विषय - सूचना का अधिकार अधिनियम, 2005 की धारा 19(1) के तहत प्रथम अपील।

श्री. असीम तक्यार, गुडगाव से प्राप्त दो अपील दिनांक 6.1.2014 एवं 25.1.2014, जो सूचना का अधिकार अधिनियम, 2005 के तहत सूचना प्रदान करने हेतु अपीलकारों द्वारा आवेदन दिनांक 28.10.2013 एवं 9.11.2013 इस मंत्रालय को भेजे थे, इस संबंध में प्रार्थना प्रथम अपील दायर की है।

2. द्वारा प्रस्तुत प्रथम प्रणाली आवेदन दिनांक 28.10.2014 को पी.आई. सेल ने पत्र दिनांक 2/167/2013-पी.आई. दिनांक 6.11.2013 के द्वारा खान मंत्रालय के कंट्री लोक सूचना अधिकारियों को प्रार्थना (अपीलकारों) को सूचना प्रदान करने हेतु वितरित किया गया था। उक्त पत्र के अनुसार में जो सूचना कंट्री लोक सूचना अधिकारियों ने प्रार्थना को प्रदान की है, उसकी प्रतिलिपीया पुनः सुलभ हेतु संलग्न की जा रही है।

3. प्रार्थने (अपीलकारों) पुनः प्रथम आवेदन दिनांक 28.10.2013 का संदर्भ देते हुए नया आवेदन दिनांक 9.11.2013 इस मंत्रालय को सूचना प्रदान करने हेतु प्रस्तुत किया था। उक्त आवेदन को पी.आई. सेल ने पत्र दिनांक 2/179/2013-पी.आई. दिनांक 13.11.2013 के द्वारा खान मंत्रालय के कंट्री लोक सूचना अधिकारियों को प्रार्थना (अपीलकारों) को सूचना प्रदान करने हेतु वितरित किया गया था। उक्त पत्र के अनुसार में जो सूचना कंट्री लोक सूचना अधिकारियों ने प्रार्थना को प्रदान की है, उसकी भी प्रतिलिपीया पुनः सुलभ हेतु संलग्न की जा रही है।

4. अपीलकारों द्वारा प्रस्तुत उपरोक्त दोनों अपीलों को निपटारा किया जाता है। यदि चाहे तो अपीलकारों कंट्री सूचना आयोग, अगस्त कंट्री भवन, भिकाजी कामा प्लेस, नई दिल्ली के समक्ष दृवित्त अपील 90 दिनों के भितर प्रस्तुत करने के लिए स्वतंत्र है।

संलग्न- यथोपरि

श्री. असीम तक्यार,
पत्ता क्र. 144, फेज - 1,
उद्योग विहार,
गुडगाव - 122016 (हरियाणा)
Through Registered Post

First Appeal under Section 19 (1) of the Right to Information Act

dated 25.01.2014

To,
The Director,
-Cum-First Appellate Authority,
Ministry of Mines,
Room No 311-D, Shastri Bhawan,
New Delhi-110 001.

The appellant respectfully submits as under:

That appellant has filed the RTI, Application dated 09.11.2013 (Copy enclosed as Annexure-A) thereafter, information was not provided with regard to Question No (1) and being aggrieved consequently, filing the present First Appeal on the following grounds, as under:

Grounds:

At the outset, it is respectfully submitted that, as on date information with regard to Question No (1) was not provided though mandatory period to provide the information was already over on 08.12.2013 and insofar, Question No (2) is concerned, information was already provided on 18.12.2013 hence, the present first appeal.

Prayer:

In the situation, it is, requested to admit the present First Appeal and direct the CPIO to provide information with regard to Question No (1), as substantial time has been lapsed.

It is, prayed to accordingly.

Encl: as above
Place: gurgaon

Appellant

20553
30 JAN 2014
Through Registered Post

Application under Section 6 & 7 (5) of the Right to Information Act, 2005

dated 09.11.2013

To,
The Central Public Information Officer,
‘CPIO-Cum-Under Secretary,
Ministry of Mines,
Room No. D-312, Shastri Bhawan
New Delhi 110001.

Subject matter of information: ‘About letters, correspondences’.

Description of the information, desired, as under:

(Note: similar application was filed on 23.10.2013 and inadvertently, in Question No (2), instead of Haryana State, it was mention as Punjab therefore, undersigned is filing the present application afresh).

1. Provide information in available material form containing certified copies of the letters/correspondences exchanged during each year of the last ‘three years’ in-between Shri. Prakash Singh Badal (Hon’ble Chief Minister of Punjab) and with Ministry of Mines about mining activities in Punjab State.

2. Provide information in available material form containing certified copies of the letters/correspondences in-exchanged during each year of the last ‘three years’ in-between Shri. B. S. Hooda (Hon’ble Chief Minister of Haryana) and with Ministry of Mines about mining activities in Haryana State.

3. Provide file-notings on the movement of this RTI Application, as well.

Enclosed, IPO No 11F 149109 for Rs 10/- and the information is required at the above mentioned address on any size of paper through post or in form of floppy/diskette.

Place: Gurgaon.

Enclosure: As above.
Through Registered Post

First Appeal under Section 19 (1) of the Right to Information Act,

To,
The First Appellate Authority,
Ministry of Mines,
Room No D-312, Shastri Bhawan,
New Delhi 110 001.

The Applicant/appellant respectfully submits as under:

That appellant has filed the RTI, Application dated 28.10.2013, pertaining with ‘three questions’. (Copy enclosed as Annexure-A), and thereafter, received on 13.11.2013 latter/reply dated 11.11.2013, another letter/reply dated 12.11.2013 and another letter/reply on 06.12.2013 dated 29.11.2013 (Copy enclosed as Annexure-B, C and D) whereby, information was denied by each section/office and being aggrieved consequently, filing the present first appeal on the following grounds, as under:

Grounds:

At the outset, it is respectfully submitted that, respective, section/department i.e. ‘Metal-III Section’, ‘Mines-IV Section’ and ‘Metal-1 Section’ had denied information while asserting that ‘NIL’ however, as on date, undersigned is not aware as to information so desired, relates with, which section/department and whereas, according to Section 7 (1) of the RTI, Act 2005, it is incumbent upon the concerned office to provide the information within ‘thirty days’ however, in the present case information was still not provided, though mandatory period to provide the information was already over on 27.11.2013, which attracts Section 7 (2) and Section 20 (1) of the RTI, Act-2005.

Prayer:

In the situation, appellant request your authority to admit the present first appeal and direct the concerned officer to, provide the information, forthwith as substantial time has been already been lapsed. It is, prayed accordingly.

Encl: as above

E-file No. RTI-03/1/2014 -PI
(3035987)
Through Registered Post

Application under Section 6 & 7 (5) of the Right to Information Act, 2005

dated 28.10.2013

To,
The Central Public Information Officer,
'CPIO-Cum-Under Secretary,
Ministry of Mines,
Room No- D-312, Shastri Bhawan
New Delhi 110001

Subject matter of information: 'About 'letters, correspondences'.

Description of the information, desired, as under:

1. Provide information in available material form containing certified copies of the letters/correspondences exchanged during each year of the last ‘three years’ in-between Shri. Prakash Singh Badal (Hon’ble Chief Minister of Punjab) and with Ministry of Mines about mining activities in Punjab.

2. Provide information in available material form containing certified copies of the letters/correspondences in-exchanged during each year of the last ‘three years’ in-between Shri. B. S. Hooda (Hon’ble Chief Minister of Haryana) and with Ministry of Mines about mining activities in Punjab.

3. Provide file-notings on the movement of this RTI Application, as well.

Enlosed, IPO No 20F 503054 for Rs 10/- and the information is required at the above mentioned address on any size of paper through post or in form of floppy/diskette.

Place: Gurgaon.

Enclosure: As above

Applicant
Government of India  
Ministry of Mines

No. 5(26)/2010-Met.III

To

Shri Assem Takyar  
Plot No.144, Phase-I, Udyog Vihar  
Gurgaon-122016(Haryana)

Sub:- Application under the Right to Information Act,2005

Sir,

I am directed to refer to your RTI application dated 28.10.2013 on the above subject.

2. In so far as Metal-III Section of Ministry of Mines is concerned, the information may be treated as ‘NIL’.

3. If you are not satisfied with the reply, you can file an appeal within 30 days before Shri S.K.Mishra, Deputy Secretary, Ministry of Mines, Room No.311-D, Shastri Bhawan, New Delhi.

Yours faithfully,

(A.K.Mallik)
Under Secretary & CPIO

Copy to PI Cell w.r.t UO No. 2/167/2013-PI dated 06.11.2013
GOVERNMENT OF INDIA
MINISTRY OF MINES

No. 9/1/2013-MIV
Dated the 12.11.2013

To
Shri Aseem Takyar,
Plot No. 144, Phase-1, Udyog Vihar,
Gurgaon,
Haryana.

Sub: - Information sought under RTI Act, 2005.

Sir,

I am directed to refer to your RTI application dated 28.10.2013 on the subject cited above.

2. So far as Mines-IV Section of this Ministry is concerned the required information may be treated as 'Nil'.

3. If you are not satisfied with reply / information, you may prefer an appeal to Shri C.K. Rawat, Deputy Secretary and Appellate Authority, Ministry of Mines, Room No. 312 ‘D’ Wing, Shastri Bhawan, New Delhi within 30 days of receipt of information.

Yours faithfully,

(Amit Choubey)
Section Officer and CPIO

Copy to:-

No.25 (1)/2013-Met. I

To,

Sh. Aseem Takyar,
144, Phase-I, Udyog Vihar,
Gurgaon-122016,
Haryana.

Sub: Request for information under RTI Act, 2005 - reg.

Sir,

I am directed to refer to your application dated 28.10.2013 received in this Ministry on 1.11.2013 seeking information under the RTI Act, 2005.

2. So far as Metal-I Section of Ministry of Mines is concerned it does not deal with mining activities, therefore the information in respect of Point Nos. 1 & 2 may be treated as 'NIL'.

3. With respect to Point No.3 of your above said application, enclosed please find 1 page of the file noting vide which your application has been processed.

4. You are further informed that in case you are not satisfied with the reply of this Ministry, you may file an appeal before the Appellate Authority ((Shri Kapil Rastogi, Appellate Authority & Director, Ministry of Mines, Room No. 311-D Wing, Shastri Bhavan, New Delhi) within a period of 30 days from the date of receipt of this letter.

Yours faithfully,

(Amit Choubey)

CPIO & Section Officer

Copy to: