

MOST IMMEDIATE
RTI MATTER

No.IV/16015/17/2011-CSR-II.
Government of India
Ministry of Home Affairs
(CS Division)

5th Floor, NDCC-II, Building,
Jai Singh Road, New Delhi.
Dated : 28/01/2014.

OFFICE MEMORANDUM

Subject: Information sought under Right to information Act, 2005-
regarding

Enclosed please find herewith a RTI application dated 29/11/2011(received by answering CPIO on 13/12/2011 through Under Secretary (RTI) Ministry of Home Affairs vide their letter no. A.43020/01/2011-RTI dated 9/12/2011) from Shri Sonu Singh, Sahijana Road, Near Sahijana Mill, Jharkhand.

2. The information sought by the applicant is not available with the signing CPIO and the same was conveyed to the appellant on 16/12/2012. The Appellant then approached the Central Information Commission on 11/1/2013 in a second appeal and CIC has directed Ministry of Home Affairs to provide the information to the appellant on the points mentioned in the RTI application within thirty days of the CIC's order dated 10/01/2014 (which was received by the CPIO on 24/01/2014).A copy of the CIC's order is enclosed herewith.

3. The points on which information required by the Appellant is given below:-

- (i) Copies of instructions/orders issued by the Competent Authorities under RTI Act.
- (ii) Number of RTI activists killed in India since the application/implementation of the RTI Act, 2005.
- (iii) Instruction/orders issued by the Govt. of India (MHA) for safety and security of RTI activists/persons.

... 2/-

4. All the CPIOs, in the Ministry of Home Affairs, are requested to provide the information available to the Appellant within the time prescribed by CIC.

Encl: As above.

(K. Muralidharan)
Director & CPIO.

To,

All CPIO's in Ministry of Home Affairs as per list attached.

Copy for information to:

- (i) Shri Sonu Singh, Sahijana Road, Near Sahijana Mill, Post- Distt. Gadwa, Jharkhand- 822114.
- (ii) Central information Commission Club Building, OLD JNU Campus, New Delhi w.r.t Decision No CIC/SS/A/2013/000509/VS/05777 Appeal No.CIC/SS/A/2013/000509/VS. dated 10-1-2014.

(K. Muralidharan)
Director & CPIO

CR-2284976



CENTRAL INFORMATION COMMISSION
CLUB BUILDING (NEAR POST OFFICE)
OLD JNU CAMPUS, NEW DELHI-110 067
TEL: 011-26179548

Decision No. CIC/SS/A/2013/000509/VS/05777
Appeal No. CIC/SS/A/2013/000509/VS

Dated: 10-1-2014

Appellant:

Shri Sonu Singh
Vill. Sahijna Road, Near Sahijna Mill
PO & Distt. Garhwa, Jharkhand-822114.

Respondent:

Public Information Officer,
Ministry of Home Affairs
Dy. Secy (CSR-II), North Block
New Delhi-110001.

Date of Hearing:

26-12-2013.

ORDER

Facts:

1. The appellant filed an RTI application on 29-11-2011 requesting for copies of instructions/orders issued by the competent authorities under the RTI Act, that pertained to the RTI activists and instructions/orders issued for their safety.

2. The CPIO responded on 16-12-2011, informing the appellant that the answering CPIO has no in-puts to furnish on the issues raised by the appellant. The appellant filed an appeal with the first appellate authority (FAA) on 4-4-2012. The FAA responded on 2-5-2012 and directed the Under Secretary(RTI), MHA and DOPT to furnish the information to the appellant. The appellant approached the Commission on 11-1-2013 in a second appeal.

Hearing:

3. I heard the appellant through video-conferencing. The respondent was present personally in the hearing.

4. The appellant referred to his RTI application of 29-11-2011 and stated that he had sought information on three points. The appellant



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stated that he wanted a copy of the laws which the GOI had passed about RTI implementation along with the various rules. Secondly, he wanted to get the particulars of the persons who had been casualties as a result of the implementation of the RTI Act and thirdly the steps taken by the Central Government for the protection of those involved in the implementation of the RTI Act. The appellant stated that the response that he got from the CPIO on 16-12-2011 was casual as the MHA simply sent a response without any application of mind that they have no inputs to furnish.

5. The respondent stated that their section was not dealing with this subject so accordingly they have responded. The respondent stated that they were not clear about what to do with this RTI application. The respondent stated that they will procure the requisite information from the pertinent sections and provide it to the appellant.

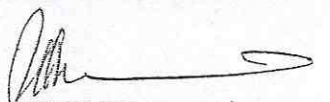
Decision:

6. The respondent is directed to provide the information to the appellant on the points mentioned in the RTI application within 30 days of this order.

Appeal is disposed of. Copy of this order be given free of cost to the parties.

Vijai Sharma
(Vijai Sharma)
Information Commissioner

Authenticated true copy:


(V.K.Sharma)
Designated Officer



No.1/6/2012-RTI-AFA(H)
Government of India
Ministry of Home Affairs
Integrated Finance Division

North Block, New Delhi,
Dated 25th Feb., 2014

S. S. Sarkar

To

**Shri Sonu Singh,
Vill. Sahijna Road, Near Sahijna Mill,
PO & Distt. Garhwa,
Jharkhand-822114**

Subject: - Information sought under RTI Act, 2005- reg.

Please refer to your application dated 10.1.2014 regarding the subject cited above.

2. The Integrated Finance Division of MHA provides advice to other Divisions in financial matters. The primary responsibility for maintaining records lies with the concerned Administrative Division to whom your application has already been provided.
3. The information in respect of the Integrated Finance Division (Finance.III, IV, V) of MHA may be treated as nil. The information relating to other Divisions/Subordinate Offices of MHA may be awaited from the concerned CPIOs.
4. As per Section 19 of RTI Act, an appeal against the above decision would lie before the Appellate Authority, Shri S.C.Panda, AS & FA (H), MHA, Room No.192, North Block, New Delhi.

Yours faithfully,

Sandeep Sarkar

(Sandeep Sarkar)
Director (Fin./H)

Copy to: - RTI Section North Block, MHA.