### 2nd Appeal u/s 19(3).

**From :** prabhatsingh optometrist <prabhatsingh.optometrist@gmail.com>

Subject: 2nd Appeal u/s 19(3).

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

Thu, Oct 12, 2023 08:17 AM

@1 attachment

To
The information commissioner
West Bengal information commission
Khyda Bhavan
11A Mirza Ghalb street.
Kol 87.

Respected sir,

Greetings.

I am enclosing here with my prayer u/s 19(3) of RTI Act for your perusal. Yours Faithfully Prabhat Kumar Singh 12/10/2023.



Adobe Scan 12 Oct 2023.pdf 460 KB



### TORMATEROINGUING TO APPEAU BEFORE WEST BENGAL INFORMATION COMMISSION U/S 19/3) of RPI Act. 2005

((Vide Circular No. 337/Dated 18/01/2017)

[1] Numerapplicant Paghat Kumar & Main

Address: FURT NO. 3/6; GRSV. Ladge SHIG SUCHASHMAGKE ROAD

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Date of filling of application for information under RIII Act (A self-intested copy of RTI application should be altabled along with proof of payment of RTI fees he photocopy of the same in case of BPL category, self-attested photocopy of the competent authority should be altabled).

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Nume of State Public Information Officer / State Assistant Public Information Officer to Whom the application was made and address: المحادث ا

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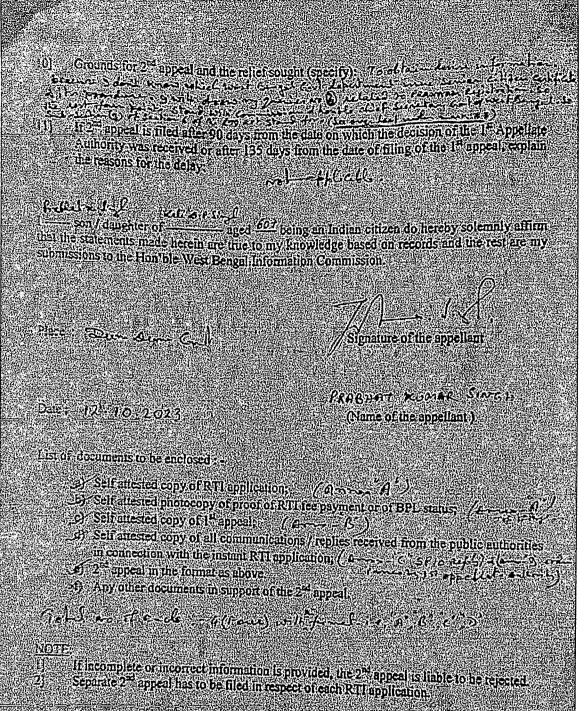
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17/08/2023

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What action has been taken by the Respected chief Secretary to the GOVT of West Bangal regarding my (Frabhat Kumar Singh) ex M/T (OPTOMETRY) BARASAT GOVT MEDICAL COLLEGE AND HOSPITAL) prayer. DATED 21-02-2023 & 05/04/2023 both are sent of mail (d/s-cs-westbangs)@nic.in:(copy.enclosed for reference picase). Where HOW MUCHITIME WILL BE TAXEN BY THE INFORMATION COMMISSION OF WEST BENGALTO(DISPOSED)THEIR(T.I.) ERAYER U/S 19(3), AND WHAT IS THE FATE OF MY PRAYER DATED 04/05/2023 U/S 19(3) OF RTI ACT: (/c=f=1) ========== (jam endosing harawith Rs:10/: postal order (bearing number: 23)F5:1972/137) as RT (ii) FEE YOUR FAITHFULLY. (PRABHAT KUMAR SINGH) FIAPNO 3/8/BASU LODGE, 34/6 SUBHASHNAGAN ROAD, PIS-DUMDUM, PIO-RABINDRANAGAR, KOL-6 Enclo: es stated above No stensio: A (FOUR): #; ((1) f.(0) () ( - 1) \_\_ no s ((1) f. RECEIVED 27 JUN 2023 HAWATE Y

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WEST DENGAL INFORMATION COMMISSION CHIRDWING BUILDING COMMISSION CHIRD IN THE OWNER OF THE OWNER OWNE Emplicate Whatem

From Rubul Amin

Scatton Officer & Spio

West Bengal Information Commission

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The Law Officer & Tom Registrar & Appellane Authority,

West-punctual approximation Commission

West-punctual Commission

Kolkala - 700.087

Asma (cropping) Ruhul Amin Section Officer & SPIO West Bengal Information Commission



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# WIST BENGALINKORMATION COMMISSION

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Flic SPIC of this Comment of replicit vide memo No. (9.72 VBIC 200 H (cd.))69/2023 SEC WBIG dillock 19(07) 2023 1

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Regalding Point No.25 The relevant portion of the guideline of Dorth circulated vice alsower.
No.40M dated 12:06/2008 is quoted below.

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in view of above allusor gumunitis also rejected

With the above decision after this capped amount disposed of

we sale Appeal meannsofhis desistonallys with alle Commission within 200 days from the day on which the order was finde or was be willy regelyed? Emmy be addressed to:

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Sualayyöffidel &Appellate Authority West Bengal Information Commission

# No:3122/1(2); WBIG:20010(02)/23/2023-SEG:WBIG

DATE: 27,09:2023

Copy forwarded for information and processary station to

UK Shri Prabhat Kumar Singh / Flat No.3/B. Bash Lodge / 14/6 Submisimum Rond: P.O. Rabidranagas P.S. - Dumdum Kolfata = 700065

2. The Section Officer and SRIQ West Bengal Information Commission.

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Lays Officer & Appellate Authority & West Bungal Information Commission

Contents Not Verified 1 2 001 2023

(Vide Circular No. 337 Dated 18.01.2017)

PABHAT KUMAR SINGH. @ mil :- frashATS/NG1+.
OPTOMETRIST & gamil.com 1] Name of the Applicant:

FLAT NO 3/B , BASU LODGE. 2] Address: 34/6 SUBHASHNAGAR ROAD DUM DUM CANTANMENT P.O. RABINDRAWAGAR, P.S. DUM DUM KOL-65. / M-9432651501 or. 7686005157

3] Date of filing of application for information under RTI Act (A self attested copy of RTI application should be attached along with proof of payment of RTI fees i.e. photocopy of the same. In case of BPL category, self-attested photocopy of certificate issued by the competent authority should be attached).

27-06-2023.

Name of State Public Information Officer / State Assistant Public Information Officer to 4] whom the application was made and address: west Bengal information Commission

Gist of the information sought for: Five Point quaries. Question NO () (2) 5 to the Commission when the prosess of Senior citizen certificals wave of the department Authorise for of RTO disposal time etc., Queany are (3) about the fels of PRANAM Registration Athend of Question No (4) related to kongrable chief describes of fice about to know the action taken by him regarding my complaint (See overloaf under mark \*)

If so, attach a self-attested convertible mation? Jes

If so, attach a self-attested copy of the same.

Date of filing 1st appeal: (A self attested copy of 1st appeal should be attached).

19/08/2023.

8] Authority to whom the first appeal was made with address: The Law officer & It. Register & appellate Authority.

nest Bengal information Commission

1) A minga Ghalib Street, Kol-87.

Decision of the 1st Appellate Authority, if any, including number and date of the order: 9] (A self-attested photocopy of the order of the 1st Appellate Authority should be attached). Appeal rejected.

de. 27.9.2023. NO 3122/1(2) - NOBIC - 20011(12)/23/2023-SEC- NOIC \\Ic-125\d\Works(Bubai)\Partha-Mondal (2017)\January\11.01.2017\-WBIC-Admn-05-13.doc

About the prosses of issue of Senior citizen certificate & name of the west-Bengal Govt department Assined for A RT9 disposal time etc.

Guaries 30 related to PROGRAM Resistration by Kolketa Police & guaries

No B related to the Honorable Chief Secretaris office (Govt of west-Bungal)

to know the school taxen by his office against my Complaint.

4	e reasons for the delays	ecify): To obtain desine information.  The defendment in see senior citifen certificate  Brelated to Peagrason Registration, so  anthochief Seene tany Good of west Bangel. so  (See over leef under mank ##)  ton which the decision of the 1st Appellate the date of filing of the 1st appeal, explain		
	n / daughter of ———————————————————————————————————	oge cased on records and the rest are my		
Place: 7	Deen Dem Cont.	Signature of the appellant		
Date: /	2.10.2023.	PRABHAT WOMER SINGH. (Name of the appellant)		
List of do	cuments to be enclosed:-			
Self attested copy of RTI application; (Anna A)  Self attested photocopy of proof of RTI fee payment or of BPL status; (Anna A)  Self attested copy of Ist appeal; (Anna B)  Self attested copy of all communications / replies received from the public authorities in connection with the instant RTI application; (Anna C' SP10 refs) 1(anna B)  2nd appeal in the format as above.  Any other documents in support of the 2nd appeal.  Total and of Enclo : - 4 (Four) with formal. i.e., (A, B, C, D)				
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NOTE:

1] If incomplete or incorrect information is provided, the 2<sup>nd</sup> appeal is liable to be rejected.

2] Separate 2<sup>nd</sup> appeal has to be filed in respect of each RTI application.

\*\*) To obtain desire information which I did not get from my R.T.I. prayer.

Relief Sought .\_

- (1) Sin, 9 realisted not know which Govit of west Berget department issue Senior Citizen certifical dits procedure. So Please helpine.
- 2) I william my greeier vo 3, so the rest four Point gueries linked with 2 (Two) fublic authorities. so sub. Section 3 of Section 6 of the act help to scattered information from another public Authority.
  - (3) R79 act lodge by the Gart to provide information not to discard prayer to find out doop hale of law Agramer. Bleave up hold the marality of the R79 ach & help to me to provide my desired information.

PRABHAT KUMAR SINGH. F. AB. 3/B. "BASU LODGE." 34/6 & SUBHASHNAGAR ROAD Kol - 65. E. Mail; - PRABHATSINGH. OPTOMETRIST ( B G MAIL. COM. Date: - 27/06/2023

TO

THE INFORMATION COMMISSIONER

WEST BENGAL.

SUB :- SEEKING INFORMATION U/S 6(1) OF R.T.I. ACT.

Respected sir,

Please kindly provide me the following information U/s 6(1) of R.T.I. Act.

- Which department of West Bengal govt issues Senior citizen certificate for the senior citizen of West Bengal.
- What are the process to get senior citizens certificate in west bengal. Please give me a copy of application form.
- What is the fate of our prayer For registration of our name under PRANAM to Kolkata police (Additional CP - II, Community policing wing, Kolkata, P-16 Indian exchange place extensions, 7th Floor, KIT Building, Kolkata -73) through The Director of social welfare, GOVT of West Bengal vide letter No 679/SWD, dated 11/04/2023.(copy enclosed for reference). Amen \_'A'
- What action has been taken by the Respected chief secretary to the GOVT of West Bengal regarding my ( Prabhat Kumar Singh, ex M.T.(OPTOMETRY), BARASAT GOVT MEDICAL COLLEGE AND HOSPITAL) prayer DATED 21-02-2023 & 05/04/2023 both are sent by mail id :- cs-westbengal@nic.in (copy enclosed for reference please). And - B" &"C"
- HOW MUCH TIME WILL BE TAKEN BY THE INFORMATION COMMISSION OF WEST BENGAL TO DISPOSED THE R.T.I. PRAYER U/S 19(3). AND WHAT IS THE FATE OF my PRAYER DATED.04/05/2023, U/S 19(3) OF RTI ACT. (Copy enclosed) Anso-"D"

I am enclosing herewith Rs 10/- postal order (bearing number. 23 F."197113") as R.T.I. FEE.

YOUR FAITHFULLY.

(PRABHAT KUMAR SINGH)

Flat No 3/B, BASU LODGE, 34/6 SUBHASHNAGAR ROAD, P.S.-DUMDUM, P.O. RABINDRANAGAR, KOL- 65.

Enclo: as stated above.

No of Enclo: 4 (FOUR). + 1 (1.P.O) i. e fold No. 5 (five).

Contents Not Verified 2 7 JUN 2023

Annes-B:

PRABHAT KUMAR SINGH. FLAT NO 3/B, BASU LODGE 34/6 Subhasharagar Roas DUM DUM CANTONMENT P.O. KABINDRANDRANDRAK P.S. DUMDUM, KOZ-65.

@ GMAIL. COM.

E.MAIL ID - PRASHAT SINGH. OPTOMETRIST The Law officer of It Register & Appellate Authority nest Bengal information Commission 11.A, minta Ghalib Street, Kol-87.

Jub: - Appeal 2/5 19(1) of RT9 act 2005

Respected Sin,

Greetings for the day. with reference to the RT9 reply by mr Rahul Anin (See hon officer & SP10. west Beregel information Commission) No 1937 -WBIC-20011(11) [69/2023 - See - WBIC Dated 19.7.2023 relating to my Prayer u/s cp) of RT9 act 2008, doeset NO 2174, 9 have to drow your kind attention regarding the following fact which in agricul me to make this pifition up 19(1) of RT9 act.

1) my question St No 1 d 2 to the information Commission, which is not respond by the SP.10.

2) Response to my gram SI no 3 A 4 of the SPIO ded not match with Sea 6/3(11) of RT9 act 2005. The SPIO has to take assistance from other department for granier or 3 of 4 but he did not help me & Desparathy advice me to file Separate RT9 application pertaining to each department. which is clear violation of RT9 act 2005.

Sis, Dan enclosing here with ball (my RT9 brager 2/561) ASP10's refty letter for your reference.

Approfum chove, sam requesting you to Consider this Broger WS 19/1) of Rtg act 2005 and help one to seceive my desire information. with thanks.

Daled: Deem Dem Cont The 1916 Any 2023.

Alesta. J. S. 8. 15/10/23.

yours faithfully. (PRABHAT RUMAR SINGA.)

## WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban, 11A, Mirza Ghalib Street, Kolkata - 700 087 Website: www.wbic.gov.in

E-mail: scic-wb@nic.in

NO. 1937 = WBIC-20011(11)/69/2023 SECEWBIC

DATE: 19:07:2023

From: Ruhul Amin

Section Officer & SPIO,

West Bengal Information Commission

Shri Prabhat Kumar Singh, Flat No. 3/B, Basu Lodge, 34/6 Subhashnagar Road, P.O. - Rabindranagar, P.S. - Dumdum, Kolkata - 700065.

Sub: Your RTI application dated Nil received on 27.06.2023.

Sir,

With references to your, application under Rent Act, 2005 dated will received on 27/06/2023 bearing docket no. 2174 please find point wise reply to your queries as follows:=

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7	1) to (4).	This is to inform you that the commission or more departments.
1	1) (0 (1)	This is to inform you that the Commission are information sought by you is related to two or more departments. Information sought by you is related to two or more departments. So, you are requested to file separate RTI applications pertaining to each department.
		Ida wou are requested to the separate real fr
		The matter lies with the Commission bearing Docket no. / Appeal no. 1347, dated
		- matter lies with the Commission bearing Docket no. 7 Appear
1	5).	The matter lies with the Commission of the matter lies with
-		04.05.2023. Action A.

First Appeal against the above replies lies with the Commission as follows:-

iel aw Officer & Joint Registrar & Appellate Authority, tiBengal Information Commission

Kolkata – 700 087.

Yours faithfully, Ruhul Amin Section Officer & SPIO West Bengal Information Commission

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WEST BENGAL INFORMATION COMMISSION

Ames - D

Khadya Bhawan, First Floor 11A, Mirza Ghalib Street Kolkata - 700 087

Website: <u>www.wbic.gov.in</u> E-mail: <u>scic-wb@nic.in</u>

## ORDER

Shri Prabhat Kumar Singh of Flat No.3/B, Basu Lodge, 34/6, Subhashnagar Road, P.O. – Rabidranagar, P.S. - Dumdum, Kolkata – 700065 submitted one RTI application under Section 6(1) of the RTI Act, 2005 on 27.06.2023 addressed to this Commission seeking five points information.

The SPIO of this Commission replied vide memo No. 1937-WBIC-20011(11)/69/2023-SEC-WBIC dated 19.07.2023.

Shri Singh, expressing his two points dissatisfaction over the reply of the SPIO dated 19.07.23, has preferred an appeal under Section 19(1) of the RTI Act; 2005 on 19.08.2023.

Regarding Point No.1: The second row of the tabular reply of the SPIO, WBIC dated 19.07.23 contains response in respect of points No. 1, 2, 3 and 4. Hence, argument for not providing information in respect of point No. 1 and 2, is not accepted.

Regarding Point No.2: The relevant portion of the guideline of DoPT circulated vide its even \*No. OM dated 12.06.2008 is quoted below:

"A person makes an application to a public authority for information, a part of which is available with that public authority and the rest of the information is scattered with more than one other public authorities. In such a case, the PlO of the public authority receiving the application should give information relating to it and advise the applicant to make separate applications to the concerned public authorities for obtaining information from them. If no part of the information sought, is available with it but is scattered with more than one other public authorities, the PlO should inform the applicant that information is not available with the public authority and that the applicant should make separate applications to the concerned public authorities for obtaining information from them. It may be noted that the Act requires the supply of such information only which already exists and is held by the public authority or held under the control of the public authority. It is beyond the scope of the Act for a public authority to create information. Collection of information, parts of which are available with different public authorities, would amount to creation of information which a public authority under the Act is not required to do. At the same time, since the information is not related to anyone particular public authority, it is not the case where application should be transferred under sub-section (3) of Section 6 of the Act. It is pertinent to note that sub-section (3) refers to 'another public authority' and not 'other public authorities'. Use of singular form in the Act in this regard is important to note."

In view of above, this argument is also rejected.

With the above decision, the first appeal stands disposed of.

2<sup>nd</sup> Appeal against this decision lies with this Commission within 90 days from the date on which the order was made or was actually received. It may be addressed to:-

The State Chief Information Commissioner, West Bengal, 11A, Mirza Ghalib Street, Kolkata 700087

Sd/-

Law Officer & Appellate Authority West Bengal Information Commission

## No.3122/1(2)- WBIC-20011(12)/23/2023-SEC-WBIC

DATE: 27.09.2023

Copy forwarded for information and necessary action to

Shri Prabhat Kumar Singh, Flat No.3/B. Basu Lodge. 34/6. Subhashnagar Road, P.O. – Rabidranagar, P.S. - Dumdum, Kolkata – 700065

2. The Section Officer and SPIO, West Bengal Information Commission.

Law Officer & Appellate Authority West Bengal Information Commission

16 (16 /2)