भारत सरकार
खान मंत्रालय

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

श्री नवीन पंत, नई दिल्ली की प्रथम अपील, दिनांक 03.07.2017, इस पत्र के साथ उचित कार्यवाही हेतु प्रस्तुत किया 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 / सम्बन्धित है तो वह अधिकारी, जिसको आवेदन भेजा गया है, ऐसे आवेदन को संबंधित सरकारी अधिकारी/कार्यालय को, आवेदन की प्राप्ति की तारीख से यथाशीर्ष लेकिन 5 दिनों के भीतर स्थानांतरित करना जरूरी है तथा इस बारे में आवेदक को भी सूचित करती आवश्यक है।

3. आपसे अनुरोध है कि सूचना का अधिकार अधिनियम, 2005 के नियमों का पालन करते हुए उसपर निर्धारित समय में कार्यवाही की जाए।

End: FTS: 93259

(कॉटेंट: V. Jayanthi) 2.8.17
सी.पी.आई.ओ./CPIO

Smt. Farida M. Naik, Dire. M-II /आपीलीय अधिकारी
पी.आई.सैल/PI Cell U.O. No. 2/100/2017-PI दिनांक/Date: 04.07.2017
Smt. Farida M. Naik
Appellate Authority and Director
Room No. 312 D
3rd Floor, M/o Mines,
Shastri Bhawan, New Delhi

Appeal

Sub: RTI reply received on 21/06/2017 against my application to get details related to M/s Mecon
Ref: File No. Met-25/1/2017 - Metal -1

Dear Sir,

I have filed a RTI application to your office on 23/5/17 to get details and copy of study report prepared
by M/s Mecon Limited meant for imposition of MIP on primary aluminium. As per act, I was supposed to
receive the details within 30 days of filing of application. I have received your reply on 21/6/17 i.e within
stipulated time in the act. However, I was surprised to see the reply where I have not been provided
any information from your side rather information was denied on the basis that it was classified as
"confidential" by M/s Mecon Ltd.

It was hired by one of the primary aluminium producer, M/s Hindalco to prepare the study report on the
basis of which M/o mines has recommended imposition of MIP on primary aluminium. Impact of MIP
will definitely affect public enlarge including secondary aluminium manufacturers and common man and
hence must have transparency in its process as impact of MIP on primary aluminium will increase the
price of the raw material and subsequently prices of end products. As M/s Mecon Ltd. has been hired by
the primary producer itself on private capacity it might be possible that the report is biased. To check
the fairness of the report it should be made available to the public. Hence it has to be shared among
public. So I am not convinced with the reply hence filing this appeal to get copy and details of report.

With regards,

Naveen Pant
Flat No. 285
Pink Apartment
Sec 18B Dwarka
New Delhi -110078

Metal -1
F.No. 25/1/2017- Met I
Government of India
Ministry of Mines

New Delhi, the 1st August, 2017

Subject : Appeal under RTI Act, 2005

Reference: RTI Appeal No. 2/100/2017-PI dated 4/7/2017

ORDER

Shri Naveen Pant, R/o Flat No. 285, Pink Apartment, Sector 18B, Dwarka, New Delhi-110078 has filed an appeal under RTI Act against decision dated 02.06.2017 of Smt. Lakshmi Subramanian, CPIO & Under Secretary for not providing him copy of study report prepared by MECON for imposition of Minimum Import Price (MIP) on aluminium products.

2. Before taking final decision on appeal of Shri Naveen Pant, a hearing was fixed by the undersigned on 31/7/2017 with the representatives of MECON and Aluminium Association of India (AAI). During the hearing MECON stated that the study required collection of production cost data from various aluminium and its downstream products producers. Such data being sensitive in nature, were requested from various aluminium producers under the pre-condition of sharing with MECON ensuring its strict confidentiality. MECON has to sign confidentiality agreement/understanding as well in this regard. The data shares by aluminium producers with MECON, as MECON maintained the commitment to parties as per their professional ethics by not disclosing the same to any third party. During the hearing AAI submitted that data provided by AAI contain sensitive information of aluminium producing companies and sharing those information with any third party would harm the competitive position of aluminium producing companies.

3. After consideration of appeal made by Shri Naveen Pant and submission of MECON and AAI and section 8(1) (d) and (e) of RTI Act, 2005, the undersigned is of the views that providing the copy of study report prepared by MECON for imposition of MIP on aluminium products under RTI act may harm the competitive position of aluminium producing companies. Accordingly, the undersigned being an Appellate Authority disposed - off the appeal by upholding the decision of CPIO for not providing the copy of study report prepared by MECON for imposition of MIP on aluminium products.

Contd----2---
No.16/09/2017-M.VI
Government of India
Ministry of Mines

Shastri Bhawan, New Delhi,
Dated the 17 July, 2017

Subject: - First Appeal under section 19(1) of the RTI Act, 2015 filed by Dr. D. Dhaya Devadas, President Federation of Indian Placer Mineral Industries.

Find attached herewith First Appeal dated 05.07.2017 in original received through PI Cell vide U.O. No. 2/101/2017-PI dated 13.07.2017 filed by Dr. D. Dhaya Devadas, President Federation of Indian Placer Mineral Industries for seeking information under RTI Act, 2005 as the RTI application in this regard was received by CPIO Mines-IV section.

(P. Vinay Kumar)
CPIO/Under Secretary

To,

Shri A.K Malik, CPIO
Mines-IV Section
Ministry of Mines

Copy to:-

(i) CPIO, PI Cell w.r.t. U.O. No. 2/101/2017-PI dated 13.07.2017

(ii) Dr. D. Dhaya Devadas, President Federation of Indian Placer Mineral Industries, Door No. 12/627, 7th Street, Veerabbathran Nagar, Mambakkam Main Road, Medavakkam, Chennai - 600 100
भारत सरकार
खान मंत्रालय

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

Shri D. Dhaya Devadas, Chennai की प्रथम अपील दिनांक 05.07.2017, इस पत्र के साथ उचित कार्यवाही हेतु प्रस्तुत किया 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/सम्बन्ध है तो वह अधिकारी/अधिकारी/कार्यालय को, आवेदन की प्राप्ति की तारीख से यथाशक्ति तक तीन दिनों के भीतर स्थानांतरित करना जरूरी है तथा इस बारे में उचित कार्यवाही करनी आवश्यक है।

3. आपसे अनुरोध है कि सूचना का अधिकार अधिनियम, 2005 के नियमों का पालन करते हुए उसपर निर्धारित समय में कार्यवाही की जाए।

Encl: FTS_94017

Shri Sheshdeo
Shri Peithi Kumar, M-H/7 अपीलीय प्राधिकारी

पी.आई./सैल/PI Cell U.O. No. 2/101/2017-PI दिनांक/Dated 13.07.2017

0/
From
Postmaster
Mylapore HO,
Chennai - 600 004

To
The Director & Appellate Authority,
Ministry of Mines,
Government of India,
'D' Wing, Shastri Bhavan, Dr. Rajendra Prasad Road,
New Delhi -110 001

No. Myp/RTI/Request/092/dlgs dated at Chennai - 600 004 the 10/07/2017

Sir,

Sub: Submission of RTI Request - c/o Dr. D. Dhaya Devadas,
Federation of Indian Placer Mineral industries - Reg.

A Request under RTI Act 2005 dated 05/07/2017, received at this office on 10/07/2017 from Dr. D. Dhaya Devadas, President, Federation of Indian Placer Mineral Industries, Door No. 12/627, 7th street, Veerabathran Nagar, Mambakkam Main Road, Medavakkam, Chennai 600 100 is forwarded herewith for favour of further disposal.

DA as above

Copy to:
1. Dr. D. Dhaya Devadas, President, Federation of Indian Placer Mineral Industries, Door No. 12/627, 7th street, Veerabathran Nagar, Mambakkam Main Road, Medavakkam, Chennai 600 100. Your letter dated 05/07/2017, received at this office on 10/07/2017 is forwarded to "The Director & Appellate Authority, Ministry of Mines, Government of India, 'D' Wing, Shastri Bhavan, Dr. Rajendra Prasad Road, New Delhi -110 001" this day for further disposal.

2. File

Postmaster,
Mylapore HPO
Chennai 600 004
REF: RTI/F-780/234/2017-18

From

Dr. D. Dhaya Devadas,
President.

To

The Director & Appellate Authority,
Ministry of Mines,
Government of India,
‘D’ Wing, Shastri Bhavan, Dr. Rajendra Prasad Road,
New Delhi - 110 001.

Dear Sir,

Sub: Filing of first Appeal under Section 19 (1) of The Right to Information Act, 2005 against the failure of the Central Public Information Officer (Under Secretary), Ministry of Mines, New Delhi to give a reply to our letter dated 07.04.2017 submitted for furnishing certain information / copies of documents under section 6 (1) of the RTI Act, 2005 - reg.

2. Our letter No. RTI/F-780/089/2017-18 dated 07.04.2017 addressed to the Central Public Information Officer (Under Secretary), Ministry of Mines, New Delhi.
3. CPIO/Under Secretary to the Govt. of India, Ministry of Mines Letter No. 9/1/2017-M.IV dated 17.05.2017.

We have requested the following information from the Central Public Information Officer (Under Secretary), Ministry of Mines, New Delhi in the letter dated 07.04.2017 to furnish us under Sec.6.[1] of the RTI Act 2005. A copy of the said letter is enclosed for kind perusal:

1. Copies of the Report that were submitted by the Swaminathan and Hoda Committee along with the necessary enclosures.

The Central Public Information Officer (Under Secretary), Ministry of Mines, New Delhi has given a reply in the letter dated 17.05.2017 stating that our letter dated 07.04.2017 has been transferred to the Public Information Officer, Mines-VI Section, Ministry of Mines, New Delhi under section 6(3) of the RTI Act, 2005 for furnishing the required information directly to us.

We have not received any reply.

Hence we submit this first Appeal under section 19(1) of the Right to Information Act, 2005.
We request that this first Appeal may be allowed and the Public Information Officer, VI Section, Ministry of Mines, New Delhi may be directed to furnish the information req
by us in our letter dated 07.04.2017 under section 6(1) of the RTI Act, 2005 free of cost.

Thanking you,
Yours faithfully,

(Dr. D. BHAYA DEVADAS)

Encl: 1. Copy of our letter No. RTI/F-780/089/2017-18 dated 07.04.2017 addressed to the Central Public Information Officer (Under Secretary), Ministry of Mines, New Delhi.

2. Copy of the CPIO/Under Secretary to the Govt. of India, Ministry of Mines Letter No. 9/1/2017-M.IV dated 17.05.2017 dated 17.05.2017.
REF: RTI/F-780/089/2017-18

From

Dr. D. Dhaya Devadas,
President.

To

The Central Public Information Officer,
(Under Secretary)
Ministry of Mines, Government of India,
Shastri Bhawan, Dr. Rajendra Prasad Road,
New Delhi - 110 001.

Dear Sir,

Sub: Request to furnish information/copies of documents under section 6 (1) of the Right to Information Act, 2005 - reg.


We extract below the relevant portion of the said letter for your ready reference:

"Setting up a separate set of Mineral Conservation and Development Rules (MCDR) for the Beach Sand Minerals (incorporating accepted Recommendations of the Swaminathan and Hoda Committee Reports)"

We request you to kindly furnish the following information under section 6(1) of the RTI Act, 2005:

1. Copies of the Report that were submitted by the Swaminathan and Hoda Committee along with the necessary enclosures.

We have enclosed herewith an Indian Postal Order bearing No. 35F 319577 dated 16.12.2016 for Rs.10/- in favour of Pay and Accounts Officer, Ministry of Mines, New Delhi towards the prescribed fee under Rule 3 of the Right to Information (Regulation of fee and cost) Rules, 2005 for the same.

Thanking you

Yours faithfully,

(DR. D. DHAYA DEVADAS)
GOVERNMENT OF INDIA
MINISTRY OF MINES

No.9/1/2017-M.IV

To,
Shri P. Vinay Kumar, CPIO
Mines –VI Section,
Ministry of Mines,
Shastri Bhawan,
New Delhi.

New Delhi, Date 17th May, 2017


Sir,

I am to transfer hereby an RTI application of Shri D. Dhaya Devadas received through PI cell M/o Mines, PI Cell U.O. No. 2/70/2017-PI dated 18.04.2017, under Section 6(3) of the RTI Act, 2005 for necessary action as the information sought therein pertains to M-VI Section.

Yours faithfully,

(A K Mallik)

CPIO/Under Secretary to the Govt. of India
Telephone No. 011-23384743
E-mail address: ak.mallik@nic.in

Copy to:
Dr. D Dhaya Devadas, President, Federation of Indian Placer Mineral Industries, Door No. 12/627, 7th Street, Veerabathran Nagar, Mambakkam Main Road, Medavakkam, Chennai-600100.

No. 16/09/2017-M-VI
Government of India
Ministry of Mines

To
Dr. D. Dhaya Devadas
President Federation of Indian Placer Mineral Industries
Door No. 12/627, 7th Street Veerabhattan Nagar
Mambakkam Main Road, Medavakkam
Chennai – 600 100

Subject: Seeking information under RTI Act, 2005.

Sir,

Please refer to your appeal dated 05.07.2017 on the subject mentioned above. I have had the matter examined and would like to inform you that the Swaminathan Committee report is not available in Ministry of Mines. With regard to Hoda Committee report, the said report contains 339 pages.

2. As per RTI (Regulation of Fee and Cost) Rules 2005, copy of the requisite information can be provided to you on depositing additional charges of Rs. 678/- (Rupees Six Hundred and Seventy Eight only) @ Rs. 2.00 per page copied. You are requested to deposit the said amount in the form of cash/demand draft of Bankers cheque in favour of Pay and Accounts Officer, Ministry of Mines, New Delhi by post to ACPIO, RTI Cell or deposited at Information Counter, Ministry of Mines, Shastri Bhawan, Dr. Rajendra Prasad Road, New Delhi – 110 001.

3. I hereby direct CPIO to provide the information as above after the above amount is deposited.

Yours faithfully,

(Shersha)

Director & Appellate Authority
Phone No. 23381172

Copy to:
1. PI Cell, w.r.t their U.O. No. 2/101/2017-PI dated 13.07.2017
2. CPIO, Ministry of Mines, Shastri Bhawan, New Delhi

Shastri Bhawan, New Delhi
Dated the 26th July, 2017
विषय: सूचना का अधिकार अधिनियम, 2005 के अंतर्गत प्राप्त आवेदन।

श्री जीवराज, भीलवाड़ा की प्रथम अप्रैल दिनांक 25.07.2017, इस पत्र के साथ उचित कार्यवाही हेतु प्रस्तुत किया 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 / सम्बन्धित है तो वह अधिकारी, जिसको आवेदन भेजा गया है, ऐसे आवेदन को संबंधित सरकारी अधिकारी/कार्यालय को, आवेदन की प्राप्ति की तारीख से प्रशासनिक लेखन 5 दिनों के भीतर स्थानांतरित करना उपरेत सही है तथा इस बारे में उचित कार्यवाही करनी आवश्यक है।

3. आपसे अनुरोध है कि सूचना का अधिकार अधिनियम, 2005 के नियमों का पालन करते हुए उसपर निर्धारित समय में कार्यवाही की जाए।

Encl: 97910

(V. Jayanthi)  
सी.पी.आई.ओ./CPIO

Smt. Farida M. Naik, Director (Met-II) / अपीलीय प्राधिकारी  
पी.आई.सैल/PI Cell U.O. No. 2/128/2017-PI दिनांक/Dated 31.08.2017
Sl.No.: P1/A/1608170272

Enclosed please find for appropriate attention a petition addressed to the President of India, which is self explanatory.

Action taken on the petition may please be communicated to the petitioner directly under intimation to this Secretariat.

To,

SECRETARY TO THE GOVERNMENT OF INDIA
Ministry of Mines
Shastri Bhavan New Delhi
110001

Copy to:
Shri JEEVRAJ JAT
VILL/PO-AGUCHA
TEH-HURDA
BHILWARA
RAJASTHAN-

(S.N.S. Prakash)
Under Secretary

You are further requested to liaise with the aforementioned addressee directly for further information in the matter.

(S.N.S. Prakash)

You may use website [http://helpline.rb.nic.in](http://helpline.rb.nic.in) for submitting your request/grievance online.
BEFORE THE HONOURABLE
1ST APPELLATE AUTHORITY
UNDER RIGHT TO INFORMATION
ACT 2005 (22 OF 2005)

From: Jeev Raj Tal - Sadguru

VIII Dr. Agnihotri Rab- Hirda

DIST. Bilwara - Rajasthan

APPELLANT

V/s

Secretary Mines (Explosives) Through Speaker Lok Sabha

Add. Parliament of India - Speaker/Lok Sabha, N. P. 110001

To: T.A.P Through Speaker Lok Sabha of India

office - Speaker Parliament

central secretariat - N. Delhi - 110001

Respondent

SUB:- Appeal under section 1 of the section 19 to the R.T.I. Act 2005 (22 of 2005)

Sir,

Respectfully, the Appellant above named hereby submit an appeal against the order of the Ld. Assistant Public Information Officer (A.P.I.O.) under No Postal Order No. dated - 30.12.2017.

Circumstances to leading to filling of the present appeal are given hereunder:-

1. That the Ld. C.P.I.O/P.I.O. Secretary Mines Through Speaker L.S. was approached by the Appellate to provide certified copy / C.D. after inspection of the said records from file under his care custody and in the Application it was clearly stated that the certain papers were from the correspondence side and some were from noting side and the requisition was registered at serial No.

2. That the Ld. C.P.I.O/P.I.O subsequently handed over to me incomplete / misleading and false information with the covering letter No. NLR dated - NLR posted on received on . But para wise reply as per R.T.I. Act 2005 U/s 7 (1) (9) and as per information seeker did not provide till to day dt. 25.7.2017.
3. That the Ld. P.I.O. Plea advances plea for denial of rest of theCopy/C.D./Information is the provisions of Right to Information Act 2005. Simply and innocently ignoring to mention the specific and particular section to the Act which empowered him/her to deny the information suit by the seeker.

4. That the Ld.P.I.O. should have gone through section 8 of the Act carefully before denying some of the information sought by this Appellant and also sub-section (F & I & of section-II) of the Act which defines the information's.

5. That carefully study of section-8 (2) would reveal the information covered even under official Act 1923 (19 of 1923) can also be supplied to the information seeker subject to however certain conditions.

6. That the Ld.P.I.O. appointed under the Act is simply the custodian of the information and litter discretion or powers to deny the information except in case the information is covered under sub-section 1 of section of 8 of the Act and information which can be denied to the Union or the State Legislature can also be denied to the appellant and the case to the Ld. P.I.O. is on the weak footing and can not stand the test of scrutiny and any forum whether judicial or Cosi-Judicial.

7. That the Ld. P.I.O. as denied supply of part/full of the information without passing speaking orders and therefore on this ground above the orders of the Ld.P.I.O. can be quashed and directions issued to supply the information with penalty for delay @ Rs.250/= per day.

8. That is was incumbent upon the Ld.P.I.O. have given speaking orders for denying supply of copy/copies/C.D. on each and every paper not in a whole sole manner just stating that the provisions of the Act do not permit. The supply of copy/copies C.D. as the information application relating to the point No. _______ to _______ are void and therefore the Ld.P.I.O. are void and it is prayed the same may be set aside and direction issued for supply of copies free of cost what-ever.
Prayer

It is prayed that the Ld CP.I.O. may kindly be asked to supply the information free of cost and Ld CP.I.O. may kindly apprised of the limitations of their Jurisdiction while denying the information as P.I.O. stated earlier have little choice. It may also be clarified to the Ld CP.I.O.'s that they should supply the information without hassles. This would serve as a C.B.M. (Confidence Building Measure) between the Govt. and the Public and would also help in making the administration transparent.

I would also request that the appeal may kindly be heard in the present to this Appellate assisted by his colleague Sh.______________ and the Ld CP.I.O. may also be requested to be present during the course of hearing.

Prayed accordingly.

Date 25.7.2017
Delhi/ Bhilwara Rajkotam

(APPELLANT)
अ.के\textsuperscript{1}

मान्यता सील - न.

श्रीमान जी,

केंद्रीय मान्यता अधिकारी के रूप में आप अधिकृत हैं इसलिए आपसे प्रार्थना की जाती है कि कृपया Annex-A - \textsuperscript{2}।

कृपया मुझे प्रमाणित प्रतिलिपि/प्रमाणित सी.डी. निर्देशणोपरांत प्रदान करें। मैं देव फीस निर्माणमुद्रा अदा करने को तैयार हूँ। मैं रिकार्ड का निरीक्षण करना चाहता हूँ। कृपया समय, स्थान और दिनांक सूचित करें।

स्वीकृत देव फीस 10 \textsuperscript{2}। जमा कर रहा हूँ कृपया जमा करें \textsuperscript{2}।

दिनांक : 30.5.2017

स्थान : [लोक सूचना अधिकारी/अधिकारी सूचना के लिए] [लोक सूचना अधिकारी के पता]}

(केंद्रीय मान्यता अधिकारी)

विपण: सूचना अधिकार अधिनियम (2005) के अन्तर्गत आवेदन।

आवेदक
कृपया सूचना का अधिकार अधिनियम – 2005 के अन्तर्गत निम्नलिखितानुसार सूचना प्रदत्त करने का कष्ट करें –

प्रश्नः हिंदी लिखी माइन्स प्लांट रामपुरा–आगूचा के अन्तर्गत खनन के विषयक विस्फोट की (पदार्थों) सामग्री निकासी में की गई प्रयोग की मात्रा के विवरण की वर्ष 01.01.2006 से 31.03.2017 की सूचना प्रदत्त करें –

सूचना प्राप्त हुई 10/ सूचना का पोस्टल आर्डर नं. 374 996228
संलग्न है 34.5.2017

कृपया सूचना निम्नलिखितानुसार प्रदत्त करें –

1. हिंदी लिखी माइन्स प्लांट रामपुरा–आगूचा से खनिज निकासी हेतु नियत/अधिकृत सरकारी विभाग राज्य स्तर / केंद्रीय स्तर का नाम व पते की सूचना प्रदत्त करने का कष्ट करें ।

2. हिंदी लिखी माइन्स प्लांट में खनन कार्य राज्य/केंद्रीय सरकार के अधीनस्थ स्वयं Explosive विभाग द्वारा किया जाता है अथवा किसी लाइसेंस प्राप्त कंपनी से कराया जाता है । यदि लाइसेंस प्राप्त कंपनी करती है तो उसका नाम, पता व लाइसेंस की सत्यापित प्रति सहित सूचना प्रदत्त करें ।

3. हिंदी लिखी माइन्स प्लांट में खनन कार्य विषयक लाइसेंस धारक से राज्य/केंद्रीय सरकार निम्नलिखितानुसार विवरण प्राप्त कर वर्ष 2006–2007 से 31.03.2017 तक की सूचना की प्रमाणित प्रति प्रदत्त करने का कष्ट करें –

(क) हिंदी लिखी माइन्स प्लांट में खनन कार्य हेतु प्रयोग किए गये विस्फोटक की मात्रा आदि सहित फार्म आरडी0-5 (देख ले) 6-92261832
एक्सप्लाटियसिव नियम – 24 – ) के अनुसार सूचना की उपरोक्त अवधि की प्रमाणित प्रतिलिपि प्रदान करें।

(ख) हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु प्रयोग किए गए विस्फोटक की मात्रा आदि सहित फार्म आर080-7 (2008)/(उपरोक्तानुसार)

(ग) हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु प्रयोग किए गए विस्फोटक की मात्रा आदि सहित फार्म आर080-2 (2008)/(उपरोक्तानुसार)

(घ) हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु प्रयोग किए गए विस्फोटक की मात्रा आदि सहित फार्म आर080-3 (2008)/(उपरोक्तानुसार)

(ङ) हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु प्रयोग किए गए विस्फोटक की मात्रा आदि सहित फार्म आर080-4 (2008)/(उपरोक्तानुसार)

(च) हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु प्रयोग किए गए विस्फोटक की मात्रा आदि सहित फार्म आर080-6 नियम – 61(2) ऑफ एक्सप्लाटियसिव नियम (2008)/(उपरोक्तानुसार)

(छ) हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु प्रयोग किए गए विस्फोटक की मात्रा आदि सहित फार्म आर080-8 नियम – 45(1)(9) ऑफ एक्सप्लाटियसिव नियम (2008)/(उपरोक्तानुसार)

4. हिंदी में हिंदी में माइनिंग प्लांट में खनन कार्य हेतु कितनी खनन सामग्री आवश्यक हैं, के विवरण की सत्यापित प्रति प्रदान करने का कदम करें।

५१७/२१६५२
5. वर्तमान में कार्यरत निरीक्षण अधिकारी का नाम, पद पता सहित सूचना प्रदान करने का कार्य करें।

6. अनियमितता विषयक कोई कार्यवाही की अथवा नहीं, कोई अनियमितता भी अथवा नहीं, आदि की कार्यवाही रिपोर्ट की सत्यापित प्रति प्रदान करें।

7. लाइसेंस्स अधिकारी द्वारा मुख्य कंट्रोलर ऑफ एक्सप्लोसिंस को आयोजित करता है कि प्रारंभिक विस्फोटक सामग्री का नमूना लेना व यौगिक निरीक्षण करना चाहिए है। कृपया तिथि समय व स्थान के विवरण की सूचना सहित अनुमति की सूचना प्रदान करें।

[Signature]

[Date]
Subject: Appeal under RTI Act 2005

RTI appeal dated 15.09.2017 received from Dr. K. Arunodaya, Karnataka, hereby stands transferred under Section 6(3) of RTI Act 2005 for the appropriate action may within the stipulated time in the RTI Act 2005.

Smt. Farida M. Naik, Director (Met-II)/Appellate Authority
PI Cell U.O. No. 2/140/2017-PI Dated 25.09.2017

O/C 26/3/2017
To Dr. K. Arunodaya, Secretary, Subhashini Education Trust (R), Kolar Road, Bangarpet – 563114 Kolar District, Karnataka.

Subject: – Information under Right to Information Act, 2005.

Sir,

This has reference to your two RTI applications dated 02.08.2017 seeking information in respect of Shri P.V. Babu s/o Pappana (Badge No. 182012)

(i) Month and year of appointment, last salary drawn and date of relieving at/from BGML, KGF.

(ii) Details/address of the quarters allotted in the name of the employee at BGML, KGF and details of the gratuity paid, month and year in BGML, KGF.

2. It is to inform that, the sought information is related to third party, therefore it cannot be provided, under Section 8 (j) of RTI Act, 2005.

3. Smt. Farida M. Naik, Director, Room No. 812, ‘D’ Wing, Shastri Bhavan, New Delhi is the First Appellate Authority under RTI Act, 2005. In case you are not satisfied with the reply, you may file an appeal within 30 days of receipt of this letter.

Yours faithfully,

(S.M. Kapur)
APIO/Section Officer
e-mail: satish.mohan16@nic.in

Copy for information to –

FORM A / ಅಕ್ಬರ್ - ೩
APPLICATION UNDER
SECTION 6(1) & 7(1) OF THE RIGHT TO INFORMATION ACT, 2005
(ಸಂಸ್ಥೆಯ ಅಧಿಕಾರ ಸ್ವಂತು ಮುಖ್ಯತ್ವ ತಿನ್ನುವ ನಿಯಮ ೬(೧) ಮತ್ತು ೭(೧)

<table>
<thead>
<tr>
<th>1. Full Name of the Applicant</th>
<th>DR. K. ARUNODAYA</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>Secretary, Subhashini Education Trust (R'), Kolar Road, Bangarpet - 563114, Kolar Dist., Karnataka.</td>
</tr>
</tbody>
</table>

2. Address

3. Details of the Documents required to be produced [ಇಟ್ಟಿರುವ ಅನುಸಾರ ವಿದ್ಯುಗು]

(i) Month and year of appointment, last salary drawn and date of joining at/ from BGML, KGF.
(ii) Details/address of the quarters allotted in the name of the employee at BGML, KGF and details of the gratuity paid, month and year in BGML KGF.

4. Year to which the Document pertains

5. Designation and Address of the public information Officer

Sri. P. V. Babu, 90 Papanna.
Badgeno 18/2012, BGML KGF Foreman.

Smt. Farida M. Naik, Director,
Room No 312, 'D Wing' Shastri Bhavan,
New Delhi.

6. Particulars of initial fee of Rs. Ten

Indian Postal Order Number

<table>
<thead>
<tr>
<th>Place</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>BANGARPET</td>
<td>15.9.17</td>
</tr>
</tbody>
</table>

Signature of the Applicant

NOTE: APIO/Section Officer, Dated 8.9.17 (Enclosed)
By Speed Post

Met2-G011/34/2017-METAL II (G)
Government of India
Ministry of Mines

Shastri Bhavan, New Delhi – 110001

Dated the 25th October, 2017

To

Dr. K. Arunodaya, Secretary,
Subhashini Education Trust (R),
Kolar Road, Bangarpet- 563114
Kolar District, Karnataka.

Subject: – Information under Right to Information Act, 2005.

Sir,

This has reference to your RTI appeal dated 15.09.2017 seeking information in respect of Shri P.V. Babu s/o Papanna (Badge No. 182012). On being a third party information, this Ministry under Section 11 of RTI Act, 2005 vide letter/Notice dated 29.09.2017 sought consent of Shri P.V. Babu, whether we may disclose his information or not.

2. In reply Shri P.V. Babu vide letter dated 13.10.2017 has stated that, the sought information is purely his personal information & does not serve any public purpose and requested not to disclose the same. Therefore, the same cannot be provided to you.

3. CENTRAL INFORMATION COMMISSION August Kranti Bhavan, Bhikaji Kama Place, NEW DELHI 110066 is the Second Appellate Authority under RTI Act, 2005. In case you are not satisfied with the reply, you may file an appeal within 90 days from receipt of this letter.

Yours faithfully,

(Farida M. Naik)
Director,
e-mail: fm.naik@nic.in
Copy for information to –

To,

Shri Shersha
Director (Establishment Section)
Ministry of Mines
Room No 309, ‘D’ Wing
Shastri Bhawan, New Delhi 110001

Subject: First appeal under section 19(1) of the Right to Information Act 2005.

Dear Sir,

This is a first appeal against the decision of the Public Information Officer of the Ministry of Mines (Establishment Section), The RTI application was filed on 22nd July 2017 with the Department of Empowerment of Persons with Disabilities, which was transferred to the Ministry of Mines and a response was received dated 28th August 2017. But we are not satisfied with the response and thus in line with the requirements of Section 19(1) of the RTI Act; we wish to file a first appeal. The details of the appeal are enclosed with this letter.

Along with this document are enclosed a copy of the RTI application and a copy of the response received from the PIO. We request you to look into the matter and provide an appropriate response.

Yours sincerely,

Javed Abidi
E-150, East of Kailash
New Delhi -110065
First Appeal u/s 19(1) of the Right to Information Act

To,

Ms. Shersha
Director (Establishment Section)
Ministry of Mines
Room No 309, ‘D’ Wing
Shastri Bhawan, New Delhi 110001

1. Brief Facts leading to first appeal:

India enacted the Rights of Persons with Disabilities Act 2016 in line with the United Nations Convention on the Rights of Persons with Disabilities and committed to uphold the principles of dignity, autonomy and full participation. As per Sec 33 of the Act the Government is required to identify posts to be reserved for persons with disabilities. In line with the same issue we had sought the following information from the Department of Empowerment of Persons with Disabilities.

I. What is the total number of posts/ jobs in Group A, B, C and D in public services?
II. How many posts have been identified to be reserved for persons with disabilities as per Section 33 of the Rights of Persons with Disability Act, 2016 under Group A, B, C and D?

2. Date of RTI Application: 22nd July 2017

3. Date of Reply received from PIO: 28th August 2017

4. Particulars of PIO to whom the application was submitted:

Shri D.K Panda
Under Secretary, Central Public Information Officer
Department of Empowerment of Person with Disabilities

Postal Order number: 38F 208630

5. The PIO who shared the information with the Appellant after the RTI was transferred:

Man Singh Kasottia
Under Secretary
6. Grounds for Appeal: The Appellant is aggrieved by the decision of the Public Information Officer as the information sought has not been correctly provided. The information sought was the TOTAL number of posts in public services and those identified to be reserved for persons with disabilities in Group A, B, C and D. The information that has been provided is that the Total number of posts in the Ministry of Mines, Establishment Section is ‘NIL’. This is not possible as a fully functional department cannot have Zero posts. Thus we feel the information is factually incorrect.

7. Prayer or Relief Sought: We request the First Appellate Authority to direct the PIO to supply full and correct information.

To,

Shri D.K Panda
Under Secretary, Central Public Information Officer
Department of Empowerment of Persons with Disabilities
5th Floor, Paryavaran Bhawan, CGO Complex, Lodhi Road
New Delhi - 110003

22nd July 2017

Subject: Request for information under section 6(1) of the Right to Information Act 2005.

Dear Sir,

You must be aware that India enacted the Rights of Persons with Disability Act 2016 in line with the United Nations Convention on the Rights of Persons with Disabilities and committed to uphold the principles of dignity, autonomy and full participation. As per Sec 33 of the Act the Government is required to identify posts to be reserved for persons with disabilities. In line with the same issue we seek the following information from you.

1. What is the total number of posts/jobs in Group A, B, C and D in public services?

2. How many posts have been identified to be reserved for persons with disability as per Section 33 of the Rights of Persons with Disability Act, 2016 under:
   a) Group A
   b) Group B
   c) Group C
   d) Group D

3. How many posts have been identified for the Orthopedically Disabled in:
   a) Group A
   b) Group B
   c) Group C
   d) Group D

4. How many posts have been identified for the Visually Impaired in:
   a) Group A
   b) Group B
   c) Group C
   d) Group D
5. How many posts have been identified for the Deaf in

a) Group A
b) Group B
c) Group C
d) Group D

We request you to kindly respond to our questions at your earliest convenience please.

Yours sincerely,

Javed Abidi,
E-110, East of Kailash
New Delhi, 110065
Phone - 011- 26221276/77
F. No. A-18/20/2017-Estt.  
Government of India  
Ministry of Mines  

New Delhi, the 28th August, 2017

To,

✓ Shri Javed Abidi,
E-150, East of Kailash,
New Delhi-110065

Sub: Application under Right to Information Act, 2005- Application received from Shri Javed Abidi, New Delhi.

Sir,

Reference to your RTI application dated 22.07.2017 (transferred to this Ministry on 11.08.2017) on the subject cited above and to say that as far as Establishment Section, (Secretariat Proper) Ministry of Mines is concerned; the information sought by you may be treated as 'NIL'.

2. In case you are not satisfied with the reply, you may file an appeal before the Appellate Authority (Shri Shersha, Director, Ministry of Mines, Room No. 309, 'D' Wing, Shastri Bhawan, New Delhi) within a period of 30 days from the date of receipt of this letter.

Yours sincerely,

[Signature]

(Man Singh Kasotia)  
Under Secretary to the Government of India  
Tel: 011-23073046  
E-mail: man.kasotia@gov.in

To

Shri Javed Abidi,
E-150, East of Kailash,
New Delhi-110065

Sub: Decision on appeal under Right to Information Act, 2005-reg

Sir,

Kindly refer to your RTI appeal dated 25.09.2017 preferring an appeal under Right to Information Act, 2005 on the ground that the response received against your RTI application dated 22.07.2017 is not satisfactory.

2. It is observed that you made a RTI application to the CPIO, Department of Empowerment of Persons with Disabilities seeking information on the total number of posts in public service under Group A, B and C and the posts identified for persons with disabilities under different categories. The CPIO, Department of Empowerment of Persons with Disabilities transferred part application to the Ministry of Mines as per Section 6(3)(ii) of the RTI Act 2005. CPIO, Ministry of Mines vide his letter dated 28.8.2017 furnished a reply pertaining to Ministry of Mines (Secretariat Proper).

3. In the appeal, you have expressed dissatisfaction with the reply of CPIO, Ministry of Mines and filed appeal before the Appellate Authority, Ministry of Mines.

4. I have gone through the information furnished by the CPIO and the contents of your appeal and have also summoned necessary files/document from the Section. On perusal of the document/files and information sought by you, it is evident and as rightly pointed out by you the informed furnished by the CPIO, Ministry of Mines is incorrect. However, as desired by you in point 1 of your RTI application, details of sanctioned posts in respect of group A, B, C/D officials, working in Ministry of Mines (Secretariat Proper only), which was earlier erroneously considered in respect of Persons with Disabilities only, is as under:

<table>
<thead>
<tr>
<th>Category</th>
<th>Group A</th>
<th>Group B</th>
<th>Group C/D</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sanctioned Posts</td>
<td>29</td>
<td>96</td>
<td>86</td>
</tr>
</tbody>
</table>
5. Further, I would like to inform you that Ministry of Mines is a participating Ministry in Central Secretariat Service and follows the instructions/orders issued by Nodal Ministries like DoP&T and others in respect of appointment/posting.

6. However, information sought by you in Point 1, 2, 3, 4 & 5 may also pertain to attached/subordinate offices of the Ministry of Mines. PI Cell, Ministry of Mines has already forwarded your RTI application to other CPIOs concerned in accordance with Section 6(3) (ii) of the RTI Act, from where information may be provided separately.

7. In view of above, your online appeal received on 25/09/2017 is hereby disposed of.

(Shersha)
Director and Appellate Authority
Tel: 23381172
Copy to:

Shri Man Singh kasottia.CPIO, Ministry of Mines with reference to his reply

Pl Cell, Ministry of Mines, Shastri Bhawan, New Delhi