

No. A. 43020/01/2014-RTI  
Government of India/Bharat Sarkar  
Ministry of Home Affairs

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New Delhi, Dated the 14<sup>th</sup> March 2014

OFFICE MEMORANDUM

Subject:- Information sought by Shri Bharat Gandhi under the Right to Information Act, 2005.

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The undersigned is directed to refer to the application dated 05/02/2014 under RTI Act, 2005 of Shri Bharat Gandhi (received in this Ministry on 10/02/2014) wherein the applicant has sought information about action taken on his representation dated 14/10/2013 sent to this Ministry.

As per the records of the CR Section of this Ministry, the representation dated 14/10/2013 was received in their office and was sent to Joint Secretary (PP). In view of this, the RTI application of Shri Bharat Gandhi is being forwarded to JS(PP) for taking necessary action.

The application fee of Rs.10/- has been received in this Ministry vide Receipt No. 28906 dated 11/02/2014, copy of which is enclosed.

Encl.as Above

  
(S. Samanta)

Under Secretary to the Govt. of India

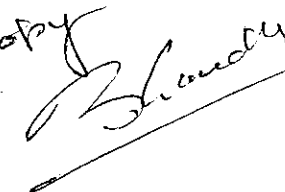
To

Joint Secretary (PP) (Policy & Planning)  
Ministry of Home Affairs,  
NDCC-II Building, Jai Singh Road  
New Delhi

PH-23438096 / 98  
Copy for information to:-

✓ Shri Bharat Gandhi,  
402, New Lawyers Chamber,  
Bhagwan Das Road,  
Supreme Court,  
New Delhi-110001

(He/She is requested to contact the above-stated CPIO/Public authority for further information)

True copy  


R-1402/28(PP)/14  
07/05/14

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From,

**Bharat Gandhi,**

Author, Statesman, Political Reformer  
And Policy Director of Voters Party International, VPI

**Office-** 402 New Lawyers Chamber,  
Bhagawan Das Road,  
Supreme Court, New Delhi-110001  
Mb.: 9818433422 (Delhi), 09651991100 (Lucknow)  
Email:votership@gmail.com, Website: www.votersparty.in

To,

**Shri Shilesh Ji,**

JS (PP & VS) & Appellate Authority in RTI Matters,  
Ministry of Home Affairs,  
North Block, New Delhi - 110001

Date:- 05<sup>th</sup> May, 2014

**Sub: Appeal against the reply of P.I.O. of M.H.A. dated 09.04.2014 received in the matter of application dated 05.02.2014 of undersigned sent under R.T.I. Act, 2005.**

Dear Sir/Madam,

The undersigned has to submit as under:

1. That when office of the D.G.P. of state of U.P. violated the order of Hon'ble Supreme Court of India; when state police department continuously did unjust, unlawful and anti applicants behaviour and when undersigned lost faith in the state police machinery; then the undersigned sent a representation dated 14.10.2014 to Union MHA to Grant Central Security Forces in the Protection of applicants Bharat Gandhi and Anr;. In the said representation the reasons of abovementioned conclusion was narrated in details.
2. That vide its letter No.- VI.23014/87/2014-VS dated 09.04.2014 undersigned was informed about the action taken report on abovementioned representation dated 14.10.2013 of undersigned. The P.I.O. of Union M.H.A. has not denied the security threat to undersigned as per the investigations of concerned unit of M.H.A. It was also informed by the P.I.O. that the said representation is forwarded with request to government of U.P. state to provide adequate security to undersigned. Although the fact was mentioned in the said representation dated 14.10.2013 that the respondents in the case filled in apex court against the petitioner/undersigned were the close associates and wife of sitting Chief Minister of the same state; to whom the responsibility to protect the life of undersigned is given by Union MHA.
3. That in the above mentioned context kindly be pleased to direct the PIO also to inform whether any/some law exists which

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RTI Appeal

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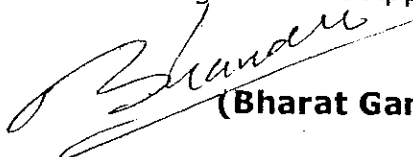
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restrain the Union MHA to deploy the central/paramilitary forces/C.R.P.F./N.S.G. etc. for protecting the life and liberty/the fundamental rights of the individual who is not a government personnel? In other words, whether the central forces mentioned above are constituted to protect the life of persons working only in government sector? If no such statutory provision is there, then please inform that why the union MHA is avoiding to deploy the central forces/paramilitary forces/C.R.P.F./N.S.G. etc. in the protection of undersigned?

4. That the union MHA is well informed that the police department of the U.P. state from top to bottom is working in undue influence and undue pressure/illegal dictates of the chief Minister who is the husband of the respondent No-3 in the criminal writ petition No.-171/2012 filed in Hon'ble apex court by undersigned. The whole story was given in the said representation dated 14.10.2013 submitted to the union MHA. Earlier to this the same futile exercise is already done by the union MHA. Because through the Letter No.- A-42030/01/13-RTI dated 22.01.2013 the Union MHA forwarded many/all the representations of the undersigned to the government of state of Uttar Pradesh to do justice with applicants. But state government ignored the will of the union MHA and consequently the result was nil till today. These are the evidences of failure of constitutional machinery of government of state of Uttar Pradesh. Hence it is requested to direct the P.I.O. of the MHA to inform that why again and again the responsibility of protection of applicant is shifted by MHA to the immediate family member of enemy of applicant?
5. That the Union MHA has informed the undersigned that the MHA has requested to government of U.P. to give police protection to undersigned and as usual advised that the applicant/undersigned should contact directly to government of U.P. to get their grievances redressed and to get police protection. But the MHA did not sent the copy of the abovementioned request letter to applicant/undersigned. So without the copy of the said letter the undersigned is helpless to provide reference of such request to the government of the state of U.P. Hence it is requested to direct the P.I.O. of the MHA to send the copy of the abovementioned request letter.
6. To the best of my knowledge the information sought does not fall within the restrictions contained in Section 8 and 9 of the RTI Act and these pertains to your office.

Signature of Applicant

  
(Bharat Gandhi)

Place: New-Delhi  
Date: 05.05.2014

Enclosure: The true copy of abovementioned letter No.- VI.23014/87/2014-VS dated 09.04.2014 received from the PIO of the MHA.