.06.2025 against unsatisfactory and incomplete response received from the PIO to his RTI application dated 01.04.2025 stating that the PIO had denied information regarding utilization of funds under the State Disaster Response Fund SDRF and NDRF by NSDMA for the financial year 2018-24 citing non-compilation and reference to the Hon'ble Supreme Court judgement in CBSE vs Aditya Bandopadhyay & Ors (2011).

5. AND WHEREAS, on receipt of the above first appeal dated 17.06.2025, since there was no response from the FAA, Nagaland State Disaster Management Authority, Home Department, Nagaland, Kohima, even after the expiry of the stipulated time period of 45 days, the applicants (now appellants) had submitted a Second Appeal dated 16.09.2025 to the Commission.

6. AND WHEREAS, on receipt of the above Second Appeal dated 19.11.2025, since the first appeal had not been heard, the Commission had, vide letter of even No. dated 19.11.2025, directed the FAA, Nagaland State Disaster Management Authority, Home Department, Nagaland, Kohima to hear the first appeal dated 17.06.2025 within 15 (days) days from the date of receipt of the above directive and thereafter to submit a copy of the decision of the FAA to the Commission for further necessary action.

7. AND WHEREAS, the applicants (now appellants) had, vide letter dated 04.12.2025, submitted to the Commission stating that following the direction of the Commission to hear the first appeal within 15 days, the FAA, Nagaland State Disaster Management Authority had heard their matter on 29.11.2025, however, no follow-up reply or information had been provided to them till date.

8. AND WHEREAS, in compliance to the above directive of even No. dated 19.11.2025, Shri. Temsuwangshi Jamir, PIO, NSDMA, Home Department, Nagaland had, vide letter No. 11/01/2025/009 – NSDMA/1615 dated 08.12.2025, forwarded a copy of the FAA's decision No. 11/01/2025/009 – NSDMA/1611 dated 08.12.2025 wherein the FAA disposed of the First Appeal with the following observations: -

- i. *The PIO, NSDMA, has furnished all information that is available and existing within the public authority as per the RTI application.*
- ii. *Since consolidated abstracts of fund utilization are not available, but underlying records are maintained, the appellants if required are advised to inspect the relevant records with prior approval of the Administrative Head, NSDMA, as permitted under the RTI Act.*
- iii. *Additionally, information on the 20% Administrative Cost cannot be considered at the appeal stage, as it was not requested in the original RTI application and therefore falls outside the scope of this appeal.*
- iv. *No further direction is necessary.*

9. AND WHEREAS, on examination of the FAA's decision No. 11/01/2025/009 – NSDMA/1611 dated 08.12.2025, the Commission had observed that regarding hearing of the first appeal, notices were earlier issued, vide letter

- i. No. 11/01/2025/009 – NSDMA/893 dated 17.07.2025 for hearing on 22.07.2025.
- ii. No. 11/01/2025/009 – NSDMA/1365 dated 10.10.2025 for hearing on 10.10.2025.
- iii. No. 11/01/2025/009 – NSDMA/1486 dated 13.11.2025 for hearing on 24.11.2025.

however, the hearing could not be held due to the absence of the applicants (now appellants). The FAA could hear the first appeal only on 29.11.2025 with the applicant Shri. Kavi K. Yephthomi in attendance and passed decision on 08.12.2025.

10. AND WHEREAS, the Commission had on 17.12.2025 received from the applicants (now appellants) another Second Appeal dated *NIL* on the same issue against the Nagaland State Disaster Management Authority (NSDMA), Home Department, Home Department, Government of Nagaland, for failure to provide complete transparent, and verifiable information sought under the RTI Act.

11. AND WHEREAS, in order to avoid parallel proceeding on the same issue and to ensure compliance with the procedural discipline envisaged under Section 19 of the RTI Act, 2005, the applicants (now appellants) had, again vide letter dated 13.01.2026 (signed on 19.01.2026), requested the Commission to withhold/keep in abeyance the Second Appeal as the First Appeal on the issue of *admissibility of 20% administrative cost under SDRF/NDRF* was being filed before the First Appellate Authority.

12. AND WHEREAS, the Commission had accepted their request to keep the Second Appeal in abeyance, meanwhile, the applicants (now appellants) had, vide letter dated 24.02.2026, submitted a request for "*withdrawal of the Second Appeals dated 16.12.2025 and 16.01.2026 in view of certain procedural aspects concerning the First Appeal stage and in order to maintain procedural propriety and avoid parallel proceedings*". However, the appellants had further expressed their liberty to avail appropriate statutory remedies, if necessary, upon completion of the First Appeal process.

13. AND WHEREAS, on receipt of the above withdrawal letter 24.02.2026, the Commission had, vide letter of even No. dated 09.03.2026, directed the applicants (now appellants) to give a clear-cut withdrawal of their Second Appeal within 15 (fifteen) days from the date of receipt of the directive, since the withdrawal letter dated 24.02.2026 of the said Second Appeals appeared to be conditional and in spite of their request dated 13.01.2026 (but signed on 19.01.2026) to keep the Second Appeal in abeyance.

14. AND WHEREAS, in compliance to the Commission's directive of even No. dated 09.03.2026, the applicants (now appellants) had, vide letter dated 10.03.2026, submitted that "*it was a clear and an unconditional withdrawal of the Second Appeals dated 16.12.2025 and 16.01.2026 and hence requested that the Second Appeal be treated as withdrawn.*" The applicants (now appellants) had also enclosed a copy of the information so furnished to them.

15. AND WHEREAS, the Commission had accepted the request of the applicants (now appellants) for withdrawal of their Second Appeal and hence decided to close the case.

16. NOW THEREFORE, it is notified to all the parties that this Appeal case is hereby declared as *closed*.

1. Shri. Sentiwapang Aier, Secretary & FAA, NSDMA, Nagaland, Kohima.
2. Shri. Temsuwangshi Jamir, PIO, NSDMA, Nagaland, Kohima.
3. The applicants (now appellants), Shri. Viheto Aye, Dimapur, Ph. No. 6909579473, & Shri. Kavi K. Yephthomi, Dimapur

Sd/- **KEVISA KENSE, IAS (RETD)**

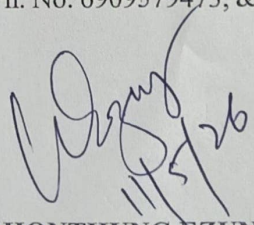
Chief Information Commissioner

Nagaland

Dated Kohima, the 11th May, 2026

No. NIC/APPEAL-14/2025-26/124
Copy to: -

1. The PS to CIC for kind information of the Chief Information Commissioner, Nagaland.
2. The PS to SIC (J) for kind information of the State Information Commissioner.
3. The PA to SIC (C) for kind information of the State Information Commissioner.
4. Shri. Sentiwapang Aier, Secretary & FAA, NSDMA, Nagaland, Kohima.
5. Shri. Temsuwangshi Jamir, PIO, NSDMA, Nagaland, Kohima.
- ✓ 6. Shri. S. Chumbemo Kithan, Computer Programmer, Nagaland Information Commission for uploading on the Commission's website.
7. The applicants (now appellants), Shri. Viheto Aye, Dimapur, Ph. No. 6909579473, & Shri. Kavi K. Yephthomi, Dimapur.
8. Office copy.


(WORHONTHUNG EZUNG)
Deputy Secretary