



पावर ग्रिड कारपोरेशन ऑफ इंडिया लिमिटेड
(भारत सरकार का उद्यम)
POWER GRID CORPORATION OF INDIA LIMITED
(A Government of India Enterprise)



केन्द्रीय कार्यालय: "सौदामिनी" प्लॉट सं. 2, सैक्टर-29, गुडगाँव-122 001, (हरियाणा) दूरभाष: 0124-2571700-719, फैक्स : 0124-2571762,
"Saudamini" Plot No. 2, Sector-29, Gurgaon-122 001, (Haryana) Tel. : 0124-2571700-719, Fax : 0124-2571762, Web.: www.powergridindia.com

C/CP/RTI/2015/57

Date: 26th June, 2015

Smt. Ramabharti
C/o Shri P.K. Sharma, Engineer (CS)
Power Grid Corporation of India Limited
400/220 KV Kishenpur Sub Staion
VIA Dansal, Jammu-181224

Sub: **Information under Right to Information Act, 2005.**

Dear Madam,

This has reference to your Online RTI request 60067 dated 25th May, 2015 seeking information under RTI Act, 2005.

The information sought is attached at **Annex-A**.

Details of Appellate Authority, as per the provisions of RTI Act, 2005 is as under:

Shri B. Mishra
Executive Director (CP & IT) & Appellate Authority,
Corporate Centre ,Power Grid Corporation of India Limited,
"Saudamini", Plot No. 2, Sector-29 Gurgaon – 122007, Haryana.

Thanking You

भवदीय,

(सुधीर मित्तल) 26.6.15

महाप्रबंधक(के.आ.)एवं के.लो.सू.अधिकारी

Point wise reply to the information sought by the applicant Smt. Ramabharti, Sharma, C/o Sh.P.K. Sharma, Engineer (CS), Power Grid Corporation of India Ltd., 400/220 KV Kishenpur Substation, Via Dansal, Jammu - 181224 under RTI Act, 2005 dated 25.05.2015 under RTI Act, 2005 pertaining to Vigilance Department

Sl. No.	The information sought by the applicant	Our reply/comments
1.0	<p>My husband Sh.P.K. Sharma, E.No. 50890, Storekeeper was charge-sheeted vide Memorandum No. N2JM/VIG/STS/2002/1252-56 dt.31.05.2002 whereas the then DGM, Chief Manager & Manager were served Advisory Memos for the shortage occurred in Stores by fixing responsibility as per Store Management Systems Manual, Vol.I, Clause 2.8.</p> <p>Pl.intimate that why recovery was not made prorata as per above clause from the above officials for the shortages which was reportedly written off with a meagre amount of Rs. 25,039/- since recovery could not only have compensated the pecuniary loss to POWERGRID but have also avoided tremendous harassment & huge loss made to my husband</p>	<p>The information sought by the applicant is in nature of query and therefore not covered within the scope & ambit of Section 2(f) of Right to Information Act, 2005.</p> <p>The information defined u/s 2(f) of RTI Act, 2005 of Chapter -1 are as under:</p> <p>(f) "information" means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force.</p>
2.0	<p>Insurance claim could not be filed since no FIR was lodged in the above case. Please intimate that it is not essential to lodge FIR if a departmental enquiry is initiated in a Theft case resulting in shortage of materials.</p>	<p>Same as under SI.No.1</p>
3.0	<p>Please inform that after enactment of Right to information Act 2005, Vigilance file can be destroyed without intimation/consent of concerned penalized officials.</p>	<p>The weeding out of document is to be done as per policy. In RTI Act there is no such provision either to intimate the concerned person or take his consent before destroying the document.</p> <p>A CIC decision in this regard is mentioned below:</p> <p>"...if the information is no longer held and has been destroyed following the retention schedule, the CPIO must clearly say so and indicate the year, if known, in which the relevant records had been weeded out ..."</p> <p>CIC/WB/A/2010/000010SM dated 13.01.2011.</p>
4.0	<p>The interpretation of Clause 11.3, Policy Manual, Volume-I, Ch-11, Appeal & Review, is - If a penalized official makes an appeal against his</p>	<p>Same as under SI.No.1</p>

penalty, it (penalty) is either reduced or remain unaltered or enhanced depending upon the merit of case.

Sh. N. Raina, POWERGRID Advocate, under instruction & as desired by POWERGRID vide reference No. 223/PNR/R/06 Dt. 15.07.06 had quoted as saying

He, ultimately was awarded a minor penalty which of course was changed to censure by appellate authority on the appeal being filed by your client (Para A, Page 1, copy enclosed).

You may however, only note that during September, 2002, minor penalty of with holding of one increment of pay for a period of one year without cumulative effect was imposed on your client (Para3, page 3, copy enclosed)

Please inform that is it a fact that always the penalty is reduced if an appeal is made to the Appellate Authority.