नियत लिथि/Due date – 17.09.2013
Reg. No. MINES/R/2013/00278

भारत सरकार
खान अंतर्गत
शासी भवन : नई दिल्ली

विषय: सूचना का अधिकार अधिनियम, 2005 के अंतर्गत प्राप्त आवेदन।

श्री. रंजन राक्षित, कोलकाता से प्राप्त भूष आवेदन दिनांक 12.08.2013 को सूचना प्रदान करने हेतु अपेक्षित किया गया है। सूचना निर्धारित समय सीमा (30 दिन) में आवेदक को दिखाया दी जा रहा है।

2. सूचना का अधिकार अधिनियम, 2005 की धारा 6(3) के अनुसार यदि मांगी गई सूचना का विषय अन्य सरकारी कार्यालय से जुड़ा/सम्बंधित है तो वह अधिकारी, जिसको आवेदन भेजा गया है, ऐसे आवेदन को संबंधित सरकारी अधिकारी/कार्यालय को, आवेदन की प्राप्ति की तारीख से यथाश्रयी लेकिन 5 दिनों के भीतर स्थानांतरित कर सकेगा तथा इस बारे में आवेदक को भी सूचित करेगा। इसके अलावा, सूचना का अधिकार अधिनियम, 2005 की धारा 5(4) और 5(5) के तहत अपने कर्त्तव्य के निर्देशन के लिए केंद्रीय लोक सूचना अधिकारी यदि किसी अधिकारी से खोज सहायता मांगे तो उसे पूरी सहायता प्रदान करनी होगी और जिस अधिकारी से सूचना मांगी गई है उसे इस अधिनियम की धाराओं के उल्लंघन की स्थिति में केंद्रीय लोक सूचना अधिकारी माना जाएगा।

3. अनुरोध है कि आप सूचना का अधिकार अधिनियम (शुल्क और लागत का विनियमन) लियोगती, 2005 के अनुसार अपेक्षित शुल्क लेने के बाद, लोक सूचना प्रकाश (PIO Cell) को सूचित करने हेतु एवं इसके अन्य जानकारी देने के लिए वापस पूरी सूचना की प्राप्ति कर दें। यदि पूरी सूचना निर्देश ना किया जाने के कारणों का व्याख्यात्मक क्रम में (लॉकिंग अपोलोल आईडेंस) स्पष्ट रूप से उल्लिखित किया जाए।

कृपया आप प्राप्त किए गए प्रत्येक लोक सूचना अधिकारी के अधीन अपील कर सकते/सकती हैं।

संलग्न: यथोपरित

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

श्री. अजय कुमार कादियान, अवध सचिव/केंद्रीय लोक सूचना अधिकारी, खान मंत्रालय

पी.आई.सैल/PIO Cell U.O. No. MINES/R/2013/00278 दिनांक/Date 20.08.2013

Copy for information to –

Sh. Ranjan Rakshit, 14-C, Nandan Nagar, Belgaria, Netaji pally, Kolkata – 700 083. RTI application dated 12.8.2013 has been forwarded to Sh. Ajoy Kumar Kadian, US/CPIO, for providing information, within the stipulated time of 30 days. You are advised to submit the additional fee if any only after hearing form CPIO. Out of six IPOs one IPO is retained as application fee, hence remaining IPOs are returned herewith.

(राजेश शाह/राजेश शाह)
ए.सी.पी.आई.ओ./ACPIO
12.08.2013

To,
Central Public Information Officer,
Ministry of Mines:
3rd floor, A wing, Shastri Bhawan,
New Delhi - 110 001

Dear Sir,

Subject: Information under RTI

The whole country has been worried about the illegal mining especially that of iron ore and manganese ore. The loot of national mineral wealth is reported to be running into hundreds of thousands of crores. This loot has been significant in many states containing iron ore reserves and devastating for poor state like Orissa. All this loot could have remained hidden to public eye, had a commission called M. B. Shah Commission would not have been appointed by Congress Government. More important, even after appointing a commission (which a Government does almost on a daily basis), nothing could have come out, had the people inducted in this commission not been of outstanding courage, honesty and integrity, because what the commission expected to expose was the mis-deeds of illegal mine owner who have everything—from crores of rupees of black money to extremely intimate political connections cutting across all party lines. I have attended some of the hearings of this commission in Orrissa. They are a handful of people standing before truth and Rs 3 lakh crore of Black money belonging to a handful of mine owners. They have already exposed the mechanism of looting the mineral wealth in Goa and as newspaper suggest, they have done publishing of the first volume of their report for Orrissa. I have heard that certain powerful private persons and politicians are conspiring to put a stop to this probe being conducted by this abnormally honest commission of enquiry. It is reported that this powerful mining interest group want to achieve this by the simple act of ‘closing the commission’ by simply giving no further extension to this commission. This will give a fillip to illegal mining. The illegal mining activity in the state of Jharkhand and Chattisgarh where two non-Congress Govt. in the past submitted billions of Dollars (not rupee) will immediately increase. If there is one public interest in the country, then the issue of illegal mining is that one. That is the reason why, I want the following information under RTI:

1. Is it a fact that the Justice M. B. Shah commission has submitted their 1st volume of report on illegal mining of iron ore and manganese ore? Please give the date of submission.

2. File notings at the Ministry of Mines after submission of the said report—Chronology of the processing of the Ministry of Mines and any other Government department (as the case may be) may please be submitted datewise subsequent to the date of submission of first volume of commission report on Orrissa (reported to be running into 1500 pages).
3. What are the administrative and Governmental process/activity done after a commission submits report on illegal mining?

4. Is it a fact that the Commission's report is required to be printed both in Hindi and English and would be distributed to each parliament member of our country? If so, how many copies of English print and Hindi print are proposed to be made from the aforesaid report. What is the cost of this printing? Whether the said printing activity has been completed in the case of recent
   a) The first report of the commission in Orissa,
   b) Whether the aforesaid printing is done in a Govt. press or outsourced to some private party. What is the approx. cost involved in printing and distribution of all copy of this report.

5. Is it a fact that the commission has more information and can publish more details of illegal mining in Orissa, Jharkhand and Chattisgarh given more time?

6. Has the commission given any report on Jharkhand and Chattisgarh?

7. Is it a fact that for conducting investigation and publishing report an extension of mere three months has been given to this commission?

8. Which authority/authorities are empowered to decide the duration of extension to be given to this commission. Please give name, designation and official address, telephone no. of such authority?

9. Do the above officials know that exposing the deeds of illegal iron ore miners in Jharkhand and Orissa is in the interest of their own nation India (not Switzerland)?

10. The copy of file notings of the proposal made by Ministry of Mines for giving extension to the Commission and notings made by the subsequent authority upto the final decision making authority in this regard may please be made available under RTI for which I am enclosing Rs 50/- separately.

11. How does the Ministry of Mines estimates the time that could be required by the Commission to complete investigation/enquiry in the state of Jharkhand and Orissa. As per the record, starting from now, how much time does the Ministry of Mines thinks will be required by the commission to complete their report on Jharkhand and Chattisgarh?

12. Is it a fact that although the commission was initially created for investigation of illegal mining of iron ore and manganese ore in 4 states i.e., Goa, Jharkhand, Chattisgarh and Orissa, the Ministry of Mines wants to close the commission after they investigated two states and made sensational closure of looting worth several thousands of crores?

13. Please state the expected time by which Ministry of Mines would make the first volume of report submitted by the commission available to the public of India by publishing the same in their website.

Regards,

Ranjan Rakshit
14-C, Nandon nagar, Belgorhia, netaji pally
Kolkata – 700 083, West Bengal

IPO for Rs 60/- is enclosed.
No. 16/1/2013-M.VI
Government of India
Ministry of Mines

To

Shri Ranjan Rakshit,
14-C, Nandan Nagar,
Belgoria, Netaji Pally,
Kolkata-700 088

New Delhi, dated the 16 September, 2013.

Subject: Information sought by Shri Ranjan Rakshit under RTI Act, 2005.

Sir,

With reference to your application dated 12.8.2013, the requisite information is furnished as under:

(i) First Interim report on illegal mining of iron ore and manganese ore in the State of Orissa was submitted by Justice M.B. Shah Commission of Inquiry on 2nd July, 2013.
(ii) It is not obligatory to give information as the matter is secret. Refer Section 8(1)(c) and 8(1)(i) of the RTI Act, 2005.
(iii & iv) Procedure as per the Commission of Inquiry Act, 1952, ToBR, 1961 and Allocation on Business Rules which are available on website.
(v) No information is available.
(vi) No
(vii) As per notification dated 19.7.2013 of Ministry of Mines (copy enclosed).
(viii) The extension was approved by the Cabinet.
(ix) Giving answers to hypothetical questions is not obligatory under RTI Act.
(x & xi) Same as (ii) above.
(xii) As per Gazette Notification dated 22.11.2010 (copy enclosed).
(xiii) No such time limit can be anticipated.

In case, you are not satisfied with the information provided, you may prefer an appeal before Shri Rokhiam Lalrempuata, Director, Ministry of Mines, Shastri Bhavan, New Delhi within 30 days of the receipt of this letter.

Yours faithfully,

As above

(Ajay Kumar Kadian)
Under Secretary and CPIO