

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 26th August, 2014.

To

Shri Anil Bairwal,
B-1/6, Hauz Khas,
New Delhi-110016

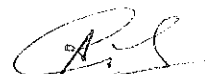
Subject:- Information sought by Shri Anil Bairwal, B-1/6, Hauz Khas, New
Delhi und Right to information Act, 2005. - regarding

Reference:- Your RTI Application date 29.08.2011, received in this Division
on 25.08.2014 from UTP 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 the charge of
undersigned are concerned, the information may please be treated as NIL.

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)

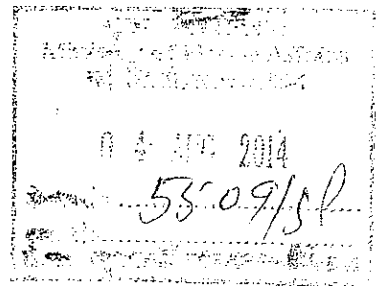
Deputy Secretary(BM.III)/CPIO

Copy to:

1. Ms. Chitra Narayan, CPIO & Under Secretary (DP), Plg. Cell, MHA,
North Block, New Delhi.

✓ 2. Section Officer, (IT Cell), for proactive disclosures on MHA website.

Central Information Commission
Room No.4, Club Building
Old JNU Campus, New Delhi - 110 067.
Tel No: 011 - 26106140



Decision No. CIC/SS/C/2013/000032/VS/0736C
Appeal No. CIC / SS/C/2013/000032//VS
Dated: 25.07.2014

Complainant:

Shri Anil Bairwal
B-1/6, Hauz Khas
New Delhi-110016

Respondent:

Central Public Information Officer/
Director Delhi, M/o H.A.
North Block
New Delhi-110001

Date of Hearing:

09.07.2014

ORDER

Facts

1. The complainant filed an application dated 16.09.2011 under the RTI Act seeking information regarding the reason for seeking permission from MHA to interrogate Shri Amar Singh by Delhi Police, rules pertaining to Delhi Police, guidelines to be followed by MHA in granting permission, details of permission given in similar cases, etc. CPIO responded on 16.09.2011. Copy of first appeal and FAA's order are not enclosed. Complainant filed this present appeal on 05.12.2012.

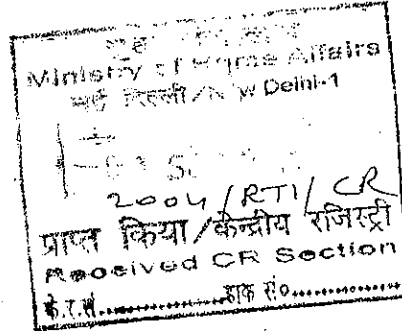
Hearing

2. Respondent was present before the Commission.
3. Respondent referred to the RTI application of the complainant and stated that the complainant was seeking information regarding the reason for seeking permission from MHA to interrogate Shri Amar Singh by Delhi Police, rules pertaining to Delhi Police, guidelines to be followed by MHA in granting permission, details of permission given in similar cases, etc.
4. Respondent stated that regarding point no. 1 of the RTI application, as Shri Amar Singh was a member of Rajya Sabha, the matter was referred to the MHA as per practice and procedure applicable in such cases. Respondent stated that the MHA informed the Delhi Police about certain



Letter No. ADR07/RTI/HMin/01

To, The CPIO
Ministry of Home Affairs, North Block
Central Secretariat
New Delhi - 110 001
Phone: 23092161, 23092011
Fax: 23093750, 23092763



29/08/2011

Dx No 4109
05/09/2011

Subject: Request under the RTI Act 2005.

Dear Sir/Madam,

Under the RTI Act 2005 the following information is sought from your kind office.

1. Under what rules Delhi police sought MHA's permission to interrogate Amar Singh as per recent news reports?
2. Kindly give us a copy of the Rules under which the Police is required to do so.
3. Are there any guidelines to be followed by the MHA in granting such permissions? Please give us a copy of any such rules/guidelines.
4. How many times has the Delhi Police, CBI or anyone else approached MHA for these types of permission in last 10 years?
5. How many such permissions were granted and in what time and how many were not granted and reasons thereof.
6. How many such requests for investigation/prosecution of elected representatives are pending with the Home Ministry at present?
7. Please provide us the details of the same (point 6).

The request is being made as per the provisions in Section 6 of the RTI Act 2005. A postal order of Rs.10/- (Rupees ten only), bearing No. 92E 387144 has been attached towards payment of the application fee as required. Kindly intimate me any additional fee payable. I would like to receive the aforesaid information by registered post in my office address given below. We look forward to your cooperation.

Your kind co-operation and prompt response in this matter is requested.

Thanking you in advance,

Anil Bairwal

Anil Bairwal
National Coordinator
Association for Democratic Reforms
B-1/6, Hauz Khas, New Delhi- 110016
Phone - 011 40817601