

100304/(e)
02/04/2024

COMPLAINT UNDER SECTION 20 OF THE RTI ACT, 2005

Date: 26.03.2024

To
The Secretary & Registrar,
West Bengal Information Commission,
Khadya Bhaban, 11A, Mirza Galib Street,
Kolkata-700087.
email: scic-wb@nic.in



Sir,

Most respectfully, I beg to make this complaint against the "delayed, false, incorrect, misleading and fraudulent" reply to the RTI Application which I made through my Advocate on 11.12.2023 to the SPIO & Deputy GM (HR&A), Burdwan Zone, West Bengal State Electricity Distribution Company Limited, Administrative Building, Power House, Burdwan-713101. (A copy of the said RTI Application is enclosed.)

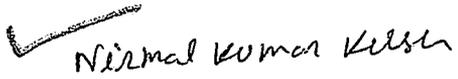
The concerned SPIO has not furnished the information within the time specified under sub-section (1) of section 7 inasmuch he come out with the reply after more than four months. In the reply, he has *malafidely* refused to furnish the information by making a false, incorrect and misleading and rather fraudulent statement that "the matter is sub-judice", though the matter was long disposed of by the court on 07.02.2024 and the order passed by the court has long been complied with. (A copy of the said RTI Reply is enclosed.)

Hence, I make this complaint under section 20 of the Right to Information Act, 2005.

I request you to kindly register a complaint under section 20 of the RTI Act, 2005, in the matter.

I shall deem it a great favour if you could kindly drop me a line acknowledging such registration of the complaint.

Yours faithfully,


Nirmal Kumar Kesh

(Nirmal Kumar Kesh)
Proprietor of M/s Asha Medical,
H-1, Zonal Centre,
Durgapur-713211.

Enclo.: As stated above.

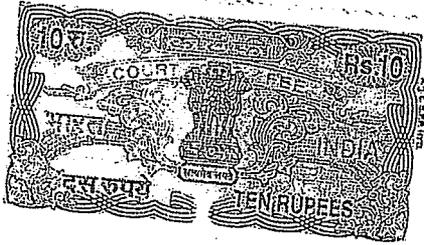
Copy to: SPIO & Deputy GM (HR&A), Burdwan Zone, West Bengal State Electricity Distribution Company Limited, Administrative Building, Power House, Burdwan-713101.

SOMNATH BANERJEE



18763

Advocate
HIGH COURT CALCUTTA
Bar Association Room No. 7, 1st Floor
Phones : 2248-3169/3190/2243-7363
Fax : (033) 2248-2313
E-mail : bar.association@rediffmail.com



Correspondence Address:
Flat No. B4, 2nd Floor,
Manoranjan Apartment,
(near Mahiskapur High School),
Quisor Gally, Benachity,
Durgapur-713213.

Date: 11.12.2023

BY REGD. POST/SPEED POST

To

1. **The Assistant State Public Information Officer**

&
Regional Manager (Human Resources & Administration),
Paschim Bardhaman Regional Office,
West Bengal State Electricity Distribution Company Limited,
Asansol Administrative Building (2nd & 3rd Floors),
Kalyanpur Housing Estate, Asansol-713305.
Mob.: 8900797205
email: rm.paschimburdwan@wbasedcl.in

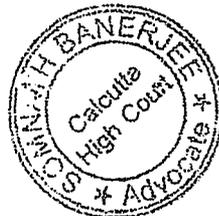
2. **The State Public Information Officer**

&
Deputy General Manager (Human Resources & Administration)
Burdwan Zonal Office,
West Bengal State Electricity Distribution Company Limited,
Administrative Building, Power House,
Burdwan-713101.
Mob.: 8900797002
email: hra.burdwanzone@wbasedcl.in

Sub.: RTI Application.

Sirs,

Pursuant to the instructions received from my client,
Mr. Nirmal Kumar Kesh, son of Bipin Chandra Kesh, Proprietor of
M/s Asha Medical, H-1, Zonal Centre, Durgapur-713211, I do



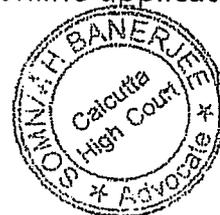
Page 1 of 3

hereby make this RTI Application and request you to furnish the following pieces of information:

1. My client runs his sole proprietorship concern called "M/s Asha Medical" in a tenanted shop room in the multi-storied premises being H-1, Zonal Centre, Durgapur-713211. He holds the following electricity connection in the name of "M/s Asha Medical" at the said tenanted room:
 - (a) Consumer Name: M/s Asha Medical
 - (b) Consumer ID: 509182407
 - (c) Inst No.: 22126243
 - (d) Meter No.: DPP41954

The electricity connection was taken sometime in the year 2011 by my client in the name of his concern called "M/s Asha Medical". My client has all along been getting the electricity bills in the name of "M/s Asha Medical" and duly paying the same. Suddenly, in the month of November, 2013, my client found that the connection had been changed in the name of "Shashi Kant Shah", landlord of the premises, though my client never applied for any change in the name. Shocked and horrified, my client contacted your Bidhannagar Customer Care Centre at Durgapur. He was shown a document and allowed to take a snap of the document, which my client never issued and was made the basis for the change in the name. In the above view of the matter, **I request you to please furnish a photocopy set of all the documents (I repeat, each and every piece of the document) that your company has received for effecting the change in the name.**

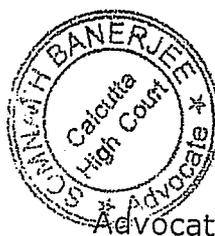
2. Has my client submitted any application or document to your company for effecting the change in the name? If yes, **please furnish a photocopy set of all the applications and documents submitted by my client.** If not, how did your company effect the change in the name?
3. Has "Shashi Kant Shah", landlord of the premises, submitted any application or document to your company for effecting the change in the name? If yes, **please furnish a photocopy set of all the applications and documents submitted by "Shashi Kant Shah".** (If the application was made online, please furnish a printout of the online application and all the documents submitted along with the online application.)



Sd/- Mrs. Kameel K. Khan

4. Please furnish a copy of the applicable rules/ regulations/ guidelines for effecting change in the consumer's name.
5. After the illegal change in the consumer's name as aforesaid, "Shashi Kant Shah" is now holding perhaps three commercial connections in his name in the very same premises. Please furnish Consumer IDs of all the commercial connections that "Shashi Kant Shah" is holding in the premises.
6. Please furnish a copy of the applicable rules/ regulations/ guidelines providing for the limit on the maximum number of commercial connections of electricity that a consumer can hold in one single premises.

The illegal change in the consumer's name that your unscrupulous officials have made has put my client in imminent danger of being deprived of his tenancy right in the tenanted shop room and his right to livelihood and thus his right to life. As the information sought for in this RTI Application concerns my client's right to livelihood and right to life, the information be provided within 48 (forty-eight) hours of making this RTI Application in terms of Proviso to Section 7(1) of the Right to Information Act, 2005, else I will have to take the recourse of law, all risks and costs whereof shall befall upon you.



Yours faithfully,

Somnath Banerjee

(Somnath Banerjee)
Advocate, Calcutta High Court

Copy to:
The Secretary & Registrar,
West Bengal Information Commission,
Khadya Bhaban, 11A, Mirza Galib Street,
Kolkata-700087.
email: scic-wb@nic.in

N. J. Kumar, K. S. S.



West Bengal State Electricity Dist.Co.Ltd.

(A Govt.-of West Bengal Enterprise)

Zonal Office Burdwan

Administrative Building (2nd Floor)
Power House : Burdwan - 713101, Dist- Purba Bardhaman

Memo No : ZM/BDN/E-52/ 2446

Date : 13.3.24

To

Nirmal Kumar Kesh
S/o- Bipin Chandra Kesh, M/s- Asha Medical,
Zonal Centre, Durgapur, PIN- 713211.

Sub : Information sought for under RTI Act 2005

Ref: Letter of your Advocate

Sir,

With reference to your above mentioned petition, it is revealed from the documents that the matter is subjudice. As such this is to intimate you that the information sought by you is barred under sec 8(1)(h) of the RTI Act, 2005.

This is for your kind information.

Yours Faithfully,

S. Saha 13.3.24
SPIO & Dy GM (HR&A)
Burdwan Zone

HEARING ON 18-03-2026

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

Fri, 20 Feb 2026 3:44:27 PM +0530

To "hra burdwanzone"<hra.burdwanzone@wbsedcl.in>

Cc "bar association"<bar.association@rediffmail.com>

Please find the attachment, for further details visit our website

West Bengal Information Commission

1 Attachment(s)

WBIC-RTI-C-100304-840-2024...
16.8 KB