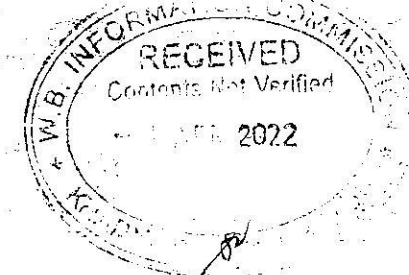


1325/(A)
01/04/2022



To,

West Bengal Information Commission,
Khadya Bhavan, 11 A Mirza Ghalib Street,
Kolkata - 700 087

Sub: Seeking Information under RTI Act 2005 & Disciplinary action against MSVP BMC&H for violating the Law

Sir,

Being aggrieved, I hereby file this appeal for your kind decision as there had not been any response from MSVP, Burdwan Medical College & Hospital (Public Information Officer), within stipulated time as per RTI ACT 2005 for my RTI appeal dated 12th Nov 2021.

The MSVP even disregarded the memo issued by Appellate Authority & Secretary dated 27th Jan 2022, where it was ordered to furnish required information but till date MSVP have not responded to my appeal either in writing or in electronic mail. Details as below:

1. Details of Appellant

- 1.1 Full Name: CHAITALI DAS (BASAK)
- 1.2. Address: C/O Gangacharan Basak. 7/1 Dewanganj Road. PO: Khagra, Dist. Murshidabad 742103
- 1.3 Email ID: 491052ds@gmail.com

2. Details of PIO

- 2.1 Name/Designation: MSVP, Burdwan Medical College & Hospital
- 2.2 Full Address: Office of MSVP, Burdwan Medical College & Hospital. Purba Burdwan 713104.

3. Details of Appellate Authority

- 3.1 Name/Designation: Appellate Authority & Secretary,
- 3.2 Full Address: Office of MSVP, Burdwan Medical College & Hospital. Purba Burdwan 713104.

4. Details of information sought:

- i) Information relating to Dr. Supriya Das s/o Amal Kumar Das, (registration # 55418) working as medical officer in SUPER SPECIALITY HOSPITAL (ANAMOY) located at Bamchandipur, Burdwan under BMC&H.
- ii) Description of information required: Need the current salary structure of Dr. Supriya Das and his current Designation.
- iii) Information required both in Hardcopy (at the address as mentioned in RTI application) and soft at appellant's email ID 491052ds@gmail.com)

5. Details of Case History and Grievance:

5.1 Dated 12th Nov 2021: RTI Application filed and sent over registered post which has been received by office of PIO (MSVP BMC&H) on 17 Nov 2021. Copy of same attached with this application.

5.2 Dated 31st Dec 2021: An email reminder sent to MSVP @ msvpbdn@gmail.com, as no response received from him, attaching the scanned copy of the original

A
2

RTI application copying DHS dhs@wbhealth.gov.in

5.3 Dated **16th Jan 2022**: Appealed to Appellate authority for relief as no response received from PIO/MSVP.

5.4 Dated **27th Jan 2022**: Appellate authority ordered PIO/MSVP to consider the case on urgent basis and furnish details positively by **18th Feb 2022** via memo number HF/O/GA/3A-23/2022. Copy of same attached with this application.

5.5 Dated **1st Mar 2022**: Reached to appellate authority again via registered post and email to seek relief and demanding disciplinary action against PIO/MSVP as he did not respond even after 90 days passed the original application filed. Copy of the letter received by AA is attached.

5.6 Till Date (**28th March 2022**) no response from MSVP and no further action initiated by Appellate authority against MSVP BMC&H for furnishing the information. Hence reaching you for relief and justice.

6. A fee of Rs.10/- (Rupees Ten only) has been paid in the form of court fees. I also undertake to pay any additional fees/charges (if applicable) as prescribed under the RTI Act or relevant Rules.

7. In case the information is held by or related to another public authority, the application, or such part of it as may be appropriate may be transferred to that other public authority under intimation to the undersigned as per Section 6(3) of RTI Act.

Signature of Applicant

Chaitali Das (Basak)

Date: 28th March 2022.

Chaitali Das (Basak)
28.03.22

To Appellate Authority & Secretary,
H&FW Department Govt of WB. Department of Health and FW.

Sub: Penalty for not complying Sec 20(1) of RTI act, initiate **disciplinary action against MSVP-BMC&H** and enable provision to furnish details of information sought in RTI

Dear Sir,

This is to inform you till date I have not received the required information from MSVP, Burdwan Medical college and Hospital which had been sought through RTI dated **12Nov2021** even after several follow up and email reminders.

Being aggrieved, I appealed to The Secretary & AA of Dept of H&FW, Swasthya Bhawan, WB dated 6th Jan 2022. The said authority issued notice to MSVP (memo number HF/O/GA/3A-23/2022) dated 27 Jan 2022, to furnish the details by 18th Feb 2022 and also ordered MSVP to treat the matter on urgent basis. Copy of same notice had been forwarded to me. (Same attached here with this letter).

Its 3 months over I had been duly following up with MSVP/PIO of BMC&H and with AA but the information sought through the said RTI has yet not been responded (1) to my registered email ID (491052ds@gmail.com) and (2) to my Postal address, as mentioned in the original RTI application.

As per **section 20(1)** of RTI ACT, I claim **penalty** for MSVP's inability to furnish such information on time.

I would also request to take **disciplinary action & initiate enquiry against MSVP BMC&H** for such violation and **order him to furnish the information both in electronic email and hardcopy of same by post** without any further delay.

It seems a nexus has been built on his indulgence to stop the flow of such information which a citizen of India has right to sought for. Hence in the original RTI, the information was demanded both through **electronic email** and by post, so that any malicious intention of postal dispute can be avoided.

Thanking you,
Chaitali Das (Basak)
Dated: Email ID : 491052ds@gmail.com

Chaitali Das (Basak)
C/o Ganga Charan Basak
7/1, Dewanganj Road.
P.O. Khagxa, Dist- Murshidabad
Pin- 742103

Annexures:

1. Copy of Memo number HF/O/GA/3A-23/2022 issued from Secretary & AA of Dept of H&FW, Swasthya Bhawan
2. Copy of Appeal to Appellate Authority
3. Copy of original RTI application send to MSVP, BMC&H

Copy of this Letter has been forwarded to:

- Deputy Director of Health Services (administration), Swasthya Bhawan.
- Addl. Chief Secretary (H&FW), Swasthya Bhawan.
- NHM and Deputy Secretary, H&FW Dept. Swasthya Sathi Building, Swasthya Bhawan Campus
- Principal, Burdwan Medical college and Hospital

Chaitali Das (Basak)
01.03.2022

SPEED POST

Government of West Bengal
Department of Health & Family Welfare
G.A. Branch
Swasthya Bhawan; GN-29: Sector-V
Salt Lake City; Kolkata-700091

219
No:-HF/O/GA/3A-23 /2022

Dated, Kolkata 27.1.22

From:-
The Secretary & Appellate Authority
to the Government of west Bengal

To:-The M.S.V.P. & SPIO, Burdwan Medical College & Hospital, Dist. – Purba Burdwan, Pin - 713104

Sub:- Appeal preferred by Chaitali Das(Basak) dated 16.01.22 under Section 19(1) of RTI Act,2005

Please find enclosed an appeal petition dated 16.01.22 by Chaitali Das(Basak) alongwith its enclosures. It appears from the appeal petition that the appellant has not received any reply within the stipulated timeframe. In this connection you are requested to furnish the information, if not exempted from disclosure, as sought for in the original application to the appellant positively by 18.02.2022 with a copy to the undersigned.

The matter may please be treated as urgent.

Enclosed:- As stated.


Secretary & Appellate Authority

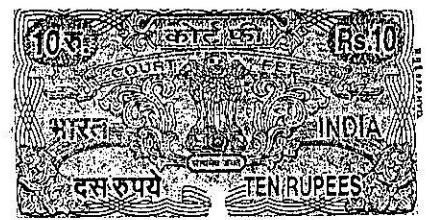
219
No:-HF/O/GA/3A-23 /2022

Dated, Kolkata 27.1.22

Copy forwarded for information to:-

- ✓ 1) Shri Chaitali Das(Basak) , c/o Ganga Charan Basak, 7/1, Dewanganj Road, Khagra, Dist. – Murshidabad, Pin – 742103.


Secretary & Appellate Authority



The Right to Information Act, 2005

First Appeal to Appellate Authority, Health and Family Welfare, West Bengal.

To,
Appellate Authority & Secretary,
H&FW Department Govt of WB, Department of Health and FW,
Block-GN-29, Sector- V, Salt Lake
Swasthya Bhawan,
Kolkata-700091

Sir,

Being aggrieved I hereby file this appeal for your kind decision as there had not been any response from MSVP, Burdwan Medical College & Hospital (Public Information Officer), within stipulated time as per RTI ACT 2005 for my RTI appeal. Details as below.

1. Details of appellant

- 1.1 Full Name: CHAITALI DAS (BASAK)
- 1.2. Full Address: C/O GANGACHARAN BASAK, 7/1 DEWANGANJ ROAD, PO: KHAGRA, Dist. - MURSHIDABAD, PIN -742103
- 1.3 Email ID: 491052ds@gmail.com

2. Details of PIO

- 2.1 Name/Designation: MSVP, Burdwan Medical College & Hospital
- 2.2 Full Address: Office of MSVP, Burdwan Medical College & Hospital, Purba Burdwan 713104.

3. Details of RTI application to PIO

- 3.1 Date of Application: 12-Nov-2021
- 3.2 Mailed on 12-Nov-2021 through registered India post which has been received by Office of MSVP on 17-Nov-2021.
- 3.3 After waiting for the stipulated time period, MSVP also has been sent an email reminder on 31st Dec 2021, attaching the scanned copy of the original RTI application but till date there is no response from MSVP.

4. Details of information sought:

Information relating to **Dr. Supriya Das** s/o Amal Kumar Das, (registration # 55418) working as Medical officer in SUPER SPECIALITY HOSPITAL (**ANAMOY**) located at Bamchandipur, Burdwan.

Description of information required: Need the current salary structure of Dr. Supriya Das and his current Designation.

5. Information sought both in hardcopies (at appellant's postal address) and scanned copy of same to appellant's email ID given in this application.

6. Enclosures: Photocopies of original RTI application sent to MSVP Burdwan.

Chaitali Das (Basak)

7. Declaration:

I hereby state that the information and particulars given above are true to the best of my knowledge and belief. I also declare that this matter is not previously filed with any information commission nor is pending with any Court or tribunal or authority.

Place: Khagxa, Berhampore

Date: 16/01/2022

Signature of appellant: Chaitali Das (Basak)

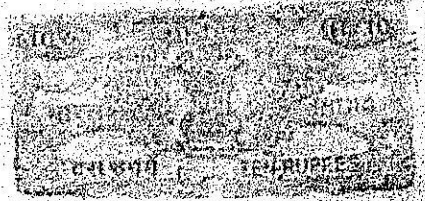
Copy Forwarded to:

1. MSVP BMCH, Burdwan
2. The Principal, BMC, Burdwan.
3. The director of Health Services and ex- officio Secy. Swasthya Bhawan, Kol 91.

Dr. P. The Public Information Officer

Government Medical College and Hospital

Burdwan, Burdwan-713001.



Sub: Request for information under The Right to Information Act 2005

1. FULL NAME OF APPLICANT: CHAITALI DAS (BASAK)
2. AGE: 43 years
3. HUSBAND'S NAME: Dr. SUPRIYA DAS
4. ADDRESS: C/O GANGACHARAN BASAK 7/1 DEWANGANJ ROAD, PO: KHAGRA, Dist -
MURSHIDABAD, PIN -742103
5. PARTICULARS OF INFORMATION REQUIRED:
 - a. Subject matter of information: Information relating to Dr. Supriya Das s/o Arun Kumar Das, working as Medical officer in SUPER SPECIALITY HOSPITAL (ANAMOY) located at Barichandipur, Burdwan.
 - b. Period to which the information relates : English year 2020-2021
 - c. Description of information required :
 1. What is the current salary structure of Dr. Supriya Das at his current Designation?
6. I state that the information sought does not fall within the restrictions contained in section - 8 and 9 of the Right to information Act and to the best of my knowledge it pertains to your office.
7. A fee of Rs.10/- (Rupees Ten only) has been paid in the form of court fees.
8. I also undertake to pay any additional fees/charges (if applicable) as prescribed under the RTI Act or relevant Rules.
9. In case the information is held by or related to another public authority, the application or such part of it as may be appropriate may be transferred to that other public authority under intimation to the undersigned as per Section 6(3) of RTI Act.
10. A photo copy of this RTI has been forwarded (through registered post) to Principal, Burdwan Medical College.

Chaitali Das (Basak)
Signature of Applicant

Place: Khagra, Berhampore

Date: 12/11/2021