

Second Appeal/Complaint- Facilitation Memo

1231/(A)
24/04/2023



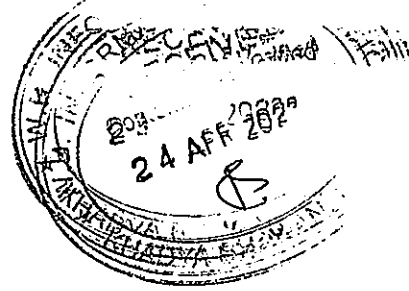
Central Information Commission
CIC Bhawan, Baba Gangnath Marg, Munirka,
New Delhi - 110 067

Diary No: 115899 / 2023

Date: 11-04-2023

To:

The Secretary
West Bengal Information Commission 11A,
Mirza Galib Street, Khadya Bha wan,
Kolkatta - 700087



Madam/Sir,

A Second Appeal/Complaint dated 31-03-2023 filed by Sh/Smt./Ms. SMARAJIT BARAT in this Commission against Land Records and Survey Department, Govt. of West Bengal is sent herewith for necessary action as the same pertains to West Bengal Information Commission.

Deputy Registrar(CR-I)

Enclosure as above

Copy To
SMARAJIT BARAT
I-747, Chitranjan Park,
New Delhi-110019
Delhi,India

A
W

31 MAR 2023

BEFORE THE CENTRAL INFORMATION COMMISSION

August Kranti Bhavan, Bhikaji Cama Place,

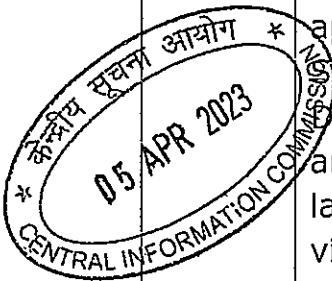
New Delhi-110 066

Appeal No. _____ dated _____

[For office use only]

INDEX

S. No.	PARTICULARS	PAGE NO.
1.	Appeal u/s 19 of the Right to Information Act, 2005	1-7
2.	Annexure A - Copy of Death Certificates of Maha Vir Chakra Late Lieutenant General A. K. Barat, and Late Mrs. Renuka Barat as Annexure A.	8-10
3.	Annexure B - Copy of my Surviving Member Certificate bearing no. 90660000092092	11
4.	Annexure C - Certified Map of the aforementioned land	12
5.	Annexure D - Copy of the application submitted to the CPIO along with copy of the IPO and postal receipt	13-15
6.	Annexure E - Copy of transfer of application u/s 6(3) by the Dy. Director of Surveys, West Bengal and SPIO to Dy. District Land and Land reforms officer and SPIO, Office of the District Land and land reforms officer, North 24 Parganas vide memo dated 09.12.2022	16
7.	Annexure F - Copy of the First Appeal dated 18.01.2023 along with copy of IPO	17-21



	and postal receipt	
8.	Annexure G – Copy of the Memo No. 3/13/910/2/IC/2023 dated 28.02.2023 passed by the First Appellate Authority transferring the appeal	22
9.	VAKALATNAMA	23



1

BEFORE THE CENTRAL INFORMATION COMMISSION

August Kranti Bhavan, Bhikaji Cama Place,
New Delhi-110 066

Appeal No. _____ dated _____
[For office use only]

As I am aggrieved by decision/no decision of Central Public Information Officer and/or First Appellate Authority, I hereby file this appeal/complaint for your kind decision.

1. Details of Appellant/ Complainant:

1.1 Full Name : Lieutenant Commander Smarajit
Barat

1.2 Full Address : I-1747, Chitranjan Park New Delhi-
110019

1.3 Phone/Cell No. : 8130763268

1.4 Email ID : dr.sbarat@gmail.com

2. Details of CPIO:

2.1 Name/Designation : Public Information Officer,
Land Records and Survey
Department, West Bengal

2.2 Full Address : Public Information Officer,
Land Records and Survey



Department, West Bengal
Survey Building, 35,
Gopal Nagar Road,
Kolkata-27, West Bengal

2.3 Name of Public

Authority : Public Information Officer,
Land Records and Survey
Department, West Bengal

3. Details of First Appellate Authority [FAA]:

3.1 Name/Designation of

the FAA : First Appellate Authority,
Additional Director of Land Records
and Surveys, West Bengal

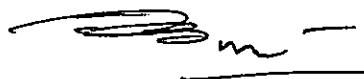
3.2 Full Address of FAA

: First Appellate Authority,
Additional Director of Land Records
and Surveys, West Bengal
Survey Building, 35,
Gopal Nagar Road,
Kolkata-27, West Bengal

4. Dates of RTI Application/first appeal:

4.1 To CPIO : 22.11.2022;

mailed on : 23.11.2022



4.2 To FAA : 18.01.2023;

mailed on : 18.01.2023

5. Particulars of Decisions:

5.1 Reference No & Date

of CPIO's Decision : Memo No. 11/751/IC/2022 dated
09.12.2022

5.2 Reference No & Date

of FAA's Decision : Memo No. 3/13/910/2/IC/2023
DATED 28.02.2023

5.3 Date/s of personal

hearing by FAA : nil


6. Dates of receipt of replies by Appellant/Complainant from:

6.1 CPIO : 19.12.2022

6.2 FAA : 04.03.2023

7. Details of information sought:

I am Rtd. Surgeon Lieutenant Commander Smarajit Barat, s/o
Maha Vir Chakra Late Lieutenant General A. K. Barat and Late
Mrs. Renuka Barat. In reverence of the bravery of my late
father, the Governor of the State of West Bengal had executed
a lease deed for the land bearing Plot No. 138/7, R.S. Khatian
No. 131 of Mouza Gatitha J.L No. 69, P., Barasat, Distt-North-



24 Parganas, West Bengal for a period of 99 years in favour of my mother, Late Mrs. Renuka Barat. Kindly find attached the copy of Death Certificates of Maha Vir Chakra Late Lieutenant General A. K. Barat, and Late Mrs. Renuka Barat as **Annexure A.**

Kindly find attached the copy of my Surviving Member Certificate bearing no. 90660000092092 has been attached herewith as **Annexure B.**

Kindly find attached the Certified Map of the aforementioned land as **Annexure C.**

Kindly provide the information requested for herein below:

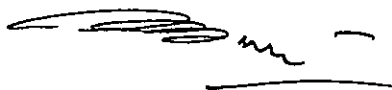
- i) Kindly provide a certified copy of the lease deed executed by the Governor of West Bengal in favour of my late mother Mrs. Renuka Barat for the aforementioned land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69, P., Barasat, Distt-North-24 Parganas, West Bengal
- ii) Kindly provide details of any penalties/dues pending in reference to the above mentioned land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69, P., Barasat, Distt-North-24 Parganas, West Bengal.



8. Brief facts of the case:

5

- i. That RTI Application dated 22.11.2023 was moved before the Public Information Officer Land Records and Survey Department, West Bengal, Survey Building, 35, Gopal Nagar Road, Kolkata-27, West Bengal and that the said application was transferred to Dy. District Land and Land reforms officer and SPIO, Office of the District Land and land reforms officer, North 24 Parganas vide memo dated 09.12.2022. That no reply was received from Dy. District Land and Land reforms officer and SPIO, Office of the District Land and land reforms officer, North 24 Parganas.
- ii. That an Appeal was preferred against the Memo no. 11/751/IC/2022 dated 09.12.2022. That deciding the appeal, the First Appellate Authority, vide Memo No. 3/13/910/2/IC/2023 dated 28.02.2023 disposed off the appeal and transferred the above stated appeal to the correct concerned Appellate Authority, i.e. ADM & DL & LRO, North 24 Parganas and Appellate Authority for deciding the appeal in the above stated RTI Application.
- iii. That the above said RTI Appeal was transferred to ADM & DL & LRO, North 24 Parganas and Appellate Authority to which no reply has been received till date. Aggrieved by the non-



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disclosure of the complete information, the Appellant is preferring the Second Appeal.

9. Reasons/grounds for this appeal / complaint:

- i. Because no information has not been provided to the appellant by ADM & DL & LRO, North 24 Parganas and Appellate Authority;
- ii. Because the information has been withheld without reasonable cause;
- iii. Because the PIO and appellate authority has knowingly concealed complete information from the appellant.
- iv. Because the withholding of information is unjustified and mala fide.

10. Any other information in support of appeal/complaint: N/A

11. Prayer/relief sought for:

It is most humbly prayed to the Central Information Commission that it may be pleased to:

- i. Allow the Appeal of the appellant and provide the complete information requested for.
- ii. Initiate appropriate disciplinary proceedings against the PIO for refusal to provide information by the PIO within the statutory period.
- iii. Issue any other order as the Authority deems fit.



7

12. Grounds for prayer/relief sought for:

- i. Because failure to provide information despite express direction amounts to refusal of information;
- ii. Because providing of vague information is arbitrary, perverse and beset with mala fide;
- iii. Because information has not been provided within statutory time limit.


13. Personal Presence at hearing: Yes

14. 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 this commission nor is pending with any Court or tribunal or authority.

Place: *NEW DELHI*

Date: *29 MARCH 2023*


Name and Signature
SMARAJIT BARA
of Appellant/Complainant
SURGEON LT. COMMANDER
(RETIRED - INDIAN
NAVY)

फॉर्म संख्या 10 क
Form No. 10A

(निम्न संख्या 14 देखिए)
(See Rule 14)

दिल्ली संघ राज्य
UNION TERRITORY OF DELHI

SPECIAL CERTIFICATE OF DEATH (DETAILED)

जन्म तथा मृत्यु पंजीकरण अधिनियम, 1969 की धारा 17 के अन्तर्गत जारी किया गया है।
Issued under Section 17 of the Registration of Births & Deaths Act, 1969.
यह प्रमाणित किया जाता है कि निम्नलिखित विवरण मृत्यु के प्रमाण के रूप में है।
जो कि: DEATH CERTIFICATE (मृत्यु) के रजिस्टर में दर्ज है।
This is to certify that the following detailed information has been taken from the official record of the Death which is in the register for DEATH (Local at DEATH).
पंजीकरण संख्या: 22 पंजीकरण की तिथि: 17/3/85
Registration No. Date of Registration

1. मृत्यु की तिथि/Date of Death: 17/3/85
2. मृतक का पूरा नाम/Full name of the deceased: LT. GENERAL ANIL KRISHNA BARAT
3. पिता/पति का नाम/Name of the Father/Husband: SADANANDA BARAT
4. मृत्यु का स्थान (पूरा पता)/Place of Death (Full address): ARMY HOSPITAL, DELHI CANTT
5. आयु/Age: 70 years
6. लिंग (स्त्रीलिंग/पुंलिंग)/Sex (Male/Female): MALE
7. वैवाहिक स्थिति (अविवाहित/विवाहित/विधवा/विधुर/व्यापक/तलाक़)/Marital Status (Never Married/Married/Widow/Widower/Separated/Divorced): NEVER MARRIED
8. व्यवसाय/Occupation: CONSULTANT SURGEON
9. धर्म/Religion: HINDU
10. नागरिकता/Nationality: INDIAN
11. स्थाई निवास स्थान का पूरा पता/Permanent Full Address: I-1796 Chittaranjan Park New Delhi 110019
12. बीमारी की अवधि/Duration of illness: 1 year
13. क्या मृत्यु का कारण चिकित्सा द्वारा प्रमाणित था? (हां/नहीं)/Whether Medically Certified (Yes/No): Yes
14. चिकित्सा की विधि (एलोपैथिक/आयुर्वेदिक/पूतानी/होम्योपैथिक/अन्य)/Kind of Medical attention received (Allopathic/Ayurvedic/Homeopathic/Others): Allopathic
15. टिप्पणी/Remarks:

तिथि/Date: 4/4/85

प्रमाणित करने वाले के हस्ताक्षर
(मोहर)
Signature of the Issuing Authority
(Seal)

नोट:—मृत्यु का सम्बन्ध म पंजी में दिए गए मृत्यु के कारणों का विवरण नहीं दिया जाएगा।
Note:—In case of death no disclosure shall be made as to particular cause of death entered in the register.

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1. पंजीकरण की क्रम संख्या 28
Serial No. of Registration
2. आवेदी का नाम DR. AVIJIT. BARAT
Name of applicant
3. प्रतिलिपि के लिए प्रायता-पत्र की तिथि
Date of applicant for copy
4. प्राप्ति की तिथि 4/4/85
Date of Receipt
5. रिकार्ड की खोज की फीस 4/4/85
Record Searching fee
6. डाक व्यय
Postal charges
7. प्रतिलिपि बनाने का व्यय Rs. One
Copying charges
8. प्रतिलिपि बनाई गई दिनांक 4/4/85
Copy prepared on
9. प्रतिलिपि प्रमाणित की गई दिनांक 4/4/85
Copy attested on
10. प्रतिलिपि प्रेषित की गई दिनांक 4/4/85
Copy delivered on
11. प्रतिलिपि बनाने वाले के हस्ताक्षर
Signature of copyist

2951321

राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI

फॉर्म संख्या 6
(नियम संख्या 8 देखिए)
FORM NO. 6
(See Rule 8)

मृत्यु प्रमाण-पत्र
(धारा 12/17 के अन्तर्गत दिया गया)
DEATH CERTIFICATE
(Issued under Section 12/17)

10.06.2000
185685
92-1/31 2000

यह प्रमाणित किया जाता है कि निम्नलिखित सूचना मृत्यु के मूल लेख से ली गई है जो कि (स्थानीय क्षेत्र)
..... तहसील जिला
राज्य के रजिस्टर में उल्लिखित है।

This is to certify that the following information has been taken from the original record of death which is the register for (Local Area) PUNJABI
of Tehsil of District Crematorium
of State Delhi M.C.D. 1-10-0-95

नाम/Name RENUKA BARAT w/o late Lt. GENERAL A K BARAT
लिंग/Sex Female
मृत्यु का दिनांक/Date of Death 15-11-99
मृत्यु का स्थान/Place of Death I-1747 CHITTARANJAN PARK NEW DELHI 110019
पंजीकरण संख्या/Registration No. 85

पंजीकरण दिनांक/Date of Registration 22-2-2000
Entry has been made by the order of DHO/WZ dt 22-2-2000 with L.D.R. fees Rs. 5/- vide RU No 485685 dt 22-2-2000 K. P. Singh and Brought dead sep.

दिनांक/Date 22/2/2000
SUE-REGISTRATION (D.)
ELECTRIC CH. TRIM
PUNJABI BAGH.

Signature of issuing authority
मोहर/Seal

मृत्यु की स्थिति में पंजीकरण में दिए गये मृत्यु के कारणों का कोई ब्यौसा नहीं दिया जायेगा। धारा 17 (1) को परन्तुक को देखिए।
No disclosure shall be made of particulars regarding the cause of death as entered in the register. See proviso to Section 17 (1).

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REVENUE DEPARTMENT, GOVT OF NCT OF DELHI
OFFICE OF THE DISTRICT MAGISTRATE
KALKAJI : SOUTH EAST DISTRICT

SURVIVING MEMBER CERTIFICATE



CERTIFICATE NO: 90660000092092

This is to certify that RENUKA BARAT D/o KRISHNALAL SENGUPTA W/o A K BARAT R/o 1747 CHITTRANJAN PARK NEW DELHI had left following surviving members in her family.

Name of Member	Age(In Yrs.)	Relationship with Deceased	Photo
SMARAJIT BARAT	75	Son	

RENUKA BARAT had expired on 15/11/1999 (Death Certificate No. 85).

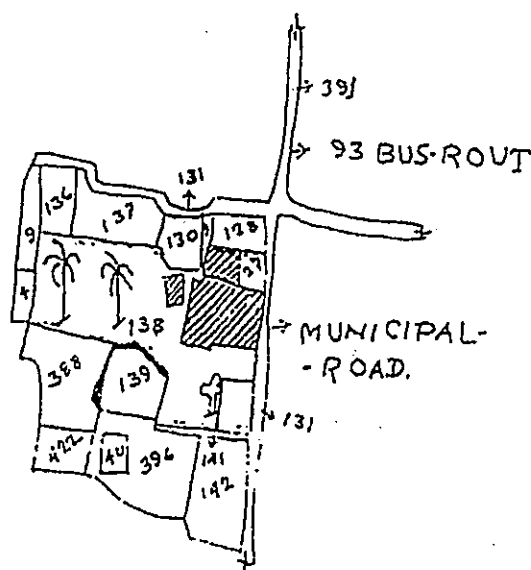
Digitally signed by LALVARMOY
Reason: By TEHSILDAR
Date 2021.07.23 04:02:31 +05:30

1. This Certificate is valid as per Information Technology Act 2000 as amended from time to time.
2. The Authenticity of this document should be verified at <http://edistrict.delhigovt.nic.in>. Any discrepancy in the details on this document when compared to those available on the website renders it invalid.
3. The onus of checking the legitimacy is on the users of this document.
4. In case of any discrepancy please inform the authority Issuing this Certificate.

SLC
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SCALE - 1" = 1 MILE



E. A. DINGS SHOWN.

Page 5:

TREES SHOWN

THUS:

3) Proposed 10 Kallaksholm Land.

Shows this.

□ (100' x 72')
= 7200. SFT

Prepared by
A. Amin. (10/10/10)
Dt - 30-10-10

22-12-91

Case No. 2, Local Machine Co.
March 1, 1900, 24 Pages

ac.

APPLICATION FOR OBTAINING INFORMATION UNDER RIGHT TO
INFORMATION ACT

To,

Public Information Officer,
Land Records and Survey Department,
Survey Building, 35,
Gopal Nagar Road,
Kolkata-27, West Bengal

RECEIVED
PUBLIC INFORMATION OFFICER
LAND RECORDS AND SURVEY DEPARTMENT
SURVEY BUILDING, 35,
GOPAL NAGAR ROAD,
KOLKATA-27, WEST BENGAL
DATE: 20/11/2022
BY: [Signature]

1. Name and address of the applicant.

SURGEON
Lieutenant Commander Smarajit Barat
S/o, Maha Vir Chakra Late Lieutenant General A. K. Barat
R/o I-1747, Chitranjan Park
New Delhi - 110019

2. Particulars of information required:

I am Rtd. Surgeon Lieutenant Commander Smarajit Barat, s/o Maha Vir Chakra Late Lieutenant General A. K. Barat and Late Mrs. Renuka Barat. In reverence of the bravery of my late father, the Governor of the State of West Bengal had executed a lease deed for the land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69, P., Barasat, Distt-North-24 Parganas, West Bengal for a period of 99 years in favour of my mother, Late Mrs. Renuka Barat. Kindly find attached the copy of Death Certificates of Maha Vir Chakra Late Lieutenant General A. K. Barat, and Late Mrs. Renuka Barat as **Annexure A.**

Kindly find attached the copy of my Surviving Member Certificate bearing no. 90660000092092 has been attached herewith as **Annexure B.**

Kindly find attached the Certified Map of the aforementioned land as **Annexure C.**

Kindly provide the information requested for herein below:

- i) Kindly provide a certified copy of the lease deed executed by the Governor of West Bengal in favour of my late mother Mrs. Renuka Barat for the aforementioned land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69, P., Barasat, Distt-North-24 Parganas, West Bengal
- ii) Kindly provide details of any penalties/dues pending in reference to the above mentioned land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69, P., Barasat, Distt-North-24 Parganas, West Bengal

SELF ATTESTED PDF (SCAN & PRINT OUT)

SMARAJIT BARAT
Surgeon Lt Cdr (Retd)

21
20 NOV 2022

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②

I, hereby, state that the information sought is not covered under the categories which are exempted from disclosure of information under section 8 or under section 9 of the Right to Information Act, 2005 and to the best of my knowledge, it is pertaining to your Department/Office.

3. In Case queries relate to some other Public-Authority, Please transfer this RTI petition to the CPIO there under Section 6 (3) RTI Act. Postal Order Number 936 386035 For Rs 50/- Is enclosed towards RTI Act in name of "Accounts Officer" as per DoPT Circular No F.10/9/2008 - IR dated 05/12/2008. (Rs 10 IPO not available; ₹50 IPO enclosed)

Place: NEW DELHI

Date: 21.11.2022


APPLICANT

AS I AM SUFFERING FROM EFFECTS OF SPINAL INJURY, POST- COVID 19 SYNDROME, UNSTABLE BP AND ISCHEMIC HEART DISEASE - AND A WAR VETERAN WITH PERMANENT 50% DISABILITY PENSION - KINDLY FAVOR ME WITH EARLIEST REPLY. THANKS AND REGARDS.

YOURS FAITHFULLY,


SURGEON LT CDR SMARAJIT BARAT "


MOBILE 8130 76 32 68

SELF ATTESTED

SCAN PRINTOUT
PDF


SMARAJIT BARAT
Surgeon Lt Cdr (Retd.)

20 NOV 2022

TC.


POSTAL ORDER

ये पत्रिका धनक और पत्रा रूप से।
To be detached and kept
by the Sender.

पोस्टल ऑर्डर

₹ 50

POSTAL ORDER

to be sent to PRO, land legal
to whom payable public
WB Survey building 3,
Kopal nagar, WB

At what Office _____

Whether crossed _____

Date sent _____

936 386035

TC
7



GOVERNMENT OF WEST BENGAL
OFFICE OF THE DIRECTOR OF LAND RECORDS & SURVEYS AND
JOINT LAND REFORMS COMMISSIONER, WEST BENGAL
 35, GOPAL NAGAR ROAD, ALIPORE, KOLKATA-700 027.
 Tel. Ph.: 2479-5727/5991/7355; Fax: 2479 - 8804 / 7361,

Dated, Alipore the 09th Dec. 2022

Memo No: 11/ /IC/2022

To
 The Dy. District Land & Land Reforms Officer and SPIO,
 Office of the District Land and Land Reforms Officer,
 North 24 Parganas.

Sub: Transfer of RTI Petitions dated 22.11.2022 of Shri Samarajit Barat under section 6(3) of the Right to Information Act, 2005.

An application Under Section 6(3) of the Right to Information Act. 2005 of Shri Samarajit Barat, in original which is self explanatory, is being transferred to him for necessary action urgently as the matter relates to his jurisdiction.

So, he/she is requested to provide necessary information directly to the applicant as per RTI Act. 2005 with intimation to this end.

Encl: As Stated.

Self
 Dy. Director of Surveys,
 West Bengal & SPIO

Memo No: 11/ 751 /IC/2022

Dated, Alipore the 09th Dec. 2022

✓ Copy forwarded for information to Shri Samarajit Barat, S/o, Late Shri A.K. Barat, R/o, I-1747, Chitranjan Park, New Delhi - 110019.

The details of the 1st Appellate Authority: District Land & Land Reforms Officer, North 24 Parganas.

SELF Attested

SELF ATTESTED

Self
 Dy. Director of Surveys,
 West Bengal & SPIO

SMARAJIT BARAT
 Surgeon Lt Cdr (Retd)

QC

**FIRST APPEAL FOR OBTAINING INFORMATION UNDER RIGHT
TO INFORMATION ACT, 2005.**

To,

Appellate Authority,
Directorate of Land Records and Surveys & Joint Land Reforms
Commissioner, WB, 35, Gopal Nagar Road, Alipore, Kolkata-700027

1. Name and address of the appellant: -

Surgeon Lt. Commander Smarajit Barat
S/o Maha Vir Chakra Late Lt. General Sh. A. K. Barat
R/s I- 1747, Chittranjan Park
New Delhi- 110019

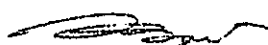
2. Particulars of information required:

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PAGE 1 of 3

TC

7

- i) Kindly provide a certified copy of the lease deed executed by the Governor of West Bengal in favour of my late mother Mrs. Renuka Barat for the aforementioned land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69. P., Barasat, Distt-North-24 Parganas. West Bengal
- ii) Kindly provide details of any penalties/dues pending in reference to the above mentioned land bearing Plot No. 138/7, R.S. Khatian No. 131 of Mouza Gatitha J.L No. 69. P., Barasat, Distt-North-24 Parganas, West Bengal.

I, hereby, state that the information sought is not covered under the categories which are exempted from disclosure of information under section 8 or under section 9 of the Right to Information Act, 2005 and to the best of my knowledge, it is pertaining to your Department/Office.

3. GROUND OF APPEAL:

That the following appeal is sought on the following amongst other grounds:

- a. Because the PIO has knowingly not provided any information to the appellant violating Section 6(3) of the RTI Act, 2005.
 - b. Because the information has been denied without reasonable cause.
 - c. Because the denial of information is unjustified and mala fide.
- iii) I, hereby, state that the information sought is not covered under the categories which are exempted from disclosure of information under section 8 or under section 9 of the Right to Information Act, 2005 and to the best of my knowledge, it is pertaining to your Department/Office.

 PAGE 2 of 3

TC
4

- iv) Postal Order Number _____ for Rs 10/- is enclosed towards RTI Act in name of "Accounts Officer" as per DoPT Circular No F.10/9/2008- IR dated 05.12.2008.
- v) Copy of RTI Application is annexed as **Annexure D**. The replies received by the respective PIO and Ld. ADM are annexed as **Annexure E** and **F** respectively.

Place: NEW DELHI

Date: 16 JANUARY 2023


APPLICANT

PAGE 3 of 3

TC
4

अधस्तात COUNTERFOIL

हस्त फाड़कर प्रेषक अपने पास रख ले।
To be detached and kept
by the Sender.

पोस्टल आर्डर,

रुपए 20.00 Rs.

POSTAL ORDER

कितने अंश करना

To whom payable Appellate
Authority, Directorate of
Land Records & Survey &
Joint Land Reforms Com
किस दफ्तर में
At what Office.....

क्या इसे काट दिया है

Whether crossed.....

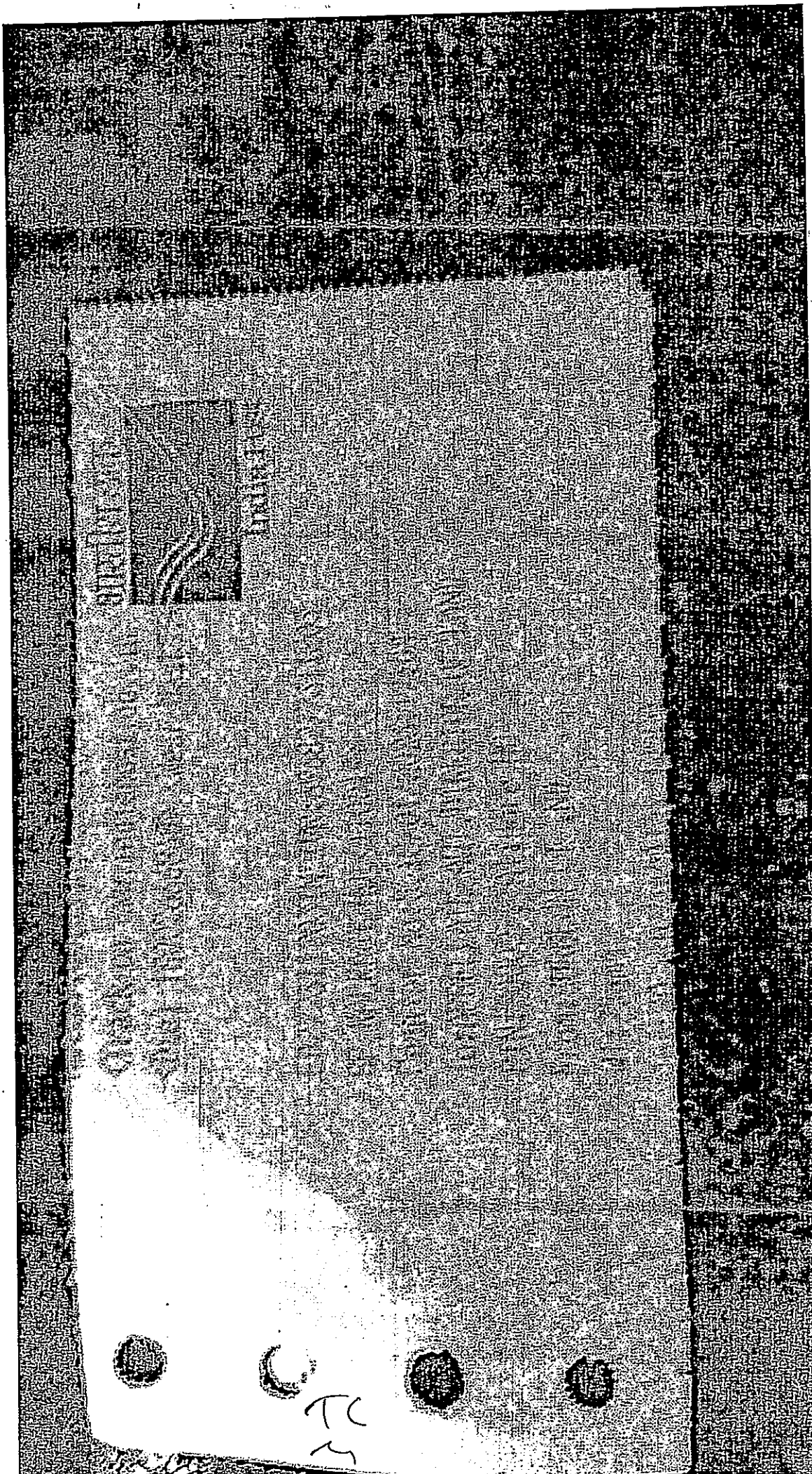
भेजने की तारीख

Date sent 18.01.2023

18G 349512

20

TC
4



GOVERNMENT OF WEST BENGAL

Office of the Director of Land Records & Surveys
and Joint Land Revenue Commissioner, West Bengal
23, Gopabandhu Road, Allpore, Kolkata - 700 021
Tel. No. 2353-5127/2353-5128, 2372 5801, 2361.

Re RTI Appeal Petition dated 16.01.2023 of Shri Smarajit Barat, S/o Late A.K. Barat, R/s 1-1747, Chittaranjan Park, New Delhi - 110019

ORDER

23.02.2023 Perused the RTI Appeal Petition dated 16.01.2023 of Shri Smarajit Barat. Also perused the photocopy of the RTI Petition dated 22.11.2022 of Shri Smarajit Barat addressed to the SPIO of this Dte from the annexures of the instant RTI Appeal Petition and the Dy Director & SPIO of this Dte transferred the RTI Petition dated 22.11.2022 of Shri Smarajit Barat to the Dy DL&LRO & SPIO, Office of the DL&LRO, North 24 Parganas vide this Dte's No. IL/751/IC/2022 Dated 09.12.2022. Also perused the photocopy of the letter of SPIO and Dy DL&LRO, North 24 Parganas vide No. RTI/3622/1/2022 DL&LRO(N) dated 19.12.2022 from the annexures of the instant RTI Appeal Petition.

There are separate SPIOs and separate Appellate Authorities under RTI Act in respect of different Public Offices and the undersigned is not the Appellate Authority under RTI Act in respect of the Office of the DL&LRO, North 24 Parganas and the undersigned is not also the Appellate Authority under RTI Act in respect of Office of DL&LRO, Barasat.

In view of the above, it is hereby ordered that the photocopies of the RTI Appeal Petition dated 16.01.2023 of Shri Smarajit Barat and its annexures be forwarded to the ADM & DL&LRO, North 24 Parganas and Appellate Authority under RTI Act, for disposal as per provisions of the RTI Act.

Thus the RTI Appeal Petition dated 16.01.2023 of Shri Smarajit Barat is disposed of, at this level.

Let a copy of this order be forwarded to Shri Smarajit Barat, the RTI Appellant for his information.

Let a copy of this order along with photocopies of the RTI Appeal Petition dated 16.01.2023 of Shri Smarajit Barat and its annexures be forwarded to the ADM & DL&LRO, North 24 Parganas and Appellate Authority under RTI Act for taking necessary action.

Appellate Authority under RTI Act &
Additional Director of Land Records & Surveys, W.B.

Dictated & Corrected by me

Appellate Authority under RTI Act &
Additional Director of Land Records & Surveys, W.B.

Memo No: 3/13/ 9/10/2 /IC/2023

Dated, Allpore the 28th February, 2023

Copy forwarded for information to:-

1. ADM & DL&LRO, North 24 Parganas and Appellate Authority under RTI Act. Office of the District Magistrate & Collector, North 24 Parganas, Administrative Building, 3rd Floor, Barasat, Kolkata - 700124. The photocopies of the RTI Appeal Petition dated 16.01.2023 of Shri Smarajit Barat and its annexures are enclosed for taking necessary action.
2. Shri Smarajit Barat, S/o Late A.K. Barat, R/s 1-1747, Chittaranjan Park, New Delhi - 110019

Appellate Authority under RTI Act &
Additional Director of Land Records & Surveys, W.B.

TC

BEFORE THE CENTRAL INFORMATION COMMISSION

August Kranti Bhavan, Bhikaji Cama Place,
New Delhi-110 066

Appeal No. _____ dated _____

**SAMARJEET BARAT
VERSUS
PIO, LAND RECORDS AND SURVEY DEPARTMENT, WEST BENGAL**

VAKALATNAMA

Know All to whom these present shall come that I/We I, Lieutenant Commander Samarjit Barat, I-1747, Chitranjan Park, New Delhi- 19 the above named Appellant do hereby appoint:

Pranam Priya, Pramanshi

D/1794/14, D/1856/14

D-89, LGF, East of Kailash, New Delhi- 110065

+91 7042725551

hereinafter, called the advocate to be my/our Advocates in the above-noted case & authorized them

To act, appear and plead in the above-noted case in this court or in any other court in which the same maybe tried or heard and also in the appellate Court including High court subject to payment of fees separately for each court by me/us.

To sign, file, verify and present pleadings, appeals cross-objections or petitions for execution, review, revisions, withdrawal, compromise or other petitions of affidavits or other documents as may be deemed necessary or proper for the prosecution of the said case in all its stages subject to payment of fees for each stage.

To file and take back documents, to admit and/ or deny the documents of opposite party.

To. withdraw or compromise the said case or submit to arbitration any differences or disputes that may arise touching or in any manner relating to the said case.

To deposit, draw and receive moneys, cheques, cash and grant receipts hereof and to do all other acts and things which may be necessary to be done for the progress and in the course of the prosecution of the said cause.

To appoint and instruct any other Legal Practitioner authorizing him to exercise the power and authority hereby conferred upon the Advocate whenever he may think fit to do so and to sign the power of attorney on our behalf.

And I/we the undersigned do hereby agree to ratify and confirm all acts done be the advocate or his substitute in the matter as my/own acts, as if done be me/us to all the intents and purposes. .

And I/we undertake that I/we or my our duly authorized agent would appear in the court on all hearing and will inform the advocate for appearance when the case is called.

And I/we undersigned do hereby agree not to hold the advocate or his substitute responsible for the result of the said case. The adjournment costs whenever ordered by the court shall be of the Advocate which shall receive and retain for himself.

And I/we the undersigned do hereby agree that in the event of the whole or part of the fee agreed by me/us to be paid to the advocate remaining unpaid he shall be entitled to withdraw from the prosecution of the said case until the same is paid up.

The fee settled is only for the above case and above court. I/we hereby agree that once the fees is paid. I/we will not be entitled for the refund of the same in any case whatsoever.

IN WITNESS where of I/we do hereunto set my/our hand to these presents the contents of which have been understood by me/us this 29th day of March 2023.

Accepted subject to the terms of fees.

Accepted

Client

Identified
Pranam Priya

Email**State Chief Information Commissioner West Bengal**

Hearing on 05-08-2025

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

Thu, Jul 31, 2025 11:53 AM

 1 attachment

Subject : Hearing on 05-08-2025

To : dlrswb@gmail.com

Cc : dr sbarat <dr.sbarat@gmail.com>

Please find the attachment, for further details visit our website

West Bengal Information Commission



WBIC-RTI-A-104470-2067-2025 HN.pdf

16 KB

WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban

11A, Mirza Ghalib Street

Kolkata-700 087

Phone No. (033)2252-0509

& (033)2252-0501

Website: www.wbic.wb.gov.in

E-mail: scic-wb@nic.in

RTI Applicant : Smarajit Barat

Public Authority : Dte. of Land Records & Surveys

Date of RTI Application : 22.11.2022

Date of 1st Appeal : 16.01.2023

Date of 2nd Appeal : 11.04.2023

Date of hearing : 05.08.2025

(Appeal No. 104470 of 2025 under the Right to Information Act, 2005)

Appellant : Smarajit Barat

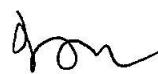
**SPIO : SPIO, O/ o Dte. of Land Records & Surveys &
Jt. Land Reforms Commissioner**

Facts on Record & Findings :

Neither the appellant nor the SPIO of the case are present for the hearing.

2. Issue show cause notice to the SPIO as to the reason of his absence from hearing today. It is also appears that no prior intimation has been received from the SPIO regarding his absence from the hearing. The show cause notice of the SPIO is returnable within 6 (six) weeks from the date of issue of this order.
3. The matter will be taken up further once the reply to the show cause notice from the SPIO is received or expiry of 6 (six) weeks, whichever is earlier.
4. Let the authenticated copies of the order be forwarded to all concerned.

Date : 05.08.2025



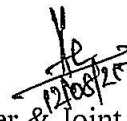
(Naveen Prakash)
State Information Commissioner
West Bengal

No. 4754 - WBIC/RTI/A/104470/2067/2025

Date: 12.08.2025

Copy forwarded for information and necessary action to:-

1. The State Public Information Officer, Office of the Directorate of Land Records and Surveys and Joint Land Reforms Commissioner, West Bengal, Survey Building, 35, Gopal Nagar Road, Kolkata -700027, Email:dlrswb@gmail.com
2. The First Appellate Authority, Office of the Directorate of Land Records and Surveys and Joint Land Reforms Commissioner, West Bengal, Survey Building, 35, Gopal Nagar Road, Kolkata – 700027
3. SMARAJIT BARAT, I - 1747, Chittaranjan Park, New Delhi, Pin – 110019, New Delhi, 110019


Law Officer & Joint Registrar
West Bengal Information Commission

Email

State Chief Information Commissioner West Bengal

Reply to the show cause in connection with the Appeal no -1044470 in the matter of RTI Appeal no-Sri Samarjit Barat.

From : spiortidlrs@gmail.com

Sat, Sep 20, 2025 02:30 PM

Subject : Reply to the show cause in connection with the
Appeal no -1044470 in the matter of RTI Appeal no-
Sri Samarjit Barat.

1 attachment

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

Respected Sir,
Please see the attachment.

SPIO & SROII
Directorate of Land & Land Records & Surveys, WB

 **Reply to the Showcause appeal No-104470 of 2025.pdf**
358 KB

Head - 05/08/2025
H'NP

GOVERNMENT OF WEST BENGAL

Office of the District Election Officer, Kolkata South

And Director of Land Records & Surveys and Joint Land Reforms Commissioner, West Bengal,

35, Gopal Nagar Road, Alipore, Kolkata-27

E-Mail: deoks2026@gmail.com / Ph. No. 033-24795727

.....
Memo. No. 11 / 1396/IC/25

Dated, Alipore, 19 /09/2025

To

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

Sub:- Reply to the show cause in terms of the order passed in Appeal No- 104470 of 2025 in the matter of RTI Appeal of Sri Samarjit Barat.

Respected Sir,

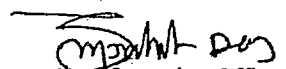
In the onset, the undersigned would like to tender unconditional apology for not being able to present before the Hon'ble State Information Commissioner, West Bengal on 05.08.2025 at the time of hearing of the appeal case no-104470 of 2025(appellant- Samarjit Barat). In Connection with the above mentioned matter, certain material facts may be required to place before the Hon'ble State Information Commissioner for adjudication of the matter.

- 1) That I, the undersigned SPIO, did not receive any notice of hearing from the Hon'ble Commission regarding the hearing scheduled on 05.08.2025.
- 2) As no such notice was received, I was unable to remain present before the Hon'ble Commission on the said date.
- 3) The absence was therefore neither intentional nor deliberate, but purely on account of non-receipt of the hearing notice.

In view of the above facts, I humbly request that the explanation may kindly be considered sympathetically and the show cause may please be dropped. I further assure that I shall remain present before the Hon'ble Commission on the next date of hearing, as may be fixed.

This is for your kind perusal.

Humbly submitted by


State Public Information Officer &
Special Revenue Officer, Gr-II
Directorate of Land Records & Surveys, WB

Memo. No.11 / /IC/2025

Dated, Alipore, 19/09/ 2025

Copy forwarded to :

1. The Appellate authority RTI & Addl DLR&S .

State Public Information Officer &
Special Revenue Officer, Gr-II
Directorate of Land Records & Surveys,, WB

Hearing on 05-01-2026

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

Tue, 09 Dec 2025 3:24:37 PM +0530

To "dlrswblawcell"<dlrswblawcell@gmail.com>

Cc "dr sbarat"<dr.sbarat@gmail.com>

Please find the attachment, for further details visit our website

West Bengal Information Commission

1 Attachment(s)

WBIC-RTI-A-104470-2067-202...

16.1 KB