

OUT TODAY/
MOST URGENT

GOVT. OF NCT OF DELHI
DIRECTORATE OF TRAINING & TECHNICAL EDUCATION
MUNI MAYA RAM MARG, PITAMPURA, NEW DELHI
(Ph. No. 27321024, Email:- piohqtte.delhi@gov.in)

NO.F2(16)/2006/RTI/ TTE/IDNo.4329/ 1018-9
To

Dated: 24.05.17

Sh. A K Chanda, Associate Professor,
MAE Dept, G B Pant Govt. Engineering College
Okhla Phase III, New Delhi-110020
Mob. No. 9650033754

Sub: Supply of information Under RTI Act-2005.

Sir,

With reference to your application dated 06/04/17 received on **26/04/2017** vide ID No. **4329** addressed to the undersigned regarding supply of information under Delhi Right to Information Act 2005. The replies/information received from A.O. (V.O.) (copy enclosed) are as under:-

Information Sought	Information provided as per available records in the branches
Information as per Sl. No. 1 to 7	Attention is invited towards CIC decision in a matter bearing file No. CIC/BS/A/2014/001869+1885+2107+2020+2189+2190+2191/8241 dated 03.08.2015 filed by Modh. Iqbal Soharatali Ansari wherein the CIC referred decision of the Supreme Court of India in the SLP © No. 27734 of 2012 (Girish R. Deshpande V/s CIC and other) in which it has been held that:- "The performance of an employee/Officer in an organization is primarily matter between the employee and the employer and normally those aspects are governed by the service rules which fall under the expression personal information, the disclosure of which has no relationship to any public activity or public interest. On the other hand, the disclosure of which could cause unwarranted invasion of the privacy of that individual. The Supreme Court further held that such information could be disclosed only if it would serve a larger public interest. The information sought by the Appellant in this case is about some complaints made against a government official and any possible action the authorities might have taken on those complaints. It is, thus, clearly the kind of information which is envisaged in the above Supreme Court Order. Therefore, the information is completely exempted from disclosure under the provisions of RTI Act which both the CPIO and the Appellate Authority have rightly cited in their respective orders." As per the ratio of the above cited decision, information relating to disciplinary proceedings against a public servant and action taken thereon is exempted under Section 8 (1) (j) of the RTI Act unless larger public purpose is demonstrated.
Information as per Sl. No. 8	It does not pertain to this branch office.
Information as per Sl.No. 9 & 10	There are no specific rules in this regard. Case of Champaklal Chimanilal Shah v/s Union of India AIR 1964 SC 1854 (1964) 5 SCR 190 of constitution branch of Supreme Court may be referred.

As per provisions of the RTI Act, 2005 u/s 7, if you are not satisfied, you may file an appeal to the 1st Appellate Authority. The address of First Appellate Authority is as under:-

**The First Appellate Authority,
Department of Training & Technical
Education, Room No.103, 1st Floor,
Pitampura, Delhi- 110034.**

Yours faithfully,



(AMOD BARTHWAL)
PIO(RTI) DTTE

Copy to the followings for further necessary action at their end please:-

- ✓ 1. The Assistant Programmer, DTTE with the request for upload the same on the Departmental Website. (Copy of RTI application is also enclosed).

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF TRAINING AND TECHNICAL EDUCATION
MUNI MAYA RAM MARG : PITAMPURA : DELHI
(VIGILANCE BRANCH)

No.F.3(1103)/Vig./DTTE/RTI/2016/627

Dated:- 23-5-17

To

The P.I.O., RTI,
DTTE (HQ),
Pitampura, Delhi

Sub:- Reply of RTI Application (**ID No.4329 dated 26.04.2017**) asked by Sh. A.K. Chanda


Sir,

Please refer to your office letter No.F.2(16)/2006/RTI/TTE/ID No.4329/705-06 dated 26.04.2017 vide which the R.T.I. application of Sh. A.K. Chanda (ID No.4329 dated 26.04.2017) is forwarded to this branch. In this regard, the pointwise reply of the application is as under :-

Sr.	Question	Reply
1	Question No.(i) to (vii)	<p>Attention is invited towards CIC decision in a matter bearing file No.CIC/BS/A/2014/001869+1885+2107+2020+2189 +2190+2191/ 8241 dated 03.08.2015 filed by Mohd.Iqbal Soharatali Ansari wherein the CIC referred decision of the Supreme Court of India in the SLP(C) No.27734 of 2012 (Girish R.Deshpande V/s CIC and other) in which it has been held that :-</p> <p><i>"The performance of an employee/Officer in an organization is primarily matter between the employee and the employer and normally those aspects are governed by the service rules which fall under the expression personal information, the disclosure of which has no relationship to any public activity or public interest. On the other hand, the disclosure of which could cause unwarranted invasion of the privacy of that individual. The Supreme Court further held that such information could be disclosed only if it would serve a larger public interest. The information sought by the Appellant in this case is about some complaints made against a government official and any possible action the authorities might have taken on those complaints. It is, thus, clearly the kind of information which is envisaged in the above Supreme Court Order. Therefore, the information is completely exempted from disclosure under the provisions of RTI Act which both the CPIO and the Appellate Authority have rightly cited in their respective orders."</i></p> <p>As per the ratio of the above cited decision, information relating to disciplinary proceedings against a public servant and action taken thereon is exempted under Section 8(1)(j) of the RTI Act unless larger public purpose is demonstrated.</p>

2	Question No. (viii)	It does not pertain to this branch.
3	Question No. (ix) & (x)	There are no specific rules in this regard. Case of Champaklal Chimanlal Shah vs union of India AIR 1964 SC 1854 (1964) 5 SCR 190 of constitution branch of Supreme Court may be referred.

Yours faithfully,


(JIVENDER)
ADMN. OFFICER(VIG.)

RTI Matter

Speed post

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF VIGILANCE
4th level, C-wing, Delhi Secretariat, I P Estate, New Delhi 110002
(Phone No.-23392354, Fax.-23392353)

No. F 5/12/1/RTI/DOV/2016/ 6066

Dated: 20/4/17

To

1. The PIO/Dy Secretary,
General Administrative Department,
Govt of NCT of Delhi,
2nd Floor, Delhi Secretariat,
New Delhi-02.

2. The PIO/Dy Director (Vig),
Directorate of TTE,
Govt of NCT of Delhi,
Muni Mayaram Marg,
Pitampura, Delhi.

937/DOV =
20/4/17

Sub: Transfer of application dated 06-04-2017(ID No. 4052) received from Sh A K Chanda under section 6(3) of the RTI Act, 2005.

Sir,

The above said application dated 06-04-2017 has been received to the undersigned on 13-04-2017 under RTI Act, 2005.

In this regard, it is informed that some of the information asked for is related your department.

The application/ part of the application is, therefore, being transferred to you under section 6(3) of the RTI Act, 2005 for further necessary action.

In case it does not fall under your jurisdiction it may please be further transferred to the Public Authority to which the subject matter is more closely connected, directly, under intimation to the applicant.

Encl:- As above

Yours faithfully,

[Signature]
20-4-17

Asstt. Director (Vig)/
Public Information Officer-IV
Dated:

No F 5/12/1/RTI/DOV/2016/

Copy forwarded for information and necessary action to:-

1. Sh A K Chanda, Associate Professor, MAE Dept, G B Pant Govt Engineering College, Okhla, Ph-III, New Delhi-20.
2. The PIO/Nodal Officer, Directorate of Vigilance w.r.t his letter No. F 1/1/ID No. 4052/RTI/DOV/2017/5437 dated 07-04-2017.

133/RTI/TTE
26.04.17

Asstt. Director (Vig)/
Public Information Officer-IV

RTI MATTER/OUT TODAY

GOVT. OF NCT OF DELHI
DIRECTORATE OF VIGILANCE
LEVEL-4, C WING, DELHI SECRETARIAT,
NEW DELHI - 110002

Sub: Information sought under RTI Act, 2005 bearing ID No.-4052.

Please find enclosed an application under RTI Act, 2005 I.D. No.4052 dated 06.04.2017 in respect of Shri Arindam Kumar Chanda, Associate Professor (MAE Department) G.B. Pant Government Engineering College, Okhla Phase-III, New Delhi - 110020 with the request to furnish the reply directly to the application within stipulated time of 30 days from the date of receipt of the application in this Directorate and endorse a copy of such reply to the undersigned for getting it uploaded on the website.

In case any part of the application does not fall under your jurisdiction it may please be further transferred to the Public Authority to which the subject matter is more closely connected, directly within the stipulated time limit of 5 days from the date of receipt of the application in this Directorate, under intimation to the applicant and the undersigned.

Encl.: As above.

Gurpreet Singh
7/4/17

(Gurpreet Singh)
Assistant Director (Vigilance)/PIO
(Nodal Officer)

✓ PIO-IV, DOV

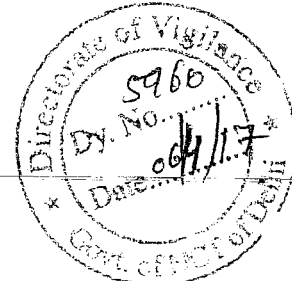
No.F.1/1/ID No.4052/RTI/DOV/2017 5437

Dated 7/4/17

Bal
13.4.17
Supdt. IV/Roshan

4052

To
Public Information Officer (PIO)
Directorate of Vigilance, 4th Level, C Wing
Delhi Secretariat, New Delhi - 110002



Sub.: Request for information RTI Act

Sir,

A preliminary inquiry was conducted by the office of Advisor (Anti Corruption) to CM and at G. B. Pant Engineering College (GBPEC), New Delhi in the matter of issuance of forged/fabricated office order regarding purchase committee. With reference to the above preliminary inquiry or otherwise please furnish me the following information under RTI Act.

- Handwritten notes on the left margin:*
Kumar
07/04/17
Sh. N. I. Sharma
- (i) Who was the complainant to Advisor (Anti Corruption) to CM regarding the matter of issuance of forged/fabricated office order regarding the purchase committee of GBPEC?
 - (ii) When the above preliminary inquiry was completed or when the above Preliminary Inquiry report was prepared by the Advisor (Anti Corruption) to CM?
 - (iii) What are the recommendations of Advisor (Anti Corruption) to CM on the above issue?
 - (iv) Please furnish me a copy of the actions taken on file by Advisor (Anti Corruption) to CM.
 - (v) Please furnish me a copy of the above preliminary inquiry report prepared by the office of Advisor (Anti Corruption) to CM regarding the above matter.
 - (vi) Whether Directorate of Vigilance or Directorate of Training and Technical Education had conducted any inquiry on the above issue and found anything adverse against myself?
 - (vii) Whether Directorate of Vigilance had recommended my transfer from GBPEC or any other punitive action against me on the above issue?
 - (viii) Whether the appointment of Advisor (Anti Corruption) to CM is approved by Lt. Governor of Delhi or has he been granted any statutory power to conduct a preliminary inquiry against the officers of Govt. of NCT of Delhi and initiate action against them on vigilance related issue? Please clarify whether this is a political or private appointment?
 - (ix) Do the existing rules permit a person to conduct preliminary inquiry on an issue having conflict of interest on that particular issue?
 - (x) Do the existing rules permit a junior officer to conduct a preliminary inquiry against his senior officer working in the same department?

Warm regards,

Yours faithfully,

Date: 06.04.2017

A. K. Chanda

Encl.: RTI fee of Rs. 10/- (IPO No.38F 052014)

Arindam Kumar Chanda
Associate Professor (MAE Department)
G. B. Pant Govt. Engineering College
Okhla Phase III, New Delhi - 110020
Mobile: 9650033754

* Please furnish the copy of the complain. submitted to Advisor (Anti Corruption) to CM.

