

45015/3/2014-Pers-I
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantaralaya
North Block, New Delhi-01

25th
Dated the February, 2014

To
Shri Pragati Tugnait,
Department of Obstetrics and Gynaecology,
INHS Asvini,
Colaba, Mumbai- 400005

S.L.20(9)

SUB :- Your RTI application dated 07.01.2014.

Sir,

Please refer to your RTI application dated 07.01.2014 seeking information under RTI ACT, 2005.

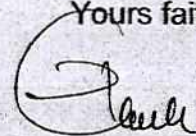
2. As regards to point (i), (ii), (vi) & (vii) of your RTI application it is informed that Pers-I section deals with the service matter of CISF, ITBP, IB, NSG and NIA and employees of these attached offices are Central Govt. employees. The O.M issued by DoPT quoted at points i & vi of your RTI application are applicable to CISF, ITBP, IB, NSG and NIA. The remaining information is not available with Pers-I section.

3. Your RTI application is also transferred to CISF, ITBP, IB, NSG and NIA under section 6 (3) for further necessary action.

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.

Encls: As stated.

Yours faithfully,



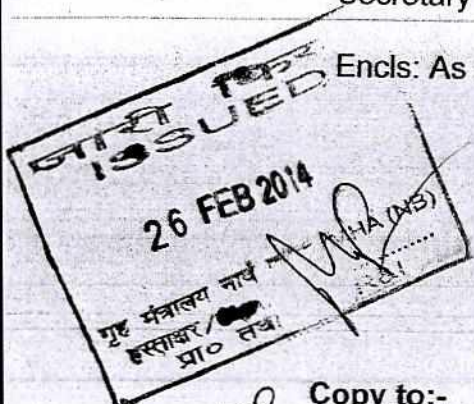
(HARISH CHANDER)

DEPUTY SECRETARY (PERS-I) & CPIO

Copy to:-

1. Sh. Anant Kumar Singh, DIG(OPS) & CPIO, CISF Hqrs., 13, CGO Complex, New Delhi-03- the RTI application dated 07.01.2014 is enclosed herewith for further necessary action.

2. Sh. S.S Hartha, DIG(Pers)/CPIO, ITBP Hqrs., CGO Complex, New Delhi-03- the RTI application dated 07.01.2014 is enclosed herewith for further necessary action.



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3. Shri K.C. Meena, IPS, Joint Director/CPIO, Intelligence Bureau, 35 SP Marg, New Delhi- the RTI application dated 07.01.2014 is enclosed herewith for further necessary action.

4. Sh.N.N.D Dubey, AIG (Admn.) & CPIO, NIA, NDCC, New Delhi- the RTI application dated 07.01.2014 is enclosed herewith for further necessary action.

5. Shri Mohsen Shahedi, Group Commander (Adm), NSG, Mehram Nagar, Palam, N.Delhi-110037- the RTI application dated 07.01.2014 is enclosed herewith for further necessary action.

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PARTICULARS OF INFORMATION SOUGHT

(A) CHILD CARE LEAVE AND MATERNITY LEAVE

- 1) Whether the Office Memorandum No.13018/2/2008-Estt.(L) issued by the Department of Personnel & Training under the Ministry of Personnel, Public Grievances & Pensions made applicable to employees under the Ministry of Home Affairs or departments / organisations under it?
- 2) Which all departments/organisations under the Ministry of Home Affairs been allowed the child care leave and the extended Maternity leave of 180 days?
- 3) Has any writ petitions seeking the implementation of the Office Memorandum (mentioned in Q.1 above) been filed in any High Court or the Supreme Court where the Ministry of Home Affairs or any departments/organisations under it have been made parties? If yes, the details of the Writ Petition Numbers, the status of the matter as Pending / Disposed and the Court where the matter was filed.
- 4) If the answer to the question above is a yes, then copies of the writ petition and the reply filed by the Ministry of Home Affairs or any departments/organisations under it.
- 5) Copies of any meetings/deliberations made in the Ministry of Home Affairs or any departments/organisations under it discussing aspects related to the Office Memorandum (mentioned in Q.1 above).

(B) SPOUSE POSTING

- 6) Whether the Ministry of Home Affairs and Departments/organizations under it allow spouses being posted in the same station in accordance with the Department of Personnel & Training letter ref No. F.No.28034/9/2009-Estt(A) dated 30 Sept 2009 and the Office Memorandums referred therein?
- 7) Name the organizations /Departments under the Ministry of Home Affairs that allows posting of the spouses in the same station in accordance with the direction of the Department of Personnel & Training made through the documents stated in Q.no.6 above.
- 8) Has any writ petitions seeking the implementation of the Office Memorandum (mentioned in Q.6 above) been filed in any High Court or the Supreme Court where the Ministry of Home Affairs or any departments/organisations under it have been made parties?
- 9) If the answer to the question above is a yes, then copies of the writ petition and the reply filed by the Ministry of Home Affairs or any departments/organisations under it.

No. A-12011/1/2014/Pers-III
 Ministry of Home Affairs
 Police-II Division

North Block, New Delhi-1
 Dated, the 24 February, 2014

To

Shri Pragati Tugnait
 Department of Obstetrics and Gynaecology
 INHS Asvim, Colaba
 Mumbai- 400 005

Sub : **Application under Right to Information Act, 2005.**

Sir,

This is with reference to an application under RTI Act filed by Shri Pragati Tugnait vide his application dated 07.01.2014, which was transferred to the undersigned by Shri S. Samanta, Under Secretary, MHA vide O.M.No A-43020/01/2013-RTI dated 29.01.2014, was received on 06.02.2014.

2. The application has been examined. The information sought by the applicant is not available with the Police-II Division, Pers-III Desk, which may be available with BSF, SSB and Assam Rifles. As such, the RTI application of the applicant is being transferred to the CPIOs of the BSF, SSB and Assam Rifles for disposal under Section 6(3) of the Right to Information Act, 2005.
3. The appellate authority is Dr. N S Kalsi, Joint Secretary (Police-II) & Appellate Authority, Ministry of Home Affairs, North Block, New Delhi-110 001.

Yours faithfully,

(Shantanu)

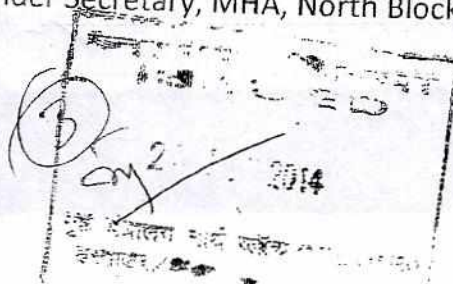
Director (Personnel) & CPIO

☎ 2309 2933

Copy to:-

1. CPIO BSF, CGO Complex, New Delhi alongwith a copy of RTI application.
2. CPIO SSB, RK Puram, New Delhi alongwith a copy of RTI application.
3. CPIO Assam Rifles, Shillong (Meghalaya)
4. Shri S. Samanta, Under Secretary, MHA, North Block, New Delhi
5. Master folder

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II-27012/01/CF-115123/2012-PF.I
Ministry of Home Affairs
Police-II Division
(PF.I Desk)

S.218(A)

North Block, New Delhi
Dated, the 13th Feb, 2014

Sub: Information sought by Shri Pragati Tugnait under RTI Act, 2005.

✓ In this regard, the information sought by applicant may be furnished as following:

S No	Information sought by applicant	Reply
Child care leave and Maternity leave		
1.	Whether the OM No.13018/2/2008-Estt.(L) issued by the Department of Personnel & Training under the Ministry of Personnel, Public Grievances & Pensions made applicable to employees under the Ministry of Home Affairs or departments/organizations under it?	Applicant has sought an order issued by Department of Personnel & Training under the Ministry of Personnel, Public Grievances & Pensions. The data base of the orders issued by Department of Personnel & Training is maintained in the record of DoPT. However, copy of order downloaded from website of Ministry of Personnel, Public Grievances & Pensions is enclosed.
2.	Which all departments/organizations under the Ministry of Home Affairs been allowed the child care leave and the extended maternity leave of 180 days?	The orders issued for Central Government employees are extended to all CAPFs being Central Government employees.
3.	Has any writ petitions seeking the implementation of the Office Memorandum (mentioned in Q 1 above) been filed in any High Court or the Supreme Court where the Ministry of Home Affairs or any departments/organizations under it have been made parties? If yes, the details of the Writ Petition Numbers, the status of the matter as Pending/Disposed and the Court where the matter was filed.	No such record is available in PF Wing.
4.	If the answer to the question above is a yes, then copies of the writ petition and the reply filed by the Ministry of Home Affairs or any departments/organizations under it.	Not applicable in view of point (3) above.
5.	Copies of any meetings deliberations made in the Ministry of Home Affairs or any departments/organizations under it discussing aspects related to the Office Memorandum (mentioned in Q1 above)	Not applicable.
Spouse Posting		
6.	Whether the Ministry of Home Affairs and Departments/organizations under it allow spouses being posted in the same station in accordance with the Department of Personnel & Training letter ref No. F.No.28034/9/2009-Estt(A) dated 30.09.2009 and the Office Memorandums referred therein?	This being a pers matter, the data is not maintained by PF Wing.
7.	Name the organizations/Departments under the Ministry of Home Affairs that allows posting of the spouses in the same station in accordance with the direction of the Department of Personnel & Training made through the documents stated in Q.no. 6	

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	above.	
8.	Has any writ petitions seeking the implementation of the Office Memorandum (mentioned in Q 6 above) been filed in any High Court or the Supreme Court where the Ministry of Home Affairs or any departments/organizations under it have been made parties?	
9.	If the answer to the question above is a yes, then copies of the writ petition and the reply filed by the Ministry of Home Affairs or any departments/organizations under it.	

Madhukar

(Madhukar Pandey)
 Section Officer
 Tele : 23092214
 Fax : 23092167
 E-mail : sopf1@nic.in

TO: ✓
 > DS (Pers-I), MHA writ letter no. 45015/03/2014-Pers-I dated 10.02.14
 > US (Pers-III), MHA writ. letter no. A-12011/1/2014/Pers-III dated 12.02.14

*In case of
 DIR (Pers) is
 answering.*

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No.13018/2/2008-Estt.(L)
Government of India
Ministry of Personnel, Public Grievances & Pensions
[Department of Personnel & Training]

New Delhi, the 2nd December, 2008.

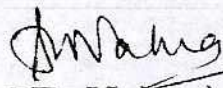
OFFICE MEMORANDUM

Subject:-Child Care Leave in respect of Central Government employees as a result of Sixth Central Pay Commission recommendations - Clarification regarding.

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The undersigned is directed to refer to this Department's O.M. of even number dated 11th September, 2008 regarding introduction of child care leave in respect of Central Government employees and subsequent clarifications vide O.M. dated 29th September, 2008 and 18th November, 2008. It is further clarified that child care leave sanctioned prior to issuance of O.M. No. 13018/2/2008-Estt.(L) dated 18th November, 2008 shall be treated as child care leave and shall be deducted from the Child Care Leave account of the Government servant concerned. No adjustment against any other kind of leave shall be made in this regard. The Child Care Leave sanctioned for the period beyond 18/11/2008 shall however be regulated in terms of clarification issued vide O.M. of even number dated 18/11/2008.

2. Hindi version will follow.


(Simmi R. Nakra)
Director

To

All Ministries/Departments of the Govt. of India, etc.
(As per standard mailing list).

Copy also forwarded to:

- (1) Office of the Comptroller & Auditor General of India.
- (2) Office of the Controller General of Accounts, Ministry of Finance.
- (3) Secretaries to Union Public Service Commission/Supreme Court of India/ Election Commission/Lok Sabha Sectt./Rajya Sabha Sectt./Cabinet Sectt. /Central Vigilance Commission/President's Sectt./ Vice-President's Sectt./ Prime Minister's Office/ Planning Commission.
- (4) All State Governments and Union Territories.
- (5) Governors of all States/Lt. Governors of all Union Territories.
- (6) Secretary, National Council of JCM (Staff Side), 13-C, Feroz Shah Road, New Delhi.
- (7) All Members of Staff Side of the National Council of JCM/Departmental Council.
- (8) All Officers/Sections of DOPT/Deptt. of Administrative Reforms & Public Grievances/Department of Pensions & Pensioners Welfare/PESB.
- (9) Ministry of Finance, Department of Expenditure
- (10) Official Language Wing (Legislative Deptt.), Bhagwan Dass Road, New Delhi.
- (11) Railway Board, New Delhi.
- (12) Facilitation Counter, DOPT - (with 20 spare copies).
- (13) NIC, DOPT - With the request to upload the O.M. on DOPT Website.
- (14) 100 spare copies.


(Simmi R. Nakra)
Director

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Mumbai
7 January 2014

From

Pragati Tugnait,
Department of Obstetrics and Gynaecology,
INHS Asvinī, Colaba,
Mumbai 400 005



To

The Central Public Information Officer,
Ministry of Home Affairs,
North Block, New Delhi-110 001.

SUB: Request for Information under Right to Information Act, 2005 (the "Act")

Dear Madam/Sir,

I desire to obtain the 'information' requested for in the attached sheet. I am enclosing Postal Order No. 10F 662 571 for Rs.10 in favour of Accounts Officer, Ministry of Home Affairs. I am willing to pay any additional amount in accordance with the Act for obtaining copies of information once your goodself informs me of the total amount to be deposited.

Please note that in the event of the information being available with any other authority/officer, I request you to kindly transfer the request for information under Sec.6(3) of the Act and inform me accordingly. Please give me the requested information at the earliest and in any case within 30 days of the receipt of this request.

Thanking you,

Yours Truly,

Pragati Tugnait
Pragati Tugnait

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DS(E)
DS(Res.)
DS(Res.)
D.B.

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