



সকলৰ অৱস্থানৰ অধিকাৰ
২০১৯-২০২০



13th ANNUAL REPORT
2019-2020



सत्यमेव जयते

13th

ANNUAL REPORT 2019-20

(April 2019 - March 2020)



**RIGHT TO
INFORMATION**

MANIPUR INFORMATION COMMISSION

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CHAPTER - I

INTRODUCTION:

- 1.1. The Parliament of India on 12th May 2005 enacted The Right to Information Act, 2005 (hereinafter, 'the Act' or 'RTI Act'), setting out a practical regime of the citizen's right to information. It is to secure access to the information, which are under the control of Public Authorities, in order to promote transparency and accountability in governance. It is also an Act to contain corruption in the bureaucracy. This Act has been one of the most empowering legislations for the citizens of the country.
- 1.2. While receiving mandatory disclosure of information from the public authorities, the Act has valiantly empowered the citizens of the country in seeking transparency in the functioning of government machineries. Since its inception, the act has been extensively used by the people on a range of issues, from holding the Government authorities accountable for delivery of basic rights and entitlements to questioning the actions of the higher offices of the country.
- 1.3. Under the mandate of Section 25 (1) of the Act, the Commission is submitting this Annual Report to the Government containing an overview of the status of implementation of this Act during the year 2019-20. The Annual Report for the year 2018-19 is also being placed together before the State Legislative by the State Government.
- 1.4. The primary objective of The Annual Report 2019-20 is to emphasize on the inputs received from the Public Authorities of different Government departments on the implementation of the RTI Act, 2005. The report consists of the analysis of data received from all the State Government Departments in accordance with the responsibility cast upon them under Section 25 (2) and 25 (3) of the Act.

1.5. The report includes: -

- i) Number of requests for information received and disposed by the Public Information Officers,
- ii) Number of First appeals received and disposed by the First Appellate Authority (FAA),
- iii) Number of complaints and second appeals received and disposed by the Commission,
- iv) Amount collected as RTI fees by the Public Information Officers,
- v) Amount of Penalty imposed on Public Information Officers and compensation awarded to the complainants/appellants,
- vi) Analysis of information furnished by Departments
- vii) Accounts of the Commission
- viii) Recommendations
- ix) Abstract of salient/ important decisions taken by the Commission during the year.

1.6. Despite the momentous enactment of the Act for more than fourteen years, the Public Authorities have constantly failed to implement its significant provisions. Particularly, on Section 4 of the Act, which requires them to maintain all records duly catalogued and indexed and to provide information on seventeen parameters, Suo-motu, to the public at regular intervals. This also includes timely disposal of RTI applications by the SPIOs and first appeals by the FAA. It is indeed a matter of grave concern that it still remains a major bottleneck in effective implementation of the RTI Act. The failure to submit annual reports by the Government Departments further makes it infeasible to carry out comprehensive analysis of the data and consequently, delayed the completion of the Annual Report.

CHAPTER - II

IMPLEMENTATION OF THE RTI ACT, 2005 BY PUBLIC AUTHORITIES DURING 2019-20

- 2.1.** The citizens of the country are empowered by the Right to Information Act, 2005 in seeking information, which is available in any material form, from the Public Authorities. The Section 2 (f) of the Act defines what is “*information*” and the Section 2 (j) defines what is “*Right to Information*.” In the last 14 years, citizens are increasingly using the RTI Act for getting information from the Government and the Government-controlled organisations.
- 2.2.** The Right to Information Act, 2005 also requires all the Government Departments to collect the relevant information/ data from all Public Authorities under their control and furnish the same to the State Information Commission for preparing the Annual Report of the year. The tables below contain data, which are compiled from the reports/ data provided by the Public Authorities of the Government Departments. The Commission finds that in spite of the legal provisions, there are many Government Departments, which do not submit their information/ data for preparing the annual report, and are hesitant to comply with the direction of the Commission. As many Departments did not submit the relevant information/ data called for by the Commission with reminders, the data shown in the tables below may not reflect the complete picture on the total number of RTI applications filed by the citizens to all the Public Authorities during the year under report.

Disposal of information requests by the Public Information Officers.

- 2.3** During the year 2019-20, a total number of 646 requests were received by the Public Information Officers. Out of these, 580 requests were disposed of by the SPIOs during the year, representing 89.78% disposal. The balance requests were carried over to the next year for disposal. The total number of requests rejected and deemed to have been refused by the SPIOs is 2 (two). The disposal of RTI application by different Public Authority is given in Table-I.

TABLE - I

DETAILS OF RTI APPLICATION RECEIVED AND PENDING IN THE STATE FOR THE PERIOD OF 1-4-2019- TO 31-03-2020

A. ADMINISTRATIVE DEPARTMENT

Sl. No.	Name of Depett	Name of Public Authority	Total no. of PIOs	Total no. of applications pending as on 1-4-2019	Total no. of applications received during 1-4-2019 to 31-3-2020	Total of Col. 5+6	Total no. of disposed during the period 1-4-2019 to 31-3-2020	Total no. of applications pending as on 1-4-2020	Out of cases disposed shown in col. 8, no. of cases for which information is furnished	No. of requests deemed to be refused : Sec 7(2)	Out of total disposal in Col. 8, cases rejected under section												Amount of application fee & charges collected for furnishing information		
											8(1) (a)	8(1) (b)	8(1) (c)	8(1) (d)	8(1) (e)	8(1) (f)	8(1) (g)	8(1) (h)	8(1) (i)	8(1) (j)	9	11		24	25
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
1.	Command Area Development	Commissioner cum Secretary	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
2.	Education(s) Department	Joint Secretary	1	Nil	2	2	2	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	1	20/-	
3.	Finance Department (PIC)	Deputy Secretary	1	Nil	4	4	4	Nil	4	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	40/-	
4.	General Administration Department	GAD	2	Nil	2	2	2	Nil	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	20/-	
5.	Horticulture & Soil Conservation	Additional Chief Secretary	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-	
6.	Labour & Employment	Administrative Secretary	1	Nil	31	31	31	Nil	31	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-	
7.	Power Department	Joint Secretary	1	Nil	2	2	2	Nil	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	20/-	
8.	Sericulture Department	Sericulture Department	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	
9.	Transport Department	Under Secretary	1	Nil	8	8	8	Nil	8	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	80/-	
10.	Vigilance & Anti-Corruption	Secretary	1	Nil	1	1	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	1	Nil	Nil	Nil	Nil	Nil	10/-	
11.	Vety & Animal Husbandary	Administrative Department	1	Nil	2	2	2	Nil	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	20/-	

B. DIRECTORATE / HEAD OF DEPARTMENT

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
1.	Adult Education	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
2.	Agriculture Department	Agriculture Department Commissioner	10	Nil	20	20	20	Nil	20	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	200/-
3.	Art & Culture Department	Commissioner	12	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
4.	Board of Secondary Education Manipur	Secretary	1	Nil	123	123	65	Nil	64	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	58	1230/-
5.	Council of Higher Secondary Education Manipur	Secretary	2	3	30	33	33	Nil	25	Nil	Nil	Nil	Nil	Nil	Nil	Nil	1	Nil	Nil	2	Nil	Nil	Nil	5	1832/-
6.	Cooperation Department	Registrar	2	Nil	53	53	53	Nil	53	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	530/-
7.	Command Area Development	Commissioner	2	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
8.	Employment Exchange	Addl. Director	8	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
9.	Excise Department	Excise Department Director	3	Nil	4	4	4	Nil	4	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	40/-
10.	Economics & Statistics	Director	10	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	20/-
11.	Fire Service Department	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
12.	Information Technology	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
13.	Information & Public Relations	Director	2	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
14.	Language Planning & Implementation	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
15.	Minor Irrigation Department	Chief Engineer	6	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	30/-
16.	Public Health Engineering Department	Chief Engineer	31	Nil	11	11	11	Nil	9	Nil	Nil	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	100/-
17.	Public Works Department	SE	14	12	36	48	27	21	27	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	230/-
18.	Prosecution Department	Director	1	Nil	2	2	2	Nil	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
19.	Rural Development & Panchayat Raj	Director	1	Nil	8	8	8	Nil	8	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
20.	Rashtriya Madhyamik Abhiyan Manipur	State Project Director	1	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	30/-
21.	Settlement & Land Records	DSO	2	Nil	13	13	13	Nil	13	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	130/-
22.	Sericulture Department	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
23.	Tribal Affairs & Hills	Director	1	1	12	13	11	2	11	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	120/-
24.	Town Planning Department	AP (A)	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
25.	Trade, Commerce & Industries	Director	1	1	7	8	8	Nil	8	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	70/-
26.	Transport Department	Director	9	1	73	74	73	1	73	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	730/-
27.	Vety & Animal Husbandary	Director	1	Nil	18	18	18	Nil	17	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	170/-
28.	Welfare of OBC & SC	Director	1	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	30/-
29.	Water Resources Department	Chief Engineer	1	Nil	34	34	34	Nil	34	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	340/-
30.	Youth Affairs & Sports	Director	1	Nil	5	5	5	Nil	5	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	50/-

C. DEPUTY COMMISSIONERS :

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
1.	Revenue Department	Deputy Commissioner Bishnupur	1	Nil	33	33	33	Nil	33	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	330/-
2.	Revenue Department	Deputy Commissioner Churachandpur	1	Nil	19	19	19	Nil	19	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	190/-
3.	Revenue Department	Deputy Commissioner Senapati	1	Nil	9	9	9	Nil	9	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	90/-
4.	Revenue Department	Deputy Commissioner Thoubal	1	Nil	4	4	3	1	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	40/-

D. COMMISSIONS/SOCIETY/COMPANY

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
1.	Manipur Information Commission	MIC	1	Nil	6	6	6	Nil	6	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	60/-
2.	Manipur Public Service Commission	Deputy Secy	1	10	36	46	40	6	34	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	2	Nil	Nil	Nil	4	320/-
3.	Manipur State Power Distribution Company Ltd.	Managing Director	19	Nil	12	12	12	Nil	12	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	100/-
4.	Manipur State Power Company Limited	Managing Director	9	Nil	6	6	6	Nil	6	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	60/-
5.	Manipur Renewable Energy Development Agency	Director	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
6.	State Election Commission	Secretary	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	10/-
Total			28	646	674	580	31	565	2	-	1	-	1	-	-	-	1	1	-	4	-	-	-	68	7,382/-

2.4 Disposal of First Appeals by the First Appellate Authority (FAA).

The Section 19 (1) provides that – any person who does not receive a decision within the time specified in Sub-Section (1) or clause (a) of Sub-Section (3) of Section 7, or is aggrieved by a decision of the State Public Information Officer, may within 30 days from the expiry of such period or from the receipt of such a decision prefer First Appeal to such officer who is senior in rank to the State Public Information Officer, in each Public Authority.

During 2019-20, 106 numbers of first appeals were preferred before the FAA in the form of First Appeals under Section 19 (1) of the Act while 1 first appeals were carried forward from the previous year. Of this, 86 first appeals were disposed of by the FAA during the year representing 81.13% disposal. The balance 21 first appeals remained pending at the close of 2019-20. The disposal of the appeals by the FAA is given in Table II.

TABLE - II

DETAILS OF FIRST APPEALS RECEIVED, DISPOSED AND PENDING IN THE STATE FOR THE PERIOD 1-4-2019 TO 31-3-2020

A. ADMINISTRATIVE DEPARTMENTS :

Sl. No.	Name of Depett	Name of Public Authority	No. of Appellate Authorities	Total no. of 1st appeals pending as on 1-4-2019	Total no. of 1st appeals received during 1-4-2019 to 31-3-2020	Total of Col. 5+6	Total no. of 1st appeals disposed during the period 1-4-2019 to 31-3-2020	Total no. of 1st appeals pending as on 1-4-2020	Out of total cases disposed shown in Col. 8 cases where information furnished	Out of total disposal in Col. 8, cases rejected under section													
										8(1) (a)	8(1) (b)	8(1) (c)	8(1) (d)	8(1) (e)	8(1) (f)	8(1) (g)	8(1) (h)	8(1) (i)	8(1) (j)	9	11	24	Other
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1.	Command Area Development	Commissioner	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
2.	Education(S) Department	Commissioner	1	Nil	3	3	3	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	2
3.	Finance Department (PIC)	Deputy Secretary	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
4.	General Administration Department	Manipur Secretariat	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
5.	Horticulture & Soil Conservation	Adtl. Chief Secretary	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
6.	Labour & Employment	Administrative Secretary	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
7.	Power Department	Commissioner	1	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
8.	Sericulture Department	Sericulture Department	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
9.	Transport Department	Under Secy	1	Nil	9	9	9	Nil	9	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
10.	Vigilance & Anti-Corruption	Secretary	1	Nil	2	2	Nil	1	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
11.	Vety & Animal Husbandary	Administrative Department	1	Nil	2	2	2	Nil	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil

B. DEPARTMENT / HEAD OF DEPARTMENT:

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1.	Adult Education Department	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
2.	Agriculture Department	Agriculture Department Commissioner	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
3.	Art & Culture Department	Commissioner	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
4.	Board of Secondary Education Manipur	Secretary	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
5.	Council of Higher Secondary Education Manipur	Chairman	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
6.	Cooperation Department	Registrar	1	Nil	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
7.	Command Area Development	Commissioner	1	Nil	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
8.	Employment Exchange	Addl. Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
9.	Excise Department	Excise Department Director	1	Nil	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4
10.	Economics & Statistics	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
11.	Fire Service Department	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
12.	Information Technology	Special Secretary	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
13.	Information & Public Relations	Director	1	Nil	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
14.	Language Planning & Implementation	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
15.	Minor Irrigation	Chief Engineer	1	Nil	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
16.	Public Health Engineering Department	Secretary	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
17.	Public Works Department	SE/HQ	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
18.	Prosecution Department	Deputy Director	1	Nil	2	2	2	Nil	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
19.	Rural Development & Panchayati Raj	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
20.	Rashtriya Madhyamik Shiksha Abhiyan, Manipur	State Project Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
21.	Settlement & Land Records	DSO	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
22.	Sericulture Department	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
23.	Tribal Affairs & Hills	Director	1	1	12	13	11	2	11	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
24.	Town Planning Department	AP(A)	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
25.	Trade, Commerce & Industries	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
26.	Transport Department																						
27.	Vety & Animal Husbandary	Director	1	Nil	18	18	2	16	2	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
28.	Welfare of OBC & SC	Director	1	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
29.	Water Resources Department	Chief Engineer	1	Nil	3	3	3	Nil	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
30.	Youths Affairs & Sports	Director	1	Nil	1	1	1	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil

C. DEPUTY COMMISSIONERS :

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1.	Revenue Department	DC Bishnupur	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
2.	Revenue Department	DC Churachandpur	1	Nil	19	19	19	Nil	19	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
3.	Revenue Department	DC Senapati	1	Nil	9	9	8	1	8	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
4.	Revenue Department	DC Thoubal	1	Nil	4	4	3	1	3	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil

D. COMMISSIONS / SOCIETY / COMPANY :

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1.	Manipur Information Commission	MIC	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
2.	Manipur Public Service Commission	Secretary	1	Nil	2	2	2	Nil	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	1
3.	Manipur State Power Distribution Company Limited	Managing Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
4.	Manipur State Power Company Limited	Managing Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
5.	Manipur Renewable Energy Development Agency	Director	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
6.	State Election Commission	Secretary	1	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil	Nil
Total			1	106	107	86	21	83	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3

Note : *The required information from the Department / Public Authority is not available.

2.5 Amount of fee & other charges collected by each Public Authority.

A total amount of Rs. 7,382/- (Rupees seven thousand three hundred and eighty two only) was collected by the SPIOs in the form of fees and other charges during the year 2019-20. The details of the fees and other charges collected by different Departments are indicated in Table - I.

2.6 Implementation of provisions of Section 4 of the RTI Act, 2005 by different Public Authorities.

A compilation of data submitted by different Public Authorities/ Government Departments reveals that many Departments still fail to implement the provisions of Section 4 of the RTI Act, 2005 which mandates every Public Authority to maintain all its records duly catalogued, computerised, indexed and publish information on seventeen points regarding the functioning of the Department, suo-motu, and update the same at regular intervals. Even though some Departments have published the same on time, it is not updated at regular intervals and many Departments have not yet opened their website. The following Table-III shows the status on the implementation of Section 4 of the RTI Act, 2005 by different Public Authorities, which have submitted the information in this regard.

As highlighted in the Table-III, out of the total 51 Public Authorities, which have furnished the annual report/ data, only 15 Public Authorities have made the Suo-motu disclosure under Section 4(1)(b) of the Act. For 4 Public Authorities, the matter is under process while majority of the 32 Public Authorities have not done it at all.

TABLE - III

Status of Implementation of Section 4 of RTI Act 2005 by different Public Authorities

A. ADMINISTRATIVE DEPARTMENTS :

Sl. No.	Name of Department	Whether the records of the office are catalogued and indexed to facilitate any extraction or recovery of information when applied for ? [Section 4(1)(a)]	Whether the records are computerized or not? [Section 4(1)(a)]	Whether the information as required to be published u/s 4(1)(b) of the RTI Act, 2005 has been published or not ?
1	2	3	4	5
1.	Command Area Development	Yes	No	No
2.	Education (S) Department	Yes	Partly computerized	The manual u/s 4(b) is under process. Yes
3.	Finance Department (PIC)	Yes	Yes	Yes
4.	General Administration Department	Proper filing, indexing done.	No	No
5.	Horticulture & Soil Conservation Department	Yes	No	Not published yet.
6.	Labour & Employment Department	Yes, records of the office are well catalogued and indexed.	Yes, some are computerized & some are not.	No
7.	Power Department	Yes	Mostly computerized.	No
8.	Sericulture Department	Yes	Yes	Yes
9.	Transport Department	Yes, records of the office are well catalogued and indexed.	Records are computerized.	Under process
10.	Vigilance & Anti Corruption	Yes	Under process	No
11.	Vety. & Animal Husbandary Department	Yes	No	

B. DIRECTORATE / HEAD OF DEPARTMENTS :

1	2	3	4	5
1.	Adult Education Department	Yes, information is ready to facilitate any extraction or recovery.	Not yet ready	No
2.	Agriculture Department	Yes	No	No

1	2	3	4	5
3.	Art & Culture Department	No catalogue and index has been prepared.	No	Not yet published.
4.	Board of Secondary Education Manipur	Yes	Not yet	No
5.	Council of Higher Secondary Education Manipur	Yes	Not computerized.	Under preparation
6.	Co-operation Department	Yes	No	No
7.	Command Area Development	Yes	No	Yes
8.	Employment Department	The records of this Directorate will be catalogued to facilitate any extraction or recovery of the information.	The records of registration, vacancy, records and EMI of Directorate office and some District offices have been computerized since 2009-10.	No
9.	Excise Department	No	No	No
10.	Economics & Statistics Department	Partially, Yes.	Partially, Yes	Published.
11.	Fire Service Department	Yes	No	Not published.
12.	Information Technology Department	Yes	Partially	No
13.	Information & Public Relations	Not yet	Not yet	Yes
14.	Language Planning & Implementation	Not yet	Not yet	Not yet
15.	Minor Irrigation Department	Records of all officials under Minor Irrigation Department are catalogued and indexed.	Yes	Information required to be published has been published.
16.	Public Health Engineering Department	The office records are indexed. Records regarding performance are uploaded on IMIS for the Rural Water Supply. Not yet activated.	Yes	Yes
17.	Public Works Department	Yes	Not yet due to lack of manpower & I.T. facilities.	Still pending in the Department.
18.	Prosecution		No	It is under examination.

1	2	3	4	5
19.	Rural Development & Panchayati Raj	Yes	Not yet as of now.	Not yet as of now.
20.	Samagra Shiksha (Secondary), Manipur (RMSA)	Yes	Not yet	Not yet
21.	Settlement and Land Records.	Yes	The provision for computerization of office records is yet to start.	Yes
22.	Sericulture Department	Yes	Records are computerized and also manual.	No
23.	Tribal Affairs and Hills	Yes	Yes	No
24.	Town Planning Department	Yes	Partial	Not yet
25.	Trade, Commerce & Industries	Yes	Records are not yet fully computerized.	Partly published.
26.	Transport Department	No	Computerized	No
27.	Vety & Animal Husbandary	Yes	No	No
28.	Welfare of OBC & SC	Yes	Yes	No
29.	Water Resources Department	Yes	No	Not yet published.
30.	Youth Affairs & Sports	Not yet	Not yet	

C. DEPUTY COMMISSIONERS:

1	2	3	4	5
1.	Deputy Commissioner, Bishnupur	Yes	Some records like land records are computerized.	No
2.	Deputy Commissioner, Churachandpur	*	*	*
3.	Deputy Commissioner, Senapati	Yes	No	Yes
4.	Deputy Commissioner, Thoubal	Yes	Under process	No

D. COMMISSIONS/SOCIETY/COMPANY :

1	2	3	4	5
1.	Manipur Information Commission	Yes	Yes	Yes
2.	Manipur Public Service Commission	Yes	Under process	The information relating to examination are published, available in the official website of the Manipur Public Service Commission, www.mpscmanipur.gov.in
3.	Manipur State Power Distribution Company Limited.	Yes	No	No
4.	Manipur State Power Company Limited	Yes	Yes	No
5.	Manipur Renewable Energy Development Agency	Records are properly maintained in files and folders and indexed in order for recovery of information.	Mostly are computerized.	Information are available in annual report published every year.
6.	State Election Commission	Yes	Some records are computerized.	Yes

Note : *The required information from the Department / Public Authority is not available.

2.7 Name of the Departments and Public Authorities who failed to furnish required information for the Annual Report 2019-20.

As mentioned above, the data shown in Table - I, II and III may not reflect the complete picture of the RTI activities that had taken place in the State during the year as many Public Authorities have failed to submit the relevant information. The Table - IV below indicates the names of such Public Authorities/ Departments.

Table - IV

1. Governor's Secretariat	22. Minorities & Other Backward
2. Assembly Secretariat	Clasees
3. High Court of Manipur	23. Planning Department
<u>ADMINISTRATIVE DEPARTMENT</u>	24. Public Health Engineering
4. Agriculture Department	Department
5. Art & Culture	25. Public Works Department
6. Adult Education	26. Relief & Disaster Management
7. Administrative Reforms	27. Revenue Department
8. Cabinet & Confidential	28. Rural Development & panchayati
9. Cooperation	Raj
10. CAF & PD	29. Science & Technology
11. Department of Personnel	30. Social Welfare
12. Economics & Statistics	31. Tourism Department
13. Education(U)	32. Youth Affairs & Sports.
14. Fisheries Department	<u>HEAD OF DEPARTMENT</u>
15. Health & Family Welfare	33. AYUSH
16. Home Department	34. CAF & PD
17. Information Technology	35. Craftsmen Training
18. Information & Public Relations	36. Education (S)
19. Law & Legislative Affairs	37. Education (U)
20. MAHUD	38. Election Department
21. Minor Irrigation	39. Environment & Ecology Wing

40. Family Welfare Services
41. Fisheries Department
42. Forest Department
53. Health Services
54. JNIMS
55. Hort. & Soil Conservation
56. Labour Department
57. Local Fund Audit
58. MAHUD
59. Management Information System
60. Planning Department
61. Printing & Stationery
62. Relief & Disaster Management
63. Relief & Rehabilitation
64. Science & Technology
65. Sericulture Department
66. Small Saving
67. Social Welfare
68. State Academy of Training
69. SCERT
70. Taxation
71. Technical Education
72. Treasuries & Accounts
73. Tourism Department
74. Vigilance & Anti-corruption
75. Weight & Measures

COMMISSIONS/COOPERATION/

BOARD/INSTITUTE/AGENCIES/

SOCIETY/COMPANY:

1. Imphal Municipal Corporation
2. Loktak Development Authority
3. Manipur Aids Control Society

4. Manipur Human Rights Commission
5. Manipur Science & Technology Council
6. Manipur Infrastructural Development Agency
7. Manipur Municipality Property Tax
8. Manipur Electronics Development Corporation Ltd.
9. Manipur Society for Skill Development
10. Manipur State Film Development Society
11. Manipur Food Industries Corporation Ltd.
12. Manipur Handloom & Handcrafts Dev. Corporation Ltd.
13. Manipur Industrial Development Corporation
14. Manipur Khadi and Village Industries Board
15. Manipur Police Housing Corporation
16. Manipur Pollution Control Board
17. Manipur Remote sensing Application Centre
18. Manipur Minorities & OBC Economic Development Society
19. Manipur State Planning Board
20. Manipur State Vigilance Commission
21. Manipur State Commission for Women

- | | |
|---|------------------------------------|
| 22. Manipur State Commission for OBC | 5. Deputy Commissioner, Ukhrul |
| 23. Manipur State Commission for the Scheduled Tribes | 6. Deputy Commissioner, Kangpokpi |
| 24. Manipur State Co-operative Bank | 7. Deputy Commissioner, Tengnoupal |
| 25. Manipur State Co-operative Society | 8. Deputy Commissioner, Pherzawl |
| 26. Manipur State Minorities Commission | 9. Deputy Commissioner, Noney |
| 27. Manipur State Archives | 10. Deputy Commissioner, Kamjong |
| 28. Manipur State Social Welfare Board | 11. Deputy Commissioner, Jiribam |
| 29. Manipur Tribal Development Corporation | 12. Deputy Commissioner, Kakching |
| 30. Manipur State Women's Development Corporation | |
| 31. National Health Mission | |
| 32. Planning & Development Authority | |
| 33. Manipur State Rural Road Development Agency | |
| 34. State Election Commission | |
| 35. Tribal Research Institute | |

DEPUTY COMMISSIONERS

1. Deputy Commissioner, Imphal West
2. Deputy Commissioner, Imphal East
3. Deputy Commissioner, Chandel
4. Deputy Commissioner, Tamenglong

CHAPTER – III
MANIPUR INFORMATION COMMISSION 2019-20

- 3.1. Organisational setup : The Right to Information Act, 2005 (Act No. 22 of 2005), is an Act to provide for setting out the practical regime of the Right to Information for the citizens to secure access to information under the control of the public authorities, and to promote transparency and accountability in the working of every public authority.

The State Government has constituted the Manipur Information Commission vide Govt. order No. 11/7/2005-AR dated 12-09-2006, published in the Manipur Gazette Notification No. 219 dated 16-9- 2006, in order to ensure a successful implementation of the Right to Information Act, 2005.

- 3.2. The Commission is currently headed by the Chief Information Commissioner (in-charge), Shri Oinam Sunil Singh since 1st March 2019 following the superannuation of Shri Th. Ibobi Singh on 28th February 2019. The post of State Information Commissioner is held by Dr. Soibam Ibocha Singh (IPS retd). The terms of office of the past and present State Chief Information Commissioners and State Information Commissioners are given below: -

Sl. No.	Name of Chief Information Commissioner/ Information Commissioner	Terms of office
1.	Shri R.K. Angousana Singh, IAS (Retd), State Chief Information Commissioner	12-09-2006 to 12-09-2011
2.	Shri Ch. Birendra Singh, IAS (Retd), State Information Commissioner	19-12-2008 to 31-03-2013
3.	Shri Th. Ibobi Singh, IFS (Retd), State Chief Information Commissioner	04-05-2015 to 28-02-2019
4.	Dr. Soibam Ibocha Singh, IPS (Retd) State Information Commissioner	22-10-2018 to till date
5.	Shri Oinam Sunil Singh State Information Commissioner (Currently SCIC in-charge)	22-10-2018 to till date

3.3. Powers and functions of the Manipur Information Commission.

The Manipur Information Commission was constituted to exercise the powers and to perform duties and functions as laid down in the Chapter V of the RTI Act, 2005. Section 15 (4) of the Act provides that general superintendence, direction and management of the affairs of the State Information Commission shall vest on the State Chief Information Commissioner, who may exercise all such powers and do all such acts and things as may be exercised or done by the State Information Commission autonomously, without being subjected to directions by any other authority.

The Information Commission has wide-ranging powers. It has the power to require public authorities to provide access to information, appoint State Public Information Officers (SPIOs), publish various categories of information and make changes to the practices of record maintenance. The Commission is also empowered to order an inquiry if there are reasonable grounds to do so and also has the power of a civil court in respect of enforcing attendance of persons, discovery of documents, receiving evidence on affidavits and issuing summons for examination of witnesses or documents. Section 19 (8)(c) and Section 20 of the Act empowers the Information Commission to impose penalties on erring officials. As per Section 20 (2), the Commission can recommend disciplinary action against a SPIO for "persistent" violation of one and more provisions of the Act. Further under Section 19 (8) (b) of the Act, the Information Commission can require the Public Authority to compensate the Complainant for any loss or other detriment suffered.

Currently, the Manipur Information Commission is manned by the following staff only, which is completely inadequate.

Sl.No.	Designation of the Post	No.	Remarks
1.	State Chief Information Commissioner (in-charge)	1	
2.	State Information Commissioner	1	
3.	Deputy Secretary (Manipur Information Commission)	1	Posted by DP.
4.	Deputy Registrar (Judicial)	2	On deputation from Education(S) Department.
5.	PA	1	Posted by GAD.
6.	Office Assistance	3	
7.	Peon	2	
8.	Computer Assistant	1	Engaged by the Commission on Contract basis since 12-9-2016.
9.	Driver	1	
10.	Peon	1	

- 3.4 The Commission has no official building of its own and presently, it carry out its functions from the temporary accommodation allotted by the Government in the State Secretariat, North Block, Imphal.

The present official address of the Commission is as follows: -

Manipur Information Commission
 Secretariat North Block, Ground Floor,
 Behind Western Block, Imphal, Manipur
 Pin - 795001.
 Phone - 0385 2456495
 Website - www.maninfocom.nic.in
 Email - scicmanipur2019@gmail.com

3.5 Nodal Department: -

The Administrative Reforms Department is the Nodal Agency of the Manipur Information Commission. All administrative matters are being taken up and routed through the Nodal Department. The Annual Report prepared by the Commission under Section 25(1) of the Right to Information Act, 2005 is forwarded through the Nodal Department for laying the same before the State Legislative Assembly.

3.6 Powers and function of the Manipur Information Commission:

The Manipur Information Commission functions as the statutory body to hear and adjudicate the complaints and the appeals from citizens and to monitor and ensure implementation of the Act at various levels, in accordance with the provisions of the Right to Information Act, 2005 read with Manipur Information Commission (Regulation of Fee and Cost) Rules, 2012 and the Manipur Information Commission (Appeal Procedure) Rules, 2006 framed by the State Government.

Powers and functions of the officers and employees of the Manipur Information Commission: -

Sl. No.	Designation	Powers and Duties
1.	State Chief Information Commissioner (SCIC), Manipur.	General superintendence, direction and management of affairs of the Manipur Information Commission, adjudication of complaints and second appeals from citizens. Co-ordinate with State Information Commissioner as well as with different Departments of the State Government to ensure proper implementation of the Right to Information Act, 2005.
2.	State Information Commissioner (SIC), Manipur	To assist the State Chief Information Commissioner (SCIC) in dealing with second appeals and complaints in respect of Departments / Organizations allocated to the State Information Commissioner.

3.	Deputy Secretary	To assist the Commission in proper implementation of the RTI Act. General supervision of administration and overall supervision of planning, budget and financial management, and to function as FAA of the Commission.
4.	Deputy Registrar (Judicial)	Judicial officer of the Commission for overseeing quasi-judicial functions. Assisting the SCIC/SIC for smooth functioning of the Bench. Providing legal assistance to the Commission and dealing with legal matters connected with court cases. Compilation of annual reports and updation of website. One Dy. Registrar is SPIO of the Commission.
5.	Personal Assistant	To assist the State Chief Information Commissioner / Information Commissioner in the discharge of their duties.
6.	Office Assistant	To provide secretarial assistance to the Deputy Secretary in administrative functions and the Deputy Registrar in disposal of complaint and second appeal cases
7.	Grade-IV including Driver	To perform duties as assigned to them by the SCIC/SIC and Deputy Secretary in routine course.

3.7 Name and designation of the Public Information Officer:

Sl. No.	Name of Public Authority	Name & Designation of the designated Appellate Authority	Name & Designation of the SPIO
1.	Manipur Information Commission	Shri G. Shantikumar Kabui, MCS, Deputy Secretary, MIC, Manipur Secretariat, North Block (Room No. 44), Imphal - 795001	Shri S. Inao Singh, Deputy Registrar (Judl-I), Manipur Information Commission, Secretariat North Block, Imphal-795001

3.8 Budget and Accounts of the Commission:

The budget provision meant for the Manipur Information Commission is provided by the State Government under the Grant-in-Aid Fund and is published in the Budget book of the Government under Grant No. as given below. The budget provision is meant mostly for payment of pay and allowances of State Chief Information Commissioner/ State Information Commissioner and office maintenance only.

Details of allocation of budget and expenditure for the year 2019-20 are as follows :

(Rs. in lakhs)

Details Head	Budget provision for the year 2019-20	Expenditure 2019-20
Major Head 2220 - Information & Publicity Sub - Major – 60 others Minor - 001 - Direction & Administration Sub - Head – 01 – Information Commission Details – 01 - State Information Commission Object – 31 ; and	1,08,00,000/-	76,88,076/-
Object - 36-Grand-in-Aid	15,00,000/-	11,82,511/-

3.9 Activities undertaken by the Commission during the year: -

- i) The main function of the Commission is to hear the Second Appeals preferred to and to enquire into the Complaints filed by the aggrieved parties. During the year 2019-20, the Manipur Information Commission received 183 Appeals and 17 complaints. Out of these appeal and complaint cases, 133 appeal and 15 complaint cases were disposed of during the period including those appeals and complaints filed in the previous year, which could not be disposed during the previous year. The details of receipt and disposal of appeals and complaints by the Commission is given in **Chapter - 4** and **Chapter - 5** of this Report.
- ii) The Commission, with funding of Rs. 3.00 lacs from the Department of Personnel & Public Grievances, Govt. of India, successfully celebrated the RTI Week from 7th to 11th October 2019 with an objective of making the citizens and the Public Authorities aware of the various provisions of the Act. The highlights of the RTI Week celebration was an opening ceremony held on 7th October 2019 at Auditorium Hall, Tribal Research Institute, Imphal, followed by a workshop on various aspects of the Act. A District Level Seminar was organised at the office of Deputy Commissioner, Noney, a hill District, on 8th October, 2019. On 9th October 2019, a State Level Essay Writing Competition was organised in association with the DM University at the campus of DM College of Science, Imphal. The prize distribution and valedictory function was organised on 11th October 2019 at Lamyamba Shanglen, Imphal.
- iii) The Commission also undertook steps for giving training-cum-awareness programmes in respect of officers and officials of all Departments with funding during 2017-18 from the National Federation

of Information Commissions of India (NFICI) by sending proposal letters to them. However, only 10 Departments/ CSOs responded and accordingly 5 training programmes were conducted during 2018-19. The training-cum-awareness programme in respect of the remaining 5 Departments including CSOs viz All Manipur Bar Association, All Manipur Working Journalists' Union, District Programme Co-ordinator, Imphal West, SCERT and Kanankhu Youth Club, Chandel was carried out during 2019-20. In addition, 4 training-cum-awareness programme in respect of 4 Deputy Commissioners' staffs were also conducted during the year with the funding of State Government. The details of the training-cum-awareness programmes by the Commission during 2019-20 as follows.

Sl. No.	Date	Name of Department	Place/ Venue	Funding
1	2	3	4	5
1.	08-05-2019	All Manipur Bar Association.	Cheirap Court Complex	NFICI
2.	09-05-2019	Deputy Commissioner, Pherzawl	Conference Hall, DC, Pherzawl	State
3.	30-06-2019	All Manipur Working Journalists' Union	Manipur Press Club	NFICI
4.	02-07-2019	Deputy Commissioner, Tengnoupal	Conference Hall, DC, Tengnoupal	State
5.	24-07-2019	Deputy Commissioner, Kakching	Lois Office, Kakching Khumnang Leikai	State
6.	02-12-2019	DPC, Imphal West	Imphal West Zilla Parishad Hall.	NFICI
7.	07-12-2019	Deputy Commissioner, Bishnupur	Conference Hall, DC, Bishnupur	State
8.	14-02-2020	SCERT	Conference Hall, SCERT	NFICI
9.	22-02-2020	Kanankhu Youth Club, Chandel	Community Hall, Kanankhu Village	NFICI

- v) During the year, the Commission has taken part in various programmes organized by the other State Information Commission and the Central Information Commission as follows:-

Date	Place	Nature of Programme
14-06-2019	Dehradun (Uttarakhand)	Special General Body Meeting of NFICI
09-08-2019	New Delhi	Seminar on Human Resource Development and Right to Information at Conference Hall, SCOPE Complex, Lodhi Road, New Delhi
27-09-2019	New Delhi	NFICI Special General Body Meeting at Seminar Hall, CIC Bhawan, Baba Gang Nath Marg, New Delhi
12-10-2019	New Delhi	Annual Convention of Central Information Commission at Vigyan Bhawan, New Delhi
13-12-2019	Chennai (Tamil Nadu)	NFICI Special General Body Meeting.



Inaugural function of RTI Week-2019 at Auditorium Hall, Tribal Research Institute, Chingmeirong, Imphal by Hon'ble Deputy Chairman, Manipur State Planning Board Shri S. Rajen Singh.



Dr. S. Ibocha Singh, State Information Commissioner, Manipur Information Commission speaking as Resource Person during State Level Workshop as part of RTI Week-2019.



Invitees / Participants of the Inaugural Function of RTI Week-2019.



Invitees / Participants of the Inaugural Function of RTI Week-2019.



Participants of RTI Essay Writing Competition as a part of RTI Week Celebration-2019.



District Level Seminar at District Headquarters, Noney as a part of RTI Week Celebration-2019.



Distribution of Certificate and prizes to Prize Winners of RTI Essay Writing Competition-2019 by the Chief Guest Shri Y. Khemchand Singh, Hon'ble Speaker, Manipur Legislative Assembly



Distribution of Certificate and prizes to Prize Winners of RTI Essay Writing Competition-2019 by Dr. S. Ibocha Singh, State Information Commissioner



Distribution of Certificate and prizes to Prize Winners of RTI Essay Writing Competition-2019 by Shri O. Sunil Singh, State Chief Information Commissioner



RTI Training-cum-Awareness Programme at Conference Hall, Cheirap Court Complex conducted by Manipur Information Commission on 08-05-2019 in association with All Manipur Bar Association under NFICI funding.



RTI Training-cum-Awareness Programme at Manipur Press Club, Major Khul conducted by Manipur Information Commission in association with All Manipur Working Journalists' Union on 30-06-2019 under NFICI funding.



RTI Training-cum-Awareness Programme at Conference Hall, District Headquarter, Pherzawl conducted by Manipur Information Commission in association with Deputy Commissioner, Pherzawl on 09-05-2019 under Manipur State Government funding.



RTI Training-cum-Awareness Programme at Conference Hall, District Headquarters, Bishnupur conducted by Manipur Information Commission in association with Deputy Commissioner, Bishnupur on 07-12-2019 under Manipur State Government funding.



RTI Training-cum-Awareness Programme at SCERT conducted by Manipur Information Commission on 14-02-2020 under NFICI funding.



RTI Training-cum-Awareness Programme at Community Hall, Kanankhu Village, Chandel conducted by Manipur Information Commission in association with Kanankhu Youth Club, Chandel on 22-02-2020 under NFICI funding.



Interaction programme during RTI Training-cum-Awareness Programme at Community Hall, Kanankhu Village, Chandel on 22-02-2020



RTI Training-cum-Awareness Programme at District Headquarters, Kakching conducted by Manipur Information Commission in association with Deputy Commissioner, Kakching on 24-08-2019 under Manipur State Government funding.



RTI Training-cum-Awareness Programme at Moreh, District Headquarters, Tengnoupal conducted by Manipur Information Commission in association with Deputy Commissioner, Tengnoupal on 02-07-2019 under Manipur State Government funding.

CHAPTER IV
DISPOSAL OF COMPLAINTS BY THE STATE INFORMATION
COMMISSION

4.1. Section 18 (1) of the RTI Act, 2005, empowers the State Information Commission to receive and inquire into a complaint from any person:

- a) Who has been unable to submit a request to any Public Information Officer, either by reason that no such officer has been appointed under this Act or because the State Assistant Public Information Officer has refused to accept his or her application for information or appeal under this Act for forwarding the same to the State Public Information Officer or a Senior Officer specified in Sub-Section (1) of Section 19 or the State Information Commission.
- b) Who has been refused access to any information requested under this Act.
- c) Who has not been given a response to a request for information or access to information within the time limit specified under this Act.
- d) Who has been required to pay an amount of fee which he or she considers unreasonable.
- e) Who believes that he or she has been given incomplete, misleading or false information under this Act; and
- f) In respect of any matter relating to requesting or obtaining access to records under this Act.

4.2 While inquiring into such complaint under the above section, the State Information Commission shall have the same Powers as that of the Civil Court under the Code of Civil procedure, 1908 in respect of the following matters namely:

- a) Summoning and enforcing attendance of Persons to give evidence or produce documents;
- b) Requiring the discovery and inspection of documents;
- c) Receiving evidence on affidavit;
- d) Requisitioning any Public record or copies thereof from any court or office;
- e) Issuing summons for examination of witnesses or documents and
- f) Any other matter which may be prescribed.

Complaint Cases during 2019-20

Complaints pending as on 01-04-2019	Complaints received during the year	Total Complaints to be disposed of	Total Complaints disposed	Percentage of disposal
5	17	22	17	77.27%

4.3 An analysis of the 17 complaints received by the Commission during 2019-20 revealed that 41% of the total complaints was filed against 3 Departments. The Revenue Department, District & Sessions Court and BOSEM received highest complaints respectively.

The following Table V shows Department-wise Complaints received and disposed during the year 2019-20.

TABLE - V
DEPARTMENT-WISE RECEIPT AND DISPOSAL OF COMPLAINT
DURING 2019-20

Sl. No.	Name of Department	Total Complaint received	Disposed during the year	Undisposed (Balance)
1.	Revenue Department	3	3	
2.	Minority Affairs & OBC	1	1	
3.	Works Department	1	1	
4.	MSRRDA	1	1	
5.	Home Department	1	1	
6.	TA & Hills	1	1	
7.	PHED	1	1	
8.	District & Sessions Court	2	2	
9.	BOSEM	2	2	
10.	COHSEM	1	1	
11.	CAF & PD	1	1	
12.	Hr. & Technical Education	1	-	1
13.	Water Resources Department	1	-	1
	Total	17	15	2

CHAPTER - V

HEARING AND DISPOSAL OF SECOND APPEALS BY THE COMMISSION

5.1. Another important function of the State Information Commission is to receive and hear appeals preferred by the Information seekers against the PIOs and designated First Appellate Authorities (FAA). Section 19 of the RTI Act, 2005 provides that:

(1) Any person who, does not receive a decision within the time specified in sub-section (1) or clause (a) of sub-section (3) of Section 7, or is aggrieved by a decision of the Central Public Information Officer or State Public Information Officers, as the case may be, may within thirty days from the expiry of such period or from the receipt of such a decision prefer an appeal to such officer who is senior in rank to the Central Public Information Officer or State Public Information Officer as the case may be, in each public authority.

Provided that such officer may admit the appeal after the expiry of the period of thirty days if he or she is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(2) Where an appeal is preferred against an order made by the Central Public Information Officer or State Public Information Officer, as the case may be, under Section 11 to disclose third party information, the appeal by the concerned third party shall be made within thirty days from the date of the order.

(3) A second appeal against the decision under sub-section (1) shall lie within ninety days from the date on which the decision should

have been made or was actually received, with the Central Information Commission or the State Information Commission.

Provided that the Central Information Commission or the State Information, as the case may be, may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

- (4) If the decision of the Central Public Information or State Public Information Officer as the case may be, against which an appeal is preferred relates to information of a third party, the Central Information Commission or State Information Commission, as the case may be, shall give a reasonable opportunity of being heard to that third party.
- (5) In any appeal proceedings, the onus to prove that a denial of a request was justified shall be on the Central Public Information Officer or State Public Information Officer, as the case may be, who denied the request.
- (6) An appeal under sub-section (1) or sub-section (2) shall be disposed off within thirty days of the receipt of the appeal or within such extended period not exceeding a total of forty-five days from the date of filing thereof, as the case may be, for reasons to be recorded in writing.
- (7) The decision of the Central Information Commission or State Information Commission, as the case may be, shall be binding.
- (8) In its decision, the Central Information Commission or State Information Commission, as the case may be, has the power to –

- (a) Require the public authority to take any such steps as may be necessary to secure compliance with the provisions of this Act, including –
 - (i) by providing access to information, if so requested, in a particular form;
 - (ii) by appointing a Central Public Information Officer or State Public Information Officer, as the case may be;
 - (iii) by publishing certain information or categories of information;
 - (iv) by making necessary changes to its practices in relation to the maintenance, management and destruction of records;
 - (v) by enhancing the provision of training on the right to information for its officials;
 - (vi) by providing it with an annual report in compliance with clause (b) of sub-section (1) of Section 4;
- (b) Require the public authority to compensate the complainant for any loss or other detriment suffered;
- (c) Impose any of the penalties provided under this Act;
- (d) Reject the application.

5.2 During the year 2019-20, 183 Appeal petitions were received by the Commission and 31 appeal cases were carried forward from the previous year. Of these, 163 Appeal cases were disposed of during the year. This represents 76.16% disposal.

The following Table shows Department-wise received and disposal of Second appeal cases during the year 2019-20.

Appeal Cases during 2019-20

Appeals pending as 01-04-2019	Appeals received during the year	Total Appeals to be disposed of	Total Appeals disposed	Percentage of disposal
31	183	214	163	76.16%

- 5.3 An analysis of the 183 second appeals received by the Commission during 2019-20 revealed that 49.7% of the total second appeals are related to only 4 Departments namely Revenue with 49 second appeal cases, Home Department with 21 second appeals, Education(S) with 11 second appeals and Social Welfare with 10 second appeals.

The percentage of second appeals filed before the Commission as compared to the total number of RTI applications filed during the year and the first appeals filed before the First Appellate Authorities are 28.24% and 16.35% respectively. The reasons for high percentage of RTI petitioners approaching the Commission may be due to non-disposal of first appeals by the First Appellate Authorities or due to under reporting of total RTI petitions filed to SPIOs during the year as many SPIOs failed to submit their data/ reports for preparing the Annual Report to the Commission.

The Department-wise number of Second Appeals received and disposed during the year 2019-20 is as shown in **Table -VI**.

TABLE - VI
DEPARTMENT-WISE RECEIPT AND DISPOSAL OF SECOND
APPEALS DURING 2019-20

Sl. No.	Name of Department	Total Appeal received	Disposed during the year	Undisposed (Balance)
1.	Agriculture Department	1	-	1
2.	CAF & PD	6	2	4
3.	Commission of Child Rights	1	-	1
4.	Cooperation Department	1	-	1
5.	Cooperative Society	1	1	-
6.	DP & AR	1	1	-
7.	DRDA	1	1	-
8.	Education(S) Department	11	7	4
9.	Finance Department	1	1	-
10.	Fisheries Department	2	1	1
11.	Forest Department	5	4	1
12.	GAD	1	1	-
13.	Home Department	21	16	5
14.	Health Department	7	6	1
15.	Higher Education	2	1	1
16.	Labour & Employment	3	2	1
17.	MAHUD	1	1	-
18.	Manipur Rural Bank	1	1	-
19.	Manipur Legislative Assembly	2	1	1
20.	Moirang Municipal Council	1	1	-
21.	MSRRDA	1	1	-
22.	Planning Department	6	6	-
21.	RD & PR	8	5	3
24.	Revenue Department	49	38	11
25.	SCERT	1	-	1
26.	Social Welfare Department	10	8	2
27.	Water Resources Department	2	2	-
28.	Power Department	4	2	2
29.	TA & Hills	7	3	4
30.	Vety & Animal Husbandary	2	1	1
31.	SC & ST	1	-	1
32.	MPSC	2	2	-
33.	Vigilance Department	1	1	-
34.	Works Department	9	7	2
35.	Relief & DM	5	4	1
36.	YAS	1	1	-
37.	Transport Department	1	1	-
38.	OBC & SC	1	1	-
39.	MOBC	1	1	-
40.	Minority Affairs	1	1	-
	Total	183	133	50

CHAPTER - VI

Penalties, Disciplinary Action and Compensation (Section 20 (1) & (2) and 19(8)(b) of the RTI Act, 2005)

- 6.1. The State Information Commission under Section 19 (8)(c) is empowered to impose penalties in accordance with the provisions laid down under the Act. Section 20 (1) of the Act, provides that "where the Central Information Commission or State Information Commission" as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or State Public Information Officer, as the case may be, has without any reasonable cause refused to receive an application for information or has not furnished the information within the time specified under sub-section (1) of Section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information, which was the subject of the request or obstructed in any manner in furnishing the information, it shall impose a penalty of two hundred and fifty rupees each day till application is received or information is furnished, so however the total amount of such penalty shall not exceed twenty five thousand rupees;

Provided that the Central Public Information Officer or the State Public Information Officer, as the case may be, shall be given a reasonable opportunity of being heard before any penalty is imposed on him;

Provided further that the burden of proving that he acted reasonably and diligently shall be on the Central Public Information Officer or the State Public Information Officer, as the case may be.

While exercising the above power, in every case, the Commission gives an opportunity to the SPIO by issuing a Show Cause notice to him/ her, asking to explain as to why penalty under Section 20 (1) shall not be imposed against him/ her for violation of the provisions of the RTI Act, 2005. After giving him/her an opportunity of being heard and after detailed examination and consideration of all the papers and documents available and produced before the Commission and in case the Commission is convinced and satisfied that the SPIO has contravened the law, the Commission imposed penalty on them.

In case the Commission is satisfied with any claim of the complainant/ appellant that a loss or detriment has been caused to him by the delay in providing the information, the Commission also direct the Public Authority to compensate the complainant/ appellant under section 19(8)(b) of the RTI Act, 2005.

- 6.2 The Commission in exercise of the above power has imposed the following penalties and also compensated the appellants as indicated in **Table-VII** during the year 2019-20.

Table-VII

Sl. No.	Case No	Name of the Complainant/ Appellant	Name of SPIO/ Public Authority	Amount of Penalty/ Compensation
1.	A/53(P)/SCIC-2019	Th. Suraj Singh	MPSC	Rs. 2,000/- (Compensation)
2.	A/3(P)/SCIC-2019	A. Keshorjit Singh	Manipur Tribal Dev. Corporation	Rs. 25,000/- (Penalty)
3.	A/12(P)/SCIC-2020	P. Johnson	ADC/Senapati	Rs. 25,000/- (Penalty)
4.	A/13(P)/SCIC-2020	SP. Benjamin	ADC/Senapati	Rs. 25,000/- (Penalty)
5.	A/18(P)/SCIC-2020	Kh. Enoch	ADC/Senapati	Rs. 25,000/- (Penalty)

CHAPTER - VII

RECOMMENDATIONS

7.1 In its earlier Annual Reports, the Manipur Information Commission had given a few recommendations to the Government under Section 25(5) of the RTI Act 2005, but those recommendations have not been considered as yet. Reiterating such recommendations, the Commission would urge the Government to look into the following issues on priority basis.

7.2 **Suo-motu disclosure under Section 4(1)(b) of the RTI Act, 2005:**

Section 4(1)(b) requires that each public authority shall publish 17 points of information relating to it and such information should also be updated on regular basis. Unfortunately, most of the public authority do not make suo-motu disclosure or not update its declaration. The Commission urges the Head of Administrative Departments to ensure compliance by public authorities sub-ordinate to them and issue suitable official instructions for satisfactory compliance.

7.3 **Maintenance of application registers:**

It has come to the notice of the Commission that many SPIOs are not maintaining proper records of RTI application received, information supplied and rejected. As a result, they are unable to furnish information/ materials required for the preparation of Annual Report in a timely manner. And, consequently the publication of Annual report gets inordinately delayed. The Commission urges the concerned authority to strictly monitor the working of the SPIOs under their control.

7.4 Training of the SPIOs / FAA:

As per section 26 of the Right to Information Act, 2005, it is the obligation of the appropriate Government authority to prepare programmes for advancement and better understanding of the rights contemplated under the RTI Act, 2005 including training of SPIOs and FAA. The Commission urges the State Government to take up necessary steps for imparting training to SPIOs / FAA in a phase-wise manner.

7.5 The Manipur Information Commission does not have its own building and is currently functioning on a make-shift arrangement in Manipur Secretariat, North Block premises. The Government may either allocate a suitable plot of land to the Commission for construction of its own building or allocate suitable rooms for accommodating the Commission within the Manipur Secretariat complex.

7.6 The Manipur Information Commission is without adequate manpower to handle the volume of work, which clearly shows an increasing trend. So far, no posts have been created for the Commission except the posts of State Chief Information Commissioner and State Information Commissioner. A proposal to create 38 posts of different categories has been submitted to the State Government and the Government may consider creation of posts, at least a few skeleton posts, for smooth functioning of various activities of the Commission.

7.7 Lastly, the Commission recommends appropriate actions against the Public authorities, who have not submitted information/ data for the publication of the Annual Report for the year 2019-20.

ANNEXURE

APPEAL CASE No. 8 of 2019

Name of the Appellant : Okram Isheihanba Singh.
Name of the SPIO : Dy. Secretary (Revenue), Govt. of Manipur.
Name of the FAA : Secretary, (Revenue), Govt. of Manipur.
RTI Application filed on : 13-11-2018.
First Appeal filed on : 12-12-2018.
Second Appeal filed on : 01-02-2019.
Date of hearings : 22-02-2019, 12-03-2019, 26-03-2019, 29-04-2019
Date of Decision : 13-05-2019.

Section 20 (2) of the RTI Act, 2005 : The public authority has given misleading information – The Commission orders disciplinary proceedings against the SPIO/AS&SO, Thoubal, for furnishing misleading information.

Facts of the case:

Shri Okram Isheihanba Singh filed an RTI application on 12-11-2018 to the SPIO/Deputy Secretary (Revenue), Government of Manipur seeking information u/s 6 (1) of the RTI Act, 2005 about the action taken report on an application filed to the Hon'ble Chief Minister on the day of Meeyamgi Numit (Janata Durbar) on 25-10-2018 along with the certified copies of note sheets of the said action taken report. However, the SPIO (Revenue) failed to furnish the information. The appellant filed First Appeal to the FAA/Secretary, (Revenue), Govt. of Manipur on 13-12-2018 u/s 19 (1) of the RTI Act, 2005. Having no response from the public authority, the appellant filed second appeal on 01-02-2019 to the Commission u/s 19 (3) of the RTI Act, 2005. Hence, the case.

Proceedings of the case hearings:

During the hearing, Shri Y. Rajen Singh, SPIO/ Revenue submitted that he had informed the Director SLR to furnish the information immediately to avoid legal complications; however, no reply was furnished by Director of Settlement & Land Records (DS&LR).

Shri M. Ningthembi Singh, Assistant Survey & Settlement Officer (AS&SO), Thoubal submitted that necessary enquiry has been made along with the relevant records of village no. 28 – Thoubal Achouba, Tehsil, Thoubal with regard to the distribution of shops at Thoubal Bazar and informed that he could not define the fake pattas at the moment.

The appellant rejected AS&SO, Thoubal's version and argued that deemed SPIO/ AS&SO, Thoubal had already provided the information on the fake pattas in an earlier Appeal case no. 55 of 2018 of the Commission. He alleged that SPIO/AS&SO, Thoubal has taken a U-turn and misled the Commission and pressed for imposing penal action against him.

The appellant demanded the action taken report on the prayer he submitted to the Hon'ble Chief Minister. He also demanded action against the erring officials who issued the fake pattas.

Subsequently, he pressed for compensation for the loss of two years' time in pursuing the information and further demanded recommendation of disciplinary proceedings against the SPIO/AS & SO, Thoubal under section 20 (1) and (2) of the RTI Act, 2005.

The public authority of Municipal Administration Housing and Urban development (MAHUD) then handed over copies of the information directly to the appellant during the hearing.

Shri Y. Rajen Singh, Joint Secy. (Revenue) submitted that he had issued a letter to furnish a concise report to the Director Settlement on the alleged fake pattas, which was earlier mentioned in a report by AS & SO, Thoubal.

He clarified that without knowing the facts and figures of the earlier statement, the Department could not take any steps against the erring officer/officials. He prayed time for final report of the Directorate. The Director, Settlement & Land Records also sought time for re-checking the issue of fake pattas.

The Commission is of the view that there is irregularity on the part of AS & SO, Thoubal as well as wilful violation of the RTI Act, 2005 and misleading the Commission. The Commission directs SPIO/Director, Settlement and Land Records to examine the earlier information and furnish a concise report on the alleged fake pattas on or before the next hearing on 26-3-2019. The Commission also issues a show cause notice to SPIO/AS & SO, Thoubal to furnish a written reply as to why disciplinary proceedings under section 20 (1) & (2) of the RTI Act, 2005 should not be recommended against him for giving wrong information to the Commission and the appellant.

Shri M. Ningthembi Singh, AS&SO, Thoubal then submitted a written reply to the show cause notice. He clarified that out of the list of allottees/pattadars as provided by EO/TMC Thoubal, 35 pattadars are found recorded in the record of rights (Jamabandi) and verified later on. The remaining 16 (sixteen) shopkeepers are not found in the land records and accordingly the said 16 names were defined as non-pattadars and fake pattadars. The said 16 persons are not pattadars as per the land records maintained in the office. He also stated that the annexure B and C did not mention patta numbers and dag numbers etc, and if these 16 persons produce pattas, then it will be fake patta. He further prayed to exonerate him from the charges levelled against him by the appellant.

Shri Y. Rajen Singh, SPIO (Revenue) in his letter dated 25/3/2019 clarified that the annexure B and C as reflected earlier by the AS&SO/TBL as non-pattadars as well as fake pattadars are not found in the land records. He stated that the government is ready to take appropriate action against

any officials of the Revenue Department if found associated in the preparation of fake pattas.

Shri Ng. Norenkumar Singh, Director, Settlement & Land Records further emphasized that the name of 16 shopkeepers are not in the land records and they are not pattadars of the shops allotted to them by the Thoubal Municipality. He said the earlier information given by the AS&SO, Thoubal describing the 16 shopkeepers as non pattadars and fake pattadars were due to ignorance.

The appellant submitted that SPIO/AS&SO, Thoubal has provided misleading information with bad intention and then made a U-turn to his earlier reply. He argued that such act amounts to attracting disciplinary proceedings under service rules applicable to him under section 20 (2) of the RTI Act, 2005. He demanded the public authorities to furnish the list of persons who received compensation for the said land, and questioned why MAHUD and Thoubal Municipal Council (TMC) did not evict/ vacate the illegal shop occupiers on the basis of information provided by the Revenue Department earlier.

Upon hearing all the parties, the Commission found that there is grave misconduct, violation of the RTI Act, and providing misleading information on the part of AS&SO, Thoubal, at the time of providing information. The Commission directs Commissioner/Secretary (Revenue) to initiate a departmental proceeding/ inquiry against Shri M. Ningthembi Singh, AS&SO, Thoubal for alleged misconduct etc., and further recommend disciplinary action against him under service rules as applicable to him under section 20 (2) of the RTI Act, 2005, if he is found guilty by the inquiry. The Commission further directs the Commissioner/Secretary (Revenue) to complete the inquiry within one month, with copy endorsed to the Commission.

The Commission also directs SPIO/TMC (EO) to provide the list of persons who got compensation for the said land, directly to the appellant,

and provide the information on how 16 people who were not pattadars have been allotted shops by TMC, Thoubal. Shri Y. Kulachandra, EE/TMC handed over the required information directly to the appellant.

On being asked about the departmental inquiry against the deemed SPIO/AS&SO, Thoubal, the SPIO (DS&LR) prayed for ten more days' time to complete the said inquiry. Besides, Joint Secretary, Revenue also made a request to the Commission to grant some more time to complete the departmental inquiry against the AS&SO, Thoubal.

The Commission is however of the view that taking too much time in the departmental inquiry is not encouraged as it is the wisdom of departmental committee to take any appropriate action. The Commission desires to expedite it and grants the sought time.

On the final hearing on 13-05-2019, Shri Maibam Gautam, SO (Revenue) submitted a written report dated 06-05-2019 issued by Shri Rajen Singh, Joint Secretary (Revenue) on the departmental inquiry conducted in connection with the direction of the Commission against AS & SO, Thoubal for allegedly supplying wrong/ contradictory information to the appellant.

The Departmental inquiry was conducted by Revenue department and it warned Shri M. Ningthembi Singh, AS & SO, Thoubal not to repeat such mistakes in future. Director, Settlement and Land Records, Manipur had reported to the Revenue department vide his letter dated 06-05-2019 that the AS & SO, Thoubal have admitted to the charges of furnishing irregular/ contradictory information to the Commission. The public authorities prayed the Commission to pardon the AS & SO, Thoubal and close the present appeal case.

On being asked to the appellant whether he had any observation, he stated that he has nothing to say and expressed his satisfaction with the decision of the Commission.

The Commission once again reminded the SPIO/AS & SO, Thoubal not to repeat such wrong action in future. With this observation, the present appeal case is closed.

Sd/-

(O. Sunil Singh)
State Chief Information Commissioner,
Manipur Information Commission.

Appeal Case No. 47 of 2019

Name of the Appellant	:	Tongsin Beton Anal
Name of the SPIO	:	SPIO/Deputy Secretary (Relief & Disaster Management), Govt. of Manipur.
Name of the FAA	:	Principal Secretary (Relief & Disaster Management), Govt. of Manipur.
Date of application	:	19.03.2019
Date of First Appeal	:	22.04.2019
Date of Second Appeal	:	27.05.2019
Date of Hearings	:	20.06.2019 05.07.2019 19.07.2019 29.08.2019 16.09.2019
Date of Decision	:	25.09.2019

Ms. Bidyarani Ayekpam, Deputy Secretary (Relief & Disaster Management), Shri K. Chandrasekhar Singh, Consultant (R&DM) Shri N S Baite, AC to DC, Chandel, Shri Joseph, Under Secretary (R & DM) appears as public authorities. The appellant is represented by Shri B. Prem Sharma, Advocate.

Brief Facts of the Case:

One Shri Tongsin Beton Anal filed an RTI application dated 19.03.2019 to the SPIO/ Deputy Secretary (R & DM), Govt. of Manipur seeking information on ten points in connection with Budget/ sanction amount of the Relief & Disaster Management (R & DM) for the financial year 2017-18, 2018-19 under section 6 (1) of the Right to information Act, 2005. Having no response from the SPIO (R & DM) after completion of 30 days, he filed first appeal on 22.04.2019 to the FAA/ Principal Secretary, (R & DM), Govt. of Manipur.

Thereafter, he filed 2nd Appeal dated 27.05.2019 to the Commission u/s 19 (3) of the RTI Act, 2005. Hence, the present case.

Proceedings of the case hearings:

On the day of hearing on 5.7.2019, Ms. Bidyarani Ayekpam, Deputy Secretary, Relief & DM handed over a set of information/reply directly to the appellant's counsel.

The Counsel of the appellant also acknowledged receipt of the same.

On cross checking query wise information one by one, the counsel of the appellant claimed that he was displeased with the reply of some queries on the plea that the SPIO did not transfer a part of his/her RTI queries to the concerned DCs within 5 days from the date of receipt of his RTI application. He further expressed that the SPIO/FAA did not communicate anything to him when the RTI application was in their custodies. He submitted that only when the case came before the Commission, the public authorities began the file movement and that is bad in law.

The Deputy Secretary (Relief & DM) expressed her observation stating that so far, the information available with her had been furnished to the appellant, but some of the information, which were in the custody of DCs concerned could not be collected. However, her department had intimated to the concerned DCs to furnish the sought information even though there was a delay in transferring the RTI application under the provision of the RTI Act, 2005. She also submitted that she can provide the district wise fund allocations and the fund distributed by the department to all the concerned DCs for the financial year 2017-18 and 2018-2019.

On being asked to the counsel of the appellant whether he wants to include all the districts, he replied that he wants to focus only on Chandel DC.

Upon hearing from both the parties, the Commission directs the deemed SPIO/Chandel DC to furnish the required information with respect

to the letter dated 25-06-2019 of the Deputy Secretary (Relief & DM). The Commission also directs the Deputy Secretary (Relief & DM) to send reminder to all concerned officials regarding the left out information and further directs her/him to furnish information on the district-wise fund allocation for the year 2017-18, 2018-19 on or before the next hearing.

On the next hearing on 19.7.2019, the respondent handed over the information on the total sanctioned amount of the budget for the financial year 2017-18, 2018-19 along with the current financial year 2019-20.

The appellant acknowledged receipt of the same. He then demanded the information related to DC, Chandel. He also prayed for initiating penal action against the DC, Chandel for his/her failure to appear in today's hearing.

Upon hearing from both parties, the Commission once again directs the deemed SPIO/DC, Chandel to appear either in person or send duly authorised representative before the Commission in the next hearing. The Commission also directs the deemed SPIO/DC, Chandel to furnish the sought information direct to the appellant on or before the next hearing.

On the day of hearing on 29.8.2019, the representative of the SPIO/DC, Chandel submitted three letters dated 03-08-2019, issued on the same date by the SDO, Chandel, SDC, Khengjoi and SDO Chapikarong and addressed to the DC, Chandel along with a forwarding letter of the DC, Chandel dated 24-07-2019 in connection with the APRs for relief assistance disbursed for the year 2017-18 and 2018-19 respectively.

In the said letter, SDO, Chandel informed that the relief assistance had been disbursed through E-transfer to the respective Bank accounts of the beneficiaries/victims for the said two years, 2017-2018 and 2018-2019, however no APRs are maintained in the office.

Similarly, SDO, Khenjoi remarked that the appellant may be directed to visit his office with prior information to view/obtain photocopies of APRs for relief assistance disbursed for the said two years. He also stated that

some were disbursed through bank transfer and some were cash payment as the beneficiaries do not have bank accounts.

According to SDO, Chapikarong, all the certified APRs were submitted to the DC, Chandel for the year 2017-18 and for the year 2018-19, and all transactions were done through bank accounts.

The learned counsel of the appellant argued that the pertinent APRs and UC for the year 2017-18 and 2018-19 for the said relief assistance disbursed to the victim beneficiaries have not been received for a long time since the date of filing this RTI application. He then pleaded for recommending penal action against the SPIO/DC, Chandel u/s 20 (1) of the RTI Act, 2005 for not furnishing information within the mandated time.

Upon hearing from both the parties, the Commission feels that the SPIO/DC, Chandel has not furnished a concrete reply to the RTI queries. Accordingly, the Commission issues a show cause notice to the SPIO/DC, Chandel as to why a penal action should not be taken up against him for his failure to furnish the sought information as per section 20 (1) of the RTI Act, 2005. As such, a written reply to the said show cause notice shall be furnished to the Commission on or before the next hearing.

In addition to it, the Commission once again directs the SPIO/DC, Chandel to furnish a concise/point wise information to the pertinent queries in connection with the APRs and UC for disbursing relief assistance to the beneficiaries for the year 2017-18 and 2018-19, and other left out information, if any, direct to the appellant on or before the next hearing.

On the day of hearing on 16.9.2019, the public authority placed a big bundle of APR and UC for the two consecutive years before the Commission and he further handed over an additional set of documents direct to the appellant's counsel. Besides, the DC, Chandel submitted a reply to the show cause notice expressing that he regretted for not producing the documents in time and further prayed to condone/drop the penal action.

The appellant's counsel emphasised the need to initiate penal action against the SPIO for the loss of time in pursuing the sought information. He further prayed for examining the entire documents contained in the box.

The Commission permitted both the public authority and the learned counsel of the appellant to examine the sought documents in the next room.

The counsel of the appellant prayed that as the information is very voluminous, it is not possible to examine the documents completely in this short time, and further prayed for the inspection of the documents in the office of DC, Chandel.

The public authority also agreed to the request.

Upon hearing from both the parties, the Commission directs both the public authority and the appellant to have a joint inspection of the said documents in the office of DC, Chandel during the office hour on 21st September, 2019 without fail and a report of the joint inspection should be furnished to this Commission.

Final Decision on 25.9.2019 :

The representative of the SPIO/DC, Chandel submitted that they had completed the joint inspection as scheduled by the Commission, besides he also placed a complete set of information/documents (photocopies) before the Commission. In the meantime, he also handed over the said documents/information direct to the appellant.

The appellant also acknowledged receipt of the same. He however pressed for imposition of penalty against the SPIO/DC, Chandel for violation of the stipulated time under RTI Act, 2005.

Reacting to his statement, the public authority argued that the SPIO/DC, Chandel had already furnished a reply to the show cause notice and sought pardon. He also stated that as the sought information being voluminous, as well as time consuming in sorting out all the documents, the

department had faced a bit of delay in furnishing the information in time. And, the department/public authority are all the time ready to co-operate with the appellant despite the department having acute shortage of manpower. Lastly, he prayed for dropping the penal action.

Upon hearing from both the parties, the Commission is of the view that there were some lapses on the part of the SPIO/DC, Chandel in dealing with the RTI matters, however there was no malafide intention. As such, the penal action against him is dropped. However, the Commission advises him to be more efficient and cautious in dealing with RTI matters in the near future.

With this observation the appeal case is disposed of.

Sd/-

(O. Sunil Singh)
State Chief Information Commissioner
Manipur Information Commission.

APPEAL CASE No. 3 of 2019

Name of the Appellant : Shri Ayekpam Keshorjit Singh
Name of the SPIO : The Manipur Tribal Development Corporation Ltd. (MTDC).
Name of the FAA : Director/MTDC
RTI Application filed on : 15-09-2018
First Appeal filed on : 25-10-2018
Second Appeal filed on : 11-01-2019
Date of final Decision : 25-09-2019

Section 20 (1) & (2) of the RTI Act, 2005 - Imposition of maximum penalty as well as recommendation of disciplinary proceedings against public authority for gross violation of the statutory provision of the Act.

Brief facts of the case:

Shri A Keshorjit Singh filed an RTI application to the SPIO/ MTDC seeking information regarding the construction of modern library building at Modern College, Imphal sanctioned by the North Eastern Council (NEC) for the improvement of infrastructure development of educational institute. After the public authority failed to furnish the information despite Commission's order, Shri Singh made a complaint with a prayer to initiate penal action against the public authority as well as recommendation of disciplinary proceedings as applicable under service rule.

The Commission proceeded with ten proceedings/ hearings on 27-04-2019, 7-5-2019, 20-05-2019, 04-06-2019, 28-06-2019, 08-07-2019, 19-08-2019, 03-09-2019, 11-09-2019, and 25-09-2019. The public authority failed to appear six times in the said hearings and also failed to provide the

required information to the appellant. Besides, the public authority failed to furnish a written reply to the show cause notice issued against him.

Proceeding of the hearings:

During the hearing on 07-05-2019, the Commission issued a show cause notice against the SPIO/ MTDC as to why penal action under section 20(1) should not be initiated against him for failing to provide the information.

During the hearing dated 20-05-2019, the Commission warned the SPIO/MTDC for his failure to reply the show cause notice and also for his failure to appear in the hearings. The appellant prayed the Commission to impose maximum penalty u/s 20 (1) of the RTI Act, 2005 and he further reiterated that in pursuing this information, he lost too much time and energy.

Upon hearing from the appellant and studying the facts of the case on 04-06-2019, the Commission is of the view that this is an irresponsible behaviour on the part of the public authority for not furnishing information as well non-compliance of the Commission's decision.

With the above observation, the Commission directs the public authority / Executive Engineer (MTDC) to pay as sum of Rs. 250/- each day (but shall not exceed 25,000/-) for his failure to furnish the sought information with effect from 07-05-2019 (i.e., from the date of issue of show cause notice) till furnishing of information.

The present total amount with effect from 07-05-2019 to 04-06-2019 .i.e., 29 days equals to $250 \times 29 = \text{Rs. } 7250/-$ and it should be paid within one month.

On the day of hearing dated 28-06-2019, the public authority failed to appear before the Commission despite notice served to him. Accordingly, the Commission once again issues a show cause notice to him as to why disciplinary action u/s 20 (2) of the RTI, Act should not be initiated against him for persistently disobeying the Commission's decision. The Commission

also imposed an additional penalty of Rs. 6000/- for the period from 05-06-2019 to 28-06-2019, i.e., 24 days, for his failure to furnish the information.

On the day of hearing dated 08-07-2019, Shri W Robby Singh, SPIO/EE-III, MTDC failed to appear in the hearing. Accordingly, the Commission recommends disciplinary proceedings against him as per service rule applicable to him, for his repeated failure to furnish complete information without reasonable cause. The Commission also imposed additional penalty of Rs 2500/- for a period of ten days from 29-06-2019 to 08-07-2019.

On the day of hearing dated 19-08-2019, the Commission imposed him another additional penalty of Rs. 9250/- with effect from 09-07-2019 to 14-08-2019.

As such, the Commission imposed maximum penalty as well as recommended disciplinary proceedings against the SPIO for gross violation of the statutory provision of the Act.

On the day of hearing dated 11-09-2019, the SPIO/ MTDC appears before the Commission and furnished the sought information. The Commission then ordered a joint inspection of the work site by the SPIO and the appellant. Subsequently on the last hearing on 25-09-2019, the SPIO submitted a full compliance report of the joint inspection.

Sd/-

(O. Sunil Singh)

State Chief Information Commissioner
Manipur Information Commission.

GOVERNMENT OF MANIPUR
DEPARTMENT OF PERSONNEL & ADMINISTRATIVE REFORMS
(ADMINISTRATIVE REFORMS DIVISION)

NOTIFICATION
Imphal, the 3rd May, 2012

No.11/4/2005 –AR (Pt.): In supersession of this Government Notification No. 11/4/2005 –AR, dated 14-10-2005, and in exercise of the powers conferred by clauses (b) and (c) of sub-section (2) of section 27 of the Right to Information Act, 2005 (22 of 2005), the Governor of Manipur hereby makes the following rules to amend the Manipur Right to Information (Regulation of Fee and Cost) Rules, 2005, namely: -

1. **Short title and commencement** – (1) These rules may be called the Manipur Right to Information (Regulation of Fee and Cost) (1st Amendment) Rules, 2012.

(2) They shall come into force on the date of their publication in the Official Gazette.
2. **Definitions** – In the rules, unless the context otherwise requires:-
 - (a) 'Act' means the Right to Information Act, 2005;
 - (b) 'Section' means section of the Act;
 - (c) all other words and expressions used herein but not defined and defined in the Act shall have the same meanings assigned to them in the Act.
3. A request for obtaining information under sub-section (1) of section 6 shall be accompanied by an application fee of rupees ten by way of cash against proper receipt or by demand draft or bankers cheque or by **Indian Postal Order (IPO)** payable to the Accounts Officer of the public authority.

4. For providing the information under sub-section (1) of section 7, the fee shall be charged by way of cash against proper receipt or by demand draft or bankers cheque or **Indian Postal Order (IPO)** payable to the Accounts Officer of the public authority at the following rates :-
- (a) Rupees two for each page (in A-4 or A-3 size paper) created or copied;
 - (b) actual charge or cost price of a copy in larger size paper;
 - (c) actual cost or price for samples or models; and
 - (d) for inspection of records, no fee for the first hour, and a fee of rupees five for each fifteen minutes (or fraction thereof) thereafter.
5. For providing the information under sub-section (5) of section 7, the fee shall be charged by way of cash against proper receipt or by demand draft or bankers cheque or **Indian Postal Order (IPO)** payable to the Accounts Officer of the public authority at the following rates :-
- (a) for information provided in diskette or floppy, Rupees Fifty per diskette or floppy, and
 - (b) for information provided in printed form, at the price fixed for such publication or Rupees Two per page of photocopy for extracts from the publication.

By orders & in the name of Governor:

Sd/-
(Dr. Sajjad Hassan)
Commissioner (AR)
Government of Manipur

No. 2/1(5)/2008-FB(RTI)
GOVERNMENT OF MANIPUR
SECRETARIAT: FINANCE DEPARTMENT
(Budget Section)

OFFICE MEMORANDUM
Imphal, the 4th February, 2009

Subject: - Head of Account for Deposit of fees collected from the public requesting for information under RTI Act, 2005.

Fees collected from the public requesting for information under RTI Act, 2005 is to be deposited under the receipt Head indicated below: -

Major Head 0070-Other Administrative Services

Sub-Major	01- Administration of Justice
Major	501- Services & Service Fees

For the fees collected in the form of Demand Draft or Banker Cheque the Department may utilize the Bank Account which has already been opened for salary transaction by the Department/Drawing and Disbursing Officer.

2. This Office Memorandum will take immediate effect.

Sd/-
(A.N. Jha)
Principal Secretary (Finance),
Government of Manipur

Memo No. 2/1/(5)/2008-FB(RTI):

Imphal, the 4th February, 2009.

**GOVERNMENT OF MANIPUR
DEPARTMENT OF PERSONNEL & ADMINISTRATIVE REFORMS
(ADMINISTRATIVE REFORMS DIVISION)**

NOTIFICATION

Imphal, the 28th May, 2011

No. 11/4/2005 – AR: In supersession of all earlier Notifications issued in this regard and in exercise of the powers conferred by sub-section (4) of section 24 of the Right to Information Act, 2005 (22 of 2005), the Governor of Manipur is pleased to notify the exemption of the **following organizations of the State Government** from the purview of the Right to Information Act, 2005:

- (1) The Manipur Police Department comprising of: -
 - (i) Civil Police,
 - (ii) Manipur Police Wireless,
 - (iii) Manipur Rifles,
 - (iv) India Reserve Battalions,
 - (v) Intelligence Wings (Special Branch & Crime Branch of CID),
 - (vi) Forensic Science Laboratory.
- (2) Jail Department,
- (3) State Vigilance Commission and its subordinate offices, and
- (4) Home Department (*in regard to reports of Enquiry Commissions, Magisterial Enquiries & classified reports including those of MHA & IB*).

2. Exemption of the above organizations, however, shall be subject to the provisos under sub-section 4 of section 24 of the Right to Information Act, 2005 relating to information sought for pertaining to allegations of corruption and human rights violation.

Sd/-

(Kh. Raghumani Singh)

Additional Secretary (AR), Govt. of Manipur.

‘হোম অফসু’ পলিসি দিপার্তমেন্ট ইনফোর্সমেন্ট গীলবা ব্রান্ডপারিসি হাংলৈ
পলিসি দিপার্তমেন্ট এস পি আই ও থলুবা দি জি পিলা পাউতাক পাথ্ৰে

হোম অফসু পলিসি দিপার্তমেন্ট ইনফোর্সমেন্ট গীলবা ব্রান্ডপারিসি হাংলৈ পলিসি দিপার্তমেন্ট এস পি আই ও থলুবা দি জি পিলা পাউতাক পাথ্ৰে।

ইনফোর্সমেন্ট কমিশননা ব্রান্ডপাথ্ৰা থাৰা নোতিস/দিসজিনবু ভেলিদ অফসু ওফিসিয়াল ওইনা লৌননবা হায়াথ্ৰে

হোম অফসু পলিসি দিপার্তমেন্ট ইনফোর্সমেন্ট গীলবা ব্রান্ডপারিসি হাংলৈ পলিসি দিপার্তমেন্ট এস পি আই ও থলুবা দি জি পিলা পাউতাক পাথ্ৰে।

আর তি আই এন্ড: চুরাচান্দপুর দি সিদা সো কোজ নোতিস থাথ্ৰে

হোম অফসু পলিসি দিপার্তমেন্ট ইনফোর্সমেন্ট গীলবা ব্রান্ডপারিসি হাংলৈ পলিসি দিপার্তমেন্ট এস পি আই ও থলুবা দি জি পিলা পাউতাক পাথ্ৰে।

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Awareness programme on RTI Act 2005 held

Our Correspondent

TENGNOUPAL, Jul 4: An awareness programme on RTI Act 2005 was held at Moreh ADC office on July 2.

The awareness programme was jointly organised by Manipur Information Commission (MIC) and Deputy Commissioner Tengnoupal.

Former State Chief Information Commissioner Th. Ibobi Singh, State Chief Information Commissioner O. Sunil Singh, Deputy Registrar (Judicial-I), MIC S. Inso Singh, Deputy Secretary MIC G. Shantikumar Kabui and ADC Moreh M. Rajkumar attended the event.

Officers of Govt departments in Moreh including CDO DSP Th. Thomas also attended the event.