

101201/(A)
11/11/2024

Mohima Khatun
11.11.2024

IDENTIFIED BY
Sh Sahil
(Adv.)
11.11.2024

To,
The State Chief Information Commissioner
West Bengal State Information Commission
11 A, Mirza Galib Street, Khadya Bhaban,
Kolkata - 700087.

Subject: RTI Second Appeal under Section 19(3) of The R.T.I. Act, 2005.

Respected Sir/Madam,

I, **Mohima Khatun**, a resident of Vill.- Nerodighi, P.O.- Burdwan, P.S.- Burdwan Sadar, Dist.- Purba Bardhaman, PIN- 713101, as appellant hereby file a RTI Second Appeal under section 19(3) of The RTI Act, 2005. This appeal arises due to the First Appellate Authority's failure to dispose of appeal within the prescribed time frame and inadequate RTI Reply from B.D.O. (SPIO) of Burdwan-1 Block Development Office Dated 26.06.2024, for non-compliance with the provision section 76 of The Indian Evidence Act, 1872 & non adherence the spirit of The RTI Act 2005. All relevant details are provided in the particulars below, in accordance with Rule 8 of the RTI Rules, 2012.

PARTICULARS

1. Name and Address of the Appellant:

- Mohima Khatun, D/o- Sk Maynul Haque.
- Vill.- Nerodighi, P.O.- Burdwan, P.S.- Burdwan Sadar, Dist.- Purba Bardhaman, PIN- 713101.

2. Name and Address of the State Public Information Officer to whom the Application (U/s 6 of R.T.I. Act 2005) was Addressed:

- Block Development Officer (B.D.O.) of Burdwan-1 Block Development Office.
- Burdwan-1 Block Development Office, Vill.- Kamnara, P.O.- Mirzapur, Dist.- Purba Bardhaman, PIN- 713102.

3. Name and Address of the State Public Information Officer who Gave Reply to the Application (U/s 6 of R.T.I. Act 2005):

- Block Development Officer (B.D.O.) of Burdwan-1 Block Development Office.
- Burdwan-1 Block Development Office, Vill.- Kamnara, P.O.- Mirzapur, Dist.- Purba Bardhaman, PIN- 713102.

4. Name and Address of the RTI First Appellate Authority (as per sec. 19(1) of R.T.I. Act 2005):

- Sub Divisional Officer of Bardhaman Sadar North Division, Purba Bardhaman.
- New Administrative Building, Court Compound, Purba Bardhaman, PIN- 713101.

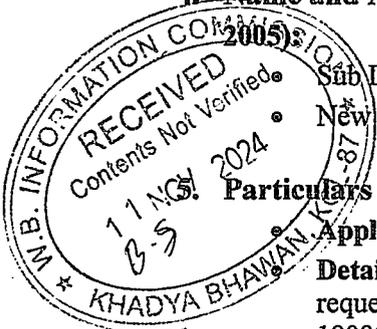
5. Particulars of the Application (U/s 6 of R.T.I. Act 2005):

Application Received Date: 25.06.2024

Details: Application under section 6 of the RTI Act, 2005, in point no. 1, Appellant requested to provide reasons for the rejection of appellant's Rupashree application (ID 190906240000134) and in point no. 2, Appellant requested to provide a certified copy of the enquiry report of said Rupashree application.

6. Particulars of the Order(s) Including Number, if any, Against Which the Appeal is Preferred:

- **SPIO's Reply:** Reply Received on 26.06.2024 via email vide memo no. 1819 dated 26.06.2024.
- **RTI First Appeal:** Appeal filed U/s 19(1) of R.T.I. Act 2005 on 03.07.2024 but no decision was passed by the F.A.A. within the stipulated period as per section 19(6) of R.T.I. Act 2005.



Mohima Khatoon
11.11.2024

IDENTIFIED BY

Sk Sahil

(Adv.)
11.11.2024

7. Brief Facts Leading to the Appeal (U/s 19(1) of R.T.I. Act 2005):

- a) Appellant filed an RTI application (U/s 6 of R.T.I. Act 2005) on 25.06.2024 to the B.D.O. of Burdwan-1 Block Development Office, seeking reasons for the rejection of appellant's Rupashree application (ID 190906240000134) and a certified copy of the enquiry report of said Rupashree application.
- b) The B.D.O.'s office responded on 26.06.2024 via email vide memo no. 1819 dated 26.06.2024, but the PDF document provided was of very poor quality, making it challenging to read the content/writing in the document.
- c) The provided enquiry report as RTI reply dated 26.06.2024 does not bear the writing "True Copy", date of issue and name of the public officer, only the signature, the official seal and the official title of concerned public officer is there, thereby failing to meet the requirements of section 76 of The Indian Evidence Act, 1872.
- d) Consequently, Appellant filed a RTI First Appeal on 03.07.2024 under section 19(1) to the S.D.O., Bardhaman Sadar North Division. However, no decision was passed by the F.A.A. within the mandated 45 days as stipulated in section 19(6) of R.T.I. Act 2005.

8. Prayer or Relief Sought:

- a) **Provide a High-Quality Document:-** Appellant request to the Hon'ble Commission that appellant be provided with a high-quality and readable copy of the above-said enquiry report, either in softcopy or hardcopy.
- b) **Certification Compliance as per Sec. 76 of I.E.A. 1872 or Sec. 75 of B.S.A.A. 2023:-** The said enquiry report should strictly comply with the provisions of Section 76 of the Indian Evidence Act, 1872 or Section 75 of The Bharatiya Sakshya Adhinyam Act, 2023 including the writing "True Copy," the signature, the official seal, date of issue, name, and the official title of the concerned public officer.
- c) **Request for Physical Hearing:** Appellant request to the Hon'ble Commission for physical hearing regarding this matter to explain my points in a better way.
- d) **Expedited Processing of Complaint under Section 18 of RTI Act:-** Appellant request to the Hon'ble Commission for prompt processing of appellant's previously filed complaint (U/s 18 of R.T.I. Act 2005) relating to this subject matter being Diary No. 601907 dated 29.06.2024 which current status still shows 'waiting for scrutiny'.
- e) Appellant request to the Hon'ble Commission to instruct/direct the concerned authorities to furnish the said required information as per statutory requirements, ensuring adherence to The RTI Act 2005, The Indian Evidence Act 1872, The Bharatiya Sakshya Adhinyam Act, 2023 and to protect the spirit of RTI Act, 2005.

9. Grounds for the Prayer or Relief:

- a) **Low-Quality Document:** The provided PDF copy of the enquiry report as RTI reply dated 26.06.2024 is of such poor quality that it is difficult for a sound person to read the content/writing in the document, it undermining the purpose of transparency and access to information under The RTI Act, 2005.
- b) **Non-Compliance with Section 76 of The Indian Evidence Act:** The provided enquiry report as RTI reply dated 26.06.2024 does not bear the writing "True Copy", date of issue and name of the public officer, only the signature, the official seal and the official title of concerned public officer is there, thereby failing to meet the requirements of Section 76 of The Indian Evidence Act, 1872 or Section 75 of The Bharatiya Sakshya Adhinyam Act, 2023.
- c) **No Decision passed by First Appellate Authority:** Despite of filing the RTI first appeal to FAA (U/s 19(1) of R.T.I. Act 2005) on 03.07.2024, no decision was passed by the F.A.A. within the mandated 45 days as stipulated in section 19(6) of R.T.I. Act 2005.
- d) **Disregard for the Spirit of the RTI Act and Public Accountability:** The poor quality of document provided By SPIO and the First Appellate Authority's inaction reflect a failure to uphold the RTI Act's core principles of transparency and accountability.

10. Any Other Information Relevant to the Appeal:

- Appellant filed a complaint (U/s 18 of R.T.I. Act 2005) to the West Bengal Information Commission on 29.06.2024 (Diary No. 601907). Despite of several reminders via registered official mail id dated 10.07.2024 and 23.08.2024, the status remains pending for scrutiny.

Mohima Khatun
11.11.2024
IDENTIFIED BY
Sk Sahil
(Adv.)
11.11.2024

Verification

I, **Mohima Khatun**, D/o- Sk Maynul Haque, do verify that all statements made above are true to the best of my knowledge and belief. I affirm that this appeal is being filed in good faith for the reliefs sought.

Date:- 11.11.2024

Mohima Khatun

Signature of Appellant
Signed in my presence & Identified by me

Sk Sahil

Advocate

SK SAHIL
Advocate
(B.A.L.L.B., LL.M.)
Enr. No.-F/1435/1234/2022

Certificate

- I, **Sk Sahil**, authorized Advocate of the appellant Mohima Khatun certify that:-
- a) The State Chief Information Commissioner (W.B.) are the appropriate authority to address this RTI Second Appeal under Section 19(3) of The RTI Act, 2005.
 - b) This RTI Second Appeal is being filed within the specified limitation period as stipulated u/s 19(3) of The RTI Act, 2005 and there are good grounds for the appeal & I undertake to argue the same when called on for hearing.
 - c) To the best of my knowledge the information sought in appellant's RTI application U/s 6 of The RTI Act, 2005 dated 25.06.2024 doesn't fall within the restriction contained in sec. 8 & 9 of the RTI Act, 2005.
 - d) This RTI Second Appeal should be dealt with in accordance with The Indian Evidence Act, 1872, as per section 170 of The Bharatiya Sakshya Adhinyam Act, 2023.
 - e) That the matter under this appeal have not been previously filed or are pending with any court or tribunal or with any other authority.
 - f) To the best of my knowledge no fee has to be paid for the filing of RTI Second Appeal as per The RTI Act 2005, The RTI Rules 2012 & WB RTI Rules 2006.
 - g) This RTI Second Appeal is drafted by me and computerized in my office.

Date:- 11.11.2024

Contact No:- +91 7384251282

Email Id:- contact.sksahil@gmail.com

Sk Sahil

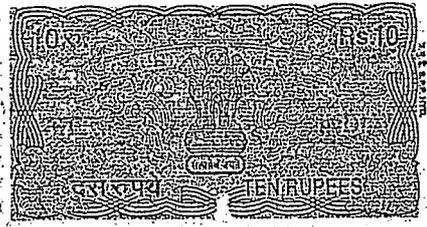
Advocate

SK SAHIL
Advocate
(B.A.L.L.B., LL.M.)
Enr. No.-F/1435/1234/2022

➤ **Enclosures:**

The Following documents are hereby enclosed with this appeal

- a) Photocopy of received copy of the original RTI application U/s 6 of The RTI Act, 2005 submitted to the B.D.O. of Burdwan-1 Block Dev. Office dated 25.06.2024 (1 page).
- b) Print copy of the RTI reply received from the B.D.O. of Burdwan-1 Block dev. Office dated 26.06.2024 (2 pages).
- c) Photocopy of Complaint filed under Section 18 being Diary No. 601907, dated 29.06.2024 with current status of complaint (3 pages).
- d) Copies of Email Reminders sent to WBIC on 10.07.2024 and 23.08.2024 (1 Page).
- e) Photocopy of received copy of RTI First Appeal U/s 19(1) of The RTI Act, 2005 dated 03.07.2024 (3 pages)
- f) A print copy of section 76 of The Indian Evidence Act, 1872 (1 page).
- g) A print copy of section 75 of The Bharatiya Sakshya Adhinyam Act, 2023 (2 pages)
- h) A print copy of section 170 of The Bharatiya Sakshya Adhinyam Act, 2023 (1 page)



Form of Application for Seeking Information U/s 6 of R.T.I. Act, 2005.

To,

The Block Development Officer, Burdwan-1 Block Office, Office at Vill.- Kamnara, P.O.-
Mirzapur, Dist.- Purba Bardhaman, PIN- 713102 .

| | | |
|--|--|--|
| 1. | NAME OF THE APPLICANT | MOHIMA KHATUN, D/O- SK MAYNUL HAQUE |
| 2. | APPLICANT'S ADDRESS | VILL.- NERODIGHI, P.O.- BURDWAN, P.S.- BURDWAN SADAR, DIST.- PURBA BARDHAMAN, STATE- WEST BENGAL, PIN- 713101. |
| 3. | INFORMATION SOUGHT FOR | <p>My Rupashree application Id is 190906240000134 which has been rejected by concerned sanction officer. Online Rupashree application Status available at - https://wbrupashree.gov.in/admin/searchapplicant_public/Search_by_applicant_id/searchData [Last Visited on 24th June 2024 at 04:40 pm (IST)]. I want to get the information as follows:-</p> <ol style="list-style-type: none">1) Provide the reasons based on which the above-said Rupashree application has been rejected by concerned sanction officer.2) Provide the certified copy of enquiry officer report of above-said Rupashree application. |
| 4. | TO THE BEST OF MY KNOWLEDGE THE INFORMATION DOES NOT FALL WITHIN THE RESTRICTION CONTAINED IN SECTION 8 & 9 OF THE RTI ACT, 2005 IT PERTAINS TO YOUR OFFICE. | |
| 5. | THIS IS TO CERTIFY THAT I, MOHIMA KHATUN, D/O- SK MAYNUL HAQUE IS A CITIZEN OF INDIA. | |
| A FEE OF RS. 10/- IN THE FORM OF COURT FEE IN THE TERMS OF RULES 3 OF W.B.R.T.I. RULES, 2006 AFFIXED HERewith AS COST OF INFORMATION SOUGHT FOR (RS. 2 FOR EACH A4 PAGE IS THE COST OF INFORMATION). | | |



DATE:- 25/06/2024

CONTACT NO.- +91 8918282432

MAIL ID:- mohima.khatun8918@gmail.com

Mohima Khatun

11.11.2024

Mohima Khatun

(MOHIMA KHATUN)



GOVERNMENT OF WEST BENGAL
BURDWAN -I DEVELOPMENT BLOCK
KamnaraPirtala, P.O- Mirzapur, PurbaBardhaman, Pin - 713102

Memo No: 1819

Date: 26-06-2024

To
MOHIMA KHATUN
Rayan-I G.P.,
Burdwan-I Dev. Block

Sub: - Regarding information U/S 6 of R.T.I. Act, 2005.

In connection with the above subject, this is to inform you that

As mentioned in point no.1, in the column 'information sought for' in your letter is not applicable as it is a reason, not an information.

As mentioned in point no.2, certified copy of enquiry officer report is furnished herewith.


26/06/24
Block Development Officer
Burdwan-I Dev. Block
Block Development Officer
Burdwan-I Dev. Block

Mohima Khatun

11.11.2024

To,

The State Information Commissioner,
West Bengal Information Commission

11 A, Mirza Galib Street, Khadya Bhaban, Kolkata-700087.

Subject: Complaint under Section 18 of the RTI Act, 2005 against the B.D.O. (SPIO) of Burdwan-1 Block Office for Non-Compliance with Section 76 of the Indian Evidence Act, 1872.

Respected Sir/Madam,

I, Mohima Khatun, a resident of Vill.- Nerodighi, P.O.- Burdwan, P.S.- Burdwan Sadar, Dist.- Purba Bardhaman, PIN- 713101, hereby file a complaint under Section 18 of the RTI Act, 2005 against the Block Development Officer (B.D.O.) of Burdwan-1 Block Office at Vill.- Kamnara, P.O.- Mirzapur, Dist.- Purba Bardhaman, PIN- 713102, for non-compliance with the provisions of the Indian Evidence Act, 1872. & non adherence the spirit of RTI Act 2005.

➤ **Background:**

- 1) I filed an RTI application under Section 6 of the RTI Act, 2005, to the B.D.O. of Burdwan-1 Block Office on 25.06.2024.
- 2) In point no. 2 of my RTI application I requested a certified copy of the enquiry report for Rupashree application with Application Id 190906240000134.
- 3) I received a RTI reply from the B.D.O.'s office via email on 26.06.2024. However, the provided PDF copy of the enquiry report was of very low quality and illegible. Additionally, it lacked the necessary certification compliance as per Section 76 of the Indian Evidence Act, 1872.

➤ **Grounds of Complaint:**

1) **Low-Quality Document:**

The provided PDF copy of the enquiry report as RTI reply dated 26.06.2024 is of such poor quality that it is difficult for a sound person to read the content/writing in the document.

2) **Non-Compliance with Section 76 of the Indian Evidence Act:**

The provided enquiry report as RTI reply dated 26.06.2024 does not bear the writing "True Copy," the official seal, date of issue, name, and the official title of the public officer, thereby failing to meet the requirements of Section 76 of the Indian Evidence Act, 1872.

Mohima Khatun

11.11.2024

➤ Prayers:

1) **Provision of Sound Quality of Document:**

I request that I be provided with a high-quality PDF document, either in softcopy or hardcopy that is clearly legible.

2) **Compliance with Section 76 of the Indian Evidence Act:**

The said enquiry report should strictly comply with the provisions of Section 76 of the Indian Evidence Act, 1872 including the writing "True Copy," the official seal, date of issue, name, and the official title of the public officer.

3) **Online Hearing:**

I request an online hearing regarding this matter to explain my points in a better way.

4) **Quick Processing of the Complaint:**

I appeal for the quick processing of this complaint to ensure timely resolution.

5) I request your kind intervention to direct the concerned authorities to provide the required information in the appropriate format and to ensure adherence to the Indian Evidence Act, 1872 & to protect the spirit of RTI Act, 2005.

Thank you for your attention to this matter.

Yours sincerely,

Place:- Burdwan

Date:- 25.06.2024

Contact No.- +91 7384251282

Email ID:- mohima.khatun8918@gmail.com

Mohima Khatun

[MOHIMA KHATUN]

Mohima Khatun

11.11.2024

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Dak Status

Search Dak

Type Appeal/Complaint Diary Number Dispatch

Diary Year 2024

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Date Range

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| S.No | Diary No. | File No. | Diary Date | Letter Date | Applicant Name | DAK Status | View |
|------|-----------|-----------------------------|------------|-------------|-----------------------|--|------|
| 1. | 601906 | WBIC/RTI/A/601906/1952/2024 | 29-06-2024 | -- | Ashish mandal | Complaint/Appeal Admitted | View |
| 2. | 601907 | -- | 29-06-2024 | -- | MOHIMA KHATUN | Waiting for scrutiny | View |
| 3. | 601908 | WBIC/RTI/C/601908/2143/2024 | 29-06-2024 | -- | Bandana Saha | Complaint/Appeal Admitted | View |
| 4. | 601909 | -- | 29-06-2024 | -- | ASHIM D ROZARIO | Compliance/Non Compliance dak received | View |
| 5. | 601910 | -- | 29-06-2024 | -- | ASHIM D ROZARIO | Link dak received | View |
| 6. | 601911 | -- | 29-06-2024 | -- | MD FAIJUL HASSAN KHAN | Compliance/Non Compliance dak received | View |
| 7. | 601912 | -- | 29-06-2024 | -- | MD FAIJUL HASSAN KHAN | Link dak received | View |
| 8. | 601913 | -- | 29-06-2024 | -- | RABINDRANATH MANDAL | Compliance/Non Compliance dak received | View |
| 9. | 601914 | -- | 29-06-2024 | -- | RABINDRANATH MANDAL | Link dak received | View |
| 10. | 601915 | -- | 29-06-2024 | -- | RUDRA PRASAD MONDAL | Compliance/Non Compliance dak received | View |

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ary_date&search_value=&search_value_date=29%2F06%2F2024&from_date=&to_date=&page_length=10&search_button=&page=2)

Mohima Khatun
11.11.2024



MOHIMA KHATUN <mohima.khatun8918@gmail.com>

Follow-up on RTI Complaint Diary No. 601907.

2 messages

MOHIMA KHATUN <mohima.khatun8918@gmail.com>
To: scic-wb@nic.in

10 July 2024 at 16:00

Respected Sir/Madam,

I hope this message finds you well.

Myself Mohima Khatun, I am writing to follow up on my RTI complaint, which was filed on 29.07.2024 u/s 18 of The RTI Act 2005. The diary number for my complaint is 601907.

I have been monitoring the status of my complaint, and it currently shows as "waiting for scrutiny." However, I have noticed that complaints/appeals filed after mine have already been admitted.

The significant time that has been elapsed since my filing, I kindly request an update on the status of my complaint and the anticipated timeline for its scrutiny and admission. I would be grateful if you could expedite the process, as the information requested is of urgent importance.

Thank you for your attention to this matter. I look forward to your prompt response.

Best regards,

Mohima Khatun

[Contact No.- +91 7384251282]

MOHIMA KHATUN <mohima.khatun8918@gmail.com>
To: scic-wb@nic.in
Cc: cs-westbengal@nic.in, wb.secyhome@gmail.com

23 August 2024 at 10:00

Subject: Urgent Follow-up on RTI Complaint Diary No. 601907

Respected Sir/Madam,

Myself Mohima Khatun, I am writing to express my concern regarding the status of my RTI complaint, Diary No. 601907, filed on 29th July 2024 under Section 18 of the RTI Act 2005. Despite my previous correspondence, I have yet to receive any response or update from your office.

It has come to my attention that complaints filed after mine have already been admitted, while my complaint remains pending and is still listed as "waiting for scrutiny". This delay is causing significant inconvenience, and I respectfully request that my complaint be reviewed and admitted at the earliest.

Please consider this email as an urgent request for an update on the status of my complaint. Your prompt attention to this matter would be greatly appreciated.

For your reference I am attaching the complaint scan copy & other relevant documents with this mail.

Thank you for your time and assistance.

Best regards,

Mohima Khatun

[Contact no. +91 7384251282]

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3 attachments Sec. 18 of RTIA 29.06.2024.pdf
544K Mohima RTI Application 25.06.2024.pdf
458K RTI Reply.pdf
1037K

Mohima Khatun
11.11.2024

To,

The Sub Divisional Officer,

Bardhaman Sadar North Division, Purba Bardhaman,

New Administrative Building, Court Compound, Purba Bardhaman, 713101.

Subject:- Application for RTI First Appeal under Section 19(1) of The RTI Act, 2005 against Inadequate RTI Reply from B.D.O. (SPIO) of Burdwan-1 Block Office Dated 26.06.2024.

Respected Sir/Madam,

I, Mohima Khatun, a resident of Vill.- Nerodighi, P.O.- Burdwan, P.S.- Burdwan Sadar, Dist.- Purba Bardhaman, PIN- 713101, hereby file a RTI first appeal under Section 19(1) of The RTI Act, 2005 against inadequate RTI Reply from B.D.O. (SPIO) of Burdwan-1 Block Office Dated 26.06.2024, for non-compliance with the provisions of the Indian Evidence Act, 1872 & non adherence the spirit of RTI Act 2005.

➤ **Background:**

- 1) I filed an RTI application under section 6 of The RTI Act, 2005, to the B.D.O. of Burdwan-1 Block Office on 25.06.2024.
- 2) In point no. 2 of my RTI application I requested a certified copy of the enquiry report against Rupashree application with Application Id 190906240000134.
- 3) I received a RTI reply from the B.D.O.'s office via email on 26.06.2024. However, the provided PDF copy of the enquiry report was of very low quality and illegible. Additionally, it lacked the necessary certification compliance as per Section 76 of the Indian Evidence Act, 1872.

➤ **Grounds of RTI First Appeal:**

1) **Low-Quality Document:**

The provided PDF copy of the enquiry report as RTI reply dated 26.06.2024 is of such poor quality that it is difficult for a sound person to read the content/writing in the document.

2) **Non-Compliance with Section 76 of the Indian Evidence Act:**

The provided enquiry report as RTI reply dated 26.06.2024 does not bear the writing "True Copy," the official seal, date of issue, name, and the official title of the public officer, only the signature of concerned public officer is there, thereby failing to meet the requirements of Section 76 of the Indian Evidence Act, 1872.



Mohima Khatun

Mohima Khatun
11.11.2024

➤ Prayers:

1) **Provision of Sound Quality of Document:**

I request that I be provided with a high-quality PDF document, either in softcopy or hardcopy that is clearly legible for a sound person.

2) **Compliance with Section 76 of the Indian Evidence Act:**

The said enquiry report should strictly comply with the provisions of Section 76 of the Indian Evidence Act, 1872 including the writing "True Copy," the official seal, date of issue, name, and the official title of the public officer.

3) **Offline Hearing:**

I request for offline/physical hearing regarding this matter to explain my points in a better way.

4) **Quick Processing of the First Appeal:**

I am requesting for the quick processing of this first appeal of RTI to ensure timely resolution.

5) I request your kind intervention to direct the concerned authorities to provide the required information in the appropriate format and to ensure adherence to the Indian Evidence Act, 1872 & to protect the spirit of RTI Act, 2005.

➤ Declaration/Certification:

- a) This is to certify that I, Mohima Khatoon, D/o- Sk Maynul Haque is a citizen of India.
- b) All the statement made above are all true to my knowledge.
- c) To the best of my knowledge and belief, you hold a senior rank to the Block Development Officer (SPIO) of Burdwan-1 Block Office and, as such, are the appropriate authority to address this RTI first appeal under Section 19(1) of the RTI Act, 2005. So, I respectfully submit this appeal for your kind consideration.
- d) To the best of my knowledge and belief, this application should be dealt with in accordance with The Indian Evidence Act, 1872, as per section 170 of The Bharatiya Sakshya Adhinyam Act, 2023.
- e) I certify that this RTI first appeal is being filed within the specified limitation period & there are good grounds for the appeal & I undertake to argue the same when called on for hearing.
- f) To the best of my knowledge the information sought in my RTI application U/s 6 of RTI Act, 2005 dated 25.06.2024 doesn't fall within the restriction contained in sec. 8 & 9 of the RTI Act, 2005.
- g) To the best of my knowledge no fee has to be paid for the filing of RTI first appeal as per The RTI Act 2005, The RTI Rules 2012 & WB RTI Rules 2006.

➤ Enclosures:

The following documents are hereby enclosed with this application for your reference

- 1) A photocopy of received copy of the original RTI application U/s 6 of The RTI Act, 2005 submitted to the B.D.O. of Burdwan-1 Block Office dated 25.06.2024 (1 page).
- 2) A print of the RTI reply received from the B.D.O. of Burdwan-1 Block Office dated 26.06.2024 (2 pages).
- 3) A print copy of section 76 of the Indian Evidence Act, 1872 (1 page).
- 4) A print copy of section 170 of The Bharatiya Sakshya Adhinyam Act, 2023 (1 page).

Thank you for your attention to this matter.

Yours sincerely,

Place:- Burdwan

Date:- 03.07.2024

Contact No.- +91 7384251282

Email ID:- mohima.khatun8918@gmail.com

Mohima Khatun

[MOHIMA KHATUN]

Mohima Khatun

Mohima Khatun
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Section 76 in The Indian Evidence Act, 1872

76. Certified copies of public documents.

Every [public officer] [A Village-officer in the Punjab has been declared for the purposes of this Act to be a public officer having the custody of a public document-see the Punjab Land-Revenue Act, 1887 (17 of 1887), Section 151(2).] having the custody of a public document, which any person has a right to inspect, shall give that person on demand a copy of it on payment of the legal fees therefor, together with a certificate written at the foot of such copy that it is a true copy of such document or part thereof, as the case may be, and such certificate shall be dated and subscribed by such officer with his name and his official title, and shall be sealed, whenever such officer is authorized by law to make use of a seal; and such copies so certified shall be called certified copies. Explanation. - Any officer who, by the ordinary course of official duty is authorized to deliver such copies, shall be deemed to have the custody of such documents within the meaning of this section.

Mohima Khatun
11.11.2024

69. The admission of a party to an attested document of its execution by himself shall be sufficient proof of its execution as against him, though it be a document required by law to be attested.

Admission of execution by party to attested document.

70. If the attesting witness denies or does not recollect the execution of the document, its execution may be proved by other evidence.

Proof when attesting witness denies execution.

71. An attested document not required by law to be attested may be proved as if it was unattested.

Proof of document not required by law to be attested.

72. (1) In order to ascertain whether a signature, writing or seal is that of the person by whom it purports to have been written or made, any signature, writing, or seal admitted or proved to the satisfaction of the Court to have been written or made by that person may be compared with the one which is to be proved, although that signature, writing or seal has not been produced or proved for any other purpose.

Comparison of signature, writing or seal with others admitted or proved.

(2) The Court may direct any person present in Court to write any words or figures for the purpose of enabling the Court to compare the words or figures so written with any words or figures alleged to have been written by such person.

(3) This section applies also, with any necessary modifications, to finger impressions.

73. In order to ascertain whether a digital signature is that of the person by whom it purports to have been affixed, the Court may direct—

Proof as to verification of digital signature.

(a) that person or the Controller or the Certifying Authority to produce the Digital Signature Certificate;

(b) any other person to apply the public key listed in the Digital Signature Certificate and verify the digital signature purported to have been affixed by that person.

Public documents

74. (1) The following documents are public documents:—

Public and private documents.

(a) documents forming the acts, or records of the acts—

(i) of the sovereign authority;

(ii) of official bodies and tribunals; and

(iii) of public officers, legislative, judicial and executive of India or of a foreign country;

(b) public records kept in any State or Union territory of private documents.

(2) All other documents except the documents referred to in sub-section (1) are private.

75. Every public officer having the custody of a public document, which any person has a right to inspect, shall give that person on demand a copy of it on payment of the legal fees therefor, together with a certificate written at the foot of such copy that it is a true copy of such document or part thereof, as the case may be, and such certificate shall be dated and subscribed by such officer with his name and his official title, and shall be sealed, whenever such officer is authorised by law to make use of a seal; and such copies so certified shall be called certified copies.

Certified copies of public documents.

Mohima Khater
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Explanation.—Any officer who, by the ordinary course of official duty, is authorised to deliver such copies, shall be deemed to have the custody of such documents within the meaning of this section.

Proof of documents by production of certified copies.

76. Such certified copies may be produced in proof of the contents of the public documents or parts of the public documents of which they purport to be copies.

Proof of other official documents.

77. The following public documents may be proved as follows:—

(a) Acts, orders or notifications of the Central Government in any of its Ministries and Departments or of any State Government or any Department of any State Government or Union territory Administration—

(i) by the records of the Departments, certified by the head of those Departments respectively; or

(ii) by any document purporting to be printed by order of any such Government;

(b) the proceedings of Parliament or a State Legislature, by the journals of those bodies respectively, or by published Acts or abstracts, or by copies purporting to be printed by order of the Government concerned;

(c) proclamations, orders or Regulations issued by the President of India or the Governor of a State or the Administrator or Lieutenant Governor of a Union territory, by copies or extracts contained in the Official Gazette;

(d) the Acts of the Executive or the proceedings of the Legislature of a foreign country, by journals published by their authority, or commonly received in that country as such, or by a copy certified under the seal of the country or sovereign, or by a recognition thereof in any Central Act;

(e) the proceedings of a municipal or local body in a State, by a copy of such proceedings, certified by the legal keeper thereof, or by a printed book purporting to be published by the authority of such body;

(f) public documents of any other class in a foreign country, by the original or by a copy certified by the legal keeper thereof, with a certificate under the seal of a Notary Public, or of an Indian Consul or diplomatic agent, that the copy is duly certified by the officer having the legal custody of the original, and upon proof of the character of the document according to the law of the foreign country.

Presumptions as to documents

Presumption as to genuineness of certified copies.

78. (1) The Court shall presume to be genuine every document purporting to be a certificate, certified copy or other document, which is by law declared to be admissible as evidence of any particular fact and which purports to be duly certified by any officer of the Central Government or of a State Government:

Provided that such document is substantially in the form and purports to be executed in the manner directed by law in that behalf.

(2) The Court shall also presume that any officer by whom any such document purports to be signed or certified, held, when he signed it, the official character which he claims in such paper.

Presumption as to documents produced as record of evidence, etc.

79. Whenever any document is produced before any Court, purporting to be a record or memorandum of the evidence, or of any part of the evidence, given by a witness in a judicial proceeding or before any officer authorised by law to take such evidence or to be a statement or confession by any prisoner or accused person, taken in accordance with law,

Mohima Khater
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CHAPTER XI

OF IMPROPER ADMISSION AND REJECTION OF EVIDENCE

169. The improper admission or rejection of evidence shall not be ground of itself for a new trial or reversal of any decision in any case, if it shall appear to the Court before which such objection is raised that, independently of the evidence objected to and admitted, there was sufficient evidence to justify the decision, or that, if the rejected evidence had been received, it ought not to have varied the decision.

No new trial for improper admission or rejection of evidence.

CHAPTER XII

REPEAL AND SAVINGS

1 of 1872.

170. (1) The Indian Evidence Act, 1872 is hereby repealed.

Repeal and savings.

1 of 1872.

(2) Notwithstanding such repeal, if, immediately before the date on which this Adhiniyam comes into force, there is any application, trial, inquiry, investigation, proceeding or appeal pending, then, such application, trial, inquiry, investigation, proceeding or appeal shall be dealt with under the provisions of the Indian Evidence Act, 1872, as in force immediately before such commencement, as if this Adhiniyam had not come into force.

Mohima Khater
11.11.2024

HEARING ON 05-03-2026

State Chief Information Commissioner West Bengal < scic-wb@nic.in >

Tue, 10 Feb 2026 1:31:11 PM +0530

To "burdwan1"<burdwan1@nic.in>

Cc "mohimakhatun8918"<mohima.khatun8918@gmail.com>

Please find the attachment, for further details visit our website

West Bengal Information Commission

2 Attachment(s)

WBIC-RTI-A-101201-3164-202...
16.5 KB

WBIC-RTI-C-601907-2968-202...
16.4 KB

Hearing Postponed to 12-03-2026

State Chief Information Commissioner West Bengal < scic-wb@nic.in >

Thu, 12 Feb 2026 11:59:23 AM +0530

To "burdwan1"<burdwan1@nic.in>

Cc "mohimakhatun8918"<mohima.khatun8918@gmail.com>

Please find the attachment

West Bengal Information Commission

1 Attachment(s)

Hearing Postponed to 12-03-2...

538.4 KB

WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban

11A, Mirza Ghalib Street, Kolkata-700 087.

Ph. No. (033)2252-0509 / 2252-0501

Website : www.wbic.wb.gov.in E-mail : scic-wb@nic.in

No. 279– WBIC/RTI/A/101201/3164/2024

Date: 11.02.2026

From: Section Officer
West Bengal Information Commission

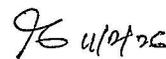
To:

| | | |
|---|---|---|
| MOHIMA KHATUN D/o - Sk. Maynul Haque, Vill - Nerodighi, P.O. - Burdwan, P.S. - Burdwan Sadar, Dist. - Purba Bardhaman, Pin - 713101 | The SPIO, Office of the BDO, Burdwan – I Development Block, Vill - Kamnara, P.O. - Mirzapur, Dist. - Purba Bardhaman, Pin - 713102 | The FAA, Office of the BDO, Burdwan - I Development Block, Vill - Kamnara, P.O. - Mirzapur, Dist. - Purba Bardhaman, Pin - 713102 |
|---|---|---|

Ref: This Commission's Notice No. 677-WBIC/RTI/A/101201/3164/2024 dated 09.02.2026

Sir,

With reference to the above, the Commission has decided to re-schedule the hearing to **12.03.2026**
at **11:30 hrs.** from 05.03.2026.

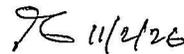


Section Officer
West Bengal Information Commission

No. 279/1(1)– WBIC/RTI/A/101201/3164/2024

Date: 11.02.2026

Copy forwarded for information to the Sr. P.S. to Shri Virendra, Hon'ble State Chief
Information Commissioner, West Bengal.



Section Officer
West Bengal Information Commission

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