

*Sl. No. 268 and  
as well as reply.*

By Speed Post  
RTI MATTER

No. 23-14-24-2012-VS  
Government of India  
Ministry of Home Affairs  
C.P. Division

NDCC-II Building, 3<sup>rd</sup> Floor,  
Jai Singh Road, New Delhi-110001  
Date: 28<sup>th</sup> January, 2014

OFFICE MEMORANDUM

Subject:- CIC order in connection with 2<sup>nd</sup> Appeal of Sri Raju Malhondkar Vs MHA.

The undersigned is directed to enclose a copy of CIC order dated 08.01.2014 in case No. CIC/SS/A/2013/000770 VS 05775 in appeal No. CIC/SS/A/2013/000770 VS filed by Sri Raju Malhukumar wherein CIC have directed to enable the appellant within 30 days of their order, to inspect any documents available with respondent pertinent to his RTI application dated 21.11.2012 (copy enclosed).

2. None of the queries of the Applicant relate to VIP Security unit as the subject matter does not come under the jurisdiction of this unit. The issues raised by the applicant may be related to Judicial Cell and IS-I Division of MHA and Government of Maharashtra. Accordingly, CIC order dated 08.01.2014 along with copies of RTI application dated 21.11.2013, First Appeal dated 07.12.2012 and replies sent thereto, are forwarded to CPIOs, Judicial Cell and IS-I Division of MHA and Government of Maharashtra for necessary action.

(Girish Kumar)  
Director (VS) & CPIO  
Tele: 23438120  
Fax: 23438077

1. ✓ Shri Rakesh Mittal, Director (IS-I), MHA, North Block, New Delhi
2. Shri J.P. Agrawal, Joint Secretary (Judicial), NDCC-II Building, New Delhi.

Copy for similar action to: Chief Secretary, Government of Maharashtra, Mumbai. *a/c*

Copy for information to:

1. Shri Raju Malhukumar, H.No.13-3-652/9-2, Arjungalli, Jiyaguda, Hyderabad-500006.
2. Shri V.K. Sharma, Designated Officer, Central Information Commission, Club Building (Near Post Office), Old JNU Campus, New Delhi-110067 w.r.t. Order No. CIC/SS/A/2013/000770 VS 05775 dated 08.01.2014 received in this unit on 21.01.2014.

*Vijay K. Sr.*

*Dir (IS-I)*

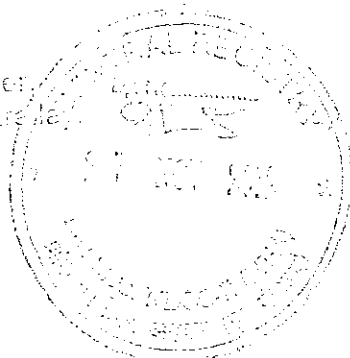
*28/1*

*RTI-268/Dir (IS-I)/14*  
*28/1/14*

BY SPEED POST

Date: 21/11/2012

To,  
The Central Public Information Officer,  
O/o Ministry of Home Affairs/Grih Mantralaya,  
2<sup>nd</sup> floor NDCC-II Building  
Jai Singh road,  
Newdelhi-110031.



Respected Sir/woman

Sub: - Information required under Right To Information Act of 2005.

I am a citizen of India my name and address is as follows:

Raja Malthumkar H.No. 13-6-662/9/2, Arjungalii, Jiyaguda, Hyderabad -600 006.

Kindly provide me following information as per the above act under section 6(1)

1. Kindly provide me the photocopy of mercy petition which was filed by Amer Azmal Kasab before the Hon'ble president of India details? 15-1

2. What amount of money was spent totally on Amer Azmal Kasab for security and food give me details of last four years? 15-1

3. Kindly provide me the United Nations Organizations, Opinions, & Suggestions to the government of India in Amer Azmal Kasab matter? 15-1

4. Kindly provide me the list of the died persons and officers which caused by terrorists attacked on November 26<sup>th</sup> 2008 at Mumbai, India. 15-1

5. How many terrorist's are in involved in the attack on Mumbai Tajmahal hotel Month of Novembers 26<sup>th</sup> 2008. 15-1

6. Kindly provide me authentically death certificate which is issued by the concerned doctors? MH

I want to inspect the files /expenditures receipts/ regarding above. Kindly allow me to inspect the above files and give me three convenient dates.

I am not much aware of official filing system. Kindly allow me to bring a person along with me to help me during inspection of files related to

I am Enclosing IPO Rs.10/- No. 99E 310689 As an Application fee.

Yours Sincerely,  
*(Signature)*  
(Raja Malthumkar) Mob: - 8686441332

182/VS/R7/12  
2-9/11/12

*(Signature)*

29/11

*(Signature)*

29/11

*(Signature)*

SR-PK  
29/11

10/11/14

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X.O.O.

Copy alongwith a copy for the RTI application of Shri Reju Malhanthar with a request that as and when Shri Reju malhanthar ka. request for information, the same may be provided to him under the RTI Act-2005. 10 :

✓  
✓  
✓

1. CPIO, Judicial Division, MHA, 4<sup>th</sup> Floor, NEX C-II Building, KJ Singh Road, New Delhi.
2. CPIO, IS-Division, MHA, North Block, New Delhi.
3. CPIO, P-II Division, MHA, North Block, New Delhi.

2.16.10.50212  
2.16.10.50212

Date: 07/12/2012

To  
The First Appellant Authority  
Sri. Lokesh Jha,  
Joint Secretary (PP)  
Of the Ministry of Home Affairs  
3<sup>rd</sup> Floor, NDCC – II Building,  
Jai Singh Road, New Delhi

Respected Sir,

Sub: First Appellant Authority under RTI Act of 2005 U/s 19(2).

I applied for certain information regarding with Central Public Information Officer of your Dept. on 21/11/2012 acknowledgement enclosed.

The above said central public information officer failed to provide requested information in prescribed time limit of RTI Act of 2005.

The Central Public Information Officer advising me to approach before the Judicial IS-I and P-II divisions of MHA State Government of Maharashtra

If the above information is not available then my application must be transfer U/s 6(3) instead of asking me to approach before the the Judicial IS-I and P-II divisions of MHA State Government of Maharashtra.

You being the First Appellant Authority (FAA) under the said Act are requested to take action and provide me requested information in prescribed time in RTI Act of 2005.

Thanking you.

Yours sincerely

*Raju Malthumkar*

(RAJU MALTHUMKAR)  
Cell : 8686441332

By Mr. 7-27/12/2012  
21/11/2012

*10/12*  
*RTI matter*  
*Immediate reply*  
*IS*  
*MSK*  
*11/12*

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RA Speed Post RTI MATTER

No. VI2301-24211-AS  
Government of India  
Ministry of Home Affairs  
(PP Division)

NDC C-II Building, 3<sup>rd</sup> Floor,  
Jai Singh Road, New Delhi-110001.  
Dated: 28<sup>th</sup> December, 2012

To,  
Shri Raju Malhumkar,  
H.No. 13-B-652/9 I,  
Arjunghalli, Hyaguda,  
Hyderabad-500006.

Subject:- First Appeal under the RTI Act-2005.

Sir,

Please refer to your First Appeal dated 07.12.2012 under the RTI Act-2005 which was received in this Unit on 11.12.2012.

2. Your 'grounds for First Appeal' have been examined and the same have not found acceptable for the reason that your RTI application dated 21.11.2012 suffered from the infirmities since the IPO submitted by you towards application fee had incorrectly been drawn in favour of 'CPIO, whereas it was required to be drawn in favour of 'Accounts Officer, MHA, New Delhi'. Thus your application was not a valid RTI application in terms of provisions of RTI Act-2005 and was accordingly returned to you, in original, alongwith IPO.
3. Further, since the subject matter of your application was not related to this unit, therefore, to save your time, you were advised to approach the CPIOs concerned who may provide information on your queries i.e. CPIOs of Judicial, IS-I and P-II Divisions of MHA, as also the State Government of Maharashtra.
4. Your Appeal is disposed of accordingly.
5. This issues with the approval of JS(PP) & Appellate Authority.

Yours faithfully,

*Pranab Biswas*  
(Pranab Biswas)

Under Secretary to the Govt. of India

BY Speed Post/RTI MATTER

No. NI.23014-24-D-12-VN  
Government of India,  
Ministry of Home Affairs,  
CIP Division

ND, C-II Building, 3<sup>rd</sup> Floor,  
Jai Singh Road, New Delhi-110001.  
Dated: 4<sup>th</sup> November, 2012

To,  
Shri Raju Makhumkar,  
H.No.13-3-652/92,  
Arjunagalli, Hyaguda,  
Hyderabad-500006.

- 5 100 107 100 000 0 -

Subject:- Your RTI application under the RTI Act-2005.

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Sir,

Please refer to your application dated 21.11.2012 received in this unit on 29.11.2012 under the RTI Act-2005.

2. In this regard, it is stated that the IPO towards RTI application has wrongly been drawn in favour of 'The CPIO, Ministry of Home Affairs, New Delhi. Under the RTI Act-2005, it should be in favour of 'The Accounts Officer' Ministry of Home Affairs, New Delhi. Hence, your RTI application is being returned to you, in original.

3. Further, the subject matter is not related to this unit. If you desire to get information on your queries, you may approach the CPIOs concerned of Judicial, IS-I and P-II Divisions of MHA as also the State Government of Maharashtra who may have information on your queries.

4. An appeal if any, against this reply may be made within 30 days to Shri Lokesh Jha, Joint Secretary (PP) & Appellate Authority, Ministry of Home Affairs, 3<sup>rd</sup> Floor, NDCC-II Building, Jai Singh Road, New Delhi-110001.

Yours faithfully,

(Girish Kumar)  
Director (VS) & CPIO

Encl: As above

~~RTI 268/Dir (75)~~

D27/14

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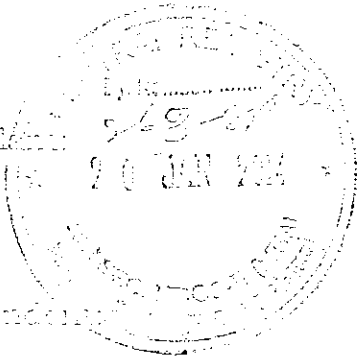
CENTRAL INFORMATION COMMISSION  
CLUB BUILDING (NEAR POST OFFICE)  
OLD JNU CAMPUS, NEW DELHI-110 067  
TEL: 011-26179548

Decision No.CIC/SS/A/2013/009770/VS/05775

Appeal No.CIC/SS/A/2013/009770/VS

Dated:01.01.2014

Appellant:



Sri Raja Mahimunn,  
R/o 13-3-652/9/2, Arthingappa, Hyaguda,  
Hyderabad-500 001.

Respondent:

Public Information Officer,  
Ministry of Home Affairs,  
Dir.(VS), NDCC-II, Bldg.6rd Flr.,  
Jai Singh Rd., New Delhi-110 001.

Date of Hearing: 26.12.2013

ORDER

**RTI application:**

1. The appellant filed an RTI application on 21.11.2012 seeking information. The PIO responded on 04.12.2012. The appellant filed a first appeal on 07.12.2012 with the first appellate authority (FAA). The FAA responded on 28.12.2012. The appellant filed a second appeal on 19.01.2013 with the Commission.

**Hearing:**

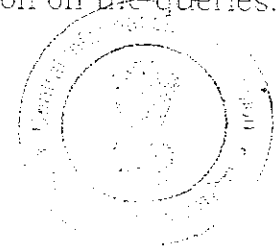
2. The appellant participated in the hearing through video conferencing and the respondent participated in the hearing personally.

3. The appellant referred to his RTI application of 21.11.2012 and reiterated the 6 points raised in the RTI application which had to do with a mercy petition filed before the President and the pertinent process, apart from touching upon a canvas of issues including on the United Nations protocols and other details. The appellant stated that the respondent CPIO in his response of 04.12.2012 simply stated that the appellant should approach the concerned CPIOs who might have information on the queries.

51/US/RTI/14  
21/1/14

Pic put up  
2/1/14  
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20/1



4. The respondent stated that they had two points to make, i.e., (i) that the postal order accompanying the RTI had been wrongly made and this was the reason why the RTI application was returned to the appellant in the original and (ii) that the subject matter did not relate to the respondent unit but there were other units in the Ministry whose CPIOs should have been approached.

**Decision:**

5. The respondent is directed to enable the appellant within 30 days of this order, to inspect any documents available with the respondent pertinent to the RTI application.

The appeal is disposed of. Copy of decision be given free of cost to the parties.

*Vijai Sharma*  
(Vijai Sharma)  
Information Commissioner

Authenticated true copy

*V.K. Sharma*  
(V.K. Sharma)  
Designated Officer

