

F.No.14039/72/2013-UTS.I
Government of India
Ministry of Home Affairs

North Block, New Delhi-110001
Dated the 11th December, 2013

ORDER

Sh. Subhash Gosai has preferred an appeal dated 20.11.2013 stating that he has not been furnished correct point wise information of his RTI application dated 27.09.2013.

2. Sh. Subhash Gosai in his application dated 27.09.2013 sought information on 3 points to which the applicant was replied vide this ministry's letter dated 24.10.2013

3. In r/o of information sought vide point no (1) & (2), since there was no record of file movement and also letters dated 09.04.2012 & 14.09.2012 were not found placed in the concerned file of UTS-I desk, the CPIO in order to ensure transparency replied the applicant to visit the UTS-I section for inspection of records and for point no (3) the applicant was informed that payment (if any) will be made by the competent authority as per laid down procedure and rules vide this ministry's letter dated 24.10.2013.

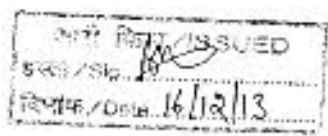
4. The appeal filed by Sh. Subhash Gosai has been carefully considered and it is found that the aforesaid reply of the CPIO with reference to his RTI application dated 27.09.2013 is in conformity with the Right to Information Act, 2005. However the applicant is informed that the payment of bill is under process and will be made as per laid down procedure and rules.

5. The appeal is accordingly disposed of.

(I. S. Chahal)
Joint Secretary (UT) &
Appellate Authority

To
Shri Subhash Gosai,
Central Senior Govt. Counsel,
Consultation Room, Lawyer Chambers,
Ground Floor, Delhi High Court, Delhi

o/c



UTS-1 Desk/MHA
Dy. No. 180-RTI
Date 22/11/13

CR-199205/JS(UT)13
2/11

T6 Speed Post

Dated: 20 Nov., 2

To
Ist Appellate Authority
Sh. J.S. Chahal
Joint Secretary (UT)
Ministry of Home Affairs,
North Block, New Delhi-110001

Sub.: Appeal against Reply under RTI Act send by Sh. Anuj Sharma, Director(s) and CPIO GOI, MHA North Block, New Delhi

Sir,

On above subject I am to submit as under :

1. That petitioner is a Senior Govt. Counsel and he pleaded the case titled as G.P. Sewalia vs. UOI & Ors. before Hon'ble CAT (PB) New Delhi on the behalf of Respondents i.e. UOI & Ors.
2. That petitioner submitted its Fee Bills after over the aforesaid matter as Bill No. s.gosai/bill/2010/08 dated 07.2.2011 to the concerned respondents/department. (copy enclosed)
3. That petitioner wrote letters No. sgosai/bill/2012/24 dated 09.4.2012 and 14.9.2012 respectively address to the Secretary, MHA in respect of payment of bills but they neither replied nor made the payment till date. (copy enclosed)
4. That petitioner submitted application dt. 27.9.2013 under RTI Act, to get information regarding not payment of aforesaid bill. A copy of application dt. 27.9.2013 is enclosed as annexed A-1 (Colly).
5. That PIO has neither replied correctly to the pointwise nor provided any information/documentary evidence in respect of payment of aforesaid bills. A copy of reply of PIO is enclosed as Annexure A-2. (copy)
6. That PIO rather replying the questions pointwise and send a wrong and baseless reply in order to create ambiguous situation, knowing the fact that the request of the applicant was not to inspect the records, however, the same is not in the spirit that PIO may provide file movement datewise, reply to representation dt. 09.4.2012 and 14.9.2012 and of making payment of bill.

In view of above, petitioner submit this appeal to the Ist Appellate Authority under RTI Act to reply my application dated 27.9.2013 in correct manner pointwise to the points raised down fit and proper and payment of bills at earliest.

Thanking you

Yours faithfully

Encl. : As stated above.

P/1010

Subhash Gosai

SUBHASH GOSAI
Advocate

Sr. Govt. Counsel Consultation Room
Lawyers' Chamber, Delhi High Court,
New Delhi

Dr. CS
A 21/11/2013
S. S. S. S.
21/11/13