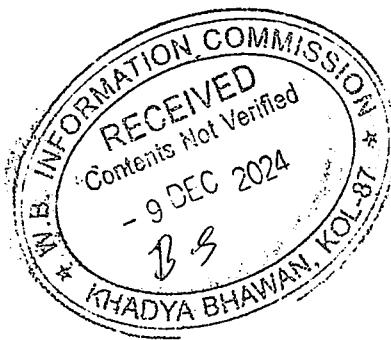


101391 (PT)
09/12/2024



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

Subject: - Appeal Under Section 19 (3) of the Right to Information Act, 2005

Appeal No:

1. **Contact Details Of Appellant**

NAME-Madan Mohan Mishra
AADHAAR NO-225843334168
P.O+P.S - Egra
Purba Medinipur, PIN-721429
Mobile - 9733771946

2. **Date of Filing of Application for information under RTI Act,**

2005 05/072024

Whether Application fee paid

i) If yes ,mode of payment: IPO
ii) if no, self attested photocopy of relevant certificates issued by competent authority should be attached

2. **Name of State Public Information Officer/State Assistant**

Public Information Officer to whom application was made and address:

District Public Information Officer ,Office of Sub-Divisional Officer, Egra, Ward No-10 , District -Purba Medinipur, PIN - 721429

a) **Whether RTI Application is transferred to another SPIO**

u/s 6(3) of the RTI Act,2005: N.A

b) **If yes name & address of such authority:** N.A

3. Gist of the information sought for:

- a) Number of Daily rated workers appointed in between 2002 to 2009 in SDO,Egra office
- b) Procedure of appointment and termination from service those Daily rated workers appointed in between 2002 to 2009
- c) Method of making daily attendance of Daily rated workers those appointed in between 2002 to 2009.
- d) Number of working days in a calender year of those Daily rated workers appointed in between 2002 to 2009.
- e) Method of payment /wages to those Daily rated workers appointed in between 2002 to 2009.
- f) Number of Daily rated workers appointed in 2002 to 2009 are in continuous service till date.

4. Have you received any any response / information : No

response/information provided

5. Date of Filing 1st Appeal : 12/09/2024

6. Authorities to whom 1st Appeal was made with address :

The District Magistrate,State Information Commissioner.

Nimtouri, Purba Medinipur ,West Bengal ,India ,PIN-721648

7. Decision of 1st Appellate Authority,if any, include number and date of order

NO Responce/information has been received till date.

8. Grounds for 2nd Appeal and relief sought:

- 1) That the action/inaction of the Learned SPIO and the deemed PIO by not providing the informations to the appellant is illegal and contrary to the provisions of and spirit of RTI Act; 2005.
- 2) That the inaction of SPIO, is in violations of section 7 (1) and 7 (2) of the RTI Act, 2005 therefore illegal. Such inaction is deemed to be refusal to the request of the appellant without any reasonable cause or ground hence is illegal.
- 3) That the SPIO is deliberately not providing the information with a view to delay and deny the information resulting obstruction of the same without any reasonable cause and ground.
- 4) That the appellant is a citizen of India and fulfill all other requirements of RTI Act, 2005 and the Rules made thereunder and is entitled to the information in question.
- 5) That as per proviso 8(1) RTI Act, 2005, the information which can not be denied in parliament or the State Legislature shall not be denied to any person. The information sought by the appellant in the subject application is falling under the same category. Hence

the information sought can not be denied or refused to the appellant.

- 6) That the appellant reserves his right to file a direct complaint to State Information Commissioner (SIC), as the First Appellate Authority is not empowered to take penal action under section 20 of the RTI Act,2005.
- 7) That a personal hearing may be granted to the appellant before deciding the present appeal.
- 8) That this is without prejudice to the right of the appellant to add, alter or modify any of the grounds of this appeal and adduce oral or written evidence at the time of hearing.

Prayer:

Under the circumstances, the appellant prays for following relief:

- a) That the original records may be summoned and perused.
- b) That the SPIO (THE District Magistrate, PURBA MEDINIPUR) may be directed to provide the information to the appellant within a time bound frame.
- c) That any other relief as the appellate authority may deem fit and proper may also be ordered in favour of the appellant.

d) That a personal hearing may be granted to the appellant if necessary for deciding the present appeal.

9. If 22nd Appeal is filed after 90 days from the date on which the decision of 1st Appellate Authority was received or after 135 days from the date of filing of 1st Appeal , explain the delay along with supporting documents: N.A

10. Declaration:

I Madan Mohan Mishra son of Manoranjan Mishra aged being an Indian Citizen do hereby solemnly affirm that the statements made herein are true to my knowledge based on record and rest are my submission to Hon'ble West Bengal Information Commission.

Date:

Enclosed:

1. Self attested photocopy of address proof
2. Self attested photocopy of RTI application
3. Self attested photocopy of payment
4. Self attested photocopy of 1st Appeal
5. Self attested photocopy of Communication.

Madan Mohan Mishra

Signature of the Appellant



भारत सरकार
मारत सरकार

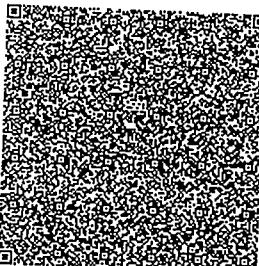


भारत सरकार
Government of India

भारत सरकार
Unique Identification Authority of India

Enrolment No.: 2730/03406/48215

To
MADAN MOHAN MISHRA
C/O: Manoranjan Mishra,
Kashba Egra Ward No 05,
VTC: Egra (m),
PO: Egra,
Sub District: Purba Medinipur,
District: Purba Medinipur,
State: West Bengal,
PIN Code: 721429,
Mobile: 9733771946



Signature valid
Digitally signed by US Unique
Identification Authority of India
Date: 2024-04-11T09:25
GMT+0530

आपका आधार क्रमांक / Your Aadhaar No. :
2258 4333 4168
VID : 9148 4658 9596 0046

मेरा आधार, मेरी पहचान



भारत सरकार
Government of India



MADAN MOHAN MISHRA
Date of Birth/DOB: 17/03/1985
Male/ MALE

आधार पहचान का प्रमाण है, नागरिकता या जन्मतिथि का नहीं।
इसका उपयोग सत्यापन (ऑनलाइन प्रमाणीकरण, या क्यूआर कोड/
ऑफलाइन एस्सएएल की स्कैनिंग) के साथ किया जाना चाहिए।
Aadhaar is proof of identity, not of citizenship
or date of birth. It should be used with verification (online
authentication, or scanning of QR code / offline XML).

Aadhaar no. Issued: 28/01/2014

2258 4333 4168

मेरा आधार, मेरी पहचान



Government of India



सूचना / INFORMATION

- आधार पहचान का प्रमाण है, नागरिकता या जन्मतिथि का नहीं। जन्मतीथि आधार नंबर धारक द्वारा प्रस्तुत सूचना और विनियमों में विनिर्दिष्ट जन्मतीथि के प्रमाण, के दस्तावेज पर आधारित है।
- इस आधार पत्र को यूआईडीएआर्ड द्वारा नियुक्त प्रमाणीकरण एजेंसी के जांचनालाइन प्रमाणीकरण के द्वारा सत्यापित किया जाना चाहिए या ऐप स्टेट में उपलब्ध एमआधार या आधार क्यूआर कोड स्कैनर ऐप से क्यूआर कोड स्कैन करके या www.uidai.gov.in पर उपलब्ध सुरक्षित क्यूआर कोड रीडर का उपयोग करके सत्यापित किया जाना चाहिए।
- आधार विशिष्ट और सुरक्षित है।
- पहचान और पते के समर्थन में दस्तावेजों को आधार के लिए नामांकन की से प्रत्येक 10 वर्ष में कम से कम एक बार आधार में अपडेट कराना चाहिए।
- आधार विभिन्न सरकारी और गैर-सरकारी फायदों/सेवाओं का लाभ लेने में सहायता करता है।
- आधार में अपना मोबाइल नंबर और ईमेल आईडी अपडेट रखें।
- आधार सेवाओं का लाभ लेने के लिए एमआधार ऐप डाउनलोड करें।
- आधार/वॉयोमेट्रिक्स का उपयोग न करने के समय सुरक्षा सुनिश्चित करने लिए एधार/वॉयोमेट्रिक्स लॉक/अनलॉक सुविधा का उपयोग करें।
- आधार की मांग करने वाले सहमति लेने के लिए वाध्य हैं।
- Aadhaar is proof of identity, not of citizenship or date of birth (DOB). It is based on information supported by proof of DOB document specific regulations, submitted by Aadhaar number holder.
- This Aadhaar letter should be verified through either online authentication by UIDAI-appointed authentication agency or QR code scanning using mAadhaar or Aadhaar QR Scanner app available on app stores or using secure QR code reader app available on www.uidai.gov.in.
- Aadhaar is unique and secure.
- Documents to support identity and address should be updated in Aadhaar after every 10 years from date of enrolment for Aadhaar.
- Aadhaar helps you avail of various Government and Non-Government benefits/services.
- Keep your mobile number and email id updated in Aadhaar.
- Download mAadhaar app to avail of Aadhaar services.
- Use the feature of Lock/Unlock Aadhaar/biometrics to ensure security when not using Aadhaar/biometrics.
- Entities seeking Aadhaar are obligated to seek consent.



भारतीय विशिष्ट पहचान-प्राधिकरण
Unique Identification Authority of India

Address:
C/O: Manoranjan Mishra, Kashba Egra Ward
No 05, Egra (m), PO: Egra, DIST: Purba
Medinipur,
West Bengal - 721429
Details as on: 24/07/2024



2258 4333 4168

VID : 9148 4658 9596 0046

1947

help@uidai.gov.in

www.uidai.gov.in

Madan Mohan Mishra

To,
The Sub Divisional Officer,
Address – Egra Sub Division, Ward no-10
Dist-Purba Medinipur

(Annexure – A)

SUBJECT:- Application Under Section 6 of the Right to Information Act,2005

Respected Officer,

The applicant undersigned is a citizen of India and requests that the following information shall be furnished under Right to Information Act,2005. The RTI Act 2005,says that the information which can not be denied to the Parliament or a State Legislature,shall not be denied to any person under Section 8(1)(j).

In the light of above background please provide me following information stated hereinafter.

A How many 'Daily rated Workers(in short DRW) appointed in between 2002 in SDO, Egra Office?(Kindly provide particulars,if any)

B.What is the procedure of appointment and termination of such Daily rated Workers (DRW) in SDO,Egra Office?

C.What is the method of marking daily attendance of DRW appointed in between 2002 to 2009 in SDO,Egra Office?

D. Whether any DRW appointed in between 2002 in SDO,Egra Office had worked more than 240 days in any calendar year in between 2002 to 2009?(If yes,kindly provide particulars)

E.Whether any DRW appointed in 2002 is still working in SDO,Egra office?(Kindly provide particulars ,if any)

Application fee:Enclosed application fee of Rs 10/- by Postal Order.

Below items are for your information and consideration :

1)As per section 6(3) of the RTI Act,2005,In case another public authority holds the requested information,I request PIO to tranfer the application or part of it within 7 days and immediately inform me about such tranfer.

2)As per section 7(3) of RTI Act,2005,In case there is a further fee required to paid for the requested information,I request PIO to inform me about additional amount,payment mode along with calculation made to arrive at the amount.

Date: 04/7/24

Thanking You,

NAME- MADANMOHAN MISHRA
ADHAAR NO-225843334168
ADDRESS-VILL-KASBA EGRA,WARD NO-5,PO+PS-EGRA,
DIST-PURBA MEDINIPUR,PIN-721429
MOBILE NO-9733771946

Madan Mohan Mishra

अध्यपन्ना COUNTERFOIL

इसे फाइकर प्रेषक अपने पास रख ले ।
To be detached and kept
by the Sender.

पोस्टल आर्डर
रुपए 10.00 Rs.

POSTAL ORDER

किसे अदा करना
To whom payable

किस डाकघर में
At what Office

क्या इसे क्रास किया है
Whether crossed

भेजने की तारीख
Date sent

07F 692124

Madan Mohan Mishra

To

The District Magistrate
1st Appellate Authority Under RTI Act, 2005
Nimtouri,
Purba Medinipur,
West Bengal, India,
Pin: 721648

Subject: Appeal Under Section 19 of the Right to Information Act, 2005

*** Contact Details Of Appellant**

NAME - Madan Mohan Mishra
FATHER - Manoranjan Mishra
AADHAAR NO-225843334168
P.O+P.S - Egra
Purba Medinipur, PIN - 721629
Mobile - 9733771946

*** Details of RTI Application**

1. Particulars of SPIO Against whose Order Appeal is preferred: SDO,PURBA MEDINIPUR

2. Date of submission of Application: 05/07/2024

3. Details of the Order appealed Against : Refused (not received within stipulated time period)

4. Copies of documents relied upon by the Appellant: RTI Application dated 04/07/2024

Brief facts of the Case:

- 1) That appellant has filed an application dated 04/07/2024 (Annexure - A) under section 6 of Right to Information Act,2005 requesting for information, as specified in para 2 thereof.
- 2) That the appellant vide para 1 of said application also made a declaration that the information is not exempted under section 8 of Right to Information Act,2005 and also stated

Madan Mohan Mishra

that to the best of knowledge of the appellant, the information pertains to the office of the SPIO in question.

3. That the appellant has not received the information as sought by him in the aforesaid RTI Application within the stipulated time period as per section 7(1) of the Right to Information Act, 2005, therefore as per section 7(2) of Right to Information Act, 2005, the request for the said information is deemed to have been refused. Thus being aggrieved by said refusal, the appellant is filing present application.

4) The SPIO and the deemed PIO are deliberately obstructing the information without any reasonable cause and ground, therefore they are liable to for penal action. The First Appellate authority is not empowered to take action under section 20 of the RTI Act, therefore Appellant reserves his right to move direct complaint to The State Information Commissioner (SIC) under 18 Of the Right to Information Act, 2005.

Grounds of Appeal

1) That the action/inaction of the Learned SPIO and the deemed PIO by not providing the informations to the appellant is illegal and contrary to the provisions of and spirit of RTI Act, 2005.

2) That the inaction of SPIO, is in violations of section 7(1) and 7(2) of the RTI Act, 2005 therefore illegal. Such inaction is deemed to be refusal to the request of the appellant without any reasonable cause or ground hence is illegal.

3) That the SPIO is deliberately not providing the information with a view to delay and deny the information resulting obstruction of the same without any reasonable cause and ground.

4) That the appellant is a citizen of India and fulfill all other requirements of RTI Act, 2005 and the Rules made thereunder and is entitled to the information in question.

5) That as per proviso 8(1) RTI Act, 2005, the information which can not be denied in parliament or the State Legislature shall not be denied to any person. The information sought by the appellant in the subject application is falling under the same category. Hence the information sought can not be denied or refused to the appellant.

6) That the appellant reserves his right to file a direct complaint to State Information Commissioner (SIC), as the First Appellate Authority is not empowered to take penal action under section 20 of the RTI Act, 2005.

Madam Mohan Mishra

7) That a personal hearing may be granted to the appellant before deciding the present appeal.

8) That this is without prejudice to the right of the appellant to add, alter or modify any of the grounds of this appeal and adduce oral or written evidence at the time of hearing.

Prayer:

Under the circumstances, the appellant prays for following relief:

a) That the original records may be summoned and perused.

b) That the SPIO (THE SDO.PURBA MEDINIPUR) may be directed to provide the information to the appellant within a time bound frame

c) That any other relief as the appellate authority may deem fit and proper may also be ordered in favour of the appellant.

d) That a personal hearing may be granted to the appellant if necessary, for deciding the present appeal.

Date: 11/9/24

Enclosed: RTI application dated 04/07/2024

(Annexure A)

Signature of the Appellant

Madan Mohan Mishra



EW535502514IN INR:6987535502514
SP EGRA SD <721429>
Counter No:1,11/09/2024,13:02
To:THE D M ,PURBA MEDINIPUR
PIN:721640, Byabattarhat SD
From:RADHAKRISHNA, KASBA EGRA
Wt:40gms
Amt:41.30, Tax:16.30, Part. Finc:41.30(Cash)
<Click on www.indiapost.gov.in>
31.1.18002156865 <Wear Masks, Stay Safe>
~~Wear Masks, Stay Safe~~ <Wear Masks, Stay Safe>

Madan Mohan Mishra



EW074201526IN IVR:6987074201526
SP EGRA 50 <721429>
Counter No:1,04/07/2024,15:57
To:THE DEPO,O/O SDO
PIN:721429, Egra 50
From:MADAN MOHAN,KASBA EGRA II NO
Wt:20gms
Amt:17.70,Tax:2.70,Amt.Paid:18.00(Cash)
<Track on www.indiapost.gov.in>
<Dial 1800244888><Wear Masks, Stay Safe>

Madanmohan mishra


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* Indicates a required field.

* Consignment Number

EW074201526IN

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Booked At	Booked On	Destination Pincode	Tariff	Article Type	Delivery Location	Delivery Confirmed On
Egra SO	04/07/2024 15:57:43	721429	17.70	Inland Speed Post	Egra SO	05/07/2024 16:30:51

Event Details For : EW074201526IN
Current Status : Item Delivered(Addressee)

Date	Time	Office	Event
05/07/2024	16:30:51	Egra SO	Item Delivered(Addressee)
05/07/2024	12:41:55	Egra SO (Beat Number:1)	Item Delivered [To: A Singha]
05/07/2024	10:48:36	Egra SO	Out for Delivery
05/07/2024	09:20:04	Egra SO	Item Received
04/07/2024	16:58:43	Egra SO	Item Bagged
04/07/2024	15:57:43	Egra SO	Item Booked

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Madan Mohan Mishra

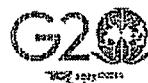


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Track Consignment¹

* Indicates a required field.

* Consignment Number

EW535502514IN

Track More

Booked At	Booked On	Destination Pincode	Tariff	Article Type	Delivery Location	Delivery Confirmed On
Egra SO	11/09/2024 13:02:34	721648	41.30	Inland Speed Post	Byabattarhat SO	12/09/2024 18:20:11

Event Details For : EW535502514IN

Current Status : Item Delivered(Addressee)

Date	Time	Office	Event
12/09/2024	18:20:11	Uttarsonamui BO	Item Delivered(Addressee)
12/09/2024	10:39:34	Byabattarhat SO	Item Bagged
12/09/2024	10:39:34	Byabattarhat SO	Dispatched to BO
12/09/2024	10:39:34	Byabattarhat SO	Item Dispatched
12/09/2024	10:04:09	Byabattarhat SO	Item Received
12/09/2024	06:42:39	MA Panskura RMS TMO	Item Dispatched
12/09/2024	06:16:30	MA Panskura RMS TMO	Item Received
12/09/2024	03:41:59	MA Kharagpur RMS TMO	Item Dispatched
12/09/2024	03:35:22	MA Kharagpur RMS TMO	Item Received
12/09/2024	03:13:43	Kharagpur NSH	Item Dispatched
12/09/2024	02:16:10	Kharagpur NSH	Item Bagged
11/09/2024	23:05:43	Kharagpur NSH	Item Received
11/09/2024	17:32:11	Egra SO	Item Dispatched
11/09/2024	17:14:27	Egra SO	Item Bagged
11/09/2024	13:02:34	Egra SO	Item Booked

Madan Mohan Mishra

Hearing on 29-01-2026

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

Tue, 06 Jan 2026 11:56:49 AM +0530

To "Karmveer Keshav" <sdoegra-purb-wb@nic.in>

Please find the attachment, for further details visit our website

West Bengal Information Commission

1 Attachment(s)

WBIC-RTI-A-101391-3557-202...

16 KB