

**MOST URGENT**

**GOVT. OF NCT OF DELHI  
DIRECTORATE OF TRAINING & TECHNICAL EDUCATION  
MUNI MAYA RAM MARG, PITAMPURA, NEW DELHI  
(RTI BRANCH, DTTE)**

**(Ph. No. 27321014 , Email:- [piohqtte.delhi@gov.in](mailto:piohqtte.delhi@gov.in))**

NO.F.2 (16)/2006/RTI/TTE/ID No.4419/2343-44

Dated: 24/08/17

To

Sh. S.K.T Sherman  
Flat No. B-54, Sri Ram C.G.H.S Ltd.,  
Plot No. 32, Sector-4, Dwarka,  
New Delhi- 110078

Sub: Supply of information Under RTI Act-2005.

Sir,

With reference to your application seeking information from PIO, C.M.Office, New Delhi & PIO, Directorate of Vigilance was received in this office on 02/08/2017 & 10/08/2017 and ID No. **4419** was allotted by this office. The instant RTI was transferred under Section 6(3) of RTI Act, 2005. The replies/information in r/o DTTE (HQ) provided by Custodians of records whose help was taken u/s 5(4) of RTI Act 2005 is as under:-

Information Sought	Information provided as per available records in the branches
Information as per Sl.No. 1	The information sought is available in public domain.  The applicant is advised to refer DTTE website <a href="http://www.ttedelhigovt.nic.in">www.ttedelhigovt.nic.in</a> and check the portal "Recruitment Rules" for the RRs of post "Craft Instructors" under Training Wing of DTTE.
Information as per Sl. No. 02,4 & 5	No Information is available in this office. However, your RTI application has been transferred PIO of ITI Jail Road for providing specific reply/information under RTI Act 2005.
Information as per Sl.No. 03	Copy of letter dated 05/08/2008 is <b>enclosed</b> .
Information as per Sl.No. 6,7,8 &9	The complaint letter dated 25/02/2016 has not been received in this office.

As per provisions of the RTI Act, 2005 u/s 19 (1), if you are not satisfied, you may file an appeal to the Ist Appellate Authority. The address of First Appellate Authority is as under:-

**The First Appellate Authority,  
Department of Training & Technical  
Education, Room No.103, Ist 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).

200/6

GOVERNMENT OF NCT OF DELHI  
DEPARTMENT OF TRAINING & TECHNICAL EDUCATION  
MCHH BHAYA RAM MARG, PITAMPURA, DELHI - 88

No. B.25 (552)/Trg. Admn./97/6A1

Dated: 05/08/08

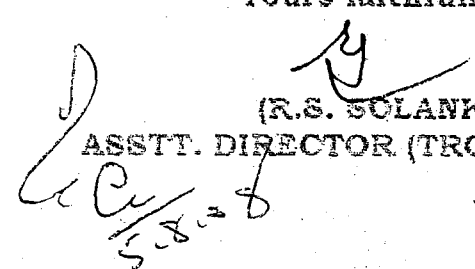
The Joint Secretary(Law, Justice & LA)  
Department of Law, Justice & Legislative Affairs,  
3rd Floor, C Wing, Delhi Secretariat,  
Empress Building, New Delhi.

No Objection Certificate for absorption of Sh. Manish Kumar  
Gaur, Legal Assistant on deputation basis.

Reference your letter No. B.2 (48)/Lit/07/Dy. Secy. Law/2175 dated  
25th July, 2008 on the subject noted above, I am directed to inform you  
that this Department has no objection for absorption of Sh. Manish  
Kumar Gaur, C.I. (D/Man/Civil), presently working as Legal Assistant on  
deputation in your department.

This issues with the approval of the competent authority.

Yours faithfully,

  
(R.S. SOLANKI)  
ASSTT. DIRECTOR (TRG.)

BY SPL. MSGR / SPEED POST)  
MOST - URGENT RTI MATTER

CHIEF MINISTER OFFICE  
(Government of NCT of Delhi)  
RTI Cell, A-315, 3<sup>rd</sup> Level, Delhi Secretariat, New Delhi-110002

No.F.1/CM/RTI/2017/ID-921/43618

Dated: 1.8.2017

To

- ✓ 1. Public Information Officer,  
Dte. Of Training & Tech. Education, GNCTD,  
Munimaya Ram Marg, Pitampura, Delhi.
2. Public Information Officer,  
L.J.&L.A. Department, GNCTD, Delhi Secretariat, New Delhi.
3. Public Information Officer,  
Directorate of Vigilance, GNCT of Delhi, Delhi Secretariat, New Delhi.

4418 / 2017  
28/17

**Sub:** Transfer of Application of Sh. S.K.T. Sherman, Flat No.B-54, Sri Ram CGHS Ltd., Plot No.32, Sector-4, Dwarka, New Delhi-78 under section 6(3) of the RTI Act.

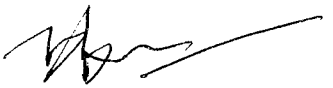
Sir/Madam,

An application under the RTI Act, 2005 has been received in this office on 31.7.2017 from Sh. S.K.T. Sherman, Flat No.B-54, Sri Ram CGHS Ltd., Plot No.32, Sector-4, Dwarka, New Delhi-110078.

Since the requested information does not pertain or held by this office and is closely connected with your office, the instant application in original is hereby transferred u/s 6(3) of the RTI Act, 2005 for necessary action. In case, the information does not fall under your jurisdiction, it may be further transferred directly to the Public Authority to which the subject matter is closely connected directly under intimation to the applicant.

The applicant has deposited Rs.10/- vide IPO No. 38F 211699.

**Letter of the applicant has been forwarded by this office to GRO, Vigilance Department, GNCTD, vide online PGMS Portal under Grievance ID No. 201618832.**

  
Dy. Secretary (RTI) / P.I.O

Encl: As above

Copy to Sh. S.K.T. Sherman, Flat No.B-54, Sri Ram CGHS Ltd., Plot No.32, Sector-4, Dwarka, New Delhi-110078 **with the information that your letter has been forwarded by this office to GRO, Vigilance Department, GNCTD, vide online PGMS Portal under Grievance ID No. 201618832. Reply/status by concerned department as uploaded in PGMS Portal is enclosed.** Rest of the information pertains to above mentioned department.

:27/7/2017

Speed Post

To

The Public Information Officer,  
C/O Dy. Secretary,  
Office of the Chief Minister, 3rd level,  
A-wing, delhi Secretarite, I.P. Estate, New Delhi-110002

10 no: 921  
Cmo

38 F 211699

TTE  
Services

Subject: Application for obtaining information under the Right to Information Act 2005.

Sir,

I, S.K.T. Sherman , Citizen of India, resident of Flat No.B-54, Sri Ram C.G.H.S. Ltd., Plot No.32, Sector-4, New Delhi 110078 would like to request you for the following Information under RTI Act 2005.

Details of payment of filing fees:

i) Indian Postal Order No 38F 211699 dated 17/7/2017 of Rs.10/- is enclosed.

1. As per Section 2 (f) of the RTI Act 2005, kindly provide me certified copies of Educational qualification and experience requirements for "Crafts Instructor" in Delhi government's Department of training and technical education.
2. As per Section 2 (f) of the RTI Act 2005, kindly provide me certified copies of educational qualifications & experience Sh. Manish Kumar Gaur had at the time of his appointment as craft instructor. Sh. Manish Kumar Gaur's present designation is Astd. Legal Advisor currently posted LG Sectt. in diverted capacity from Law. Justice and Legislative affairs department, Delhi as per the order dated 29/8/2016 vide order NO. F.NO.2/ 18/ 2015/ S.I./pt.I (copy enclosed)
3. Kindly provide me all the reasons u/s 4(1) (d) of the RTI Act, certified copies of all records of the reasons, and the complete text (with complete reference) of specific rules applicable to your public authority under which Sh. Manish kumar Gaur was appointed/transferred as Astd. Legal Advisor from craft instructor.
4. As per Section 2 (f) of the RTI Act 2005, kindly provide me certified copies of CCS conduct Rules specifically applicable to your public authority under which tenure of Sh. Manish Kumar Gaur working as craft teacher was included in his service records.
5. Kindly provide me all the reasons u/s 4(1) (d) of the RTI Act, certified copies of all records of the reasons, and the complete text (with complete reference) of the specific rules applicable to your public authority which validate appointment of Sh. Manish Kumar Gaur as craft Instructor. *That here it is pertinent to mention Hon'ble Supreme Court's Judgement in the matter of Khub Ram vs Dalbir Singh & ors by the Bench of Faickir Mohamed Kalifulla, Shiva Kirti Singh on 29 April, 2015 whose relevant text is reproduced here for your kind consideration:*  
*Mr. Patwalia has rightly placed reliance to support the aforesaid submissions, on a judgment of this Court in the case of Meghmala v. G. Narasimha Reddy (2010) 8 SCC*

Page 1 of 2

D.S. P. 12  
43618/Cmo  
21/7/2017

33. The law relating to effect of fraud upon a competent authority to get an appointment/office as well as effect of fraud upon court has been discussed in detail in paragraphs 28 to 36 of the said judgment with which we are in respectful agreement. As a result, we hold that the appellant – Khub Ram is not entitled to hold the office which he obtained by submitting questionable certificates of experience and more so when he lacked the essential qualification of working experience in a Government/Semi-government/Public Sector Undertaking. Hence his appeal is dismissed.

6. Kindly provide me all the reasons u/s 4(1) (d) of the RTI Act, certified copies of all records of the reasons, and the complete text (with complete reference) of the specific rules applicable to your public authority under which delay/inaction has been observed so far against the complaint dated 25/2/2016 (copy enclosed).

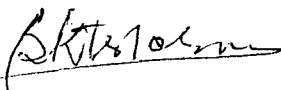
7. As per Section 2 (f) of the RTI Act 2005, kindly provide me certified copies of file notings, correspondence and daily progress report of actions taken against the complaint dated 25/2/2016 (copy enclosed).

8. As per Section 2 (f) of the RTI Act 2005, kindly provide me certified copies of replies received from the various concerned parties against the above mentioned complaint dt. 25/2/2016.

9. Kindly provide me all the reasons u/s 4(1) (d) of the RTI Act, certified copies of all records of the reasons, and the complete text (with complete reference) of the specific rules applicable to your public authority under which the matter in reference to complaint dt 25/2/2016 was not reported to Anti-Corruption Branch as per law.

Kindly send all the intimation and information by speed/registered post. I am ready to pay additional charges as per rules.

Signature of Applicant



(S.K.T. SHERMAN)

Flat No. B-54, Sri Ram C.G.H.S Ltd.,  
Plot No.32, Sec-4 ,Dwarka, New Delhi-110078.

PLEASE NOTE THE FOLLOWING POINT:1) To enable you to take informed decision please refer:.. Decision in Complaint No.CIC/AT/A/2007/01502 dated 24-10-08 and available at [www.cic.gov.in](http://www.cic.gov.in) Office.

**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI**  
**SERVICES DEPARTMENT: SERVICES-I BRANCH**  
**DELHI SECRETARIAT: 7<sup>th</sup> FLOOR: B-WING**  
**I.P. ESTATE: NEW DELHI - 110002, PH: 011-23392038(O).**

F.No.2/18/2015/S.I./Pt.I

Dated: 29-8-2016

ORDER NO.: 477

The Competent Authority is pleased to order transfer/posting of Shri Manish Kumar Gaur, Assistant Legal Advisor, presently posted in Directorate of Education to LG, Sectt., Delhi, in diverted capacity from Law, Justice & Legislative Affairs, Department with immediate effect.



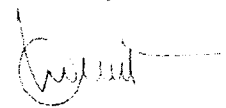
(MUKESH KUMAR SHARMA)  
DEPUTY SECRETARY (SERVICES)

F.No.2/18/2015/S.I./Pt.I

Dated: 29-8-2016

Copy for information & necessary action to the: -

1. Secretary to the Lt. Governor, Raj Niwas, Delhi.
2. Principal Secretary (L,J&LA), Govt. of NCT of Delhi, Delhi.
3. Director (Education), Govt. of NCT of Delhi, Delhi.
4. OSD to Chief Secretary, Govt. of NCT of Delhi, Delhi.
5. P.S. to Hon'ble Deputy Chief Minister, Govt. of NCT of Delhi, Delhi.
6. P.S. to Hon'ble Minister (L,J&LA), Govt. of NCT of Delhi, Delhi.
7. PPS to Principal Secretary (Services), Govt. of NCT of Delhi, Delhi.
8. PA to Special Secretary, Govt. of NCT of Delhi, New Delhi.
9. Superintendent (Coordination), Services Department with the direction to upload this order on the website of Services Department.
10. PAO concerned
11. Officer concerned.
12. Guard file.



(MUKESH KUMAR SHARMA)  
DEPUTY SECRETARY (SERVICES)

**By Speed Post**

To

- 1) The Hon'ble Chief Minister of Delhi,  
Level - 3, A - Wing,  
Delhi Secretariat,  
I.P. Estate, ITO, Delhi - 110002.
- 2) The Hon'ble Dy. Chief Minister Of Delhi,  
A-wing, 6<sup>th</sup> Level , Delhi Secretariat,  
I.P. Estate, new Delhi-110002
- 3) The Director (Vigilance)  
Directorate of Vigilance  
Govt. of NCT of Delhi  
4th Floor, 'C' Wing,  
Delhi Sachivalaya, New Delhi-110002

Subject: **Case of Corruption, Disproportionate asset and Abuse of power by Astd. Legal Advisor, Sh. Manish Kumar Gaur** C wing, 8th Level, Delhi Secretariat, IP Estate, New Delhi 110002.

Sir/Madam,

1. That here Complainant would like to draw your kind attention towards the **disproportionate asset gained by Sh. Manish Kumar Gaur** Astd. Legal Advisor , Complainant here is sharing few of the facts on records that Sh. Manish Kr. Gaur owns Flats/Memberships in Sri Ram C.G.H.S. Ltd., Plot No.32, Sector-4, Dwarka , New Delhi-110078 **with membership No. 237 and No.21 joint membership with his father Sh. R.D. Gaur** (Copy of audit report page is enclosed) and concealing this vital and high value information from government itself is a **serious offence as per CCS conduct Rules read with Provisions of prevention of corruption act** which can lead directly to **termination of service** but due to organized corruption in the department which is evident from the fact that no action/ vigilance inquiry has been initiated by the department till date even after filing of my **RTI ID. No. 991 dated 11/3/2014** in which all these details with documentary evidences was highlighted and shared with the appellate authority Dr. Saurabh Kulshreshtha (Adll. Secretary (Law, Justice & L.A.)).

Here it is pertinent to mention apart from these two memberships there is another Flat in the above said society which is owned by the sister of Sh. Manish Kr Gaur and it becomes very necessary that details of transaction of this Flat is also verified as it appears that this Flat is used as Dowry/Benami transaction. That owning such expensive properties is beyond the salary status of Sh. Manish Kr. Gaur and it is liable to be accounted as disproportionate assets of his and proper inquiry needs to be initiated against him amounting to dismissal of his service.

2. **That Sh. Manish Kr. Gaur gained government job as Crafts Instructor in Delhi government's Department of training and technical education through unfair means or through Fraud** as Sh. Manish gaur doesn't hold any technical qualification for the job of **technical/craft instructor** as mandatory by the DOPT nor he has gone through any skill test for the job of craft Instructor .

That Sh. Manish gained the job only because of his Father Sh. R.D. Gaur has close affiliations with then Secretary Krishan Bhiari Shukla (IAS) as evident from the fact that Sh. K.B. Shukla was made Chief guest in the Bhumi Pujan of Sri Ram C.G.H.S. Ltd., Plot No.32, Sector-4, Dwarka , New Delhi-110078 ( Copy Enclosed) and was given gifts/favours from the society's fund for his favorable services in recruitment and selection of Sh. Manish Kr. Gaur as it is apparent from the fact that father of Sh. Manish gaur was **President of the above said society and under circumstances Sh. Manish Kr. Gaur is liable to be dismissed from his job with immediate effect and a high level investigation be initiated for more such recruitments and his selection as Astd. Legal Advisor in Delhi Government inspite of many other genuine candidates.**

That here it is pertinent to mention **Hon'ble Supreme Court's Judgement** in the matter of Khub Ram vs Dalbir Singh & ors by the Bench of **Fakkir Mohamed Kalifulla, Shiva Kirti**

Singh on 29 April,2015 whose relevant text is reproduced here for your kind

consideration:

*Mr. Patwalia has rightly placed reliance to support the aforesaid submissions, on a judgment of this Court in the case of Meghmala v. G. Narasimha Reddy (2010) 8 SCC 383. The law relating to effect of fraud upon a competent authority to get an appointment/office as well as effect of fraud upon court has been discussed in detail in paragraphs 28 to 36 of the said judgment with which we are in respectful agreement. As a result, we hold that the appellant – Khub Ram is not entitled to hold the office which he obtained by submitting questionable certificates of experience and more so when he lacked the essential qualification of working experience in a Government/Semi-government/Public Sector Undertaking. Hence his appeal is dismissed.*

1. That not only that it was also on records that That Sh. Manish Gaur was working for the post of **Advisor** (Copy of minutes enclosed) in the above mentioned society from 2009-2011 which itself is a serious offence as it leads to **Conflict of Interest** especially when he has not obtained any permission from the concerned department. Here it is pertinent to mention that father of Sh. Manish Gaur , Sh. R.D. Gaur was President of the society during that particular time and it also proves that **Sh. Manish Gaur had another membership with membership No. 237** and his intervention in the society's matter is purely related to monetary gains through directly/ indirectly involvement in the society's matter being in a very influential post of Astt. Legal Advisor in the Department of Law, Justice and Legislative Affairs.

2. That it is important to once again point out that Sh. Manish Gaur as an advisor to the society along with his father Sh. R.D. Gaur (President ) **embezzled lacks of fund** from the above said society's exchequer which is evident from the fact that as per the Audit Report of year 2011-2012 society was of **profit of 8,22,576 Lacs** and but as per the balance sheet for year 2012-2013 provided to the Complainant by the society during a case proceeding against the society it was shown that society is in **loss of 3,12,346 Lacs** which provides a clear **evidence of embezzlement of Rs. 11,349.22 Lacs and it exposes the corruption as well as disproportionate assets of Sh. Manish gaur.**

3. That Sh. Manish Gaur along with his father Sh. R.D. Gaur has also embezzled lacks of rupees on account of water dues to DDA and water tanker as the money was collected from each member but never deposited with the authorities and later re-collected the huge **amount of Rs. 817356/- Lacs against the water bill** (Copy Enclosed) raised by DDA by inducing the fear of disconnection of resident's water and electricity supply.

4. That manipulation of accounts doesn't end here it was also observed that huge sum of money of **account of lease i.e. Rs. 625316/- (Copy Enclosed)** which was collected from the members of the society but never got deposited in the D.D.A. Here it is pertinent to mention that as there has been no maintenance happened during the tenure of Sh. R.D. Gaur as President and Sh. Mnish Gaur as Advisor to the society and the maintenance fund and building repair fund thus collected from the members mis-appropriately either diverted to other funds such as towards the lease money or misutilised for their own personal benefit. That Complainant raised these issues time and again but his voice was crushed every time as Sh. Manish Gaur was at the very influential position.

5. That here it is pertinent to mention that there has been a **membership scam** happening in the above said **society worth crores** and complainant has filed a separate complaints to your goodself with all the records and documentary evidences and complainant is quite sure that there is a **serious involvement of Sh. Manish Kr. Gaur in such scam** as for past 3 years Registrar, Cooperative Societies officials are ignoring the evidences against the culprits on the behest of Sh. Manish gaur due to his influential position in the Department of Law, justice and Legal affairs. That here it needs to understand till date neither **any inquiry u/s 61 of DCS ACT** was initiated by the Registrar Cooperative Societies nor any notice has been issued to the culprits who have gained society's membership fraudulently against the DCS Act and DCS Rules inspite of submitting all the documentary evidences on records.

6. That under the circumstances it is requested that Sh. Manish gaur be suspended/dismissed from his job with immediate effect and an inquiry related to his involvement in the embezzlement and disproportionate assets be initiated as he being on job would definitely cause perversion in the course of justice due to his influence.

7. That a **separate inquiry related to Sh. Manish Kr. Gaur selection's as a crafts instructor** be also instituted and if found guilty he be terminated from the services for fraud as per the Rules mentioned in the CCS Conduct Rules and various Rulings by the Hon'ble Supreme Court of India.



8. That a Special Audit be Instituted against the financial discrepancies/ misappropriation of funds in the Sri Ram C.G.H.S. Ltd. Plot No.32, Sector-4 , Dwarka ,Delhi-110078 as per the DCS ACT 2003 and DCS Rules 2007 at the cost of the society and it's officer bearers during that period as it has been denied to the complainant by the registrar, cooperative societies officials due to sheer corruption.

9. That here it is pertinent to point out that Sh. Manish Gaur once again caused huge loss to government's exchequer as he has used his influenced in order to whipe out **Property Tax worth Crores of Rupees** by Influencing/ corrupting the then officials to act against the Rules in order to provide benefit to almost 40-50 members of the above said society to deposit property Tax as per **Rent basis without any penalty against the Rules. Here it is pertinent to mention such removal of huge property Tax was not part of any Amnesty scheme launched by the MCD as even if Amnesty scheme was considered still there has been loss in crores.**

That here it is pertinent to mention that now even **records of most the members of the above said society are missing from the MCD's Register** not only that such properties are never included in the compulsory **addition of computerized records** in order to further perpetuate corruption in **MCD causing further loss to government exchequer** as now members are exempt from filling property tax in the absence of records. Sh. Manish Gaur be investigated for his role in such high level corruption and all those who have caused loss to MCD be charged with high Penalty apart from property Tax without any amnesty.

10. That so far Sh. Manish gaur had been very successful in sabotaging every effort made by the complainant to initiate a Special Audit to the Society's **Financial Records u/s 61 of DCS** Act using his influence as a Astt. Legal Advisor in the Registrar , Cooperative Societies Delhi even though complainant has provided more than enough documentary evidences to the Registrar's office on many occasions. Here it is pertinent to mention that Sh. Manish Gaur is also on the **list of arbitrators** in the Registrar , Cooperative societies and has been observed instrumental in influencing arbitrators appointed by the Registrar Cooperative Societies in the case related to above said housing society to get decisions contrary to records in order to save himself and his father . That it is further requested that in the **large public interest Sh. Manish Gaur be removed/dismissed/terminated** from his immediate charge for **Dereliction of duty by a government official in order to harass a senior citizen and shielding the corrupt for his ulterior motives and be prosecuted u/s 217,218 and 221 of IPC and be "retired" in "public interest" as per Rule 56(J) of fundamental rules not to mention he must also be prosecuted under provisions made under prevention of corruption act.**

Here it is also requested that Sh. Manish Gaur must also be prosecuted separately u/s 120-B( Criminal Conspiracy),409 (Breach of trust by an government official) and 403 ( dishonest and misappropriation) under IPC.

Dated: 25/02/2016

yours faithfully,

Encls: As Stated above

(S.K.T. SHERMAN)

Membership No. 002

Flat No.B-54, Sri Ram C.G.H.S. Ltd.,  
Plot No.32, Sector -4, Dwarka,  
New Delhi-110078