

No. 24/241/2014-Public
Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

North Block, New Delhi
Dated the 2 July, 2014

To,
Shri Bachan Singh,
201-B Wing, Second Floor,
Gurukripa Co-op Hgs Society Ltd.,
Near Gurdwara Sri Guru Dashmesh Darbar,
G.T.B. Nagar,
Mumbai-400037

Subject: Information sought under RTI Act, 2005.

Please refer to your application dated 09.06.2014, received in Public Section of this Ministry on 16.06.2014 through RTI Section of this Ministry, on the subject noted above. The reply to the information sought is as under :-

Point No.	Reply
(a)	The use of the State Emblem of India is regulated by the State Emblem of India (Prohibition of Improper Use) Act, 2005 and the State Emblem of India (Regulation of Use) Rules, 2007 [as amended in 2010]. The aforesaid Act and Rules are available on this Ministry's website 'www.mha.nic.in'. As per Rule 10 (2) of the aforesaid Rules, "No Commission or Committee, Public Sector Undertaking, Bank, Municipal Council, Panchayat Raj Institution, Parishad, non-government organization, University, other than those authorized under these rules, shall use the emblem in any manner".
(b) & (c)	The use of the State Emblem of India in official seal and on official or demi-official stationery is restricted to the authorities specified in Schedule-I of the State Emblem of India (Regulation of Use) Rules, 2007 [as amended in 2010]. The other purposes for which the State Emblem of India may be used is specified in Schedule III of the aforesaid Rules. For the purpose of the Schedule-I, the expression 'officer' means a gazetted officer.
(d) & (e)	The improper use of the State Emblem of India is a punishable offence under Section 7 [read with Section 3 & 4] of the State Emblem of India (Prohibition of Improper Use) Act, 2005. The complaints regarding improper use of the State Emblem of India by any individual/organization may be made at the nearest police station. The police authorities, who are charged with enforcement of law and order in their respective territorial jurisdiction, are responsible for taking action under the law for violation of the provisions contained in the said Act and Rules.

2. The aforesaid documents (Act and Rules) comprise 16 pages, for which ₹ 32/- (@ ₹ 2/- per page) may be remitted towards the photocopy charges of the documents under the RTI, 2005 by way of cash against proper receipt or Indian Postal Order/Bank Draft/Banker's Cheque payable to "Accounts Officer, Ministry of Home Affairs" to enable this Ministry to send the copies of the same to you.

3. Appeal may be made under Section 19 (1) of the Right to Information Act to the Appellate Authority within 30 days. Details of the First Appellate Authority in the matter is as follows: Shri Satpal Chauhan, Joint Secretary (Admn.) & Appellate Authority, Room No. 194, Ministry of Home Affairs, North Block, New Delhi-110001.

M. Shyamala

(Shyamala Mohan)

Director and

Central Public Information Officer

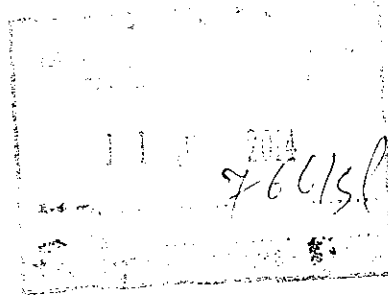
✓ Copy to: Section Officer, IT Cell, MHA, North Block, alongwith a copy of abovementioned RTI application for uploading on this Ministry's website.

179/RJ/444/2014
19/6/14

Annexure A
(See rule 3)

Application for obtaining information under the Right to information Act, 2005

Information Officer and
Secretary
Ministry of Home Affairs, North Block
Secretariat
Delhi - 110001



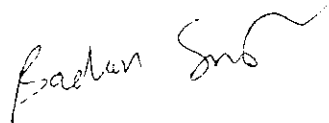
(2) Full name of Applicant: Mr./Mrs./Ms.: Bachan Singh
Address: 201- B Wing, Second Floor
GuruKripa Co-Op Hgs Society Ltd
G.T.B.Nagar, Mumbai 400037.
Near Gurdwara Sri Guru Dashmesh Darbar
Mobile: 0 9322747474

- (3) Particulars of information required
- (i) Subject matter of Information: Usage and Procedures of Complaints for Commercial Usage of National Emblem of India by Cooperative Banks and its Employees.
- (ii) The period to which the information relates: 1/1/2001 to Till Date.
- (iii) Description of the information required: With reference to Commercial Usage of National Emblem of India by Cooperative Banks and Its Employees and Procedure of Complaints thereof. Please provide the following details:
- Whether a Cooperative Bank, any type, can use National Emblem of India.
 - Whether an Employee of a Cooperative Bank use the National Emblem of India in a Notice issued by the Bank to the Customer.
 - Whether a Employee drawing Salary from a Cooperative Bank use the National Emblem of India in a Rubber Stamp with his/her name mentioned in it.
 - Name and Address of the Nodal Authority where in a Complaint can be registered for violation of Usage of National Emblem of India.
 - Process and procedure for registering a Complaint.
- (iv) Whether information is required by post or in person: Post
- (v) In case by post (Ordinary, Registered or Speed): Registered
- (4) Whether the applicant is below poverty line: NA

Place: Mumbai

Date: 9th June 2014

Indian Postal Order No: 10 F 624934 of Rs. 10/- attached


Signature of the Applicant: .

Disc(A&V)
for Public Section