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RTI/2013/111

No. 11034/30/2013-IS.IV
Government of India
Ministry of Home Affairs
Internal Security - I Division

North Block, New Delhi
Dated, the 20th July 2013


OFFICE MEMORANDUM

Subject: - Information sought under the RTI Act, 2005 by Shri Ramesh Kumar Upadhyay

Please find enclosed herewith RTI application dated 9th May 2013 and 4th July, 2013 of Shri Ramesh Kumar Upadhyay regarding constitution of Special NIA Courts.

2. The main thrust of the RTI applications of the applicant is "Statement made by Shri. R. P. N. Singh, Hon'ble Minister of State for Home Affairs". Since no input regarding the Statement mentioned above was furnished by the undersigned, hence, Parliament Section would be in better position to provide the information sought by the applicant vide as RTI applications mentioned above. Hence, the RTI Applications of Shri Ramesh Kumar Upadhyay is transferred under Section 6(3) of RTI Act, 2005 with the request to provide the information to the applicant directly.

Enclosure: As above


(Ramesh Kumar Surran)
Director (IS-II) & CPIO

1. Director (IS-II) & CPIO
Parliament Section - I/A
Copy to:

1. Shri Ramesh Kumar Upadhyay, General Post, Kori Mumbai - 400 004
2. Director (IS-II) & First Appellate Authority with reference No. 11034/30/MHA/2013/141 Dated 10.07.2013

APPLICATION FOR OBTAINING INFORMATION UNDER SECTION 6(3) (a) OF RIGHT TO INFORMATION ACT 2005

To
C. P. I. O.
Ministry of Home Affairs
North Block, New Delhi - 110001

APPLICANT: MAJOR RAMESH UPADHYAY
Central Prison, Navi Mumbai - 410210

Subject : Constitution of Special N.I.A. Courts

Period : 01 May 2013 onwards

Description of information required:

1. Is it true that the Honorable Minister of State for Home Shri R.P.N. Singh told Parliament that under the N.I.A. Act, the central govt has set up the 39 special courts to take up terror related cases & the special courts are expected to help in ensuring a speedy trial of all terror related cases probed by the NIA. If so, kindly arrange to furnish :-

- (a) A copy of the notification constituting the Special NIA Court across the country.
- (b) Names of the judges and Special Public Prosecutor for each NIA case / court.

(c) No. of cases and names of courts.

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No.H-11021/07/2014-Parl.
Government of India/ Bharat Sarkar
Ministry of Home Affairs - Grib Mantralaya
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New Delhi dated the 15 April, 2014

OFFICE MEMORANDUM

Subject: Application under the RTI Act-2005-reg.

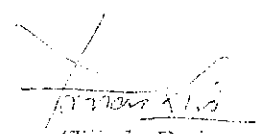
The undersigned is directed to refer to IS.IV Section's O.M. No. 1034/30/2013-IS.IV dated 21.04.2014 forwarding therewith a copy of RTI application of Shri Ramesh Kumar Upadhyay dated 09.05.2013).

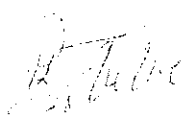
2. The information sought by the applicant is not available in the Parliament Section as Parliament Section acts as a facilitator to coordinate the Parliamentary work of the with various Divisions of Ministry of Home Affairs. Further, IS-I Division is the repository Section for all information relating to NIA Act.

3. In this connection, it is stated that Shri R.P.N. Singh, MOS(MHA) laid various Notifications relating to constitution of Special Courts under NIA Act, 2008 on 7th May, 2013. A copy of the uncorrected debate of 7th May, 2013 in Lok Sabha is enclosed. On the basis of this, the applicant might have sought information on this matter.

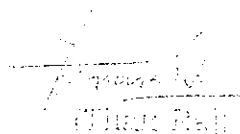
4. The substantive information on the questions raised by the applicant is available with IS-I Division only. Therefore, they have to supply the information to the applicant.

Each As above.


(Tilak Raj)
Under Secretary (Parliament) & CPIO
Tel: 23094422 Fax: 23093655


Director(IS-II) & CPIO
(Shri Ramesh Kumar Suman)
Minister of Home Affairs
North Block, New Delhi-01

Copy forwarded to: Shri Ramesh Kumar Upadhyay, Central Prison, Kavi Mumbai - 410210.


(Tilak Raj)
Under Secretary (Parliament) & CPIO

... (Interruptions)

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI R.P.N. SINGH): Sir, I beg to lay on the Table:-

(1) A copy each of the following Notifications (Hindi and English versions) under Section 11 of the National Investigation Agency Act, 2008:-

- (i) S.O. 2779(E) to S.O. 2786(E) published in Gazette of India dated 24th November, 2012, regarding constitution of the Special Court under the National Investigation Act, 2008.
- (ii) S.O. 78(E) published in Gazette of India dated 31st December, 2012, regarding constitution of the Special Court under the National Investigation Act, 2008.
- (iii) S.O. 964(E) published in Gazette of India dated 15th April, 2013, regarding constitution of the Special Court under the National Investigation Act, 2008.
- (iv) S.O. 1071(E) published in Gazette of India dated 29th April, 2013, regarding extension of the term of Shri S. Vijayakumar as Special Judge under the National Investigation Act, 2008.

(2) A copy each of the following Notifications (Hindi and English versions) under Section 15 of the National Investigation Agency Act, 2008:-

- (i) S.O. 2787(E) to S.O. 2790(E) published in Gazette of India dated 24th November, 2012, regarding appointment of Special Public Prosecutor(s) under the National Investigation Act, 2008.
- (ii) S.O. 269(E) to S.O. 271(E) published in Gazette of India dated 22nd January, 2013, regarding appoint of Judge to preside over the NIA Special Court under the National Investigation Act, 2008.