

Date 02/02/2024.

ONE SET.

M-9804489317.

100158(A)
66/02/2024



**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: **VIJAY KUMAR MAHATO.**
- 2] Address: **6, ROBERTSON BYE LANE, P.O. TELINI PARA,
P.S. BHADRESWAR, DIST-HOOGHLY, PIN NO. 712125.**
- 3] Date of filing of application for information under RTI Act **10-10-2023** duly received by S.P.I.O. office on **17-10-2023**.
(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).
My Letter MEMO NO. ALC 2 SPIO/LD/NSB/KOL/RTI-10-10-2023 Attached with enclosure
- 4] Name of State Public Information Officer / State Assistant Public Information Officer to whom the application was made and address: **SMT. SHARMILA KHATUA the Addl. Labour Commissioner, W.B., Labour Department, N.S. Buildings, 11th Floor, 1, K.S. Roy Road, KOL-700001.**
- 5] Gist of the information sought for: **Prayer for information to my Letter dated 10-10-2023 duly received b S.P.I.O. office on 17-10-2023.**
- 6] Have you received any response / information? **SPIO has not responded till date.**
If so, attach a self-attested copy of the same. **Yes copy enclosed.**
- 7] Date of filing 1st appeal: **First appeal dated 20-12-2023.**
(A self attested copy of 1st appeal should be attached). **copy enclosed.**
My Letter's Ref. NO. VKM/LC/FAA/NSB/KOL/RTI/A-9/23 dated 20-12-2023.
- 8] Authority to whom the first appeal was made with address: **First Appellate Authority & Labour Commissioner of Labour Department, Govt. of W.B., N.S. Buildings, 11th Floor, 1, K.S. Roy Road, Kolkata-700001.**
- 9] Decision of the 1st Appellate Authority, if any, including number and date of the order: **First Appellate Authority has not responded till date.**
(A self-attested photocopy of the order of the 1st Appellate Authority should be attached).

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10/12

10] Grounds for 2nd appeal and the relief sought (specify): *NO response from the First Appellate Authority under R.T.I. ACT 2005.*

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 *VKM* son / daughter of *SKM* aged *51* 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 : *BHADRESWAR.*

Vijay Kumar Mahato.
Signature of the appellant

Date : *02/02/2024.*

(VIJAY KUMAR MAHATO)
(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.

BY Regd. POST

EDUCATE

ORGANISE

AGITATE

VIJAY KUMAR MAHATO

R.T.I Activist & Whistleblower
Contact No: 9804489317
Email- vijaykumarmahato181972@gmail.com



OFFICE ADDRESS:
6. Robertson Bye lane,
P.O.- Telinipara,
P.S.- Bhadreswar
Dist.- Hooghly (W.B),
Pin- 712125

To Ref.no : VKM/L.C./F.A.A./NSB/KOL/RTI/A-9/23. Date. 20-12-2023.

The Labour Commissioner of West Bengal and
First Appellate Authority under RTI ACT 2005.
Govt. of West Bengal, N.S. Buildings, 11th Floor,
1, Kisan Shankar Roy Road, Kolkata-700001.

Sub: First appeal U/S 19(1) of the RTI ACT
2005 against smt. Sharmila Khata, Addl. Labour Commissioner & SPIO
of Labour Commissioner Office, N.S. Buildings, 11th Floor, Kol-700001 for
NON-response to my RTI Petition U/S 6(1) of the RTI ACT 2005 dated 10/10/2023.
My RTI Letter dated 10-10-2023.

IN765803031 IN IN765803036
RL CHANDANNAGAR GO HOOGHLY 712113
Counter No. L/12/2023.13-04
To: LABOUR COMMISSIONER FIRST APPELLATE
PIN: 700001, KOLKATA 090
From: VIJAY KUMAR MAHATO, TELINIPARA
Dist: Hooghly, W.B.
Amount: Rs. 100/- (100 Rupees)
*Track the status of your post at www.indiapost.gov.in
*Call 18001204567 for more details. Stay Safe!



I filed an RTI Letter to SPIO & Additional
Labour Commissioner of Labour Commissioner
Office on 10-10-2023 (copy enclosed) seeking
certain information U/S 6(1) of the RTI ACT 2005. But
SPIO does not seem to have responded ever
after the expiration of 30 days. But SPIO has
failed in his duty within 30 days. More than
02 Month 11 days have passed.
So, I am preferring the first appeal
U/S 19(1) of the RTI ACT 2005 with request
direct SPIO or you to obtain and supply
the information to me for taking necessary
action within time-frame of 30 days U/S
7(1) of the RTI ACT 2005.

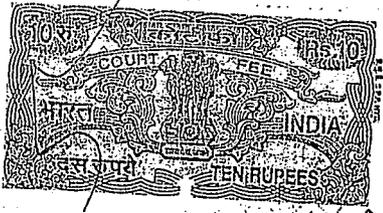
Self attested by me.
Vijay Kumar Mahato.

Yours Appellant,
Vijay Kumar Mahato
R.T.I. ACTIVIST.

MEMO NO.: ALC & SPIO/LD/NSB/KOL/RTI-01/23 10/10/23.

To
SMT-SHARMILA KHATUA, WBLB,
Additional Labour Commissioner

Designated SPIO under R.T.I. ACT 2005,
Labour Department, Govt. of West Bengal,
N.S. Buildings, 11th Floor, 1, K.S. Roy Road, KOL-700001.



LABOUR DEPARTMENT
WEST BENGAL
17 OCT 2023
CONTENTS NOT RECORDED

Sub.: Seeking information U/S 6 (1)
of the R.T.I. ACT 2005 regarding
reduction of salary amount
from Rs. 7000/- to Rs. 4000/- P.M.
arbitrarily and stopping
of my salary since June 2023.

Ref: My letter vide memo NO.: WBLWB/LD/KOL/PRAYER-16/23 Date
04/09/2023 duly received by
W.B. Labour Welfare Board on 12-09-23.

Madame,

I had written a letter to Smt Sumita
Bengal Labour Welfare Commissioner of West
Bengal Labour Welfare Board, Kolkata-700054
on 04-09-2023 duly received by WBLW Board on
12-09-2023 (Copy enclosed) with a copy of the
same to you. But no information/intimation
has been received from any quarters till date.
Hence, I am seeking to know about the
action taken from your end.

Hope that you will provide me the sought
information within time-frame of 30 days
U/S 7(1) of the R.T.I. ACT 2005.

CORRESPONDENCE ADDRESS:

VIJAY KUMAR MAHATO
6, Robertson Bye,
P.O. Telimpang,
P.S. Bhadrakul, Dist-Hooghly-712125.

Yours Faithfully,
Vijay Kumar Mahato.
In-Charge of Rishya
Labour Welfare Centre,
Under Labour Deptt. Govt. of W.B.
N.S. Road, Purna Babu Math,
1st Floor, P.O. & P.S. Rishya,
Dist. HOOGHLY, PIN NO. 712218.

Self attested by me.
Vijay Kumar Mahato.

MOST CONFIDENTIAL : BY REGD. POST.

Memo No.: WC/WBLWB/LD/KOL/PRAYER – 16/23, Date 11/09/2023.

To
SMT. SUMITA MKHERJEE, WBLB,
The Welfare Commissioner,
West Bengal Labour Welfare Board,
Under Labour Department, Govt. of West Bengal,
P-3, C.I.T. Scheme – VII M, P.O. Kankurgachi, Kolkata – 700054.

Sub: Reduction of salary amount from Rs.7000/- to Rs.4000/-
per month arbitrarily and stopping of my salary since June 2023.

Ref.(1): Your memo No. 819/08/Estt./2022/LWB/Dated 19/7/2023 duly
Received by me on 25/7/2023 by your Peon – Tarak Paul.

Ref.(2): My Memo No. WC/WBLWB/LB/KOL/PRAYER – 10/2023 Dated
18/7/2023 duly received by your office on 18/7/223.

Madam,

With reference to above, I have to say that I have been working as full time in-charge of several centres since 26-2-2015 and drawing salary of Rs.7,000/-per month. All of a sudden, you converted my work as part time worker and asked me to work for only 3 (three) days. Not only that you also reduced my salary from Rs.7,000/- to Rs.4,000/- per month though I had never requested you to do this.

It is highly surprising to note that a full time worker is asked to work as part time worker by reducing his salary. Also I am not getting my salary since June 2023 to till date. I think it is arbitrary decision on your part to reduce the salary of a poor person who earns only Rs.7,000/- per month in the era of greater financial hardship. By doing this, you have pushed my family to the brink of starvation.

Hence, you are requested to consider my plight and restore the reduced salary for the end of justice and start the salary stopped since June 2023 and my family consisting of 7 (seven) members who are on the verge of starvation due to your whimsical decision.

Be it noted that my one son is studying in B.A. (2nd year) and I am facing financial hardship to meet his education expenditure. I am getting not a single penny since June 2023.

If I take extreme step like suicide then you will be solely responsible for it as you have pushed me on the brink of suicide.

Yours faithfully,
Vijay Kumar Mahato.
(VIJAY KUMAR MAHATO)

In-Charge of Rishra Labour Welfare Centre,
Under Labour Department, Govt. W.B.
N.S. Road, (Purna Babur Math, 1st Floor),
P.O. & P.S. Rishra, Dist. Hooghly – 712248.

✓ Correspondence Address:-

VIJAY KUMAR MAHATO,
6, ROBERTSON BYE LANE,
P.O. TELINIPARA, P.S. Bhadreswar,
Dist. Hooghly, Pin – 712125.
Mobile No. 9804489317.

DATE: 04/09/2023.

Encl: Copy of Order No. 1033/WC dt.25/1/2016.

Contd....P/2.

RECEIVED

Contents not Verified

Signature..... *N B*

Date..... *12/09/2023*

West Bengal Labour Welfare Board

Self attested by me.
Vijay Kumar Mahato.