

By Speed Post

No.14039/57/2011-UTS.II
Government of India
Ministry of Home Affairs

North Block, New Delhi - 110 001.

Dated the 23th September, 2013.

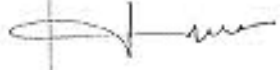
Sub: Information sought by Shri Pradeep Kumar under the RTI Act, 2005 - regarding.

With reference to application dated nil filed by Shri Pradeep Kumar, House No. 09, Block E-2, Shastri Nagar, Near Metro Station, Delhi and the requisite information is provided as under:

Point No. C (b & c):- The applicant may be informed that UTS-II Section is concerned with DANICS. The financial decision in regard to DANICS is taken as per the extant DANICS Rules.

2. The name and address of the Appellate Authority is as under:

Shri I.S. Chahal,
Joint Secretary (UT)
Ministry of Home Affairs, North Block,
New Delhi - 110001


(S.K. Jain)
Director and CPIO
Tel: 2309 2436

To

Shri Pradeep Kumar,
House No. 09, Block E-2,
Shastri Nagar,
Near Metro Station,
Delhi - 110 052.

जारी किया/ISSUED
दिनांक/Date..... 23.9.13
स्थान/Sign.....

5435/RTI/2013
20/8/13

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3/4

Application to seek information under section 6 read with sub section 1(d) of section 4 of the Right to Information Act, 2005

To: Delhi Secy (Delhi)/Public Information Officer,
Ministry of Home Affairs, Government of India,
North Block, New Delhi-110 001.

A. Contact Details		
1. Name of the Applicant: PARDEEP KUMAR		
2. a) Mailing Address: House no.9, Block: E - 2, Street no.1, Shastri Nagar, Near Metro Station, Delhi-110052.		
b) E-mail : pardeepkumar.11b@gmail.com		
3. Whether a citizen of India Yes		
B. Details of information sought		
1. Nature of information sought (Please ✓ Mark)	(a) Life & liberty of the person	No
	(b) Other than (a)	YES
2. Type of information required	(a) Copy of documents	YES
	(b) Inspection of records	NO
	(c) Sample of material	NO
	(d) Other information	YES
3. (a) Whether information sought relates to third party?	No	
(b) If yes his / her name & address	Not Applicable	

4. Specify the particulars of information required: The applicant is working as D.A.S.S Grade. III/U.D.C under GNCT Delhi and as information requisitioned below is concerning, affecting him, as such, is an aggrieved person, hence, this application is preferred under aforesaid specific sections of the Right to Information Act, 2005:

For sake of convenience, facts, particulars related to the issue, for which information is being requisitioned herein, as transpired from various documents obtained under Right to Information Act, 2005 is furnished as part 'A' 'B' and 'C' below and information concerning said facts, particulars is requisitioned in points therein below, as under:

A.

A proposal for creation of a new grade i.e. Grade. III Non Functional Selection Grade (NFSG) in Delhi Administration Subordinate Service (DASS)/UDC and Stenographer Grade. III (NFSG) in GNCT Stenographers Service as done by Government of India vide its O.M. no.20/40/2009-CS.II (B) dated 22.06.2011, was sent to Director (Delhi), Ministry of Home Affairs, Government of India, by Services Department, Government of NCT Delhi, vide its letter no. 10(18)/2011/S.IV/269 dated 03.02.2012, for approval and post certain communications between MHA and Services Department, on last occasion, vide its letter no. U.14012/04/2012 - Delhi - I Dated 15.04.2013, Ministry of Home Affairs, Government of India, sought from the Services Department, GNCT Delhi, certain information for examination, consideration.

In view of the detailed particulars furnished above, In the light of these facts please provide the following information, documents, reasons for administrative action, inaction as sought herein: -

1. Please intimate whether Services Department, G.N.C.T. Delhi has made available to the Ministry of Home Affairs, Government of India, the information requisitioned vide its letter no. U.14012/04/2012 - Delhi - I Dated 15.04.2013.

yesterday (4.11.13) file to
ref. to I.F.D

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US(Delhi)

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2. Please provide current status of the issue;
3. If no reply have been sent by the Services Department to the MHA as regard its aforesaid letter dated 15.04.2013, further action taken by the MHA to obtain reply to its aforesaid letter dated 15.04.2013, if no action have been taken up by the MHA reasons thereof.

B.

Issue for which facts have been mentioned in particulars part of 'A', is a part of the agenda, demand of DASS Cadre, because of non settlement of which they are resorting to agitations and are to observe Black Day on 02.09.2013, in view of the same please provide the following information, reasons for administrative actions.

- a. On 30.01.2013, a legal notice concerning aforesaid issue i.e. creation of a new grade i.e. Grade. III Non Functional Selection Grade (NFSG) in Delhi Administration Subordinate Service (DASS) UDC and Stenographer Grade III (NFSG) in GNCT Stenographers Service as done by Government of India vide its O.M. no.20/40/2009-CS.II (B) dated 22.06.2011, was inter alia served upon Ministry of Home Affairs, Government of India, for and on behalf of Government of NCT Employees Welfare Association (Regd.), please intimate whether the Ministry has sent any interim, final reply to the said legal notice, if yes, please provide copy of the same, if no, please intimate whether Ministry of Home Affairs, would be taking any responsibility for forcing said Association into avoidable litigation.
- b. Whether Ministry of Home Affairs, Government of India, owns, take any responsibility to force peace loving 'DASS' cadre resorting to agitations which would ultimately cause problems for the general public at large.
- c. Whether Ministry of Home Affairs, Government of India, is aware that around 50% of the DASS cadre posts are lying vacant.
- d. Whether or not aforesaid agitation, arising inter alia out of non settlement of DASS Grade III NFSG issue, large number of vacant posts of DASS would adversely affect implementation of public interest schemes introduced by the Government and resultant interest of public at large.


C.

On 01.12.2011, Hon'ble Minister of State in the Ministry of Personnel, Public Grievances and Pensions and PMO Shri V. Narayanasamy, in written reply to unstarred question no.1162, in Rajya Sabha has stated that 'The Government has created a new grade Non-Functional Selection Grade (NFSG) for UDC in the grade pay of Rs. 4200/- in Pay Band-2 in Central Secretariat clerical Services (CSES). The pay of the employees of the State government is the subject matter of the State concerned and it is not in the purview of the Central Government to issue any instruction in this regard'. In view of the same please provide the following information, reasons for administrative actions;

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- a Copy of Authority, rule, etc., on the basis of which, Ministry of Home Affairs, Government of India, interferes only in the matters concerning DASS Cadre of GNCT Delhi.
- b Whether Ministry of Home Affairs, Government of India, beside financial decisions concerning DASS cadre, is aware about financial decisions taken by Government of N.C.T. Delhi as regard, DANICS, other cadre, ex cadre officers, officials working under its control, as mentioned in O.A. no. 1703 of 2013, wherein Ministry of Home Affairs, itself is a respondent, if yes, action taken by Ministry of Home Affairs, as regard, financial decisions taken as regard DANICS, other cadre, ex-cadre officers, officials.
- c If no action has been taken by Ministry of Home Affairs, Government of India, as regard, financial decisions of Government of N.C.T. Delhi, taken as regard DANICS, other cadre, ex-cadre officers, and officials, reasons for discrimination, taking action only in respect of DASS cadre.

Note: All the aforesaid information herein requisitioned, is related to, as such requisitioned from, Ministry of Home Affairs only, hence, to avoid wastage of resources, in transfer of application, it is requested that instead of transferring this application to any authority, the MHA, if it somehow feels that any of the aforesaid information is concerned with some authority, may, if deem appropriate just intimate details of such authority and the applicant herein would apply for such information from that authority on its own directly.

5. Time period for which information is required: As on date	
6. Whether applicant belongs to BPL category:	No
Proof of BPL attached	Not applicable.
7. Details of fee paid: Rs. 10/- vide Postal order no. 11F 136723 dated 21.08.2013 Note: Payable to and Post office may be filled at the end of PIO please.	
 Signature of the applicant(PARDEEP KUMAR)	
Application may preferably be submitted directly to the Public Information Officer concerned to avoid delay	