

1886/JS/CPA
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S.No. 500
RTI

By Speed Post
RTI MATTER

115

No. VI.23014/132/2013-VS
Government of India
Ministry of Home Affairs
(PP Division)

NDCC-II Building, 3rd Floor,
Jai Singh Road,
New Delhi-110001, dated: 10th December, 2013

To
Shri V. K. Jha,
House No.272,
Rohini Sector-7,
Delhi
Pin-110085

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

Sir,

Please refer to your First Appeal (online) Registration No.MHOME/A/2013/60141 dated 28.10.2013.

2. The grounds raised in your Appeal have been examined. As indicated vide letter of even number dated 24.10.2013 sent in response to your RTI application dated 4.10.2013, this unit is concerned only with point No.(4) of your application and a reply with reference to the same has already been furnished to you. In view of this, no further action so far as this unit is concerned, is required to be taken in respect of your RTI application.

3. Point No.(1) of your application relates to Parliament Unit of this Ministry. Point Nos.(2) & (3) of your application relate to Judicial Division of this Ministry. As per the provision of RTI Act-2005, necessary action in respect of points related to other Divisions is required to be taken by the concerned CPIOs/Appellate Authorities. Accordingly, a copy of your appeal is being forwarded to Appellate Authority for Parliament Unit and Judicial Division of this Ministry for further necessary action.

3. It is further stated that you have used intemperate and objectionable language in your First Appeal, which is not desirable.

4. This issues with the approval of Joint Secretary (PP & VS) & Appellate Authority.

Yours faithfully,

Pranab Biswas
(Pranab Biswas)

Under Secretary to the Govt. of India

Copy to:
(i) Shri Satpal Chauhan, Joint Secretary(C&PG), Parliament Unit, North Block, New Delhi alongwith a copy of the First Appeal dated 28.10.2013 of Shri V.K. Jha.(for Parliament Unit).
(ii) Shri J.P. Agarwal, Joint Secretary(Judicial), alongwith a copy of the First Appeal dated 28.10.2013 of Shri V.K. Jha.
(iii) Shri Jogindra Prasad, Under Secretary(Coord.II), MHA, North Block, New Delhi w.r.t. OM No.20011/126/2013-Coord.II dated 11.11.2013.

10/12/13
JS (E)

JS (Per.)
11/12

Urgent please
11.12.13
SOP

RTI Request & Appeal Management Information System(RTI-MIS)

Handwritten marks: 164, 46, 58

HOME SEARCH ASSESSMENT COMMENTS RECEIVED FROM CPIO CORRESPONDENCE LETTER REPORTS UTILITY LOGOUT

ASSESSMENT OF NEW APPEAL

Public Authority: Ministry of Home Affairs Role : Appellate Authority User : LOKESH DUTT JHA(PP)

Fields prefixed with * are mandatory

Registration No. : MHOME/A/2013/60141 [View RTI Request Details](#)

Appeal is received by : Online Receipt

Date of Receipt : 28/10/2013

Name : VIKHA

Gender : Male

Address : House no 272,Rohini sector 7,Delhi

Pincode : 110085

Phone No : +91-

Email Address : jhavib@gmail.com

State :

Country : India

RTI Request Registration No. : MHOME/R/2013/61305

RTI Request Registration Date : 28/10/2013

Appeal Letter No. :

Appeal Letter Date :

Citizenship Status : Indian

Is Appellant Bellow Poverty Line? : No

Does it concern the Life or Liberty of a Person? :

Name of CPIO : Name of CPIO is not given.

CPIO's Order/Decision No. :

Date of Receipt of CPIO's Order/Decision :

Ground for Appeal : Provided Incomplete, Misleading or False Information

Prayer or Relief Sought : BEFORE SHRI LOKESH JHA, FIRST APPELLATE AUTHORITY (RTI) CUM JOINT SECRETARY (PP), MINISTRY OF HOME AFFAIRS, 3RD FLOOR, NDCC-II, BUILDING, JAI SINGH ROAD, NEW DELHI-110001 IN THE MATTER OF : V K JHA. APPELLANT VS SHRI GIRISH KUMAR CPIO CUM DIRECTOR(VS) NDCC-II BUILDING, JAI SINGH ROAD MINISTRY OF HOME AFFAIRS NEW DELHI-110001 .. RESPONDENT FIRST APPEAL UNDER SECTION 19(1) OF RTI ACT, 2005 AGAINST RESPONDENT/CPIO FOR NOT PROVIDING THE INFORMATION SOUGHT UNDER RTI ACT 2005 FOR POINT NO : TO 3. 1.The Appellant sought the information under RTI Act, 2005 vide RTI ONLINE application no. MHOME/R/2013/61305 dated 04/10/2013 TO CPIO, Ministry of Home affairs, New Delhi-110001 2.That the appellant aggrieved with the non- information provided by CPIO/Respondents as information sought as per RTI application dated 04/10/2013. The appellant, therefore is filing the present appeal amongst the following grounds: A.Because the CPIO seems to be over smart being a bureaucrat, IAS officer and he think other common people are fool in this bloody country, as howsoever he runs this country are well known and he reply whatever he wants and the information seeker will keep quit. Either you reply or say that you don't want to reply. So that I could make application before President Barack Obama or Rakhi sawant as per CPIO reply for information which CPIO did not provide working as IAS officer who are known for raping the law as per his own convenience. B. Because CPIO deliberately did not provide any information for the point No. 1 to 3 of RTI application dated 04/10/2013, which is exclusively related to the Ministry of Home affairs and non others. Therefore, CPIO/respondents violated the RTI act, 2005 and liable to penalty under section 20 of RTI act. C.Because the Respondents have deliberately not provided any information which they are duty bound to provide the information under Right to information Act, 2005 and hence, the Respondents have violated the RTI act 2005. D.Because the respondent has violated the principle of natural justice by giving such reply dated 04/10/2013 without any efforts to collect the information from his departments and which is gross negligence on his part of discharging his duty. 3.That the appellant want to be heard in person or by his authorized representative during hearing of this appeal. Prayer it is prayed to this first appellate authority to kindly: a)Give the direction to Respondent to provide the complete information as per RTI application dated 04/10/2013 a)Take appropriate action against the Central

Handwritten: 28/10/13 RTI/13

Handwritten: RTI Appeal!

Handwritten: LK(VS) 13/11

Handwritten: P. Jha 13/11 CLK

Public Information Officers for not providing the information and impose the penalty under section 20 of RTI yours faithfully v k jhs

• Please Select a Decision :

Submit

155
59

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ACTION HISTORY OF RTI REQUEST No.MHOME/R/2013/61305

Applicant Name VKJHA

Text of Application

To CPIO Ministry of Home affairs Government of India New Delhi
 Kindly provide me the following details under RTI act 2005. 1.How many bills have been introduced by Ministry of Home affairs and the same Honourable President of India signed upon the bills during the period from 25 July 2004 to 30 September 2013. 2.How many mercy petition of convicts have been decided by Ministry of Home affairs during the period from 24 July 2007 to 25 July 2013. Kindly give me details of mercy petition . 3.Any politician of mercy petition have been considered by Ministry of Home affairs in last ten years . if yes, kindly give me details of them. 4.What are the criteria to grant Z plus, Z and Y security to VIP and Kindly provide me lists of VIP guarded by Z plus, Z and Y security. Yours faithfully V K Jha

Reply of Application

Point No. (4) of your application is related to this unit. In this regard, it is stated that the security to an individual is provided on the basis of comprehensive threat assessment carried out by the Security Agencies. It is further stated that provision of security to an individual is primarily the responsibility of the State Government/UT Administration concerned, in whose jurisdiction such individual ordinarily resides or happens to be. On the basis of gravity of the threat, security cover in different categories, i.e. Z plus, Z, Y or X is provided to an individual. Further details in this regard are exempted under Section 8(1)(g) and 24(1) of the RTI Act, 2005.

SN.	Action Taken	Date of Action	Action Taken By	Remarks
1	RTI REQUEST RECEIVED	04/10/2013	Nodal Officer	
2	REQUEST FORWARDED TO CPIO	04/10/2013	Nodal Officer	Forwarded To : GIRISH KUMAR, DIR(VS)
3	REQUEST DISPOSED OF	24/10/2013	GIRISH KUMAR, DIR (VS)-(CPIO)	

S.No. 6(I) -

No.H-11021/32/2013-Parl.
Government of India/ Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

** ** *

New Delhi dated the 3rd January, 2014

OFFICE MEMORANDUM

Subject: Application under the RTI Act-2005 submitted by Shri V.K. Jha-reg.

The undersigned is directed to refer to Coord.-II Section's OM No.20011/126/2013-Coord.-II dated 11th November, 2013 and Parliament Section's OM of even number dated 18th November, 2013 on the above subject.

2. PP Division have now endorsed a copy of the First Appeal made by Shri V.K. Jha to this Section. As reply concerning to the Parliament Section has already been submitted to Coord.-II Section vide above referred OM, for onward transmission of the same to the applicant. Further, Coordination-II Section also furnished information to the applicant (Shri V.K. Jha) vide their letter No. 20011/126/2013-Coord.-II dated 27.11.2013. Hence, a copy of the PP Division's letter (alongwith the above First Appeal) is enclosed for necessary action to Coordination-II Section.

Encl: As above


(Tilak Raj)

Under Secretary (Parliament)
Tel: 23094422 Fax: 23093655

Under Secretary(Coord.-II),
Ministry of Home Affairs,
North Block, New Delhi

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Copy to: JS(PP), MHA w.r.t letter no. IV.23014/132/2013-VS dated 10th December, 2013

