

Sl. No. 276

Most Immediate  
RTI Matter

No.36/04/2011-R&SO  
Government of India  
Ministry of Home Affairs (FFR Division)

NDCC-II Building, Jai Singh Road,  
New Delhi, dated the 7<sup>th</sup> February, 2014

**Subject:-** Information sought under RTI Act, 2005 – Regarding.

Enclosed please find herewith a RTI application dated 23.11.2012 (received by answering CPIO on 20.12.2012 through Director(Foreigners) & CPIO, Ministry of Home Affairs vide their OM No.28020/105/2012-F.III dated 20.12.2012) from Dr. Gulshan Kumar Kathuria, No. 168, Yamuna Street, Yamuna Nagar, Haryana (Pin: 135001).

2. The information sought by the applicant in respect of points 1,2 & 4 is not maintained in the FFR Division, as such not available with the signing CPIO. The information in respect of point 3 has been provided to the appellant. The same was conveyed to the appellant on 18/01/2013. The appellant then approached the CIC on 10.04.2013 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 15.01.2014 (which was received by the CPIO on 27.01.2014). A copy of the CIC's order is enclosed herewith.

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

- (i) the number of casualties resulting from the partition of 1947, including the community-wise break-up;
- (ii) the number of displaced persons who crossed over from India to Pakistan and from Pakistan to India;
- (iii) whether any Commission of Enquiry was set up. If so, a detailed report of the Commission set up and its report; and
- (iv) If there is no enquiry report, the reasons for it.

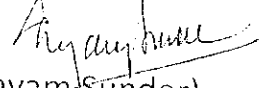
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PA  
Noted  
12/2

RTI-276/Dir (FS-2)/14  
13/2/14

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.

Hindi version will follow



(Shyam Sunder)

Deputy Secretary & CPIO

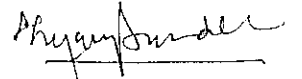
Encl.: As above

To

All CPIOs in Ministry of Home Affairs as per list attached.

Copy for information to:

- (i) Dr. Gulshan Kumar Kathuria, No. 168, Yamuna Street, Yamuna Nagar, Haryana (Pin: 135001).
- (ii) Central Information Commission Club Building, Old JNU Campus, New Delhi w.r.t Decision No. CIC/SS/A/2013/001266/VS/05826 Appeal No. CIC/SS/A/2013/001266/VS dated 15.01.2014.



(Shyam Sunder)

Deputy Secretary & CPIO

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प्रेषक:- डा. मुमताज कुमर क्यूापा  
# 168, मधुना गली, मधुना नगर (दरौ) पिन-135001.

सेवा में,

कैम्ब्रिज जन सूचना कार्यकारी  
गृह मंत्रालय भारत सरकार  
नया दिल्ली - 110002

महोदय/महोदया,

आवेदक RTI Act, 2005 के तहत निम्नलिखित जानकारी

चाहता है :-

1. 15 अगस्त 1947 को भारत-पाकिस्तान विभाजन के तुरन्त बाद हुई विनाशालीला में कुल कितने लोगों के मारे जाने का रिकार्ड मौजूद है?
2. इस विनाशालीला में हिन्दु, मुसलमान व अन्य जाति वर्ग की मृत्यु हुई का औसत देने का कष्ट करें।
3. भारत-पाक बंटवारे के समय कितने हिन्दु पाकिस्तान से भाग्य खाये तथा कितने मुसलमान पाकिस्तान-जले गये, की संख्या बतलाने का कष्ट करें?
4. क्या कभी इस विनाशालीला की जांच हेतु केंद्र सरकार द्वारा किसी जांच एजेंसी का गठन किया गया यदि हाँ, तब इस जांच रिपोर्ट की कापी देने का कष्ट करें, यदि न, तब कारण बतलाएं की जांच क्यों नहीं की गई/करवाई गई।
5. अपने प्रथम राष्ट्रीय अधिकारी का पदनाम, जन-उत्प्रेषण का पता अवश्य लिखकर भेजें।

मांगी गई जानकारी की सत्यापित कापी केवल सि.टी. में रजिस्टर्ड टाक द्वारा ही भेजें। आवेदक ने निर्धारित फीस रुपये 10/- का पोस्टल ऑर्डर नम्बर 12F 216158 अलग भेज दिया है। आतंकवाद को दूर करने पर अतिरिक्त धनराशि भी देने का तैयार हूँ।

दिनांक - 23/11/2012

आवेदक  
— मुमताज कुमर

स्थान - मधुना नगर।

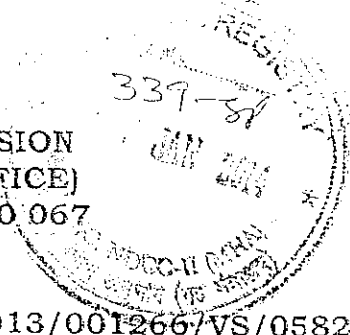
(डा. मुमताज कुमर क्यूापा)

मो-09991940001

DS/RSC/50  
29564/RX80/4  
27/11

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



Decision No.CIC/SS/A/2013/001266/VS/05826  
Appeal No.CIC/SS/A/2013/001266/VS

Dated:15-1-2014

**Appellant:** Dr. Gulshan Kumar Kathuria  
H.No.168, Jamia Gali  
Yamunanagar (Haryana)

**Respondent:** Public Information Officer,  
Ministry of Home Affairs  
CPIO/Dir (R&S.O.),FFR Dn, NDCC-II  
Bldg, Jai Singh Road, Sansad Marg  
New Delhi-110001.

**Date of Hearing:** 1-1-2014.

ORDER

Facts:

1. The appellant filed an RTI application on 23-11-2012 seeking information about the casualties during the 1947 Partition.
2. The CPIO responded on 18-1-2013. Some information was provided while other information was denied on the ground that it was not maintained by the respondent organization. The appellant filed an appeal with the first appellate authority (FAA) on 29-1-2013. The FAA responded on 6-3-2013 and upheld the decision of the CPIO. The appellant approached the Commission on 10-4-2013 in a second appeal.

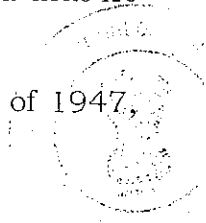
Hearing:

3. I heard the appellant through video-conferencing.
4. He referred to his RTI application of 23-11-2012 and stated that he wants the following:
  - (a) the number of casualties resulting from the partition of 1947, including the community-wise break-up;

1/11

was

2/11/2013



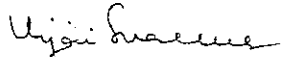
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- (b) the number of displaced persons who crossed over from India to Pakistan and from Pakistan to India;
- (c) whether any Commission of Enquiry was set up. If so, a detailed report of the Commission set up and its report; and
- (d) if there is no enquiry report, the reasons for it.
5. The appellant stated that he has received three letters from MHA on 20-12-2012, 17-1-2013 and 18-1-2013 in which the various departments of MHA have, instead of providing the information, simply told him to write to this division or that division. The appellant stated that he expects the MHA to collect the information from different divisions and provide him the information as available in the Ministry of Home Affairs.
6. The respondent did not participate in the hearing.

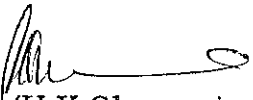
**Decision:**

7. The respondent is directed to procure the information as available on the points in para 4 above from the relevant divisions of the MHA and provide it to the appellant within 30 days of this order.

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

  
(Vijai Sharma)  
Information Commissioner

Authenticated true copy:

  
(V.K.Sharma)  
Designated Officer

Reply of Sl.No. 276

No.IL/20034/20/2013-(IS-II)(Pt.)  
GOVERNMENT OF INDIA  
MINISTRY OF HOME AFFAIRS  
(IS-I DIVISION)

New Delhi, Dated 13 February, 2014

To,

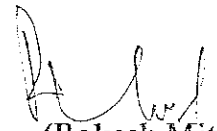
Dr. Gulshan Kumar Kathuria  
No.168, Yamuna Street,  
Yamuna Nagar,  
Haryana - 1350 01

Sir,

With reference to your RTI application dated 23.11.2012, received in the office of undersigned on 12.02.2014 from FFR Division, MHA vide their No.36/04/2011-R&SO dated 7.2.2014 wherein they have requested to provide the information to the applicant directly.

2. It is informed that as far as the IS-I Division (IS-II Desk) is concerned the information may be treated as Nil.

3. In case you are not satisfied with the reply, you may prefer an appeal within 30 days from the receipt of this communication to Shri Rakesh Singh, Joint Secretary(IS-I), Ministry of Home Affairs, North Block, New Delhi who is the appellate authority in this case.



(Rakesh Mittal)  
Director (IS-I) & CPIO  
Tel.23092132

a/c

Copy to:

Shri Shyam Sunder, Deputy Secretary & CPIO, FFR Division, Ministry of Home Affairs, NDCC-II Building, Jai Singh Road, Jantar Mantar, New Delhi.

