

S.No. 11 (I)

By Speed Post

No.14039/31/2014-UTS.II
Government of India
Ministry of Home Affairs

North Block, New Delhi - 110 001.

Dated the 22nd April, 2014.

Sub: Appeal filed by Shri Prakash Chandra under section 19 (I) of the RTI Act, 2005 - regarding.

With reference to the appeal dated 09.04.2014 of Shri Prakash Chandra filed before First Appellate Authority and received in the UTS-II Section on 11.04.2014, pointwise reply to the appeal is as under:-

Point No. 01 & 02:- In response to the RTI application dated 18.02.2014, reply dated 21.03.2014 of the CPIO was sent to the applicant. However, it appears that the file No. as mentioned in the file called from the Record Room was 14040/21/2000/UTS-II. Now, after examination of the appeal, it has transpired that the correct file number should be 14040/01/2000/UTS-II. The said relevant/actual file bearing No. 14040/21/2000/UTS-II has been located. In fact, the number of file had been written as 14040/21/2000/UTS-II instead of 14040/01/2000/UTS-II. Accordingly, Copy of complete note/correspondence portion from file bearing No. 14040/21/2000/UTS-II is **enclosed**.

Point No. 03:- Further, the applicant/appellant has requested to provide the certified copies of his ACRs for the period from the year 1991-92 till 2012-13 vide his application dated 25.02.2014. The Ministry has earlier informed Shri Prakash Chandra that his ACR Dossier was sent to UPSC and the said copies will be provided after receiving his ACR Dossier from UPSC. It is now informed that the copies of his ACRs have been received from UPSC and the same can be supplied to him after receiving a payment of Rs. 122/- (One Hundred Twenty Two only).

2. However, if the applicant has still some grievance, he may personally visit the office to share it with the CPIO or the FAA on a mutually convenient date and time. He is free to inspect the relevant records.

(I.S.Chahal)

Joint Secretary to the Government of India/FAA
Tele No.011-2309 2630

To

Shri Prakash Chandra,
16/10,
Delhi Administration Flats,
Probin Road,
Delhi - 110 054.

Issued with Enclosure
Date... 23-04-2014
Sign... Nav

O/C

S.No. 10 (R)

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Before the Joint Secretary (UT), Ministry of Home Affairs

Govt. of NCT of Delhi, North Block, Delhi

IN THE MATTER OF :

Prakash Chandra
16/10, Delhi Administration Flats
Probin Road
Delhi-110 054.

Vs.

Director (UT) / CPIO
Ministry of Home Affairs
Govt. of India
North Block
New Delhi.



उ.टी.एस.-II/मु.अ.सं.सं.सं.
U.T.S.-II/M.H.A.
आपत्ति नं./Dy. No. 171-63
दिनांक/Date 11.4.14

UTS-II

Appeal u/s 19 of the RTI Act, 2005

Sir,

The Appellant most respectfully showeth as under :

Brief Facts :

1. The Appellant made four RTI applications dated 17.02.2014 (two), 18.02.2014 & 25.02.2014 which are stated have been received in UTS-II Desk / MHA on 04.03.2014 and 20.03.2014 and the point-wise reply has been given to the Appellant vide letter No.14039/31/2014-UTS-II dated 21.03.2014. After depositing Rs.126/- the Appellant has been supplied information vide communication of even no. dated 27.03.2014.

2. The Appellant is aggrieved by the non-supply of requisite information vide communication dated 27.03.2014. Hence this appeal.

Grounds :

1. Because the Appellant has asked for supply of certified copies of file bearing no.14040/21/2000/UTS-II both corresponding as well as noting side. However, the PIO has supplied 40 pages on payment of Rs.80/- and has further stated that note portion in the file is not available and thus the Ministry is not in a position to provide the note portion of the concerned file. It is submitted that the correspondence portion, i.e., 40 pages supplied to the Appellant do not pertain

URGENT PL.

11/4/14

Sh. Ravindra
File is under submission
15/4/14

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to file no.14040/21/2000/UTS-II and the documents supplied to the Appellant file pertain to the file No.14040/1/2000-UTS-II as reveals from page-2 (I) of the bunch of papers supplied to the Appellant. File bearing no.14040/21/2000/UTS-II pertains to RC 33(A)/97. In this regard, a communication received from DIG, CBI to Sh. N.G. Thomas, Under Secretary, Ministry of Home Affairs No.DU/AC/Cr/3/33(A)/97/2511 dated 07.12.2000 is enclosed in which letter **No.14040/21/2000/UTS-II dated 6.9.2000** on the subject has been mentioned. The PIO has not supplied the correct documents as has tried to confuse the file No.14040/21/2000/UTS-II with file No. 14040/21/2000/UTS-II which the Appellant never asked.

2. Because in the application dated 17.02.2014 (Postal Order No. 16F 028401), the Appellant has asked for supply of certified copies of documents mentioned therein. Along with the application a communication No. 14046/31/2008-UTS-II dated 26.07.2010 and also the note portion of the file wherein documents asked to be supplied have been referred to was also enclosed. It was clear from the application that the documents pertained to W.P.No. 293/99 in which the Govt. of India, Ministry of Home Affairs was also a party and an affidavit of Ministry of Home Affairs was filed in the Hon'ble High Court of Delhi. The PIO has wrongly stated the relevant correspondence in the file is not readily available and the PIO has attempted to conceal the information and has not supplied the information to the Appellant malafide.
3. Because the ACR dossier is stated to be sent to UPSC. Neither the PIO nor UPSC has supplied the requisite ACRs till date.

PRAYER

It is prayed that the certified copies of complete file bearing No.14040/21/2000/UTS-II; the relevant documents pertaining to W.P.No.293/99 filed by one Sushmita Lal and the requisite ACRs of the Appellant be supplied to the Appellant at the earliest.


(PRAKASH CHANDRA)
Appellant

Date : 09.04.2014