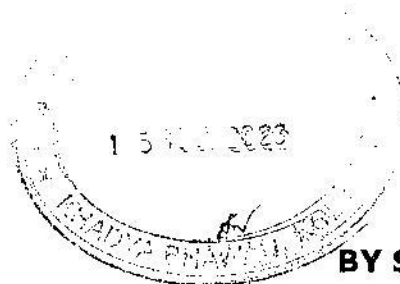


485 (C)
16/02/2023



BY SPEED POST

To
The State Information Commissioner
West Bengal Information Commission
11 A, Mirza Galib Street, Khadya Bhaban,
Kolkata-700 087

Sub: Complaint under Sec. 18 of RTI Act, 2005 against SPIO or
similar designated officer of Pollution Control Board,
Barrackpore regional office.

Most Respected Sir,

This has a reference to my RTI application made to the SPIO of
Barrackpore Regional Pollution Control Board (copy enclosed). But till date
no reply is made by the concerned officer.

Therefore in this situation I have been inspired by the Central
Information Commission's befitting information in response to its model
question and answer made and cited by the commission (copy enclosed) to
lodge a complaint under Sec. 18 of the RTI Act.2005; and pray for your
suitable decision and action with reference to Sec. 20 of the said Act for
such humiliation and denial to me of the right to information.

But if not justice done by your appropriate authority, in such case of
humiliation and denial to my right to information I may helplessly seek for
favour to me under Article 226 and 32 of the Constitution of India.

Looking forward to your generous response and action in the matter
at the earliest.

Enco: as stated (four sheet)

Thanking you,

Dated: 9th Feb, 2023

Yours faithfully,

(SUBRATA SEN)

PRATHAM Housing Complex,
B1/P1/3D, 3rd floor,
26 B T Road,
Kolkata-700058

E mail: subratasen044@gmail.com
(M)9831715134

C
/

EW 3446 04996 IN

EW344604996 IN IVR:6987344604996
SP BELGHARIA HO <700056>
Counter No:1, 19/12/2022, 12:37
To: SPIO, W B P C B
PIN: 743126, Kankinara SO
From: SUBRATA SEN, 26 B T ROAD
Wt: 20gms
Amt: 41.30 (Cash) Tax: 6.30
<Track on www.indiapost.gov.in>

By SPEED POST

To
The SPIO, RTI Cell,
West Bengal Pollution Control Board,
Barrackpore Regional Office,
Panpur More, P.O. Narayanpur, Kankinara,
Dist. 24-Prgs(N),
Pin-743126

Sub: RTI Application with ref. to your Show Cause Notice, vide
Memo no. 879/4/WPB/BR/24 Pgs(N)/04(Pt.-II), dt. 17.05.2022 and
1148-5L/WPB-2021/B-2021, dt. 22.12.2021 of PG Cell, WBPCB

Sir,

With ref. to ROP vide Memo no. 1148-5L/WPB-2021/B-2021, dt. 22.12.2021 of PG Cell, WBPCB (copy enclosed) please find herewith your staggeringly erroneous Show Cause Notice to the Ad Hoc Committee of Pratham Housing Complex instead of Dhoot Realtors Pvt. Ltd. (Pratham Housing Complex) of 26 B T Road, Kolkata-700058, vide Memo no. 879/4/WPB/BR/24 Pgs(N)/04 (Pt.-II), dt. 17.05.2022 (copy enclosed).

Therefore, you are, requested to send me the report of your appropriate action on staggeringly erroneous Show Cause Notice with the copies of your relevant documents as per RTI Act, 2005.

Thanking you,

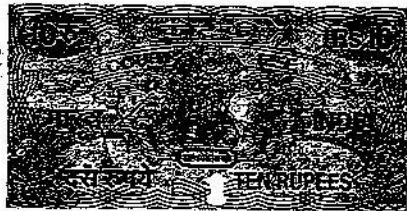
Enco: Copies of ROP vide Memo no. 1148-5L/WPB-2021/B-2021,
dt. 22.12.2021 of PG Cell, WBPCB and Memo no. 879/4/WPB/BR/
24 Pgs(N)/04 (Pt.-II), dt. 17.05.2022

Dated: 19th Dec., 2022

Yours faithfully,

Subrata Sen
(SUBRATA SEN)

PRATHAM Housing Complex,
B1/P1/3D, 3rd floor,
26 B T Road,
Kolkata-700058



Subrata Sen

Sign In Register

- Retail (/VAS/Pages/UserRegistration.aspx)
- Corporate (/VAS/Pages/CustomerLinking.aspx)
- Registered User (/_layouts/15/Authenticate.aspx?Source=%2F)

Name :

Change Password | My Profile (/VAS/Pages/UserProfileManagement.aspx)

✓  (/VAS/Pages/Content/Screenreader.aspx)

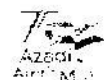
हिन्दी

(/VAShindi/Pages/IndiaPosthome.aspx)

 (/VAS/pages/sitemap.aspx)



(/VAS/Pages/IndiaPosthome.aspx)



Go here Home (<http://www.indiapost.gov.in/vas>)>> Track Consignment

Track Consignment

Quick help (/_VAS/Pages/faqs.aspx?)

Category=Jgo4qG+ZxEdagwsX1Qik2NQX...

Requires a required field.

Consignment Number

EW344404996IN

Service Type

India Speed Post

Consignment Details For: EW344404996IN

Current Status: Item Delivery Confirmed

Delivery Location

Bhatpara SO

Delivery Confirmed On

21/12/2022 14:59:19

Time	Office	Event
14:59:19	Bhatpara SO	Item Delivery Confirmed ✓
11:08:34	Bhatpara SO	Out for Delivery
12:16:43	SMO SEALDAH RMS TMO	Item Dispatched
10:59:12	SMO SEALDAH RMS TMO	Item Received
09:21:37	KOLAP TMO	Item Dispatched
08:46:50	KOLAP TMO	Item Received
05:14:29	Kolkata NSH	Item Dispatched
04:43:41	Kolkata NSH	Item Bagged
19:04:20	Kolkata NSH	Item Received
18:34:53	KOLAP TMO	Item Dispatched
18:17:21	KOLAP TMO	Item Received
13:22:36	Belgharia HO	Item Dispatched
13:12:08	Belgharia HO	Item Bagged

Home (/VAS/Pages/IndiaPosthome.aspx)

About Us (/VAS/Pages/AboutUs/AboutUs.aspx)

Forms (/VAS/Pages/Form.aspx)

Recruitments (/VAS/Pages/ViewAllDocREpository.aspx?Category=Recruitment)

Holidays (/VAS/Pages/Holidays.aspx)

Feedback (/VAS/Pages/CustomerFeedback.aspx)

Right To Information (/VAS/Pages/RTI/RTI.aspx)

Tenders India (<https://eprocure.gov.in/cppp/searchbyorg/Department%20of%20Posts>)

Related sites (/VAS/Pages/Content/RelatedLinks.aspx)

Website Policies (/VAS/Pages/Content/disclaimer.aspx)

Contact Us (/VAS/Pages/content/ContactUs.aspx)

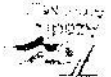
Employee Corner (<https://utilities.cept.gov.in/DOP>)

Sitemap (/VAS/pages/sitemap.aspx)

External Links



(/VAS/Pages/IndiaPost/home.aspx)



- Retail (/VAS/Pages/UserRegistration.aspx)
- Corporate (/VAS/Pages/CustomLinking.aspx)
- Registered User (/Layouts/15/Authenticate.aspx?Source=%2F)

Sign In Register

Change Password | My Profile (/VAS/Pages/UserProfileManagement.aspx)

(/VAS/Pages/Content/Screenreader.aspx)

18-41

(/VAS/IndiaPost/home.aspx)

(/VAS/Pages/siteinfo.aspx)

Track Consignment

You are here home ([>> Track Consignment](http://www.indiapost.gov.in/vas))

Quick help ? (/VAS/Pages/faq.aspx)

Category=jgo4qg+ZxEdegwsX1QIK2INQX...

consignee a required field.

Consignment Number

EW344404996IN

Article Type

Express Parcel Post

Article Details For : EW344404996IN

Current Status : Item Delivery Confirmed

Time

Office

Delivery Location

Bhapara SO

Delivery Confirmed On

21/12/2022 14:59:19

Event

HDFC BANK LTD

Account Number : 50100489977523
✓ Customer Name : SUBRATA SEN
Customer Id : 185046366
A/C Open Date : Dec 24 2021
Joint Holder : SUBHAJIT SEN
Joint Holder Address :
✓ PRATHAM FLAT-B1/P1/3D 3RD FLOOR 26. BT
ROAD BELGHARIA KAMARHATI BRAND.
FACTORY
City : ✓ 24 PARGANAS NORTH
Pin Code : ✓ 700058
State : WEST BENGAL
Country : IN
Res Tel No :
Mobile No : ✓ 919831715134(2)
Nomination :

Product Code : 157-SENIOR CITIZEN ACCOUNT
A/C Currency : INR
Branch Code : 9114
Branch Name : BELIAGHATA
Branch Address : HDFC BANK LTD.
149, RAJA RAJENDRALAL MITRA
ROAD.
KOLKATA
City : KOLKATA
Pin Code : 700010
State : WEST BENGAL
Country : INDIA
Branch Tel No : 033-61606161
MICR Code : 700240110
IFSC Code : HDFC0009114



Subrata Sen

Has this Commission power to admit the appeal after the expiry of the period of (90) ninety days?

Is there any time limit for filing a complaint?

Can a complaint be filed directly before this Commission? If yes, the grounds on which a complaint may be filed?

... a complaint may be filed directly in this Commission under section 18 of the RTI Act, by a person:-

(i) who has been unable to submit a request to a Central Public Information Officer either by reason that no such officer has been appointed under the Act, or the Central Assistant Public Information Officer has refused to accept his or her application for information or appeal under this Act for forwarding the same to Central Public Information Officer or senior officer specified in subsection (1) of section 19 of this Commission;

(ii) who has been refused access to any information requested under this Act;

(iii) who has not been given a response to a request for information or access to information within the time limit specified under this Act;

(iv) who has been required to pay an amount of fee which he or she considers unreasonable;

(v) who believes that he or she has been given incomplete, misleading or false information under this Act; and

(vi) in respect of any other matter relating to requesting or obtaining access to records under this Act.

How many copies of the second appeal are required to be submitted to this Commission?

Are the documents submitted along with the second appeal required to be signed or self attested by the appellant?

What are the documents required to be submitted along with second appeal?

Is there any format for filing second appeal before this Commission?

Is there any time limit for filing second appeal?

Is it necessary to file a first appeal before the First Appellate Authority, before filing the second appeal before this Commission?

At what stage the applicant can approach the Commission for second appeal?

Has this Commission jurisdiction over a State Information Commission or can a complaint or appeal against an order of a State Information Commission be filed in this Commission?

What is the distribution of work amongst the Chief Information Commissioner and the other Information Commissioners?

What are the Public Authorities over which this Commission has jurisdiction as Second Appellate Authority?

What is the composition of this Commission?

Is there any Facilitation Desk functioning in the Commission?

Is there any helpline numbers?

Where is the office of this Commission located?

FAQ

MS & Email alert

What is the policy of the Commission regarding retention of records?

Are there any public authorities exempt from providing information?

In which language a request may be made for seeking information?

How is an application for seeking information to be made?

To whom the application is to be addressed if information pertaining to the Commission as a public authority is sought?

What is "right to information"?

What type of information may be obtained under the RTI Act?

Who can seek information under the Right to Information Act, 2005?

Has this Commission power to reconsider or review its order(s) on merits?

Is the decision of this Commission binding?

How information about disposal of a case is conveyed to the parties?

Has this Commission power to compensate the complainant for any loss or other detriment suffered by him?

Is the complainant or the appellant entitled to hearing in the penalty proceedings under section 20 of the RTI Act?

Has this Commission power to recommend disciplinary action against the CPIO under the applicable service rules?

Is the CPIO entitled to opportunity of hearing before imposition of penalty?

Has this Commission power to order for penalty while deciding a complaint or an appeal?

Can the information or record relating to a third party or supplied by a third party and treated as confidential by the third party be supplied under the RTI Act?

In whom does the onus rest to prove that a denial of request is justified?

Facility of hearing through video conferencing available?

Is the appellant required to be present in person at the time of hearing of the second appeal by this Commission?

Is a complainant or an appellant entitled to priority in hearing cases?

Is the appellant entitled to a hearing before the second appeal is decided by this Commission?

Generally how much time is taken by the Commission in deciding a complaint/appeal?

What are the activities undertaken after receipt of a complaint or second appeal?

Is any fee required to be paid in the case of second appeal/complaint filed in the Commission?

Can a second appeal or a complaint be filed in this Commission electronically?

What is the difference between an Appeal and a Complaint under the RTI Act?

Is a formal request for condonation of delay to be made if the second appeal is not filed within the specified period?

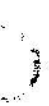
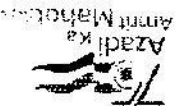
872

Central Information Commission



Right to Information Act, 2005

30-10-2019 11:00 AM



Penalties for Failing to Release Information

Section 20(1) of the Central Act allows for the imposition of penalties. Most notably, *vv* a PIO has, without any reasonable cause:

- refused to receive an application;
- not furnished information within time limits;
- malafidely denied the request;
- knowingly given incorrect, incomplete or misleading information;
- destroyed information subject to a request; or
- obstructed the process,

Section 20(1) of the Central Act states that "Public Information Officers" can be appointed but when read with s.5(5) of the Central Act (which states that any officer whose assistance is sought by a PIO will be treated as a PIO for purposes of the Act's provisions) it is clear that in practice any official can be sanctioned for non-compliance if they have shirked their duties under the law.

Under section 20(2) of the Central Act, where a monetary penalty is imposed, the Information Commission can also recommend disciplinary action against the PIO under applicable service rules.

Appeal bodies should be aware of their power to impose penalties and should be judiciously to sanction officers who have failed to discharge their duties under the Act properly. It needs to be made clear from the outset that officers who don't respond

terms of the law will be punished. This will set a proper standard within the bureau and will also satisfy the public that the bureaucracy is taking the Central Act seriously.

Already, under the State Acts there are reports of **personal penalties being imposed** on officers and disciplinary procedures being invoked which have led to suspension of officials. Although it is hoped that most bureaucrats will implement the law in the new spirit, nonetheless it has already been shown in a number of States that penalties are a key tool in forcing a change in culture as bureaucrats are made to pay personally for resistance to implementing open government.

Please click on the link to the Central RTI Act to read the detailed provisions contained in the law. Please click on the link to CHRI's State RTI pages to find out more about the rules and implementation in your specific State.

[Contact us](#) | [Feedback](#) | [Disclaimer](#)



WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban
11A, Mirza Galib Street Kolkata-700 087
Phone No. (033)2252-0509,(033)2252-0501
Website: www.wbic.wb.gov.in | E-mail: scic-wb@nic.in

Memo No. **6693-WBIC/RTI/C/104139/2021/2025**

DATE : **17/12/2025**

NOTICE FOR HEARING OF COMPLAINT
COMPLAINT No: 104139 of 2025

Complainant(s):	Respondent(s):	Appellate Authority:
SUBRATA SEN PRATHAM Housing, B1/P1/3D, 3rd Floor, 26, B.T. Road, Kolkata- 700058 West Bengal,KOLKATA,700058	SPIO : 1. SPIO O/o WEST BENGAL POLLUTION CONTROL BOARD, BARRACKPORE REGIONAL OFFICE, PANPUR MORE, P.O.: NARAYANPUR, KANKINARA, DIST: 24PGS(N), PIN: 743126	N.A.

Date of RTI	Date of reply,if any,of SPIO	Date of 1st Appeal made,if any	Date of order,if any,of First AA
19-12-2022	-	-	-

1. Take notice that the above appeal/complaint in respect of RTI application dated 19-12-2022 filed by the appellant/complainant has been listed for hearing before **Hon'ble State Chief Information Commissioner Mr. Virendra** at Venue **Venue Address** on **20-01-2026 at 11:30 AM**.

The said hearing will be held at **Conference Hall 1 (Ground Floor)**.

2.The appellant/complainant may present his/her case(s) in person or through his/her duly authorized representative either in physical mode or in virtual mode, as may be suitable to him / her. Details of link for joining in virtual mode are given below.

3.The Public Authorities may attend the hearing physical mode or in virtual mode, as per convenience.

(a) SPIO should personally join the hearing; if for a compelling reason(s) he/she is unable to be present, he/she has to give reasons for the same and shall authorise an officer not below the equivalent rank of SPIO , fully acquainted with the facts of the case **and bring complete file/file(s) with him.**

(b) If the SPIO attending the hearing before the Commission does not happen to be the concerned SPIO, it shall still be his/her responsibility to ensure that the SPIO(s) concerned must attend **with complete file concerning the RTI request**, the hearing along with him.

4. All the parties may submit their written submission, if any, to the Commission at least 7 days before the date of hearing. A copy of the same shall be served upon opposite party. If any party wishes to make online submission, the same may be sent to the Commission's link only viz., <https://wbic.wb.gov.in/online-link-paper-compliance/add>

5. SPIO is also directed to inform the third party, if any, so as to enable it to defend or present its case before the Commission. Third Party may choose to be present before the Commission either in person or through its duly authorized representative for hearing, or they may also file a written submission to the Commission before the hearing.

6. The authorised representative or the officer of the public authority and the appellant/complainant/third party is advised to carry a "proof of identity" **along with the authorization letter.**

7. Take notice that in default of your appearance on the time and date mentioned aforesaid, the case shall be heard and decided in your absence **and that there will be no adjournment and review.**

8. The parties concerned should reach the venue at least 30 minutes before the scheduled time of hearing. They are also requested to intimate their telephone/mobile numbers and email address to the undersigned.

9. The concerned appeal / complaint file can be accessed or downloaded from the 'Cause List' available at the Commission's website www.wbic.wb.gov.in link to the cause list is <https://wbic.wb.gov.in/cause-list-report-web/registry-cause-list/1>

You can download your specific document directly by filling up the required fields in categories.

Venue for the hearing
Venue for the Appellant/Complainant
Link for virtual hearing through Google Meet : meet.google.com/kbs-aqrk-ssn
Venue for SPIO 1
Venue :11 A Mirzaghalib Street, Khadya Bhavan, KOLKATA-700087

Reference number of SPIO Reply(if any) :

-

Memo No:
6693-WBIC/RTI/C/104139/2021/2025

DATE : 17/12/2025
Sd/-
Rupak Bhattacharjee

Copy Forward To

Section Officer

1. SPIO's,Public Authority
I-SPIO, O/o WEST BENGAL POLLUTION
CONTROL BOARD, BARRACKPORE
REGIONAL OFFICE, PANPUR MORE, P.O.:
NARAYANPUR, KANKINARA, DIST:
24PGS(N), PIN: 743126
2.Appellant/Complainant

SUBRATA SEN
PRATHAM Housing, B1/P1/3D, 3rd Floor, 26,
B.T. Road, Kolkata- 700058 ,West
Bengal,KOLKATA,700058

3. Appellate Authority
N.A.