

Case No. S.A. 244/2025-MIC

Vanramchhuangi,
Chaltlang

...Appellant

Vs

T. Lalfamkima,
SPIO & Deputy Director,
Zoram Medical College & Hospital.

...Respondent

Prof. Zoramthara Zadeng,
DAA & Director,
Zoram Medical College & Hospital.

RTI application filed on	:	18.06.2025
SPIO replied on	:	21.07.2025
First Appeal filed on	:	02.08.2025
DAA issued order/replied on	:	NIL
Second Appeal received on	:	01.09.2025
Date & Time of hearing	:	19.09.2025 at 12:00 Noon.
Date of decision	:	19.09.2025

The Chief Information Commissioner and the Information Commissioner presided over the hearing.

FACTS:

1. The appellant submitted an RTI application seeking information as follows: -

- a. SRH-ZMC&H Indoor Pharmacy Drugs Licence hi tu hming nge? Drugs Licence copy ka dil e. Drugs licence neih nana lehkhia ziaak awm zawng zawng note sheet nen ka dil e.
- b. ZMC&H a damlo awm te a bik in PM-JAY, MUHCS hman tur damdawi indoor pharmacy atanga pêk a nih hmain khawi atangin nge pek a nih thin? Tûnah engvângin nge indoor Pharmacy atanga pêk a nih tak? Indoor Pharmacy atanga in-patient ten damdawi leh Surgical items te pek tawh tur a nihna sorkar order leh note sheet awm ang ang ka dil e.

- c. Indoor Pharmacy ah thawktu engzahnge awm? Thawktu te hi eng recruitment rules hmang a lâk nge? Indoor Pharmacy a thawk te an thawh tân ni, an hming, address leh qualification te ka dil e.
 - d. Indoor Pharmacy a Damdawi pe chhuaktu te hi Pharmacist vek an ni em?
 - e. Indoor Pharmacy hi engtik atanga tan nge? Indoor Pharmacy neih a nih nana lehkhaziah awm ang ang note sheet nen ka dil e.
 - f. Indoor Pharmacy a hman tur damdawi hi engtia lei/lakkhawm nge a nih? Sorkar in procurement rules a siam anga lei a ni em?
 - g. Indoor Pharmacy atan January, February, March, April, May leh June thla ah te damdawi engzahman nge lei/lak a nih?
 - h. Indoor Pharmacy tana damdawi lâk luh leh damdawi pek chhuah hrang hrang te lakna rate, pek chhuahna rate leh damdawi lakna zawng zawng invoice leh pek chhuah te lehkhah/invoice copy ka dil e.
2. The SPIO provided information on 21.07.2025 via RTI Online where he attached a PDF file containing 89 pages containing replies for the RTI application along with photocopies of cash memos.
 3. Not satisfied with information provided by the SPIO, she preferred First Appeal stating, ***“Damdawi hralh/pek chhuahna lehkhah/invoice ka dil te chhanna ka hmuh theih nan i hnen ah ka rawn thlen e”***.
 4. As the DAA did not take any action on the matter, Second Appeal was preferred to MIC and summons were issued to the appellant and respondent to appear before the Commission on 19.09.2025 (Friday) at 12:00 Noon. Hearing was held as scheduled where the appellant and the respondent attended in person; the DAA, however, was absent without prior intimation to the Commission.
 5. The appellant stated that the reason why she has preferred First Appeal is because she wanted to know if the revenue generated from the canteen, that is privately run by an individual, is deposited into Government account. She also stated that she requires copies of invoices and cash memos handed out to patients in order to ascertain if the revenue is actually deposited into Government account.
 6. The respondent SPIO informed the Commission that the Government had issued an administrative approval instructing the office of ZMC to open an indoor pharmacy since the introduction of Mizoram Universal Health Care Scheme (MUHCS) w.e.f. 01.04.2025; the pharmacy is headed by an existing Senior Pharmacist under ZMC. The opening of the said pharmacy consequently cancelled the permission issued to the individual running the canteen.

7. The respondent SPIO further stated that cash memos/invoices are not issued unless asked for by the person purchasing the medicines and therefore, it is not possible to give copies of the invoices for all the medicines sold from the Pharmacy; and further, the appellant has not mentioned the period for which she requires the information.

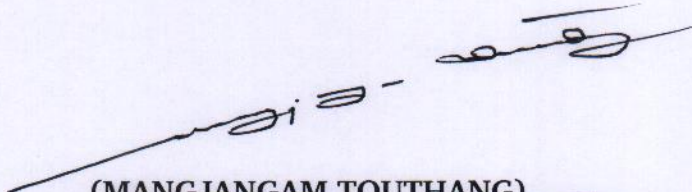
OBSERVATION:

1. As per DoPT O.M. No. 1/18/2011-IR dated 16.09.2011, *"The public information officer is not supposed to create information; or to interpret information; or to solve problems raised by the applicants; or to furnish replies to hypothetical questions. The RTI Act provides access to all information that is available and existing"*. In this case, the appellant has requested for some information which is not available with the public authority.
2. For every First Appeal received, the DAA, being vested with quasi-judicial powers, should hear both the parties viz appellant and respondent. The DAA shall, in every case inform the date of hearing at least seven (7) clear days before the date fixed as per Rule 7(5)(a) of the Mizoram RTI Rules, 2010. Order of the DAA shall be pronounced in open court and be in writing duly authenticated by the DAA for this purpose. Prof. Zoramthara Zadeng is informed to strictly adhere to the relevant positions of the RTI Act/Rules for every First Appeal received by him in future. **He is further informed to appear before the Commission on 03.10.2025 (Friday) at 03:00 PM.**

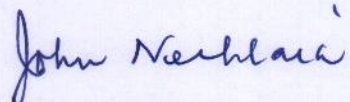
DECISION:

In view of the above, the Commission hereby instructs Pi Vanramchhuangi to submit a fresh RTI application clearly specifying the details of the information that is required to **Pu T. Lalfamkima, SPIO & Deputy Director, Zoram Medical College & Hospital, Government of Mizoram.**

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



Copy to: -

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Ph: 9856722827
3. Prof. Zoramthara Zadeng, DAA & Director, Zoram Medical College & Hospital
Ph: 9888188191



ly 22/9/25
(LILY)

Deputy Secretary
Mizoram Information Commission
ly Mizoram: Aizawl