

LEGIS/A/2019/60031
Government of India
Ministry of Law & Justice
Legislative Department
Shastri Bhavan

New Delhi, the the 30 September, 2019.

Office Memorandum

Sub:- 1st Appeal filed by Shri Linga Kiran Kumar

In pursuance of First Appellate Authority's order of even number dated 30.9.2019(copy enclosed), a copy of RTI application No. LEGIS/R/2019/80398 dated 23.9.2019 is transferred for providing available information to appellant.

ent as above


(S.K. Chitkara)
Director & CPIO

- (i) CPIO, Department of Expenditure. North Block, New Delhi for points 10,20 and 21
- (ii) CPIO, Department of Higher Education. M/o Human Resource Development, Shastri Bhawan, New Delhi for point 11
- (iii) CPIO, Department of Personnel & Training. North Block, New Delhi for points 1 to 9, 13,17,18 and 23
- (iv) CPIO, Ministry of Power. Shram Shakti Bhawan, New Delhi for point 12

Copy to:- Shri Linga Kiran Kumar, 12-4-2/1 Bilkalapally Gate, FCI, Godavarikhani
Telangana-505210

*US(R+R)
US(RE)
US(Budget)
US(Renovation)
A.M.P.S. & M.O.P*

27/10/19

*US(RTI)
E-326648/2019/Adm/MP
27/10/19*

JOINT SECRETARY AND APPELLATE AUTHORITY
MINISTRY OF LAW AND JUSTICE, LEGISLATIVE DEPARTMENT

Shastri Bhawan, New Delhi,
Dated, the 30th September, 2019

Appeal Case No. 66/2019[LEGIS/A/2019/60031]

IN THE MATTER OF :
Shri Linga Kiran Kumar
12-4-2/1 Elkalapally Gate
FCI, Godavarikhani
Telangana-505210

.....Appellant

v.

Central Public Information Officer,
Ministry of Law and Justice,
Legislative Department,
Shastri Bhawan, New Delhi.

... Respondent

O R D E R

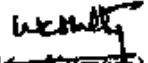
The present online appeal dated 27.9.2019 under the Right to Information Act, 2005 (the RTI Act) has been preferred by Shri Linga Kiran Kumar against the reply of the CPIO, Legislative Department with respect to his online RTI application dated 23.9.2019.

2. I have perused the online RTI application of Shri Linga Kiran Kumar and his online RTI appeal as well as other material available on record. That the appellant had filed the online RTI application dated 23.9.2019 seeking information in the form of query in respect of point 16 of RTI application regarding MLAs joining parties which have won the elections. The CPIO, Legislative Department informed the appellant online on 23.9.2019 that the information sought by him was not covered under section 2(f) of the RTI Act, 2005. The appellant was also informed that the points numbers 14, 15 and 22 pertains to State Government. Therefore, the appellant was advised to seek information from the concerned Departments of State Government. For other points, application of the appellant was transferred to concerned Departments of the Central Government for providing information to him. The information sought by the appellant in respect of point 16 is in the form of a query which does not come under the purview of section 2 (f) of RTI Act, 2005. The Central Information Commission in its decision No.CIC/80/A/2006/000045, dated 21-4-2006 in Dr. D.V.Rao, Deptt of Legal Affairs v. CPIO, Deptt of Legal Affairs, had held that '*the RTI Act does not cast on the public authority any obligation to answer queries in which the petitioner attempts to elicit answers to his questions with prefixes such as why, what, when and whether. The petitioner's right extends only to seeking information as defined in section 2 (f) either by pinpointing the file, document, paper or record etc., or by mentioning the type of information as may be available with the specified public authority.*' The appellant may approach concerned Departments of the State Government for seeking information in respect of points 14, 15 and 22 of his RTI application. Further, the CPIO, Legislative Department is directed to transfer a copy of RTI application dated 23.9.2019 to the CPIOs of the following Ministries/Departments for providing available information with them:-

- (i) Department of Expenditure for points 10.20 and 21

- (ii) Department of Higher Education, M/o Human Resource Development for point 11
- (iii) Department of Personnel & Training for points 1 to 9, 13, 17, 18 and 23
- (iv) Ministry of Power for point 12

3. Accordingly, the appeal is disposed of.



(Udaya Kumara)

Joint Secretary and Legislative Counsel and Appellate Authority

Phone: 23389163 E mail: aa-rti-legis@nic.in

Copy to: 1. Shri Linga Kiran Kumar, 12-4-2/1 Elkalapally Gate, FCI, Godavarikhani
Telangana-505210

2. CPIO, Legislative Department

RTI APPEAL DETAILS

RTI Appeal Registration No. : LEGIS A 2019 0097 **RTI Appeal Received Date :** 17/07/2019
RTI Request Registration No. : LEGIS R 2019 00398 **RTI Request Registration Date :** 16/07/2019
Name : LINGGA KIRAN KUMAR **Gender :** Male
Address : 12-4-271, Elkanapally gate, El-Godavaram, ahm
Pin Code : 505210
State : Telangana **Country :** India
Phone : 91 901 4566187 **Mobile No :** 901 4080187
Email : kiran.linga9@gmail.com
Status : Urban **Educational Status :**
Citizenship : Indian **Is Appellant below poverty line ? :** No
CPIO of Public Authority Approached : 8774 **CPIO's Order/Decision Date :** Details not provided
CPIO's Order/Decision No. : Details not provided
Ground For Appeal : Any Other ground
Text of RTI First Appeal : Consider my application and give the information according to things in the uploaded pdf

Appal Jibe

ACTION HISTORY OF RTI REQUEST No.LEGIS/R/2019/80398

Applicant Name LINGA KIRAN KUMAR

Text of Application Please provide the information about the things in the PDF document uploaded

Reply of Application The information sought by you in respect of points 16 is in the form of queries and the same does not fall within the meaning of information as defined in section two f of RTI Act Under the provisions of Section two f of the RTI Act the CPIO is responsible for furnishing information available in any material form including records documents memos etc The applicant right extends only to seeking information as defined in Section two f either by pinpointing the file document, paper or record etc or by mentioning the type of information as may be available with the specified public authority. Further points numbers 14, 15 and 22 pertains to State Government. Therefore you may seek information from the concerned Department of State Government. For other points your application has been transferred to concerned Departments of the Central Government for providing information to you

SN.	Action Taken	Date of Action	Action Taken By	Remarks
1	RTI REQUEST RECEIVED	23/09/2019	Nodal Officer	DOHEDIR/019-11,12/1
2	REQUEST FORWARDED TO CPIO(S) AND TRANSFERRED TO OTHER PUBLIC AUTHORITY(S)	23/09/2019	Nodal Officer	1) Department of Expenditure : transferred under section 6(3) of RTI Act, 2005 as the matter pertains to Department of Expenditure for points 10,20 and 21. 2) Department of Higher Education, Ministry of Human Resource Development : transferred under section 6(3) of RTI Act, 2005 as the matter pertains to Department of Higher Education for point 11. 3) Department of Personnel & Training : transferred under section 6(3) of RTI Act, 2005 as the matter pertains to DPT for points 1 to 9, 15,17,18 and 23. 4) Ministry of Education : transferred under section 6(3) of RTI Act, 2005 as the matter pertains to Ministry of Education for point 11.
3	REQUEST DISPOSED OFF	23/09/2019	S.K.Chitkara- (CPIO)	

Print

1. According to the Constitution written by the ambedkar what is the percentage of reservation given to SC, ST, BC people?

2. According to the Constitution written by the ambedkar in which sectors (study, job, loans...etc) the reservation should be given to SC, ST, BC?

3. According to the Constitution written by the ambedkar for how many years the reservation system should be continued?

4. Was ambedkar written in the Constitution that reservation should be given in ELIGIBILITY for the job also?

Ex: person who are qualified B Tech with aggregate percentage of 70 for OC, OBC 65, SC, ST 55-60 percent.

5. Was ambedkar written in the Constitution that age relaxation also be given in reservation in all job notifications?

Ex: age limit for OC 25 years, OBC 28 years, SC ST 35 years.

6. Was ambedkar written in the Constitution that reservation should be given for qualifying marks in the exam written for job.

Ex: to eligible for interview qualifying marks in the written test is minimum 40 percent for OC, 37 for OBC, 35-30 percent for SC, ST.

7. Was ambedkar written in the Constitution that reservation should be given in paying applications fee also?

Ex: eligible candidates should pay application fee of 500, for OBC 250, SC ST people are exempted.

8. Was ambedkar written in the Constitution that reservation should be given in giving the promotion to the employees in an organization for their efficient work?

Ex: in government organizations promotions should be given to SC, ST people first and after that for OC.

9. Was ambedkar written in the Constitution that reservation should be given in selection of candidates for participation in elections.

Ex: in these elections 30 percent of constituencies for BC and 20 percent for SC, ST.

10. Was ambedkar written in the Constitution that reservation should be given in implementing the schemes by the government.

Ex: giving loans to SC, loans without interest, scholarship for SC, ST to study abroad... etc

11. Was ambedkar written in the Constitution that reservation should be given in coaching or training programs conducted by the government.

Recent Ex: our government starting Coaching classes (center) for the students who are preparing for civiks who belongs to SC Community.

12. Was ambedkar written in the Constitution that Government should give free electricity for SC people by reservation? If, written for how many years?

Ex: In so many villages complete SC COLONY people aren't paying a single penny as electricity bill.

13. Actually what is the theme or main aim (of Ambedkar) of giving reservation to BC, SC, ST people and what is the reason behind it (giving reservation)?

14. Was Ambedkar written in the Constitution that in every scheme introduced by the government reservation should be applied?

EX: The people who get married and belong to SC category will get an amount of 200,000 rs for ST, 1.5 for SC, and 1 lakh for minorities under the scheme of Kalyana Laxmi in Telangana, YSR Kalyana Laxmi in ANDHRAPRADESH.

15. According to the Constitution, was any CM or PM or any politician have the right to put their names or their relatives' names to the schemes introduced by the government? (people's money)..

EX: Chandrababu Naidu, KCR, YSR Kalyana Laxmi

NTR Gruha Nirmanam, YSR Gruha Nirmanam,

Total government schemes and the government itself runs by the people's money and politicians put the names of schemes as their or their relatives' names... How pity?

16. Nowadays most of MLAs/MPs are joining from all other parties to the party which has won in the election.. So that there will be no opposition.. Then Adhikara Paksham is introducing their own ideas and schemes without any opposition or permission or acceptance of anyone (people).. Does they've this authority to do that?

17. Was Ambedkar written in the Constitution that reservation should be given to women in jobs?

EX: In every state level job notification in Telangana 33 percent of jobs are reserved for women

18. Was Ambedkar written in the Constitution that in some companies under government sector after the retirement of employees their jobs are given to their sons directly without any examination...

EX: Singareni job

20. What is the amount of Central budget in the past 20 years? Give the details of every year..

21. What are the sources of income added from year to year for the increased amount of budget?

22. What is the amount of state budget of Andhra Pradesh and Telangana in the past 20 years?

What are the sources of income added from year to year for the increased amount of budget?

EX: GST, decrease in interest rate given to customers from the banks, increase in the minimum deposit of bank accounts from 500 to 3500, increase of house tax etc.. Give the details for every year..

23. Was ambedkar written in the Constitution that reservation should also given in the form of local and in local candidates also?