

2408/19/07/2023



FORMAT FOR FILING 2ND APPEAL BEFORE WEST BENGAL INFORMATION COMMISSION U/S 19 (3) of RTI Act, 2005

(Vide Circular No. 3008-WBIC/Admin-05/13 Dated: 20/08/2019)

1. Name of the Appellant: Mrs. Monisha Saha.

2. Complete Postal Address: Mrs. Monisha Saha, C/o. Tarak Nath Saha, RC-123, Geetanjali Park, (Bengal Ambuja), City Centre, Durgapur-713216, Paschim Bardhaman, West Bengal, Mob. No.: 9475743634.

3. (Attach self-attested copy of one address proof document viz. Bank Pass Book, EPIC, PAN, Driving License, Passport, Aadhar Card etc.)- The copy of the PAN card bearing No. BJXPS2135M is enclosed hereto for kind consideration of Hon'ble State Information Commission.

4. (a) Contact No.: Mob. No.: 9475743634.

(b) E-mail id: sangsritisahana@gmail.com

4. (a) Date of filing for information under RTI Act:- February 15, 2023. The photocopy of the RTI Application filed by me before the concerned SPIO is enclosed hereto for ready reference.

(A self-attested copy of RTI Application should be attached.)

(b) Whether Application Fee paid: Y/N:-Yes paid, as transpired from the photocopy of the RTI Application.

(i) If yes, mode of payment: I.P.O. amounting to Rs. 10/- only is attached herewith.

(ii) If no, self-attested copy of relevant certificate issued by the competent authority should be attached.

5. Name of State Public Information Officer/State Assistant Public Information Officer to whom the application was made and address:- The State Public Information Officer, Department of Urban Development & Municipal Affairs (Municipal Affairs Branch), "Nagarayan", 6th Floor, DF-8, Sector-I, Salt Lake, Kolkata:-700064.

(a) Whether RTI Petition is transferred to another SPIO u/s 6 (3) of the RTI Act, 2005: Y/N: "No."

If yes, name and address of such authority-

(Please attach copy of transfer memo as above)

6. Gist of the Information sought for: - 1. As and when the West Bengal Municipal Corporation Act, 2006 came into force with effect from 01-11-2008, please let me know the following:-

"No. of sanctioned vacancies in the 5 Municipal Corporations viz. Howrah Municipal Corporation, Asansol Municipal Corporation, Durgapur Municipal Corporation, Siliguri Municipal Corporation, Chandennagar Municipal Corporation for the posts of Education Officer, Medical Officer, Health Officer".

2. As and when the West Bengal Municipal Corporation Act, 2006 came into force with effect from 01-11-2008, please let me know the following:- Whether the sanctioned posts, if exist in the period as mentioned hereinbefore were statutory in nature in the 5 Municipal Corporations viz. Howrah Municipal Corporation, Asansol Municipal Corporation, Durgapur Municipal Corporation, Siliguri Municipal Corporation, Chandennagar Municipal Corporation.

7. Have you received any response/information?

If so, attach a self-attested copy of the same: - No, I have not received any information as yet.

8. Date of filing 1st Appeal: April 24, 2023. The self-attested copy of the Appeal Petition as asked for is enclosed hereto for ready reference.

(A self-attested copy of 1st Appeal along with proof of submission of the same should be attached).

9. Authority to whom First Appeal was made with address: 1st Appellate Authority under the Right To Information Act, 2005, Department of Urban Development & Municipal Affairs (Municipal Affairs Branch), "Nagarayan", 6th Floor, DF-8, Sector-I, Salt Lake, Kolkata:-700064.

10. Decision of the 1st Appellate Authority, if any, including number and date of the order:- Neither Notice for Appeal hearing was issued nor any order was passed by the concerned Appellate Authority.

(A self-attested photocopy of the order of the 1st Appellate Authority should be attached).

11. Grounds for 2nd Appeal and the relief sought (specify):-

- (1) (a) Grounds:-For that the Ld. 1st Appellate Authority has failed to appreciate that even after lapse of the statutory period of 30 days from the date of preferring the RTI Application dated February 15, 2023 under section 6 of the R.T.I. Act, 2005 and the rules framed thereunder, no information has been disseminated to your Appellant by the S.P.I.O. concerned of the Department of Urban Development & Municipal Affairs, State of west Bengal.
- (2) For that even after lapse of more than 45 days, as being enumerated and envisaged in the concerned Statute, the 1st Appellate Authority has further failed to disseminate the information, as was about to be done within the stipulated statutory period by the sub-ordinate officer of the Urban Development & Municipal Affairs Department, State of West Bengal, which for the instant case shall be considered and construed as the S.P.I.O. of the Urban Development & Municipal Affairs Department, State of West Bengal.
- (3) For that the Appellant is entitled to obtain information free of cost in accordance with the provisions laid down under section (7) of the Right To Information Act, 2005 and the rules framed thereunder.

(4) For that the Appellant has been denied the principle enunciated under Article 14 of the Constitution of India, which guarantees "Right To Equality" to the citizens of India.

(b) Relief sought for:-Dissemination of Information free of cost in response to the RTI Application dated February 15, 2023 preferred by your Appellant before the S.P.I.O., Urban Development & Municipal AffairsDepartment, and State of West Bengal.

12. If 2nd Appeal is filed after 90 days from the date on which the decision of the 1st Appellate Authority was received or after 135 days from the date of filing of the 1st Appeal, explain the reasons for the delay along with supporting documents.

I, Mrs. Monisha Saha, Son/Daughter of Tarak Nath Saha aged 42 years being an Indian citizen do hereby solemnly affirm that the statements made herein are true to my knowledge based on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

I also declare that this matter is not previously filed with this Commission nor is pending with any Court or Tribunal or Authority.

Monisha Saha
10.07.23

Place: Durgapur

Signature of the Appellant

Mrs. Monisha Saha

Date: 10.07.2023

(Name of Appellant)

List of documents to be enclosed:-

- a) Self-Attested copy of address proof document;
- b) Self-Attested Marriage Registration Certificate (copy) of Monisha Saha;
- c) Self Attested copy of PAN card;
- d) Self-Attested copy of RTI application;
- e) Self-Attested photocopy of proof of RTI fee payment or of BPL status;
- f) Self-Attested photocopy of 1st Appeal;
- g) Self-Attested copy of all communications/replies received from the public authorities in connection with the instant RTI application;
- h) 2nd Appeal in the format as above.

- i) Any other documents in support of the 2nd Appeal.

Note:

1] 2nd Appeal is liable to be rejected if submitted without proper documents.

2] Separate 2nd Appeal has to be filed in respect of each RTI application.



ভারত সরকার
Government of India



মনীষা সাহানা
Monisha Sahana
পিতা : তারক নাথ সাহা
Father : Tarak Nath Saha

জন্মতারিখ/DOB: 02/01/1981
নথীনা / Female

9233 2995 0344



আধার - সাধারণ মানুষের অধিকার



ভারতীয় বৈশিষ্ট্য পরিচয়-প্রাধিকরণ
Unique Identification Authority of India

ঠিকানা: এম আই জি
সিটি পার্ক কো. অপাঃ, সিটি সেন্টার
দুর্গাপুর (এম কর্প), সিটি সেন্টার
বর্ধমান, পশ্চিম বঙ্গ,

Address: MIG 15, CITY
PARK CO. OPP., CITY
CENTRE, Durgapur (m
Corp.), Bardhaman, City
Centre, West Bengal,
713216

9233 2995 0344

1947
1800 300 1947

help@uidai.gov.in

www.uidai.gov.in

Monisha Saha

10.07.23

West Bengal Form No. 1635.

CERTIFICATE OF MARRIAGE

(Under Section 13 of Act XLIII of 1954)

I, Sri Niladri Datta Majumdar hereby certify
that on the 21st day of February 2006
Dr. Debabrata Sahana son of Sri Sudhakar Sahana
and Monisha Saha daughter of Sri Tarak Nath Saha
appeared before me and that each of them, in my presence and in the presence of three
witnesses who have signed hereunder, made the declarations required by Section 11 of Act
XLIII of 1954, and that a marriage under this Act was solemnised between them in my
presence.

(Signature of Officer) Sd/- Niladri Datta Majumdar
Marriage Officer under Act, XLIII of 1954,
for the district of Burdwan

(Signature of Bridegroom) Sd/- Dr. Debabrata Sahana

(Signature of Bride) Sd/- Monisha Saha

(Signature of three witnesses)

- (1) Sd/- Tarak Nath Saha, s/o Lt. G.C. Saha, 260/CD, Traffic Colony, P.O. Asansol-1
- (2) Sd/- Subrata Baran Sahana, s/o Sri Sudhakar Sahana, M-15/2 City Park City Centre, Durgapur-16
- (3) Sd/- Sananu Mandal, s/o Sri A.B. Mandal, Jagachha, P.O. V.I.P. Colony, Howrah-112

Dated, the 21st day of February 2006

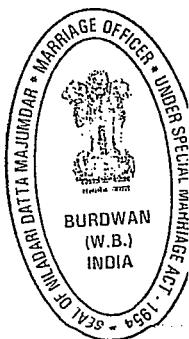
True Copy

Dated the 21st day of Feb. 2006

Niladri Datta Majumdar
Marriage Officer under Act, XLIII of 1954,
SPL. MARRIAGE ACT. -1954
for the District Municipal Corporation
NEAR ICE MILL, S. B. GORAI ROAD
P.O.-ASANSOL, DIST- BURDWAN

"If the document is needed for use
in foreign countries or for a purpose
by the authorities situated in
India and a copy of the document
by the designated authority, viz. The
Ministry of External Affairs, Govt. Of
India is necessary."

Monisha Saha
10.07.23.




आयकर विभाग
INCOME TAX DEPARTMENT

भारत सरकार
GOVT. OF INDIA

MONISHA SAHA
PARAKMATH SAHA
02/01/1981
Permanent Account Number
BJXPS2135M

Signature



Monisha Saha
10.07.23

To
The State Public Information Officer
Department of Urban Development & Municipal Affairs
(Municipal Affairs Branch), "Nagarayan", 6th Floor
DF-8, Sector-1, Salt Lake, Kolkata - 700064

Sub:- Request for dissemination of information under the provisions of the RTI Act, 2005

Sir,

With reference to the above, this is to inform you that in the urban area of Durgapur, the Durgapur Municipal Corporation Act, 1994 was in force, which has been replaced by the West Bengal Municipal Corporation Act, 2006 with effect from 01-11-2008. In view of the aforesaid, following information are hereby sought for:-

1. As and when the West Bengal Municipal Corporation Act, 2006 came into force with effect from 01-11-2008, please let me know the following:-
"No. of sanctioned vacancies in the 5 Municipal Corporations viz. Howrah Municipal Corporation, Asansol Municipal Corporation, Durgapur Municipal Corporation, Siliguri Municipal Corporation, Chandennagar Municipal Corporation for the posts of Education Officer, Medical Officer, Health Officer".
2. As and when the West Bengal Municipal Corporation Act, 2006 came into force with effect from 01-11-2008, please let me know the following:-
Whether the sanctioned posts, if exist in the period as mentioned hereinbefore were statutory in nature in the 5 Municipal Corporations viz. Howrah Municipal Corporation, Asansol Municipal Corporation, Durgapur Municipal Corporation, Siliguri Municipal Corporation, Chandennagar Municipal Corporation.

The queries raised above are not coming within the restrictions contained in section 8 of the RTI Act, 2005 and the rules framed thereunder. I am also affixing an I.P.O. amounting to Rs. 10/- only as statutory charges for seeking information under the RTI Act, 2005.

Encl:- AS stated above.

Thanking You.

Date: 13.07.2013

Yours faithfully,

Monisha Saha
MONISHA SAHA

C/O TARAK NATH SAHA

BC 133, GITANJALI PARK,

(BENGAL AMBUJA), CITY CENTRE,

DURGAPUR 16, PASCHIM BARDHAMAN

WEST BENGAL

MOB NO. 9475743634

Monisha Saha
10.07.23.

COUNTERFOIL

To be detached and kept
by the Sender

पोस्टल आर्डर
रुपए 10.00Rs.
POSTAL ORDER

To whom payable

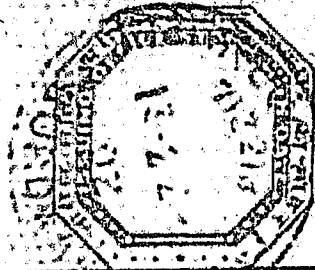
At what Office

Whether crossed

Date sent

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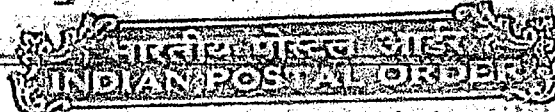
NOT NEGOTIABLE



डाक टिकट
POSTAGE STAMPS

POSTMASTER

13/01/2023



DIRECTOR GENERAL OF POSTS

The State Public Information Officer,
Department of Urban Development & Municipalities,
Assam, (Municipal Office Building), Nagaon,
64/1st, P.F.-18, Sector-1, Salt Lake, Kolkata-700064

THE SUM OF RUPEES TEN ONLY



AT THE POST OFFICE AT

के डाकघर में भरा जाए।

DO NOT WRITE BELOW THIS LINE

07F 661294

COMMISSION 50 PAISE

SEND IN HIS NAME AND ADDRESS HERE
Monisha Saha, c/o Tanaka Nath Saha,
Rt 123, Gaitari, Parit, (Bengal)
Ambur, Gaitari, Parit, (Bengal)
West Bengal

Monisha Saha
10.07.23

Durgapur, 24th April, 2023

To

The 1st Appellate Authority

Under the Right To Information Act, 2005

Department of Urban Development & Municipal Affairs

(Municipal Affairs Branch), "Nagarayan", 6th Floor

DF-8, Sector-1, Salt Lake, Kolkata: - 700064

Ref.: - RTI Application dated 15.02.2023 hopefully received by the office of the State Public Information Officer, Department of Urban Development & Municipal Affairs
(Municipal Affairs Branch), Government of West Bengal

Sub.: - Prayer for disposal of R.T.I. Application dated 15.02.2023 under Section 19 of the RTI Act, 2005 & the rules framed thereunder and dissemination of information thereof free of cost

Sir,

With reference to the subject noted above, I would like to arrest your attention to the fact that by submitting one RTI Application dated, 15.02.2023. I have sought for certain information, a copy where of is enclosed here to and marked Annexure-P1.

However, it's a pity that even after elapse of more or less 67 days from the date of submitting the said RTI Application, I have not been favoured with the requisite information and is still awaiting, it is also not known to me as to whether any endeavour has been made for making my said RTI Application to be transferred to any other Public Authority under the auspices of sub-section (3) of section 6 of the RTI Act, 2005 and the rules framed thereunder.

Resultantly, I am now, in the premises of the aforesaid facts and circumstances being entitled to receive information free of cost on account of elapse of at least 30 days from the date of submitting my RTI Application in as much as the contours of section 7 of the said Act will be taken into consideration and the erring person/person responsible in causing delay in dissemination of the

Monisha Saha

10.07.23

desired information is equally liable to be adjudged as to whether being liable to deposit fine to such extent as admissible under the Act and Rules as referred to above.

The sole prayer of the undersigned before your good-self is none, but, dissemination of desired information, as embodied succinctly in the RTI Application dated 15.02.2023 and by exercising the powers conferred upon you in terms of the defined provisions of Section 19 of the RTI Act, 2005 & the rules framed thereunder do justice thereby.

Enclosure : - As stated above.

Thanking You.

Yours faithfully,

Monisha Saha

MONISHA SAHA

C/O- TARAK NATH SAHA

RC-123, GITANJALI PARK,

(BENGAL AMBUJA)

CITY CENTRE,

DURGAPUR-16,

PASCHIM BURDAWAN

WEST BENGAL

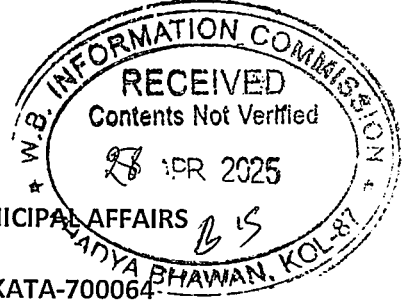
9475743634 (m)

Monisha Saha
10.07.23

D.NO-1885(ATR)
28/04/25

BY SPEED POST

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF URBAN DEVELOPMENT & MUNICIPAL AFFAIRS
(MUNICIPAL AFFAIRS BRANCH)
NAGARAYAN, DF-8, SECTOR-I, SALT LAKE, KOLKATA-700064



No.100/UDMA-16011(11)/125/2024 -GENL SEC- Dept of UDMA

Date.24.04.2025

From : The State Public Information Officer & Deputy Secretary
to the Government of West Bengal

To : Shri. Rupak Bhattacharjee (Section Officer),
West Bengal Information Commission,
Khadya Bhawan, 11/A, Mirza Ghalib Street,
Kolkata- 700087

Sub: Action Taken Report on the RTI application of Smt. Monisha Saha

Ref :- Memo No. 2353 -WBIC/RTI/A/104796/974/2025 dt.09.04.2025

In inviting a reference to above, the undersigned is directed to state regrettably that the RTI application dt. 15.02.2023 and the Appeal dt. 24.04.2023 in respect of Smt. Monisha Saha remains untraced despite thorough searches.

However, it appears that she raised a similar query in another RTI application dt. 21.03.2024 which was replied vide memo no. 254/UDMA-16011(11)/125/2024 Dt.28.06.2024.(copy enclosed)

Enclosure: As stated above

The State Public Information Officer & Deputy Secretary
to the Government of West Bengal.

S.D.
Hearing
08/05/25

BY SPEED POST

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF URBAN DEVELOPMENT & MUNICIPAL AFFAIRS
(MUNICIPAL AFFAIRS BRANCH)
NAGARAYAN, DF-8, SECTOR-I, SALT LAKE, KOLKATA-70006

No .254/UDMA-16011(11)/125/2024- GENL SEC – Dept of UDMA

Date.28.06.2024

From : The State Public Information Officer & Deputy SecretaryS
to the Government of West Bengal

To : Smt. Monisha Saha,
C/o Tarak Nath Saha,
RC-123, Gitanjali Park, City Centre,
Durgapur-16, Paschim Bardhaman,

Sub : Information sought for by Smt. Monisha Saha under provision of RTI Act, 2005

Sir,

In inviting a reference to your application dated 21.03.2024 regarding request for providing information U/S 6(1) of RTI Act, 2005, I am to inform you according to your queries as follow:

Query	Reply	
No. of sanctioned vacancies in the 5 (Five) Municipal Corporations viz. Howrah Municipal Corporation, Asansol Municipal Corporation, Durgapur Municipal Corporation, Chandernagar Municipal Corporation & Siliguri Municipal Corporation for the posts of Education Officer, Medical Officer & Health Officer.	Name of the Corporations	Vacancy position of 'Health Officer'
	Asansol	1(One)
	Howrah	1(One)
	Durgapur	Nil
	Siliguri	1(One)
Whether the sanctioned posts, if exist in the period from 01.11.2008 were statutory in the 5 (Five) Municipal Corporations which were mentioned above..	Chandernagore	Nil
	'YES'	

It may be noted here that there is no mention of the post of 'Medical Officer' or 'Education Officer' in the West Bengal Municipal Employees (Recruitment) Rules, 2005 and subsequent amendments.

o/c

Yours faithfully

Biswas

The State Public Information Officer & Deputy Secretary
To the Government of West Bengal

O.I. No. 254/UDMA-16011(11)/125/2024-GENL-SEC
Dept of UDMA dt-28/6/24.