

188
Ra

IMMEDIATE/ RTI Matter

(136)

No. 11011/65/2012-NE-V
Government of India
Ministry of Home Affairs

North Block, New Delhi
Dated the 21 November, 2013

To

Shri/Ms. Sheetal Sharma,
North East Network,
J.N Barooah Lane,
Jorpuhuri, Guwahati- 781001, Assam.

Subject: - Information under RTI Act 2005.

Sir / Madam

I am directed to refer to your RTI application on the subject received in this Ministry on 30-10-2013 and received from Director (NE) of MHA on 14-11-2013 and to send herewith point wise information of your application in r/o North-East, as below:-

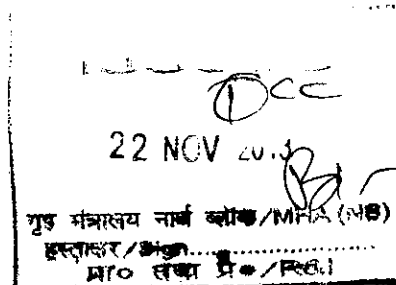
(a) If, in relation to any state or Union territory to which this Act extends, the Governor of that state or the Administrator of the Union territory or the Central Government, in either case if of the opinion that the whole or any part of such state or Union territory, as the case may be, is in such a disturbed or dangerous conditions that the use of armed forces in aid of the Civil Power is necessary, the Governor of that state or the Administrator of that Union Territory or the Central Government, as the case may be, may, by notification in the official Gazette, declare the whole or such part of such state or Union territory to be a disturbed area:

(b) Violence became the order of the day in the North-East due to ethnic clashes and other historical factors giving rise to formation of militant groups (possessing sophisticated weapons) which with cross-border support, challenged the sovereignty and integrity of India. Law and order Machinery in the North-Eastern States became inadequate to counter these militant forces thus calling for deployment of armed forces to aid the civil powers. Hence AFSPA. As regards its non-applicability to Naxal affected areas, the information may be obtained from D5 (NM), Ministry of Home Affairs.

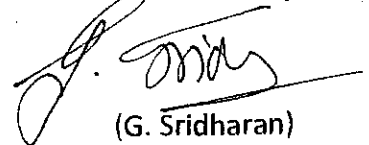
(c) The present violence level (by militant Groups) warrants deployment of armed forces in aid of civil power in the North East. On security related issues, all factors including the ground reality are taken into account before declaring an area in the North-East as disturbed area under the Act. For instance, in Mizoram & Sikkim AFSPA is not applied and in Tripura and Manipur only partially applied.

2. The Appellate Authority in this case is Shri. Shambhu Singh, Joint Secretary (NE), North Block, New Delhi.

o/c



Yours Faithfully


(G. Sridharan)

Deputy Secretary to the Govt. of India

Copy to:

Sh. Koshal Kumar, DS (NM), MHA, North Block, N.D. A copy of RTI application is enclosed for reply on para 2 thereof.

Shri. J.P.N Singh, Director (NE) CP10 w.r.t there letter No., 9/7/2013 dated 13-11-2013 NE-II

Shri Samanta, U.S. (RTI), MHA w.r.t there letter No. 43020/02/2013 RTI dated 11-11-2013.

1068/DSC/NE-II/13

14.11.13

RTI Matter
By fax / By hand

133



No. 9/7/2013-NE-II
Government of India / भारत सरकार
Ministry of Home Affairs / गृह मंत्रालय
NE Division / पूर्वोत्तर प्रभाग

North Block, New Delhi - 110001
नॉर्थ ब्लॉक, नई दिल्ली - 110001

Dated 13.11.2013

Office Memorandum

Sub: RTI Application of Shri/Smt/Kum. Sh. Matiur Rahman, under RTI Act, 2005-reg.

✓ Enclosed please find herewith an RTI application dated 11.11.2013 of Smt. Sheetal Sharma received in this Division on 13/11/2013 from Sh. S. Samanta, Under Secretary, RTI Cell, Ministry of Home Affairs.

2. The information sought by the applicant in the RTI application is not maintained in this Section.
3. Since the subject matter of the application appears closely related to NE-IV Section of this Division, the same is transferred to NE-IV Section, under Section 6(3) (i) of the RTI Act for appropriate action.
4. In case it does not come under your jurisdiction, it may kindly be transferred / forwarded to the Public Authority under Section 6(3) (i) (ii) of RTI Act, 2005 to which the subject matter is more closely related directly, under intimation to the applicant.

Encl. as above

SO (NE-V)
14.11.

(J.P.N. Singh)
Director (NE) & CPIO
Telefax: 23092485

To,

✓ Sh. G. Sridharan, Deputy Secretary (NE-II)
NE-II Section, NE Division, Ministry of Home Affairs,
North Block, New Delhi-110001

Copy to:-

1. Sh. S. Samanta, Under Secretary, RTI Cell, Ministry of Home Affairs. w.r.t OM No. A/43020/01/2013/RTI dated 11.11.2013
2. Smt. Sheetal Sharma, North East Network J N Barooah Lane, Jorpuhuri
Guwahati-781001, Assam

13/11/13

No.A-43020/01/2013-RTI
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi, Dated the 11/11, 2013.

OFFICE MEMORANDUM

Subject: Application of Shri/Smt/Kum. Sheetal Sharma under the Right to Information Act, 2005.

The undersigned is directed to forward herewith an application dated 25/10/2013 under the RTI Act, 2005 of Shri/Smt/Kum. Sheetal Sharma (received in this Ministry on 30/10/2013 by ~~transfer~~ from

Kashmir Divn/NE Division for providing information, as the requested information pertains to/more closely related to the functions of the said Division. It is requested that if the subject matter pertains to any other CPIO/Public Authority, the application may be further transferred to that Authority directly, under intimation to the applicant.

very application related to NE Div is given to Div/NE pt. let to RTI call transfer this to Div/NE pt. JAH

The applicant has paid the requisite fee of Rs.10/- vide Receipt No. 7423 dated 08/11/2013 (copy enclosed) / ~~not paid the fee since he claims to belongs to the Below Poverty Line (BPL) Category.~~

12/11

Encl: As above.

S. Samanta
(S. Samanta)

Under Secretary to the Govt. of India.

SE/NEP

To

(i) Director (K-I) (ii) MHA, North Block, N Delhi

Director (NE-I) MHA, North Block, N Delhi

13/11

Sh. Puth

Copy for information to:

Shri/Smt/Ms. Sheetal Sharma
North East Network
Jay Borzech Lane
Sorby Khuri Gunsahat - 781001 (Assam)

(He/She is requested to contact the above-mentioned CPIO/Public Authority for further information in the matter).

30 OCT 2013

6764/RZ/2013
8/11/13

RTI Application

क्र.सं. 1384
C.R. No.
सं.आ. अनुसू. नॉन ब्लॉक / CR Section / Non Block

Date: 25/10/13

To,

The Public Information Officer
Ministry of Home Affairs
New Delhi

SUB: Application under Right to Information Act, 2005

Subject Matter: Information on AFSPA.

Sir/Madam,

Information description:

1. What is the criteria for declaring area as 'disturbed' in India?
2. Why is AFSPA applicable only in North East India states and J&K and not applicable in different left extremists hit areas of the country?
3. Why the AFSPA has not been repealed in the North East India?

The time period to which information relates:

2001-2013

Form of Information requested: Certified Photocopies/ samples/ inspection

Information required by Post/ in-person

Whether BPL: No/ Yes (If yes, attach the valid photocopy of the BPL certificate)

The application fee of Rs 10 is enclosed herewith (IPO / Demand draft/ Bankers cheque)

From,

Sheetal Sharma
North East Network
J. N Borsach Lane
Jorpukhuri, Guwahati - 781001
Assam, India

Ph no - 9435017824, 03612631582

D/O (K-2)
D/O (NE-2)

2-1/2