

RTI MATTER
BY SPEED POST

No. 11017/5/2014-BM.III
Government of India
Ministry of Home Affairs
(BM.III Section)

5th Floor, NDCC-II Building Jai Singh Road,
New Delhi, Dated the 30th January, 2014

03 FEB 2014

To

Shri Sonu Singh,
Vill. Sahijana Road, Near Sahijana Mill,
PO & Distt. Garhwa, Jharkhand-822114.

Subject:- Information sought by Shri Sonu Singh, Vill. Sahijana Road, Near Sahijana Mill, PO & Distt. Garhwa, Jharkhand-822114. - regarding

Reference:- Your RTI Application dated 29.11.2011 received in this Division on 30.01.2014 from CSR-II, (CS Division), MHA.

Sir,

With reference to your RTI application dated as quoted above, I am directed to inform that as far as the sections under my charge are concerned, the information w.r.t. part (i) may please be treated as NIL. The information sought in part (ii) & (iii) is not available with the undersigned. For balance information, your application is being transferred to DOP&T.

2. An appeal, if any, in the matter lies within a month to Shri Sanjay Kumar Mishra, Joint Secretary (BM), Ministry of Home Affairs, NDCC- II Building New Delhi-110001.


(Amit Nirmal)

Deputy Secretary(BM.III)/CPIO

Copy to:

- Under Secretary (RTI), DOP & T North Block, New Delhi.
- Shri K. Muralidharan, Director(CS) & CPIO, MHA, 5th Floor, NDCC-II Building, New Delhi, for information and record.

Issued on 31/1/14

379/14/BM-11

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MOST IMMEDIATE
RTI MATTER

No.IV/16015/17/2011-CSR-II.
Government of India
Ministry of Home Affairs
(CS Division)

5th Floor, NDCC-II, Building,
Jai Singh Road, New Delhi.
Dated : 28/01/2014.

OFFICE MEMORANDUM

Subject: Information sought under Right to information Act, 2005-
regarding

Enclosed please find herewith a RTI application dated 29/11/2011(received by answering CPIO on 13/12/2011 through Under Secretary (RTI) Ministry of Home Affairs vide their letter no. A.43020/01/2011-RTI dated 9/12/2011) from Shri Sonu Singh, Sahijana Road, Near Sahijana Mill, Jharkhand.

2. The information sought by the applicant is not available with the signing CPIO and the same was conveyed to the appellant on 16/12/2012. The Appellant then approached the Central Information Commission on 11/1/2013 in a second appeal and CIC has directed Ministry of Home Affairs to provide the information to the appellant on the points mentioned in the RTI application within thirty days of the CIC's order dated 10/01/2014 (which was received by the CPIO on 24/01/2014)-A copy of the CIC's order is enclosed herewith.

3. The points on which information required by the Appellant is given below:-

- (i) Copies of instructions/orders issued by the Competent Authorities under RTI Act.
- (ii) Number of RTI activists killed in India since the application/implementation of the RTI Act, 2005.
- (iii) Instruction/orders issued by the Govt. of India (MHA) for safety and security of RTI activists/persons.

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4. All the CPIOs, in the Ministry of Home Affairs, are requested to provide the information available to the Appellant within the time prescribed by CIC.

Encl: As above.

(K. Muralidharan)
Director & CPIO.

To,

All CPIO's in Ministry of Home Affairs as per list attached.

Copy for information to:

- (i) Shri Sonu Singh, Sahijana Road, Near Sahijana Mill, Post- Distt. Gadwa, Jharkhand- 822114.
- (ii) Central information Commission Club Building, OLD JNU Campus, New Delhi w.r.t Decision No CIC/SS/A/2013/000509/VS/05777 Appeal No.CIC/SS/A/2013/000509/VS. dated 10-1-2014.

(K. Muralidharan)
Director & CPIO

CR-2284976

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CENTRAL INFORMATION COMMISSION
CLUB BUILDING (NEAR POST OFFICE)
OLD JNU CAMPUS, NEW DELHI-110 067
TEL: 011-26179548

DS (CS-II)

Decision No.CIC/SS/A/2013/000509/VS/05777
Appeal No.CIC/SS/A/2013/000509/VS

Dated: 10-1-2014

Appellant: Shri Sonu Singh
Vill. Sahijna Road, Near Sahijna Mill
PO & Distt. Garhwa, Jharkhand-822114.

Respondent: Public Information Officer,
Ministry of Home Affairs
Dy.Secy (CSR-II), North Block
New Delhi-110001.

Date of Hearing: 26-12-2013.

ORDER

Facts:

1. The appellant filed an RTI application on 29-11-2011 requesting for copies of instructions/orders issued by the competent authorities under the RTI Act, that pertained to the RTI activists and instructions/orders issued for their safety.
2. The CPIO responded on 16-12-2011, informing the appellant that the answering CPIO has no in-puts to furnish on the issues raised by the appellant. The appellant filed an appeal with the first appellate authority (FAA) on 4-4-2012. The FAA responded on 2-5-2012 and directed the Under Secretary(RTI), MHA and DOPT to furnish the information to the appellant. The appellant approached the Commission on 11-1-2013 in a second appeal.

Hearing:

3. I heard the appellant through video-conferencing. The respondent was present personally in the hearing.
4. The appellant referred to his RTI application of 29-11-2011 and stated that he had sought information on three points. The appellant



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stated that he wanted a copy of the laws which the GOI had passed about RTI implementation along with the various rules. Secondly, he wanted to get the particulars of the persons who had been casualties as a result of the implementation of the RTI Act and thirdly the steps taken by the Central Government for the protection of those involved in the implementation of the RTI Act. The appellant stated that the response that he got from the CPIO on 16-12-2011 was casual as the MHA simply sent a response without any application of mind that they have no inputs to furnish.

5. The respondent stated that their section was not dealing with this subject so accordingly they have responded. The respondent stated that they were not clear about what to do with this RTI application. The respondent stated that they will procure the requisite information from the pertinent sections and provide it to the appellant.

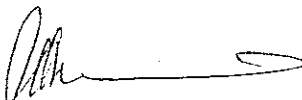
Decision:

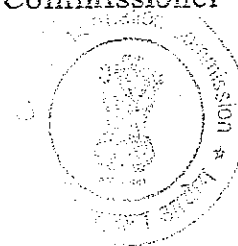
6. The respondent is directed to provide the information to the appellant on the points mentioned in the RTI application within 30 days of this order.

Appeal is disposed of. Copy of this order be given free of cost to the parties.

Vijai Sharma
(Vijai Sharma)
Information Commissioner

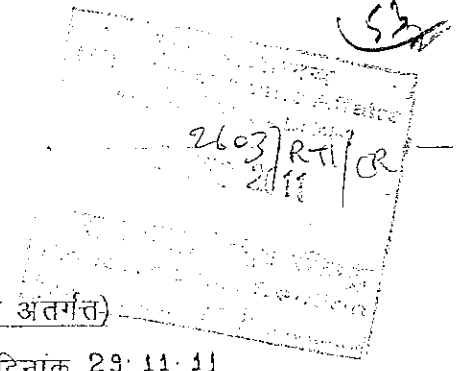
Authenticated true copy:


(V.K.Sharma)
Designated Officer



5804/RTI/2011

9/12



सूचना का अधिकार आदेश

(सूचना का अधिकार अधिनियम 2005 की धारा 6 के अंतर्गत)

प्रेषक,

दिनांक 29.11.11

सोनू सिंह,

ग्राम - सहीजना रोड, नजदीक सहीजना मील,

पो 0 + जिला - गढ़वा,

झारखण्ड - 822114

सेवा में,

केन्द्रीय जन सूचना पदाधिकारी,

केन्द्रीय गृह मंत्रालय, भारत सरकार,

मार्थ ब्लॉक, नई दिल्ली - 110001

विषय :- सूचना का अधिकार अधिनियम 2005 की धारा 6 के अंतर्गत उपबन्धित प्रावधानों के तहत मांगे गए विषयों से संबंधित रही एवं आपेक्षित सूचना अभिप्रमाणित प्रमाणों के साथ उपलब्ध करावें के संबंध में।

नमस्कार,

उपरोक्त विषयक निवेदन करना है कि सूचना का अधिकार अधिनियम 2005 की धारा 6 के अधीन उपबन्धित संवैधानिक प्रावधानों के आलोक में मांगे गए विषयों से संबंधित वांछित सूचना अभिप्रमाणित प्रमाणों के साथ अधोहस्ताक्षरी के अधिनियम में निर्धारित 30 दिनों की संवैधानिक समयवाधि के भीतर उपलब्ध कराई जाए।

मांगी जा रही सूचना बिल्कुल बिम्बान्कित है :-

01. यह कि पूरे भारत में सूचना का अधिकार कानून 2005 के प्रभावो रूप से अनुपालन किए जाने हेतु माननीय भारत सरकार के उत्तरदायी स्तर से जारी निर्देशों व आदेशों की वांछित प्रति उपलब्ध करायी जाए।
02. यह कि पूरे भारत में सूचना का अधिकार कानून लागू होने के पश्चात अबतक कितने ऐसे लोग हैं जो कि सूचना का अधिकार कानून का उपयोग करने के कारण हताहत हुए हैं। वांछित सूचना उपलब्ध कराई जाए।
03. यह कि सूचना का अधिकार कानून का उपयोग करने वाले लोगों को सुरक्षा व संरक्षण देने के निमित्त माननीय गृह मंत्रालय, भारत सरकार, नई दिल्ली के द्वारा पारित आदेशों व निर्देशों की वांछित प्रति उपलब्ध कराई जाए।

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Not
concerned

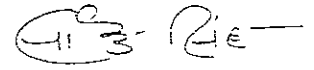
Not
concerned

अधोहस्ताक्षरी के द्वारा सूचना का अधिकार आवेदन शुल्क के रूप में निर्धारित ₹ 10/- रु0 की राशि का भुगतान सूचना का अधिकार अधिनियम 2005 के अधीन उपबन्धित प्रावधानों के अनुरूप मूल रूप में सूचना का अधिकार आवेदन के साथ समर्पित किया जा रहा है।

अतएव आपसे अनुरोध है कि उपर्युक्त अंकित सूचना बिन्दुओं से संबंधित वांछित एवं सही सूचना अभिप्रमाणित प्रमाणों के साथ सूचना का अधिकार अधिनियम 2005 में निर्धारित 30 दिनों की समयावधि के भीतर उपलब्ध कराने की कृपा करेंगे। सूचना उपलब्ध कराने के एवज में भुगतान की जाने वाली राशि की गणना सूचना का अधिकार (फीस और लागत का विनियमन नियम) 2005 की धारा 4 के अनुरूप गणना की जाए। साथ ही साथ पन्नों की संख्या को सूचना बिन्दुवार रूप से उल्लेखित किया जाए; निवेदन है कि विषयों से संबंधित किसी भी प्रकार की जानकारी का विलोपन नहीं किया जाए।

सहयोग के लिए धन्यवाद।

विश्वासभाजन



(सोनी सिंह)

(आवेदक)

स्थान बिड़वा / दिनांक 29.11.11

अनुलग्नक संलग्न :-

1. सूचना का अधिकार आवेदन शुल्क के रूप में नूरा रूपदे ₹ 10/- की राशि प्रावधानों के अनुकूल पोस्टल ऑर्डर संख्या 556115212 द्वारा मूल रूप में समर्पित।

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LIST OF CENTRAL PUBLIC INFORMATION OFFICERS (CPIOs) OF MHA

Sl No.	Name & Designation of the officer (S/Shri/Smt.)	Address
1	Shyamala Mohan Director (A&V)	North Block, New Delhi-110001
2	V.K. Rajan Deputy Secretary (E)	North Block New Delhi -110 001
3	Srinibas Pradhan Deputy Secretary (A)	North Block New Delhi - 110001
4	Dushyant Singh, C.S.O. and HOD	North Block, New Delhi-11001
5	Avadhesh Kumar Mishra, Director (OL)	North Block New Delhi-110001
6	V. Candavelou Director (BM-II)	NDCC-II Building, Jai Singh Road, New Delhi
7	Rais Ahmed, Director (BM-I)	NDCC-II Building New Delhi
8	Amit Nirmal. Deputy Secretary (BM-III)	NDCC-II Building New Delhi
9	S.M. Kandwal Deputy Secretary (BM-IV)	NDCC-II Building New Delhi
10	Dr. Praveen Kumari Singh Director (SR)	NDCC-II Building New Delhi-110001
11	Ashutosh Jain Director (CS-II)	NDCC-II Building New Delhi
12	K. Muralidharan Director (CS-I)	NDCC-II Building New Delhi
13	Dy. Secretary (Coord)	North Block. New Delhi-110 001
14	Joginder Prasad Under Secreratary (Coord-II)	North Block New Delhi - 110001
15	Gautam Ghosh, Deputy Secretary (DM-I)	NDCC-II Building New Delhi
16	Sanjay Agarwal, Director (DM-III)	NDCC-II Building New Delhi.
17	Ashok Shukla, Deputy Secretary (DM-II-A)	NDCC-II Building New Delhi.
18	Sandeep Sarkar	North Block,

40.	Vijay Kumar Deputy Secretary (K -III)	North Block, New Delhi-110001.
41.	Smt. Sulekha Deputy Secretary (K - I)	North Block, New Delhi-110001
42.	J.P. Agrawal, Joint Secretary (Judicial)	N.D.C.C.-II Building New Delhi.
43.	R.S. Berwal, Director (NM)	North Block, New Delhi-110001
44.	K.S. Kusala Kumar, Deputy Secretary (NM-II)	North Block, New Delhi-110001
45.	Daljit Singh Chawdhary Director (ANO-I)	North Block, New Delhi
46.	Deepak Kumar Kedia, Deputy Secretary (ANO)	North Block, New Delhi
47	Dr. M.C. Mehanathan Joint Secretary (NE-I)	North Block, New Delhi-110001
48.	J.P.N. Singh Director (NE-II)	North Block, New Delhi-110001
49.	G. Sridharan, Deputy Secretary (NE-II)	North Block, New Delhi
50.	Ajay Kanojia Deputy Secretary (NE)	North Block, New Delhi-110001
51.	Prashant Nikam Director (Police)	North Block, New Delhi-110001
52	Shantanu Director (Pers)	North Block, New Delhi
53	Harish Chander Deputy Secretary (Pers)	North Block, New Delhi
54	S.D. Sharma Director (PMR)	Jaisalmer House, New Delhi-110011
55	S.K. Jain Director (Provisioning)	Jaisalmer House, New Delhi-110011
56	C.P.S. Nonghulo Director (PP)	NDCC-II Building New Delhi.
57	B.K. Pant Deputy Secretary (PP)	N.D.C.C.-II Building New Delhi.
58	Girish Kumar Director (VS)	N.D.C.C.-II Building New Delhi.
59	Under Secretary(DP-II)	North Block New Delhi
60	A.K. Das Under Secretary (Delhi)	North Block, New Delhi-110001

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	Director (Fin-Home)	New Delhi 110 001
19	Sumant Narain Deputy Secretary (Fin-Pers)	North Block, New Delhi 110 001
20	R.C. Nayak Director (FF-N)	N.D.C.C.-II Building New Delhi-110001
21.	Shyam Sunder, Deputy Secretary (Rehab)	N.D.C.C.-II Building New Delhi-110001
22.	D.K. Goel Deputy Secretary (FF-G)	N.D.C.C.-II Building New Delhi-110001
23.	Deputy Secretary (FF-B)	N.D.C.C.-II Building New Delhi-110001
24.	Ms. Pravin Horo Singh Director (Foreigners-B)	N.D.C.C.-II Building New Delhi
25	Vikas Srivastava Under Secretary (F)	N.D.C.C.-II Building New Delhi
26	A. K. Sinha Director (MU/I)	N.D.C.C.-II Building New Delhi
27	Mahender Kumar Depy Secretary (Citizenship)	N.D.C.C.-II Building New Delhi
28.	N.I. Chowdhary Dy. Secretary (FCRA)	N.D.C.C.-II Building New Delhi
29.	Dr. R.K. Mitra Joint Secretary (NI)	N.D.C.C.-II Building, New Delhi
30	Director (HR.II)	N.D.C.C.-II Building, New Delhi
31.	Deputy Secretary (HR)	N.D.C.C.-II Building New Delhi.
32.	Rakesh Mittal Director (IS-I)	North Block, New Delhi-110001
33.	U.S.P. Kushwaha Director (CFT)	North Block, New Delhi-110001
34.	Rajesh Kumar Gupta Director (IS-III)	North Block, New Delhi-110001
35	Ramesh Kumar Suman Director (IS-II)	North Block, New Delhi-110001
37	Joint Secretary (Security)	N.D.C.C-II Building New Delhi.
38	N.K. Job Deputy Secretary (Legal)	N.D.C.C.-II Building New Delhi.
39	Director (K-II)	North Block New Delhi

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61	Anuj Sharma Director (Services)	North Block, New Delhi-110001
62	Neeta Gupta Deputy Secretary (ANL)	North Block, New Delhi-110001
63	Pulluru Janakiram Library Information Officer.	North block, New Delhi.
64.	Rajesh Kumar Controller of Accounts (H)	North Block, New Delhi.