

please
issue
R/I

No.17015/87/2013-IS.I
Government of India
Ministry of Home Affairs
(IS-I Division)

North Block, New Delhi-110001,
dated the 17.02.2014.

To,
Dr. Gulshan Kumar Kathuria,
No.168, Yamuna Street,
Yamuna Nagar, Haryana-135001

Subject : Application seeking information under the Right to Information Act, 2005.

Sir,

I am to refer to your application dated 23.11.2012 addressed to CPIO, Ministry of Home Affairs, North Block, New Delhi-1 which has been transferred by Deputy Secretary & CPIO, FFR Division of this Ministry vide their O.M. No.36/04/2011-R&SO dated 07.02.2014 alongwith CIC's order dated 15.01.2014 to all CPIOs including the undersigned CPIO (received on 12.02.2014) seeking various information under the Right to Information Act, 2005.

2. In this regard, point wise reply is given as under:

Point No.1 to 4: Since the subject matter does not pertains to the undersigned CPIO, hence the information may be treated as 'Nil'.

3. Under Section 19(1) of the Right to Information Act, 2005, an appeal can be filed within 30 days from the date of receipt of the reply, before the first Appellate Authority, whose particulars are given below :

Shri Rakesh Singh, Joint Secretary (IS-I), Ministry of Home Affairs,
North Block, New Delhi-110 001.

O/C

Yours sincerely,

(Rajesh Kumar Gupta)
Director (IS-III & CPIO)

Copy to: Sh. Shyam Sunder, DS & CPIO, R&SO, FFR Division, MHA, NDCC-II Building, Jai Singh Road, New Delhi w.r.t. their aforesaid O.M. dated 07.02.2014 in pursuance of CIC's Order dated 15.01.2014 who, inter-alia, directed the CPIO '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'. However, a reply has been sent to the applicant. This is for information and necessary action.

16 FEB 2014
MHA (NB)
[Stamp and handwritten initials]

195 / Dir(FS-III) / 2614

12/02/2014

Most Immediate
RTI Matter

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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:-

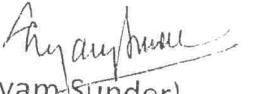
- (i) the number of casualties resulting from the partition of 1947, including the community-wise break-up,
- (ii) the number of displaced persons who crossed over from India to Pakistan and from Pakistan to india;
- (iii) whether any Commission of Enquiry was set up. If so, a detailed report of the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

.....2/-

US/CS-2
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12/2/14

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

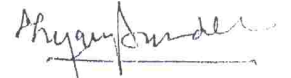
Encl.: As above

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 क्यूाणा
168, मधुना गली, मधुना नगर (हरि०) पिन-135 001.

सेवा में,

कैन्दिय जन सूचना अधिकारी
गृह मंत्रालय भारत सरकार
नार्थ ब्लाक, 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 रिकार्ड मौजूद है?
2. इस विनाश लीला में हिन्दु, मुसलमान व अन्य जाति वर्ग की मृत्यु हुई का औंरा देने का कष्ट करें।
3. भारत-पाक बंटवारे के समय कितने हिन्दु पाकिस्तान से भारत आये तथा कितने मुसलमान पाकिस्तान चले गये, की संख्या बताने का कष्ट करें?
4. क्या कभी इस विनाशलीला की जांच हेतु केन्द्र सरकार द्वारा किसी जांच एजेंसी का गठन किया गया, यदि हाँ, तब इस जांच रिपोर्ट की कपी देने का कष्ट करें, यदि न, तब कारण बतलाने की जांच क्यों नहीं की गई/करवाई गई।
5. अपने प्रथम कपीली अधिकारी का पदनाम, पता-घबहर का पता अवश्य लिखकर भेजें।

मांगी गई जानकारी की सत्यापित कपी केवल हिन्दी में रजिस्टर्ड डाक द्वारा ही भेजें। आवेदक के निजीरित पीस रुपये 10/- का पोस्टल ऑर्डर नम्बर 12F 216158 संलग्न कर दिया है। आवश्यकता होने पर अनिरीकृत अनुराशि भी देने का तैयार हूँ।

दिनांक - 23/11/2012

स्थान - मधुना नगर।

आवेदक

क्यूाणा

(डा० गुलशन कुमार क्यूाणा)

मो०-09991940001

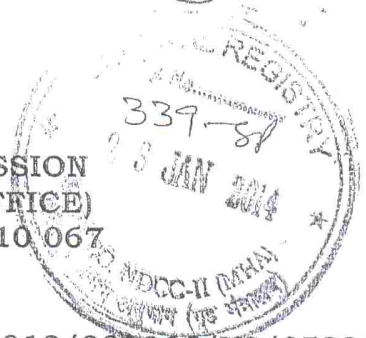
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DSIR SC 30

229564/Rx80/4
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

12/1/2013

in Decision

27/1/2013