



MIZORAM INFORMATION COMMISSION
MINECO, KHATLA,
MIZORAM: AIZAWL

Case No: S.A. 210/2025-MIC

***Lalrinkima
Thakthing***

...Appellant

Vs

***Lalhruai Tluanga,
SPIO & Under Secretary,
Land Revenue & Settlement Department***

...Respondents

***2. R. Zarzosanga,
DAA & Secretary,
Land Revenue & Settlement Department***

RTI applications filed on	:	17.02.2025
SPIO replied on	:	17.02.2025
First appeal filed on	:	18.02.2025
DAA replied on	:	Nil
Second Appeal dated	:	28.03.2025
Date of Hearing	:	23.04.2025 at 01:00 P.M
Date of Decision	:	23.04.2025

The Chief Information Commissioner Pu John Neihlaia and the Information Commissioner Pu Mangjangam Touthang presided over the hearing.

Information sought

Ka nu Ngursailovi LSC No. 104703/01/530 of 2004 lo chhuah na House Pass No. 1164 of 2003 atanga LSC then chhuah leh document kaihhnawih en emaw lakchhuah ka rawn ngen e

2. Being dissatisfied with the reply received from the SPIO, the appellant preferred First Appeal to the Departmental Appellate Authority (DAA). However, as the DAA did not take any action on the matter, he preferred Second Appeal to Mizoram Information Commission (MIC) and hearing was fixed on 23.04.2025 (Wednesday) at 01:00 P.M. As scheduled, hearing was held wherein the appellant and the respondent appeared in person.

3. In the Hearing, the appellant mentioned his dissatisfaction with the reply received in respect of his RTI applications and requested the Commission to help him get the required information.

4. The SPIO apologized for the lapse on his part and stated that since he did not see the attachment in the RTI application received, he failed to take the required action and assured the Commission that such lapse will not occur in future

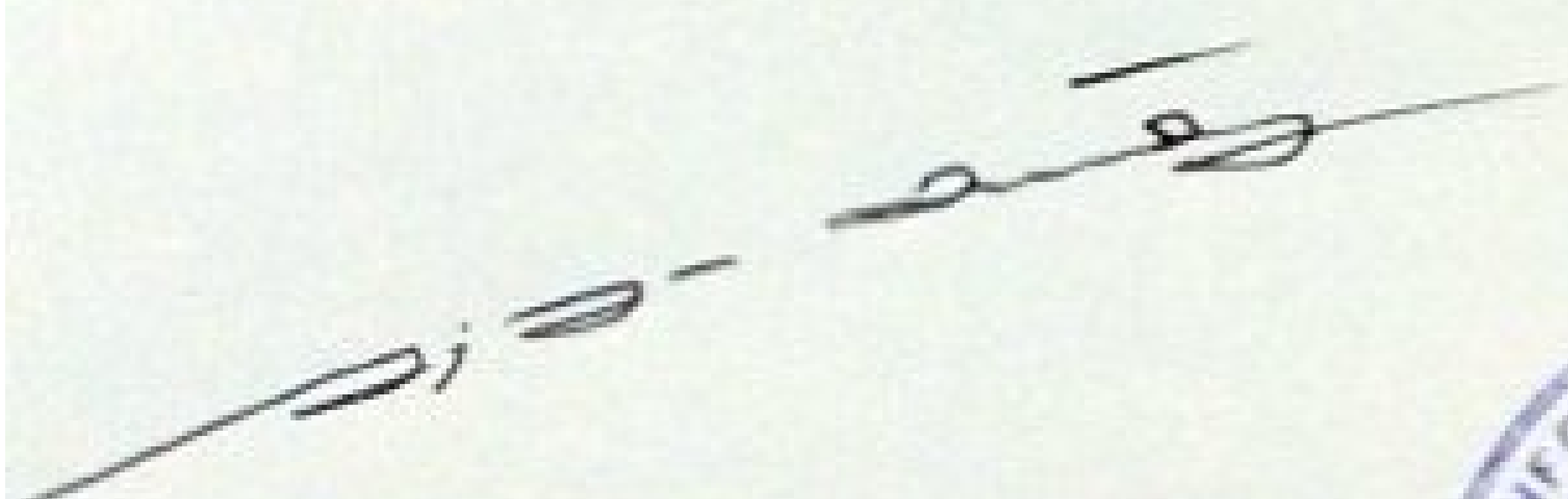
OBSERVATIONS:

1. The SPIO reported that the information sought is not with him but with the District level authority. As per Section 6 (3) of the RTI Act, 2005, the SPIO should have transferred the RTI application to the concerned Public Authority as soon as practicable but in no case later than 5 (five) days from the date of receipt of application under intimation to the appellant rather than sending vague reply to the appellant. Pu Lalhruai Tuanga, SPIO and Under Secretary, Land Revenue & Settlement Department is advised to strictly adhere to the relevant provisions of the RTI Act, 2005 while dealing with RTI cases in future.
2. Since DAAs are vested with quasi-judicial powers, they are required to hear both the parties ie the appellant and respondent SPIO. While disposing off first appeals, DAAs should act in a fair and judicious manner. It is very important that the order passed by the DAA should be a detailed and speaking order, giving justification for the decision arrived at. In future, Pu R. Zarzosanga should keep in mind that for every first appeal received by him, he is required to conduct hearing as provided under the RTI Act, 2005.


DECISION:

In view of the above, the Commission hereby directs that **Pu Lalhruai Tuanga, SPIO & Under Secretary, LR&S Department** shall transfer the RTI application submitted by Pu Lalrinkima with direction to provide the information requested, to the concerned SPIO under intimation to the appellant and submit compliance report to MIC not later than 30.04.2025 (Wednesday).

The appeal is disposed of accordingly. Copy of decision to be given, free of cost, to all parties.


(MANGJANGAM TOUTHANG)
Information Commissioner
Mizoram Information Commission




(JOHN NEIHLAIA)
Chief Information Commissioner
Mizoram Information Commission