

100597(A)
18/06/2024

FORMAT FOR FILING 2ND APPEAL BEFORE WEST BENGAL
INFORMATION COMMISSION
U/S 19 (3) of RTI Act, 2005

(Vide Circular No. 337 Dated 18.01.2017)



- 1] Name of the Applicant: **SUBHAS DAS**
- 2] Address: **238, KALIGHAT ROAD**
KOLKATA - 700026
P.O./P.S. : KALIGHAT
- 3] Date of filing of application for information under RTI Act
(A self attested copy of RTI application should be attached along with proof of payment of RTI fees i.e. photocopy of the same. In case of BPL category, self- attested photocopy of certificate issued by the competent authority should be attached). **09/02/2024**
- 4] Name of State Public Information Officer / State Assistant Public Information Officer to whom the application was made and address: **Smt. Rupa Bhattacharya**
Additional Registrar & S.P. I.O, Co-operative Societies,
Cooperation Directorate Govt. of W.B., 1 Kisan Sankar Roy Road,
Kolkata - 700001, New Secretariat Building, Block - A, 4th Floor.
- 5] List of the information sought for:
As per RTI Act Application Dated 09/02/2024
- 6] Have you received any response / information? **Yes / 1/492484/2024 Dt. 7/3/2024**
If so, attach a self-attested copy of the same.
NO. 284/IX-27/98/KMAH Dt. 20/3/2024, 1/500537/2024 Dt. 22/03/2024
NO. 965/IV-1612/07 Dt 3/5/2024
- 7] Date of filing 1st appeal: **03/04/2024**
(A self-attested copy of 1st appeal should be attached).
- 8] Authority to whom the first appeal was made with address: **SHRI NIRANJAN KUMAR, IAS**
Registrar of Co-operative Societies & Appellate Authority
Cooperation Directorate, Govt. of West Bengal, 1, Kisan Sankar
Roy Road KOLKATA - 700001, New Secretariat Building Block - A, 4th Floor
- 9] Decision of the 1st Appellate Authority, if any, including number and date of the order:
(A self-attested photocopy of this order of the 1st Appellate Authority should be attached).
Memo NO. 965/IV-1612/07 Dt. 03/05/2024

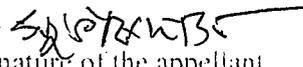
A
20
R/SK
14/6/24

10] Grounds for 2nd appeal and the relief sought (specify): I want specify Information for RTI Application

11] If 2nd appeal is filed after 90 days from the date on which the decision of the 1st Appellate Authority was received or after 135 days from the date of filing of the 1st appeal, explain the reasons for the delay:

I S. Das son / daughter of Lt. TP. Das aged 64 being an Indian citizen do hereby solemnly affirm that the statements made herein are true to my knowledge based on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

Place : Kolkata.


Signature of the appellant

Date : 14/6/2029

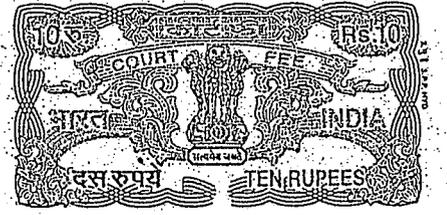
SUBHAS DAS
(Name of the appellant)

List of documents to be enclosed : -

- a) Self attested copy of RTI application;
- b) Self attested photocopy of proof of RTI fee payment or of BPL status;
- c) Self attested copy of 1st appeal;
- d) Self attested copy of all communications / replies received from the public authorities in connection with the instant RTI application;
- e) 2nd appeal in the format as above.
- f) Any other documents in support of the 2nd appeal.

NOTE:

- 1] If incomplete or incorrect information is provided, the 2nd appeal is liable to be rejected.
- 2] Separate 2nd appeal has to be filed in respect of each RTI application.



To,
Smt. Rupa Bhattacharya
Additonal Registerar & S.P.I.O,
Co-operative Societies,
Cooperation Directorate Govt. of W.B.
1, Kiran Sankar Roy Road,
Kolkata - 700 001
New Secretary Building,
Block - A, 4th Floor.

Application RTI Act, 2005 U/S - 6(1)

মহাশয়,

আপনার দপ্তর Co-operation Directorate অঙ্গত Thakurpukur Co-operative Housing Society, Phase - I হইতে

1. Cultural / Festival -এর জন্য অগ্রিম নির্দিষ্ট বাদ্ধতা মূলক অর্থ ধার্য করতে পারেন - নিতে পারেন। প্রতি মাসে এক শত টাকা করে প্রতি মাসের Maintenance-এর সাথে নিয়ে থাকেন।
2. Housing-এর Building / Common area maintenance-এর জন্যে যাহা অর্থ ধার্য করেন প্রতি মাসে প্রতি মাসেকল্প ধার্য করা সকল Maintanance-এর বকেয়া - বাকী হইলে/থাকিলে এই মর্মে কোন প্রকার Fine ধার্য হয় কি বা Society তাহা নিতে পারেন কি। উক্ত সকল বিষয় কারণে Housing-এর আবাসিকদের Main Gate-এর যাওয়া আসা ক্ষেত্রে বাধা সৃষ্টি করতে পারেন কি। উক্ত সকল বিষয়েগুলির RT Act, 2005 আবেদনের মর্মে যথাযথ নির্দিষ্ট Co-operative Act / Rules -এর প্রতিনিলিপ সহকারে আমাকে জানানো প্রদান করার জন্য মাননীয়ার নিকট আমার অনুরোধ।

নমস্কারান্তে,

বিনীত

সুভাষ দাস ০৯/০২/২০২১
238, Kalighat Road,
Kolkata - 700 026
P.O. / P.S.: Kalighat.

EW492725826IN IVR:6987492725826
SP SARAT BOSE ROAD SO <700029>
Counter No:1,09/02/2024,13:09
To:RUPA BHATTACH,ADDL REG SPIO
PIN:700001, KOLKATA GPO
From:SUBHAS DAS,238 KALIGHAT ROAD
Wt:20gms
Amt:17.70(Cash)Tax:2.70
<Track on www.indiapost.gov.in>
<Dial 18002666868> <Wear Masks, Stay Safe>



সুভাষ দাস



Government of West Bengal
Cooperation Directorate
New Secretariat Buildings, 4th Floor
1, Kiran Shankar Roy Road
Kolkata-700001

05-03-2024

To
The Joint Registrar of Co-operative Societies (KMAH Cell),
245, B.B. Ganguly Street, Kolkata-700012.

Sub: R.T.I applications from Subhas Das,
10/10/2021, re: the matter of 'Bhadrakumar
Cooperative Housing Society, Ltd. Phase-1'

Sir,

Enclosed please find herewith the photocopy of
application as mentioned above which are self explanatory.

It appears that the required information may
be available from your end and as such you are hereby
requested to furnish the relevant documents within 10 days
from the receipt of this letter to this end.

Please note that the information are to be
provided to the applicant in time as per sec 7 of the said
Act.

Please treat it as urgent

Sd/
SPIO'
&

Addl Registrar of Cooperative Societies

100, North Circular Road, (10)

Encl:- As stated

Copy forwarded for information to:

Subhas Das, 238 Kalighat Road, P.O & P.S- Kalighat, Kol-700
026.

Sd/ H N B

DCOOP-16015/1/2021-RTI CELL-DCOOP

1/492484/2024

~~5/3/2024~~

SPIO

&

Addl. Registrar of Cooperative Societies
Cooperation Directorate (HQ)

Government of West Bengal
Cooperation Directorate
Kolkata Metropolitan Area Housing
245, B.B.Ganguly Street, Kolkata-12.

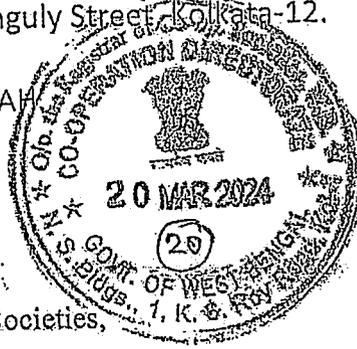
E USD 7723
Cp - 3314

Memo.No. 284 /IX-27/98/KMAH

Date : 20.03.2024

To
The S.P.I.O.
&

Additional Registrar of Co-operative Societies,
West Bengal, Co-operation Directorate (H.Q.),
New Secretariat Buildings (4th Floor),
Kolkata-700 001.



Sub : R.T.I. Application from Subhas Das.

Ref : Your Memo No.1/492484.

Sir,

Kindly refer to above.

The application under reference is not an information sought by the applicant under the purview of R.T.I. Act.

No information is available in our office record;

Yours faithfully,

Shy 20/3/24

Jt. Registrar of Co-operative Societies,
KMAH Cell.

SUDIP WTR

00537/2024



Government of West Bengal
Co-operation Directorate
New Secretariat Building,
Kolkata - 700 001

22-03-2024

To
Subhas Das,
238 Kalighat Road,
P.O & P.S- Kalighat,
Kol-700 026.

Sub:- Information in connection with your application dated 09/02/2023.

Sir,

In response to your above mentioned application the undersigned has received a single page communication under memo no.-284/IX-27/98/KMAH dated 20/03/2024 from the Jt. RCS, KMAH Cell, which is being sent herewith (enclosed) by speed post.

Kindly acknowledge the same.

[Handwritten signature]
22/3/2024

SPIO
&

Addl. Registrar of Cooperative Societies
Cooperation Directorate (HQ)

Enclo:- As stated

[Handwritten signature]

10

Date :.....

SHRI NIRANJAN KUMAR, IAS

Registrar of Co-operative Societies & Appellate Authority

Corporation Directorate, Govt. of West Bengal

1, Kiran Sankar Roy Road

Kolkata-700 001

New Secretariat Building

Block -A, 4th Floor

1st Appeal RTI Act – 2005 u/s-19(1)

Ref. : Application RTI Act-2005 us/-6(1) dt.09/02/2024

Memo No.1/492484/2024 dt.05/03/2024

1/500537/2024 dt.22/03/2024

284/1x-27/98/KMAH dt.20/03/2024

মহাশয়,

উক্ত আবেদন RTI টি করা হয় কিছু তথ্য জানানো প্রদান করার জন্য আবেদনটি পরিপ্রেক্ষিতে RTI Act u/s 7 মর্মে উক্ত মেমোটি প্রদান করেন মাননীয় Register of Co-operative Societies (KMAHCELL) এর নিকট তথ্যগুলি জানান প্রদান করার জন্য কিন্তু আজ পর্যন্ত কোনপ্রকার কোন তথ্য জানান প্রদান করা হয় নাই। অতএব dt.09/02/2024 RTI আবেদনের মর্মে তথ্যগুলি যথাযথ প্রতিলিপি সহকারে আমাকে জানান প্রদান করার জন্য মাননীয়র নিকট পুনরায় আমার অনুরোধ।

নমস্কার

Enclo. : As stated

<Track on www.indiapost.gov.in>
<Dial 18002666868> <Wear Masks, Stay Safe>



EM0234234271H IWR:6987023423427
SP KALIGHAT GD <700026>
Counter No:1,03/04/2024,11:18
To:SHRI NIRANJAN KUMAR IAS.,
PIN:700001, KOLKATA GPO
From:SHRI N K DAS.,
Wt:250gms

Post:17.70(Cash)Tax:2.70

<Track on www.indiapost.gov.in> 
<Dial 18002666868> <Wear Masks, Stay Safe>

বিনীত,

সুপ্রিয় কুমার
03/04/2024

238, Kalighat Road
Kolkata – 700 026
P.O./P.S. Kalighat

সুপ্রিয় কুমার



Government of West Bengal
Co-operation Directorate
New Secretariat Building, Block-A, 4th.floor,
1, K.S.Roy Road, Kolkata -700001.

Memo No. 965/IV-1612/07

Dated: 03.05.2024

Appeal No-420 dated 04.04.2024 u/s 19 (1) of the RTI ACT, 2005.

Name of the Appellant: Sri Subhas Das

FACTS ON RECORD:

Perused the Appeal submitted under section 19(1) of the RTI ACT, 2005.

The original RTI Application dated 09.02.2024 was forwarded to the KMAH Cell by the SPIO vide I/492484/2024 dt. 05.03.24. The reply was sent by Jt. RCS KMAH Cell vide Memo No. 284 dt 20.03.2024. The same was communicated to the appellant I/500537/2024 on 22.03.2024.

OBSERVATION

It was observed that the reply furnished by the Jt. RCS KMAH Cell states that the information sought by the applicant are not information under the purview of RTI Act.

ORDER

After going through all documents and replies it is felt that the required information sought by the appellant does not fall under the definition of

"information" as defined in Section 2(f) of the RTI Act 2006 as it relates to clarification and interpretations of some actions and the action taken from the end of Jt. RCS KMAH Cell is justified. Thus the Appeal of Sri Subhas Das is disposed of.

Let the ORDER be communicated to all the parties concerned.

Sd/-

(Aveek Bhattacharya)

Appellate Authority
&

Addl.Registrar of Co-operative Societies,
West Bengal

Memo No. 965/1(3)IV-1612/07

Dated: 03.05.2024

Copy forwarded for information and necessary action to:

1. Sri Subhas Das, 238 Kalighat Road, P.S. -Kalighat, Kolkata- 700026.
2. The SPIO, Cooperation Directorate (HQ)
3. Joint Registrar of Co-operative Societies (KMAH Cell), Cooperation Directorate (HQ), 245, B.B. Ganguly St. Kolkata-700012.



**Deputy Registrar of Cooperative Societies
& S.A.P.I.O. Cooperation Directorate (HQ)**