

No. 24/261/2014-Public  
Government of India / Bharat Sarkar  
Ministry of Home Affairs / Grih Mantralaya  
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North Block, New Delhi  
Dated the 23<sup>rd</sup> July, 2014

ORDER

Sub: First Appeal filed by Shri Subhash Chandra Agrawal under Right to Information Act, 2005.

Whereas Shri Subhash Chandra Agrawal vide his application dated 09.06.2014, had sought information under RTI Act, 2005 in 11 points regarding Emblem of Telangana State, Emblem of other States and National Language of India.

2. Whereas a reply to the aforesaid RTI application was sent to the applicant vide this Ministry's letter of even no. dated 10.07.2014. The applicant was requested to remit ₹22/- towards the photocopy charges of the desired documents sought under the RTI Act to enable this Ministry to send the copy of the same to him.

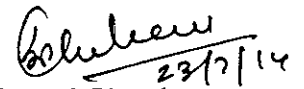
3. Whereas an appeal dated 12.07.2014 has been received from Shri Subhash Chandra Agrawal on 14.07.2014 in this Ministry under RTI Act, 2005. The appellant is not satisfied with the information provided to him in respect of point no. 3 of his RTI application dated 09.06.2014. The appellant has also deposited ₹20/- for supply of the photocopies of the documents.

4. Whereas the information sought by the applicant in point no. 3 is not available with this Ministry. The stand taken by the CPIO in respect of information sought in point no. 3 is found correct in terms of para 3 (iv) of the Department of Personnel & Training's O.M. No. 10/2/2008-IR dated 12.06.2008.

5. The copies of the documents, comprising 10 pages, are also forwarded herewith.

6. The appeal is accordingly disposed of.

Encl: As above.

  
23/7/14

(Satpal Chauhan)

Joint Secretary to the Govt. of India  
& Appellant Authority  
Tel. No. 2309 3178

To,

Shri Subhash Chandra Agrawal,  
1775, Kucha Lattushah,  
Dariba, Chandni Chowk,  
Delhi-110006

Copy alongwith a copy of RTI Appeal dated 12.07.2014 received from Shri Subhash Chandra Agrawal to: Section Officer, IT Cell, MHA, North Block for uploading on this Ministry's website.

FIRST APPEAL UNDER SECTION 19(1) OF RIGHT TO INFORMATION ACT

Shri Satpal Chauhan ji, Appellate Authority  
 Joint Secretary (Admn)  
 Union Ministry of Home Affairs (MHA)  
 Room # 194, North Block  
 NEW DELHI 110001

*(Signature)*  
 14/7/14  
 Dirc (Admn)  
 14/7/14  
 us(p)

Sir

I vide my RTI petition dated 09.06.2014 sought detailed information together with correspondence/file-notings/documents on under-mentioned aspects also relating to enclosed submissions 'Telangana emblem: Violation of the State Emblem of India Act 2005?' (MINHA/E/2014/01089) dated 05.06.2014 routed to MHA through PG-portal, and news-report 'Has Telangana govt got the emblem wrong? (TOI 04.06.2014):

1. Complete information together with related correspondence/documents/file notings on action taken on each aspect of enclosed submissions 'Telangana emblem: Violation of the State Emblem of India Act 2005?' (MINHA/E/2014/01089) dated 05.06.2014 routed to MHA through PG-portal by MHA and/or by concerned-ones where these submissions are forwarded by MHA
2. Is it true that Hindi is national language of India
3. Names of States which do not have names of states in national language Hindi in their respective state-emblems
4. Complete information on action taken by Union government for making state-governments incorporating states' name in national language Hindi also in state-emblems
5. Complete information on action taken by Union government for making Telangana state-government incorporating Telangana state's name in national language Hindi also in its state-emblem
6. Is it true that State Emblem of India Act 2005 provides incorporating words 'Satyamev Jayate' in Devnagri script compulsorily under the Lion Capital?
7. Complete information on cognizance of news-reports taken at MHA
8. Has MHA taken cognizance of enclosed news-report 'Has Telangana govt got the emblem wrngng? (TOI 04.06.2014)?
9. Complete information together with related correspondence/documents/file-notings etc on action taken by MHA and/or concerned ones on news-report 'Has Telangana govt got the emblem

*(Signature)*  
 14/7/14  
 18/05  
 ms. vikash

wrong? (TOI 04.06.2014) revealing also information on action taken against/with Telangana state-government in this regard

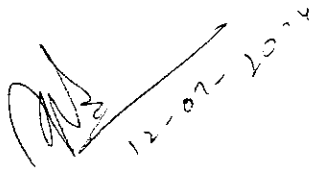
10. Any other related information

11. File-notings on movement of RTI-petition

Learned CPIO vide reply No. 24/261/2014-Public dated 10.07.2014 in response to query (3) replied that sought information is not available at MHA, and as such may be obtained from concerned state-governments. It is surprising and unbelievable that information regarding emblems of different states may not be available with the nodal Union Ministry i.e. MHA. I appeal that learned CPIUO may kindly be directed to re-visit the query and if necessary seek assistance of concerned ones under section 5(4) of RTI Act for a response to the query. Or else, RTI petition may be forwarded/transferred etc under section 6(3) of RTI Act to the concerned division of MHA/public-authority/states under due intimation to me.

Learned CPIO demanded a total sum of rupees twenty two towards copying charges. Since posta-order in denomination of rupees two was not available in the post-office, I am remitting a postal-order number 55F 324367 for rupees twenty towards the said demand. If felt short of amount, copied documents in respect of query numbers (1) and (7) to (10) worth rupees twenty may only be sent. It is prayed accordingly.

Humbly submitted



SUBHASH CHANDRA AGRAWAL

*Guinness Record Holder & RTI Activist*

1775 Kucha Lattushah

Dariba, Chandni Chowk

DELHI 110006 (India)

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No. 24/261/2014-Public  
Government of India / Bharat Sarkar  
Ministry of Home Affairs / Grih Mantralaya  
\*\*\*\*\*

North Block, New Delhi  
Dated the 10<sup>th</sup> July, 2014

To,  
Shri Subhash Chandra Agrawal,  
1775, Kucha Lattushah,  
Dariba, Chandni Chowk,  
Delhi-110006

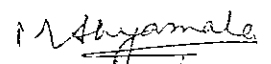
Subject: Information sought under RTI Act, 2005.

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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
1.	A reply in reference to your grievance Registration No. MINHA/E/2014/01089 dated 05.06.2014 was sent to you vide this Ministry's letter no. 13/5/2014-Public dated 10.07.2014. The file-noting and related correspondence in the matter comprise 4 pages for which ₹ 8/- (@ ₹ 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.
2.	The information sought in this point is not concerned with the undersigned. A copy of your RTI application is being forwarded to the Department of Official Language for providing the necessary information sought in this point.
3.	The information sought in this point is not available in this Ministry. The information may be obtained from the concerned state governments.
4 & 5	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], which are available on this Ministry's website "www.mha.nic.in". No provision exists in the aforesaid Act and Rules regarding use of the name of the state in Hindi in the Emblem. However, a copy of your RTI application is being forwarded to the Department of Official Language for providing the necessary information sought in these points.
6.	The description and design of the State Emblem of India has been given in the State Emblem of India (Prohibition of Use) Act, 2005. The motto "Satyameva Jayate"-Truth along triumphs-written in Devanagari script below the profile of the Lion Capital is part of the State Emblem of India.

7 to 10	The Ministry of Home Affairs had taken cognizance of the news published in the Times of India on 04.06.2014 regarding Emblem of the Telangana State. The matter was taken up with the Government of Telangana vide this Ministry's letter no. 13/12/2014-Public dated 10.06.2014 and subsequently a reminder dated 09.07.2014. The file-noting on which the matter was processed and the aforesaid letters dated 10.06.2014 and 09.07.2014 (written to the Govt. of Telangana) comprise 6 pages for which ₹ 12/- (@ ₹ 2/- per page) may be remitted towards the photocopy charges of the documents under the RTI, 2005.
11	The file-noting on which your RTI application has been processed comprise 1 page for which ₹ 2/- may be remitted towards the photocopy charges of the documents under the RTI, 2005.

2. - 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.

  
(Shyamala Mohan)  
Director and

Central Public Information Officer

Copy alongwith a copy of RTI application dated 09.06.2014 received from Shri Subhash Chandra Agrawal to: (1) The Secretary, Department of Official Language, 4<sup>th</sup> Floor, NDCC-II Building, 'B' Wing, Jai Singh Road, New Delhi-110001. The application is hereby forwarded for providing the necessary information sought in point no. 2, 4 & 5 directly to the applicant.

(2) Section Officer, IT Cell, MHA, North Block, alongwith a copy of abovementioned RTI application for uploading on this Ministry's website.