Order on Appeal under Section 19 of RTI Act-2005

<table>
<thead>
<tr>
<th>First Appeal Case No.</th>
<th>8/19/2012-MET-II(G)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Appellant</td>
<td>Shri B. Yeshwanth Raj</td>
</tr>
<tr>
<td>CPIO</td>
<td>Smt. Neeta Gupta</td>
</tr>
<tr>
<td>Ground of Appeal</td>
<td>Information supplied by CPIO is not Satisfactory</td>
</tr>
<tr>
<td>Date of Receipt of Appeal</td>
<td>7-1-2013</td>
</tr>
<tr>
<td>Date of Order</td>
<td>Date of Order 21-1-2013</td>
</tr>
</tbody>
</table>

Shri B. Yeshwanth Raj C/o # M-043, Near Mysore Hall, Marikuppam-Post Kolar Gold Fields-563119 (hereinafter referred to as the Appellant) has filed the above mentioned appeal, aggrieved by the reply furnished by the CPIO vide letter 20-12-2012.

On going through the records, it is observed that the Appellant had sought information

1) indicate whether the Ministry of Mines dealing BGML located at Karnataka, has given any permission/approval to transfer/handover the properties belongs to the BGML company to any private institutions like societies/trusts/madrams for running kalyana mantaps. Recreational club (established earlier for the BGML employees under welfare measures) purely maintained by the erst while BGML Town administrative department, also indicate after the closure of the company on 28th Feb. 2001 did the Ministry has given any knod for such transfer of company properties to private person/institutions.

CPIO had intimatd that Ministry of Mines has not given any permission to transfer/handover of BGML property to any private institutions like societies/trusts/madrams or private person.

Matter pertaining to assets/property of BGML is sub-judice under these circumstances this Ministry has not given any permission/approval to transfer/handover the properties including Recreational club belongs to the BGML to any private institutions like societies/trusts/madrams or private person.

2) Appellant had sought information, indicate whether the Ministry of Mines looking after the BGML affairs is maintaining the accounts of income generated from such kalyana mantaps, clubs belong to BGML company, if yes provide the copies of the annual report of such private institutions.

CPIO had intimatd that Ministry of Mines is not maintaining the accounts of income generated from BGML property.
Account of income generated from BGML property is maintained by BGML staff headed by Shri R. Dhruman, Officer On Special Duty a Government Officer. Account of income of BGML is produced before the Company's Board of Directors from time to time.

With the above facts, the Appeal stands disposed of. If you are not satisfied with the order of Appellate Authority, you may file Second Appeal to Central information Commission, B-Wing, 2nd Floor, August Kranti Bhawan, Bhikajikama Place, New Delhi within 90 days of this order.

(S.B. Doval)

Appellate Authority and Deputy Secretary
Ministry of Mines, Room No. 314, D-Wing
Shasri Bhavan, New Delhi-110001.
Phone No. 23384593

To

1. Shri B. Yeshwanth Raj, C/o # M-043, Near Mysore Hall, Marikuppam-Post, Kolar Gold Fields-563119.


3) CPIO (M.S. Sajwan)
भारत सरकार
खान मंत्रालय

नई दिल्ली, दिनांक 21-1-2013

विषय:

दूर्गा की उद्घाटन सौराष्ट्र 2005 के तभी तक अधिनियम का लोकल लोकल के ताद अभियंता के सम्बन्ध में

उपरोक्त विषय पर इस मंत्रालय/अनुभव के समस्त संबंधित पत्र दिनांक 21-1-2013 को उद्धित कार्यवाही हेतु प्रथमित किया जाता है।

भवदीय,

(भव.एस. रत्नशाली)
अनुभव अधिकारी

सलामः यथोपरिः

जी. आई. बेला रवान मंत्रालय
भारत सरकार
खान मंत्रालय

विषय – सूचना का अधिकार अधिनियम, 2005 के तहत श्री. बी. यशवंतराज, कोलार
gोल्ड फिल्ड्स से प्राप्त अपील के संबंध में ।

श्री. बी. यशवंतराज, कोलार गोल्ड फिल्ड्स से प्राप्त मूल अपील दिनांक 03.01.2013
tे हेतु भेजा जा रहा है।

आपसे अनुरोध है कि उक अपील/पत्र का विस्तारण दिनांक 05.02.2013 से पूर्व किया
ए.सी. पी.आई. बड़े को भेजें जाए।

संलग्न: यथोपरी

(राजेश शाह/Rajesh Shah)
ए.सी. पी. आई. ओ./ACPIO

श्री. एस. बी. डॉ. भानु, उप सचिव/अपीलीय अधिकारी, खान मंत्रालय, नई दिल्ली।
पी.आई. सैल यू.ओ. क्रमांक 2012/00432-पी.आई. दिनांक 07.01.2013।
From:

B. Yeshwanthraj,
C/o, # M-043, Near Mysore hall,
Marikuppam, P.O.,
Kolar Gold Fields, 563 119, Karnataka state.

To:

Shri. S.B. Doval,
Deputy Secretary, & Appellate authority, Metal-II,
Ministry of Mines,
Room no: D-314, D-Wing, Shastri Bhavan,
New Delhi-110 001.

Sir,

Sub: **Filing appeal against CPIO information under RTI act-2005.reg.**

Ref: CPIO: Ltr no: 8(19)2012-Met-II(G) Dated: 20-12-2012.

I write to submit that, I have requested the following information (enclosed) from the Ministry of Mines under RTI-2005, for the public purpose.

The CPIO has provided the information vide above Ref, but the information provided is not complete, the reply was not as per request made in the application, while replying the CPIO has not indicated the clubs belongs to BGML. Whether BGML Company has transferred any land building nor infrastructure to such clubs? While furnishing the information the reply is seems to be left on clubs in BGML, and therefore the reply is not satisfactory.

Secondly whether BGML Company is maintains the accounts generated from its property? The reply is that Ministry of Mines is not maintaining such accounts, BGML Company is under the direct purview of Ministry of Mines, and the reply given shows that, the MOM not maintaining accounts seems to be allowing unscrupulous elements misappropriating the income generated at BGML. I therefore submit that the information was suppressed and request your good office to direct the CPIO to furnish the relevant information for public purpose.

Submitted for needful please.

Thanking you,

yours faithfully,

B. Yeshwanthraj
From:

B. Yeshwanthraj,
C/o, # M-043, Near Mysore hall,
Marikuppam, P.O.,

Dated: 1st August 2012.

Reminder application-2, dated: 20th Nov 2012

To:

Smt. Neeta Gupta,
Under Secretary, & CPIO, Metal-II,
Ministry of Mines,
Room no. D-303, Shastri Bhavan.
New Delhi-110 001.

Madam:

Sub: Requesting information under RTI act-2005, reg.

I write to request the following information from the Ministry of Mines under RTI-2005, for the public purpose.

1) Kindly indicate whether the Ministry of Mines dealing BGML located at Karnataka, has given any permission/approval to transfer/handover the properties belongs to the BGML company to any private institutions like societies/trusts/mandrams for running kalyana mantaps (Recreational clubs established earlier for the BGML employees under welfare measure), purely maintained by the erst while BGML Town administrative department. Kindly also indicate after the closure of the company on 28th Feb 2001, did the ministry has given any knod for such transfer of company properties to private persons/institutions.

2) Kindly indicate whether the Ministry of Mines looking after the BGML affairs, is maintaining the accounts of income generated from such Kalyana mantaps, clubs belongs to BGML Company, if yes, kindly provide the copies of the annual report of such private institutions.

The above information is required for the purpose of public issue, I am here with enclosing a postal order for a value of Rs.10/- vide no: Dated: drawn in favor of the Pay and accounts officer, Ministry of Mines, New Delhi. As initial fees, and agree to pay the difference after intimation from your office.

Submitted for needful please.

Thanking you,

yours faithfully,

B. Yeshwanthraj