

F. No: II-18015/28/2014-NM.III
Government of India
Ministry of Home Affairs
(Naxal Management Division)

North Block, New Delhi
Dated the 6th March, 2014

To,

Dr. Gulshan Kumar Kathuria.
No. 168, Yamuna Street, Yamuna Nagar,
Haryana, Pin: 135001.

Sub: Information sought under the Right to Information Act, 2005.

Please refer to your application dated 23.11.2013 received in this Division on 12.02.2014 vide this Ministry's letter No. 36/04/2011-R&SO dated 07.02.2014 seeking information regarding statistics & commission of enquiry in respect of partition of 1947, under the RTI Act, 2005.

2. In this regard, it is informed that the information sought under the RTI Act, 2005 is not available with the undersigned and may be treated as 'NIL'.

3. Appeal u/s 19(1) of the Act, if any, is to be made within 30 days of receipt of this communication and the same in respect of this information lies with Shri M.A. Ganapathy, Joint Secretary, Naxal Management Division, Room No. 193-A/1, North Block, New Delhi - 110 001.

*Pls. Insured
RGT*

o/c

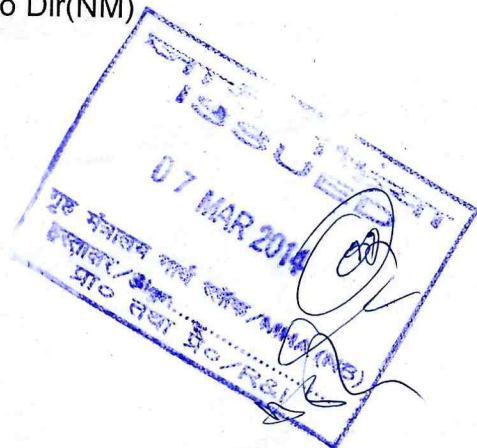


(Rambir Singh)
Director(NM) & CPIO

Copy to:

1. Shri Shyam Sundar, DS & CPIO, MHA, NDCC-II Building, Jai Singh Rd., New Delhi w.r.t letter No.43020/01/2014-RTI dated 05.02.2014.
2. PS to Dir(NM)

*Done
06/03/04*



①
Most Immediate
RTI Matter

No.36/04/2011-R&SO
Government of India
Ministry of Home Affairs (FFR Division)

NDCC-II Building, Jai Singh Road,
New Delhi, dated the 7th February, 2014

Subject:- Information sought under RTI Act, 2005 – Regarding.

Enclosed please find herewith a RTI application dated 23.11.2012 (received by answering CPIO on 20.12.2012 through Director(Foreigners) & CPIO, Ministry of Home Affairs vide their OM No.28020/105/2012-F.III dated 20.12.2012) from Dr. Gulshan Kumar Kathuria, No. 168, Yamuna Street, Yamuna Nagar, Haryana (Pin: 135001).

2. The information sought by the applicant in respect of points 1,2 & 4 is not maintained in the FFR Division, as such not available with the signing CPIO. The information in respect of point 3 has been provided to the appellant. The same was conveyed to the appellant on 18/01/2013. The appellant then approached the CIC on 10.04.2013 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 15.01.2014 (which was received by the CPIO on 27.01.2014). A copy of the CIC's order is enclosed herewith.

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

- (i) the number of casualties resulting from the partition of 1947, including the community-wise break-up;
- (ii) the number of displaced persons who crossed over from India to Pakistan and from Pakistan to india;
- (iii) whether any Commission of Enquiry was set up. If so, a detailed report of the Commission set up and its report; and
- (iv) If there is no enquiry report, the reasons for it.

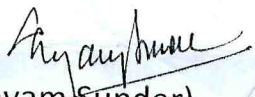
.....2/-

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12/2/14

12/2/14
U.S. (NM III)
12/2
SOCN (II)

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.

Hindi version will follow


(Shyam Sunder)

Deputy Secretary & CPIO

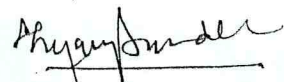
Encl.: As above

To

All CPIOs in Ministry of Home Affairs as per list attached.

Copy for information to:

- (i) Dr. Gulshan Kumar Kathuria, No. 168, Yamuna Street, Yamuna Nagar, Haryana (Pin: 135001).
- (ii) Central Information Commission Club Building, Old JNU Campus, New Delhi w.r.t Decision No. CIC/SS/A/2013/001266/VS/05826 Appeal No. CIC/SS/A/2013/001266/VS dated 15.01.2014.



(Shyam Sunder)

Deputy Secretary & CPIO

प्रेषक:- डा० गुलशन कुमार कश्यप
168, यमुना गली, यमुना नगर (एरि०) पिन- 135 001.

सेवा में,

केन्द्रीय जन सूचना अधिकारी
गृह मंत्रालय भारत सरकार
नोर्थ ब्लॉक, नई दिल्ली - 1

महोदय / महोदया,

आवेदक RTI Act, 2005 के तहत निम्नलिखित जानकारी
चाहता है :-

1. 15 अगस्त 1947 को भारत-पाकिस्तान विभाजन के तुरन्त बाद हुई विनाशलीला में कुल कितने लोगों के मारे जाने का रिकॉर्ड मौजूद है?
2. इस विनाश लीला में हिन्दु, मुसलमान व अन्य जाति वर्ग की मृत्यु हुई का धोरा देने का कष्ट करें।
3. भारत-पाक बंटवारे के समय कितने हिन्दु पाकिस्तान से भारत आये तथा कितने मुसलमान पाकिस्तान चले गये, की संख्या बतलाने का कष्ट करें?
4. क्या कभी इस विनाशलीला की जांच हेतु केन्द्रीय सरकार द्वारा किसी जांच कमेटी का गठन किया गया, यदि हाँ, तब इस जांच रिपोर्ट की कॉपी देने का कष्ट करें, यदि न, तब कारण बतलाने की जांच क्यों नहीं की गई/ करवाई गई।
5. अपने प्रथम अधिनी अधिकारी का पदनाम, पत्त-व्यवहार का पता अवश्य लिखकर भेजें।

माँगी गई जानकारी की सत्यापित कॉपी केवल हिन्दी में रजिस्टर्ड टाक द्वारा ही भेजे। आवेदक ने निर्धारित फीस रुपये 10/- का पोस्टल ऑर्डर नम्बर 12F 216158 संलग्न कर दिया है। आवश्यकता होने पर अतिरिक्त अनुरोध भी देने का तैयार हूँ।

दिनांक - 23/11/2012

स्थान - यमुना नगर।

आवेदक

कश्यप

(डा० गुलशन कुमार कश्यप)

मो०-09991940001

DS/R/8050

229564/R/8014
27/11

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



Decision No.CIC/SS/A/2013/001266/VS/05826
Appeal No.CIC/SS/A/2013/001266/VS

Dated:15-1-2014

Appellant:

Dr. Gulshan Kumar Kathuria
H.No.168, Jamia Gali
Yamunanagar (Haryana)

Respondent:

Public Information Officer,
Ministry of Home Affairs
CPIO/Dir (R&S.O.), FFR Dn, NDCC-II
Bldg, Jai Singh Road, Sansad Marg
New Delhi-110001.

Date of Hearing:

1-1-2014.

ORDER

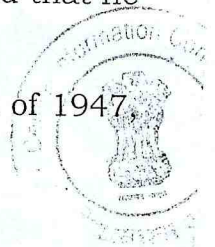
Facts:

1. The appellant filed an RTI application on 23-11-2012 seeking information about the casualties during the 1947 Partition.
2. The CPIO responded on 18-1-2013. Some information was provided while other information was denied on the ground that it was not maintained by the respondent organization. The appellant filed an appeal with the first appellate authority (FAA) on 29-1-2013. The FAA responded on 6-3-2013 and upheld the decision of the CPIO. The appellant approached the Commission on 10-4-2013 in a second appeal.

Hearing:

3. I heard the appellant through video-conferencing.
4. He referred to his RTI application of 23-11-2012 and stated that he wants the following:

- (a) the number of casualties resulting from the partition of 1947 including the community-wise break-up;



29/1
W/(R)

Dr. Dewan

27/1/2013

(b) the number of displaced persons who crossed over from India to Pakistan and from Pakistan to India;

(c) whether any Commission of Enquiry was set up. If so, a detailed report of the Commission set up and its report; and

(d) if there is no enquiry report, the reasons for it.

5. The appellant stated that he has received three letters from MHA on 20-12-2012, 17-1-2013 and 18-1-2013 in which the various departments of MHA have, instead of providing the information, simply told him to write to this division or that division. The appellant stated that he expects the MHA to collect the information from different divisions and provide him the information as available in the Ministry of Home Affairs.

6. The respondent did not participate in the hearing.

Decision:

7. The respondent is directed to procure the information as available on the points in para 4 above from the relevant divisions of the MHA and provide it to the appellant 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)
(V.K.Sharma)
Designated Officer

