

S.LNO 54(CI)

206

No.45015/04/2014-Pers-I
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantaralaya

North Block, New Delhi-01 dated 09.05.2014

To

Shri Chandrakant K. Nishad
R/o, Room No.:- E/53, GSECL Colony, Ukai,
Ta:- Songadh, Distt:- Tai-
Gujarat-394680

Sub : Your Appeal dated 12.04.2014 w.r.t. RTI application dated 27.03.2014.

Sir,

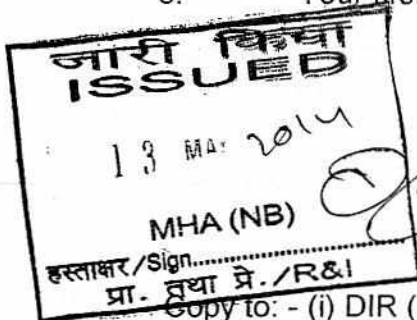
Please refer to your appeal dated 12.04.2014 with reference to your RTI application dated 27.03.2014.

2. In your RTI application dated 27.03.2014, You had asked information about the fundamental duties of Central Industrial Security Force and powers and duties of CISF and eligibility of CISF for controlling of duty hours of Class 3 and Class 4 employees. Director (Pers-I) & CPIO sent a reply to you vide his letter dated 02.04.2014. You were informed that CISF is a premier multi-skilled security agency of the country, mandated to provide security to major critical infrastructure installations of the country in diverse areas as reflected in CISF's site.

3. In your appeal dated 12.04.2014, you have stated that information about the duties and powers related to controlling the duty hours of class III and Class IV employees (means CISF is eligible for not allowing these employees to go out from the range of CISF before completion of their duty hours) was not furnished and requested to furnish the information.

5. You are further informed that duties and powers of CISF are governed as per provisions contained in Sections 10, 11 & 12 of CISF Act. The CISF Act is available in Website.

6. Your first appeal is disposed of accordingly.



Copy to: - (i) DIR (Pers.I) & CPIO.

(ii) PS

Yours faithfully,

(Dr. N.S. Kalsi)
JS (P-II) & Appellate Authority

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10. **Duties of member of the Force:-** It shall be the duty of every member of the Force -

a) Promptly to obey and execute all orders lawfully issued to him by his superior authority;

(b) to protect and safeguard the Industrial Undertaking owned by the Central Government together with such other installations as are specified by that Government to be vital for the carrying on of work in those Undertakings, situate within the local limits of his jurisdiction: Provided that before any installation not owned or controlled by the Central Government is so specified, the Central Government shall obtain the consent of the Government of the State in which such installation is situate;

(c) to protect and safeguard any joint venture, private industrial undertaking and such other Industrial Undertakings and installation for the protection and security of which he is deputed under section 14;

(d) to protect and safeguard the employees of the Industrial Undertakings and installations referred to in clauses (b) and (c)

(e) to do any other act conducive to the better protection and security of the industrial undertakings and installations referred to in clauses b) and (c) and the employees referred in clause (d);

(f) to provide technical consultancy services relating to security of any private sector industrial establishment under section 14A.

(g) to protect and safeguard the organizations owned or funded by the Government and the employees of such organizations as may be entrusted to him by the Central Government.

(h) any other duty within and outside India which may be entrusted to him by the Central Govt. from time to time.

11. Power to arrest without warrant: -

(1) Any member of the Force may, without any order from a magistrate and without a warrant, arrest -

(i) any person who voluntarily cause hurt to, or attempts voluntarily to cause hurt to, or wrongfully restrains or attempts wrongfully to restrain or assaults, or uses, or threatens or attempts to use criminal force to any employee, referred to in clause (d) of section 10, or to him or any other member of the Force, in discharge of his duty as such employee or in execution of his duty as such member, as the case may be, or with intention to prevent or to deter him from discharging his duty as such member, or in consequence of anything done or attempted to be done by him in the lawful discharge of his duty as such member.

(ii) any person who has concerned in, or against whom a reasonable suspicion exists of his having been concerned in or who is found taking precautions to conceal his presence under circumstances which afford reason to believe that he is taking such precautions with a view to committing, a cognizable offence which relates to property longed, to or in the premises of any Industrial Undertaking referred to in clause (b) and (c) of section 10, or relates to the other installations, or to property in the premises of the other installations, referred to in those clauses;

(iii) any persons who commits or attempts to commit a cognizable offence which involves or which is likely to involve danger to the life of any person engaged in carrying on any work relating to any Undertaking or installations referred to in clauses (b) and (c) of section 10.

(2) If any person is found trespassing on the premises of any Industrial Undertaking referred to in clauses (b) and (c) section 10, he may without prejudice to any other proceedings which may be taken against him be removed from such premises by any member of the Force.

12. **Power to search without warrant:** - (1) Whenever any member of the Force not below the prescribed rank has reason to believe that any such offence as is referred to in section 11 has been or is being committed and that a search warrant cannot be obtained without affording the offender an opportunity of escaping or of concealing evidence of the offence, he may detain the offender and search his person and belongings forthwith and, if he thinks proper, arrest any person whom he has reason to believe to have committed the offence.

(2) The provisions of the Code of Criminal Procedure, 1973 (2 of 1974) relating to searches under that Code shall, so far as may be, apply to searches under this section.

13. **Procedure to be followed after arrest:**-Any member of the Force making an arrest under this Act, shall, without unnecessary delay, make over the person so arrested to a police officer, or in the absence of a police officer, take such person or cause him to be taken to the nearest police station together with a report of the circumstances occasioning the arrest.

14. **Deputation of the Force to industrial undertaking in public sector, joint venture or private sector:**-(1) Subject to any general directions which may be issued, by the Central Government, it shall be lawful for the Director General on a request received in this behalf from the Managing Director concerned, of an industrial Undertaking in public sector, joint venture or private sector, showing the necessity thereof to depute such number of members of the Force as the Director General may consider necessary for the protection and security of that industrial undertaking and any installations attached thereto and the members of the Force so deputed shall be at the charge the Managing Director.

RTI Request & Appeal Management Information System(RTI-MIS)

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HOME SEARCH ASSESSMENT COMMENTS RECEIVED FROM CPIO CORRESPONDENCE LETTER REPORTS UTILITY
USER MANUAL LOGOUT

ASSESSMENT OF NEW APPEAL

S.L.MOS3(R)

Public Authority: Ministry of Home Affairs Role : Appellate Authority User : Dr. N. S. KALSI(P II)

Fields prefixed with * are mandatory	
Registration No. :	MHOME/A/2014/60136 View RTI Request Details
Appeal is received by :	Online Receipt
Date of Receipt :	12/04/2014
Name :	Chandrakant K. Nishad
Gender :	Male
Address :	Room No :-E/53, GSECL Colony,Ukai, Ta:-Songadh,Di:-Tal, Pin:394680
Phone No. :	+91-9099111312
Mobile No. :	+91-9099111312
Email Address :	nishad.chandrakant@gmail.com
State :	Gujarat
Country :	
RTI Request Registration No. :	MHOME/R/2014/60782
RTI Request Registration Date :	12/04/2014
Appeal Letter No. :	Details not provided
Appeal Letter Date :	Details not provided
Citizenship Status :	Indian
Is Appellant Bellow Poverty Line? :	No
Does it concern the Life or Liberty of a Person? :	Details not provided.
Name of CPIO :	Name of CPIO is not given.
CPIO's Order/Decision No. :	Details not provided
Date of Receipt of CPIO's Order/Decision :	Details not provided
Ground for Appeal :	Any Other ground
Prayer or Relief Sought :	Respected Sir, I made request for information about the duties and powers related to controlling the duty hours of class III and class IV employees,(means CISF is eligible for not allowing this employees to go out from the range of CISF before completion of their Duty Hours).The information is given by the PIO that this organization is exempted under the RTI Act 2005 schedule B, except corruption and human rights violation information. But the information sought by me is that only the power of CISF for controlling duty hours on basis of their class III and VI. Sir the information sought by me is not exempted from the RTI act 2005 schedule B because this information is related with the class IV and III employees fundamental human rights as per the constitution of India ,article 14. Equality before law ,and 21. Protection of life and personal liberty. This information is not exempted from the RTI Act 2005 schedule B. It is requested to give information about this issue.
Reason for delay(if any) in filing this appeal :	N/A
* Please Select a Decision :	<input type="checkbox"/> Please Select-- <input checked="" type="checkbox"/>
<input type="button" value="Submit"/>	

JS (P/I)

Dr
K.N

Sir (Pers I)

la
S/N

Sofar
RTI
S/N



ACTION HISTORY OF RTI REQUEST No.MHOME/R/2014/60782

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Applicant Name Chandrakant K. Nishad**Text of Application**

Respected Sir, Sir, I want the information about the fundamental duties of central Industrial Security Force , and some times it is observed that Central Industrial Security Force stops the employees of class 4 and class 3 for going out from main gates of industries. Sir, I want information about the powers and duties of CISF and information about the eligibility of CISF for controlling of duty hours of Class 3 and Class 4 employees.

Reply of Application

As regards first part of information sought, it is informed that CISF is a premier multi-skilled security agency of the country, mandated to provide security to major critical infrastructure installations of the country in diverse areas as reflected in site of CISF. As regards second part of the information sought your RTI application is being transferred to CISF under section 6(3) of RTI Act, 2005. The Appellate Authority in this regard is Dr. N.S.Kalsi, Joint Secretary (P-II), Room No.171-B, MHA, North Block, New Delhi-01.

SN.	Action Taken	Date of Action	Action Taken By	Remarks
1	RTI REQUEST RECEIVED	27/03/2014	Nodal Officer	
2	REQUEST FORWARDED TO CPIO	27/03/2014	Nodal Officer	Forwarded To : HARISH CHANDER, DIR (PERS I)
3	REQUEST FORWARDED TO CPIO	27/03/2014		Forwarded To : HARISH CHANDER, DIR (PERS I)
4	REQUEST TRANSFERRED TO OTHER CPIO	27/03/2014	SHANTANU, DIR(PERS) -(CPIO)	
5	REQUEST DISPOSED OF	01/04/2014	HARISH CHANDER, DIR(PERS I) -(CPIO)	

45015/04/2014/Pers-I
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantaralaya
North Block, New Delhi-01

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dated the 2 April, 2014

To
Shri Chandrakant K. Nishad
Room No. :- E/53,
GSECL Colony, Ukai,
Ta:- Songadh, Distt.- Tai,
Pin-394680.

S.L No 30 (I)

SUB :- Information sought under RTI Act, 2005-reg.

Sir,

Please refer to your online RTI application dated 27.03.2014 submitted under RTI act, 2005.

2. As regards first part of information sought, it is informed that CISF is a premier multi-skilled security agency of the country, mandated to provide security to major critical infrastructure installations of the country in diverse areas as reflected in CISF's site.
3. As regards second part of the information sought your RTI application is being transferred to CISF under section 6 (3) of RTI Act, 2005.
4. The Appellate Authority in this Regard is Dr. N.S. Kalsi, Joint Secretary (P-II), Room No. 171-B, MHA, North Block, New Delhi-01.

Yours faithfully,


(HARISH CHANDER)
Director (PERS-I) & CPIO

Copy to :-

- o/c
1. Sh. A.K Singh, DIG(OPS) & CPIO, CISF Hqrs., 13, CGO Complex, New Delhi-03- the RTI application dated is 27.03.2014 is transferred under section 6 (3) of RTI Act.
 2. PA to Director (Pers-I).





K 4 / RTI / DIR (Pers. I) / 2014
23/3/2014

RTI REQUEST DETAILS

S. L N 025 (R)

Registration No. :	MHOME/R/2014/60782	Date of Receipt :	27/03/2014
Type of Receipt :	Online Receipt	Language of Request :	English
Name :	Chandrakant K. Nishad	Gender :	Male
Address :	Room No :-E/53, GSECL Colony,Ukai, Ta:-Songadh,Di:-Tai, Pin:394680		
State :	Gujarat	Country :	India
Phone No. :	+91-9099111312	Mobile No. :	+91-9099111312
Email :	nishad.chandrakant@gmail.com		
Status(Rural/Urban) :	Rural	Education Status :	Graduate
Is Requester Below Poverty Line ? :	No	Citizenship Status :	Indian
Amount Paid :	10	Mode of Payment :	Payment Gateway
Mode(s) of information Supply :	Hard Copy		
Does it concern the life or Liberty of a Person ? :	Details not provided.	Request Pertains to :	SHANTANU, DIR (PERS)
Information Sought :	Respected Sir, Sir, I want the information about the fundamental duties of central Industrial Security Force , and some times it is observed that Central Industrial Security Force stops the employees of class 4 and class 3 for going out from main gates of industries. Sir, I want information about the powers and duties of CISF and information about the eligibility of CISF for controlling of duty hours of Class 3 and Class 4 employees.		
<input type="button" value="Print"/> <input type="button" value="Close"/>			

Dir/pers 
27/3

Dir/pers-I 
27/3

Solp??
31/3/14
S. S. K.