

MOST IMMEDIATE
RTI MATTER

No.A.42012/58/2014-Ad.II
Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

New Delhi, the 7th July, 2014

To

Shri Suresh Kumar Mishra
646-Z, Type-II
Timarpur
DELHI-110054

Subject:- Information sought by Suresh Kumar Mishra, R/o Timarpur, Delhi under Right to Information Act, 2005 – reg.

Sir,

I am directed to refer to your application dated 02-06-2014 received in this Division on 27/06/2014 through RTI Section vide their OM No.A-43020/01/2014-RTI dated 25/06/2014 and to say that Ad.II Section is dealing with Group B & C (Non-Gazetted) employees of the Ministry of Home Affairs and as such the information sought by you may please be treated as NIL.

2. The appellate authority in respect of this matter under the RTI Act is Shri Satpal Chouhan, Joint Secretary (Admn. & CVO), Ministry of Home Affairs, Room No.194, North Block, New Delhi-110001, (Tel.No.23093178), and the appeal, if any, can be made within 30 days of the issue of this reply.

Yours faithfully,


[V.K. RAJAN]

Deputy Secretary (E) & CPIO
Tel.No.2309 4376

Copy to:-

- (i) RTI Section – w.r.t. their MIS No. cited above.
- ✓ (ii) SO (IT) – along with a copy of the RTI Application for uploading in MHA Website under RTI Act, 2005.

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MHA/Ad. II
Dy. No. 298653
Date 27/06/14

No.A-43020/ 01 /2014-RTI
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi, Dated the 25/06/2014.

OFFICE MEMORANDUM

40-RTI/Ad. II
27/6/14

Subject: Application of Shri/Smt/Kum. Suresh Kumar Mishra
..... under the Right to
Information Act, 2005.

The undersigned is directed to forward herewith an application dated
.....02/06/2014 under the RTI Act, 2005 of
Shri/Smt/Kum. Suresh Kumar Mishra
(received in this Section on 16.06/2014 by ~~transfer~~ from
.....) to
.....Admn......Division for providing information, as the requested information
pertains to/more closely related to the functions of the said Division. It is requested
that if the subject matter pertains to any other CPIO/Public Authority, the
application may be further transferred to that Authority directly, under intimation to
the applicant.

3. The applicant has paid the requisite fee of Rs.10/- vide Receipt No.
.....29287..... dated 17/06/2014 (copy enclosed) / ~~not paid the fee since he~~
~~claims to belong to the Below Poverty Line (BPL) Category~~

Encl: As above.


(S. Samanta)

Under Secretary to the Govt. of India.

To
(i) Dy. Secretary (E) (ii) Dy. Secretary (A)
Ministry of Home Affairs M/Office Affairs
North Block North Block
New Delhi New Delhi

Copy for information to:

Shri/Smt/Kum. Suresh Kumar Mishra

28/6/14 646: L Type - II
Timarpur, Delhi - 110054.

(He/She is requested to contact the above-mentioned CPIO/Public Authority for
further information in the matter).

AF. prx mb

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SD

गृह मंत्रालय
Ministry of Home Affairs

जी. ए. आर. 6 / G. A. R. 6
(नियम 22(1) देखें) (See Rule 22(i))

रसीद / RECEIPT

29287

सं. /No.
श्री/श्रीमती/सुश्री
Received From Shri/Smt./Km. Suresh Kumar Mishra
के पत्र संख्या/संदर्भ संख्या के साथ
with Letter No./Reference No. के दिनांक 20
के दिनांक 20
बैंकर्स चेक/ड्राफ्ट/भारतीय पोस्टल आर्डर संख्या
Banker's Cheque/Draft/Indian Postal Order No. 218948557
के रूप में रुपये की नकद धनराशि
the sum of Rupees by Cash
सूचना के अधिकार अधिनियम, 2005 के शुल्क हेतु प्राप्त की।
on account of fee under Right to Information Act 2005.

आद्यक्षर / Initials

रुपये / Rs. 101

पदनाम / Designation

5/6/14

सेवा में, संयुक्त सचिव (प्रशासन) & CVO,
MHA, North Block, NDL-110001

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विषय- RTI Act 2005 के तहत सूचना।

Sir, Reference MHA FNo. A-43020107(2013-AdI(H.I), dated 06-05-2014, a copy of an extract of MHA. om No. 23014/112007-Ad-G dated 28-11-2007 related to me as SO (Ad-hoc) W. e. f. 25-03-04 Retired on- 31-03-2006 is enclosed herewith for Dealing officer AdI-MHA and to say that SURESH KUMAR MISHRA, ASSISTANT, recommended by the DPC dated 25-03-2004 for promotion as S O on the basis of Seniority Quota, Subject to rejection of the unfit. I was on duty in service when the next DPC dated 25/02/2005 was being held.

98/JS/A/14
3/6

(a) whether Appointment Authority, Ad-I MHA, could implement the sealed-cover recommendation for release of financial benefits thereof?

(b) The first DPC was held on 25-03-2004 and S.L. Kathuria, SL-89/815 Assistant, got his promotion as S O W. e. f. 25-03-2004 well before one week of his retirement on 31-03-2004. Whether the same procedure could be applicable upon me?

DS(E)

3/6/14

SO RTI

2- चिरकाल से प्रतीक्षित, Pending, Suresh Kumar Mishra, Assistant- SL-89/402 को Promotion प्रदान करने सम्बन्धी मामला यदि श्रीमान, DEALING OFFICER, Ad-I, MHA, द्वारा शीघ्र अनुमोदित कर दिया जाय तो मुझे RTI reply की कोई आवश्यकता नहीं। Non-office hearing case में मुख्य-आरोपी पति-पत्नी दोनों सरकारी-कर्मचारी हैं। Vigilance clearance के बाद पति ARUN MISHRA को Sealed-cover promotion का लाभ प्राप्त हो चुका है। सह-आरोपी Father-in-law, Mother-in-law and Brother-in-law को Vigilance clearance के पश्चात torture करना उन्हें वित्तीय लाभ से वंचित करना है। JS(A) कृपया मेरी अपील पर अपनी स्वीकृति प्रदान करें और पति के माता-पिता-भाई को 498-A की प्रताड़ना से बचाएँ। सधन्यवाद,

For claim

Needful has been done according to A43020107 2014 RTI dt. 9/6/2014

दिनांक, 02.06.2014

IPo No. 21 F 948557 dt. 23-5-2014 is enclosed.

भवदीय,
सुरेश कुमार मिश्रा
(SURESH KUMAR MISHRA)
ASSISTANT (Retired)
SL-89/402

घर का पता: 646-3 Type-II, TIMARPUR, DELHI-110054.

DSE DS(A)

16/6

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SL. No. SENIORITY LIST OF ASSISTANTS OF CSS CADRE OF MHA CADRE AS ON 19.11.07

MHA O.M. No. A-2304/1/2007-AD-6 dated 28-11-2007

Sl No	NAME	DOB	EQ	Cate-gory-earmarked	Mode of Recruitment	Date of appointment	Date of Longterm Appointment	Date of confirmation	Date of DPC	CADRE	REMARKS
90.	C.B. Singh	02/02/44	Matric		Seniority		30/03/85		04/02/92	MHA(P)	Retired on 29.02.04
91.	Umesh Sharma	18/12/55	B.A		Seniority		23/11/84		04/02/92	MHA(P)	Qualified S. O Grade 1992
✓ 92.	S.K. Mishra	09/03/46	Inter		Seniority		04/04/85		04/02/92	MHA(P)	SO (Adhoc) w.e.f. 25.03.04 Retire on 31.03.06
93.	Smt. S.D. Sharma	28/04/45	Matric		Seniority		05/12/84		04/02/92	M/Stat & PI	SO (Adhoc) w.e.f. 25.03.04. Retired on 30.04.05
94.	V.K. Anand	05/07/49	H. Sec		Seniority		30/11/84		04/02/92	NSSC	SO (Adhoc) w.e.f. 25.03.04
95.	B.S. Sharma	19/12/45	B.A		Seniority		29/11/84		04/02/92	MHA(P)	SO (Adhoc) w.e.f. 25.03.04. Retired on 31.12.05
96.	C.S. Maurya	01/02/44	B.A		Seniority		23/02/85		04/02/92	MHA(P)	Retired on 31.01.2004
97.	Ms. Rita Verma	26/02/68	BA		DR/602/1989	28/12/92		28/12/94		MHA(P)	Resigned w.e.f. 02.09.96
98.	Prahnakar	10/07/46/	B.A.		Seniority		09/01/85		04/02/92	MHA(P)	SO (Adhoc) w.e.f. 25.03.04. Retired on 31.07.06
99.	Jitendra Kumar Singh	01/08/68	B.Sc(H) Physics		DR/604/1989	12/03/93		12/03/95		PMO	Qualified S. O. Grade Exam-96. Relieved to join M/o Commerce as SO w.e.f. 25.08.98
100.	V.K. Jaiswal	01/01/46	High School		Seniority		10/01/85		17/03/92	CS(RB)	SO (Adhoc) w.e.f. 25.03.04. Retired on 31.12.06
101.	S.K. Wadhwa	13/09/46	B.A.		Seniority		31/12/84		04/02/92	MHA(P)	SO (Adhoc) w.e.f. 25.03.04. Retired on 30.09.06
102.	Vijay Malhotra	24/01/64	BA, PG Dip. (Tour).		DR/608/1989	22/07/92		22/07/94			Qualified S. O. Grade Exam-96. Relieved to join M/o Commerce w.e.f. 25.08.98

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No.C 12020/135/2001 VC
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi, the 9 Feb., 2011

ORDER

WHEREAS Shri S.K. Mishra, Assitant (retd.) , MHA was arrested by the Delhi Police on 02.11.2001 under section 498A/406/34IPC on the basis of a complaint made by his daughter in law.

2. AND WHEREAS he was placed under deemed suspension w.e.f. the date of detention i.e. 02.11.2001 vide order dated 29.11.2001.

3. AND WHEREAS subsistence allowance was granted to him during the period of his suspension.

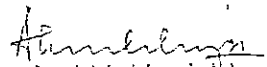
4. AND WHEREAS his suspension was revoked vide order dated 4.10.2004 on the basis of recommendation of Review Committee without prejudice to the court case pending against him.

5. AND WHEREAS Shri S.K. Mishra, retired on superannuation on 31.03.2006 and was granted provisional pension as the final outcome of the criminal proceedings against him was pending.

6. AND WHEREAS the court has quashed the FIR registered against Shri Mishra.

7. NOW THEREFORE the Competent Authority has decided that the period between the date of suspension and the date of revocation be regularized and shall be treated as duty for all purposes.

(By order and in the name of the President)


(Arvind Mukherjee)

Under Secretary to the Govt. of India
Tel. N. 23093094

To

Under Secretary(Ad.II), MHA, North Block.
Under Secretary(Ad.V), MHA, North Block. - -
Shri Suresh Kumar Mishra, Retd. Assistant, 46, Z Type, Timarpur, Delhi-
110054.

North Block, New Delhi
Dated the 6th May, 2014

**Subject: Promotion to the Grade of Section Officers Grade on ad-hoc basis-
Case of Shri Suresh Kumar Mishra, retired Assistant, MHA-reg.**


It has reference to this Ministry's Communication No. A-43020/07/2013-Ad.I(Pt-I) dated 18th November 2013 in response to your RTI application dated 27.09.2013 (received in this Ministry on 30.09.2013).

2. It is informed that your representation dated 28.06.2013 was examined in the Ad.I Section of this Ministry and the opinion of Department of Personnel & Training was sought, as the validity of recommendations of DPC dated 25.03.2004 kept in sealed cover for promotion to the Grade of Section Officers on Adhoc basis had expired by the time you were exonerated from the charges by Vigilance Branch/MHA vide Order No. C-12020/135/2001-VC dated 02.02.2011.

3. Department of Personnel & Training vide their OM dated 6th February 2014 has opined that MHA should go by the procedure of sealed cover and other DPC guidelines issued by it. As per Para 5 of DoP&T O.M. dated 14.09.1992, the cases where disciplinary case/Criminal prosecution is not concluded even after the expiry of 2 years from the Date of convening of first DPC for promotion, the appointing authority may review the case. In the said case the first DPC was held on 25.03.2004 and two years period completes on 25.03.2006. However you retired from Govt. Service in normal course on 31.03.2006 (within 01 week after completion of said 02 years), there was no time-scope to review the case.

3. The Appellate Authority in this case and address is as follows and the appeal, if any, can be made within 30 days.

Shri Satpal Chauhan,
Joint Secretary (A) & CVO,
Ministry of Home Affairs,
North Block, New Delhi - 110001.


(Srinivas Pradhan)
Deputy Secretary (Admn) & CPIO
Tele: 2309 4790

To

✓ Shri Suresh Kumar Mishra,
Qtr No. 646 Z Type,
Timarpur, Delhi- 110054.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 192 OF 2014

(ARISING OUT SLP(C) NO-2008 OF 2010)

MAJOR GENERAL H M SINGH, VSM --- APPELLANT
VERSUS

UNION OF INDIA & ANOTHER --- RESPONDENT

JUDGEMENT

JAGDISH SINGH KEHAR - JUDGE

11-01-2014

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राज
मन्त्री

रिटायर अधिकारी को प्रोत्साहित देने का आदेश

नई दिल्ली | विशेष संवाददाता

सेना के एक मेजर जनरल को राहत देते हुए सुप्रीम कोर्ट ने लेफ्टिनेंट जनरल के पद पर प्रोन्नत करने का आदेश दिया है। तमाम योग्यताओं के बावजूद केन्द्र सरकार ने मेजर जनरल को लेफ्टिनेंट जनरल के पद पर प्रोन्नत नहीं किया था। यह अधिकारी अब सेवानिवृत्त हो गए हैं। लेकिन कोर्ट के आदेश के बाद अब उन्हें प्रोन्नति से संबंधित करने की तारीख से लेकर रिटायर होने तक का लेफ्टिनेंट जनरल का पूरा वेतन मिलेगा।

जस्टिस एके फटनावक की पीठ ने मुख्य न्यायाधीश के फौजदारी विभाग की अध्यक्षता में एक विशेष न्यायाधीश को फौजदारी विभाग की अध्यक्षता में नियुक्त करने का आदेश देते हुए कोर्ट ने न्यायाधीशों पर कैबिनेट कमिटी के निर्णय को आंशिक रूप से रद्द कर दिया। कोर्ट ने कहा कि अधिकारी एचएम सिंह से वे



सभी योग्यताएं थी, जिनके आधार पर किसी मेजर जनरल को लेफ्टिनेंट जनरल बनाया जाता है। कैबिनेट कमिटी का कहना था कि सेवा विस्तार पर रखे गए अधिकारी को प्रोन्नत नहीं किया जा सकता।

सुप्रीम कोर्ट ने लेफ्टिनेंट जनरल पद पर प्रोन्नति के साथ वही हुई तनख्वाह देना का आदेश दिया।

कैबिनेट कमिटी ने सेवा विस्तार पर रहने का आधार बना प्रवर्धन देने से इनकार कर दिया था।

की
अंगु
नर

नई दिल्ली
लागतार का
उम्मीदों को
कर दिया।
सर्वोच्च को
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अंकुशा लगा

ली



नई दिल्ली

गंगा प्रदूषण पर राज्यों को जोटिस

नई दिल्ली | गंगा नदी में दिनों दिन बढ़ते प्रदूषण तथा गंदगी को रोकने के लिए सुप्रीम कोर्ट ने एक अनिश्चित आदेश देना का फैसला किया है। सरकार को इस पर