

पावर ग्रिड कारपोरेशन ऑफ इंडिया लिमिटेड

(पावन सरकार का उद्यम)

POWER GRID CORPORATION OF INDIA LIMITED

(A Government of India Enterprise)



पावरग्रिड

सम्प्रीति नगर, नारीरिंग रोड, उप्पलवाडी, नागपुर - 440 026

SampritiNagar, Nari Ring Road, Uppalwadi, Nagpur - 440 026

दूरभाष / Phone: + 91-712-2641478 -79 फेक्स / FAX: +91-712-2641366

पश्चिम क्षेत्र पारेषण प्रणाली- I क्षेत्रीय मुख्यालय / Western Region Transmission System - I, Regional Headquarter

Dated.20.12.2019

Ref. No. WRTS-I/PMS/340/391

To,
Sh. Bipin Kumar Rai
M/s Devi Construction,
2D-7/2, Industrial Area,
Balidih, Bokaro Steel City-827014
Jharkhand
Mob no. 9006893078, 9631487812

Subject - Information under the RTI Act, 2005

Dear Sir,

This has reference to your RTI dated: 26.11.2019 received at WR-I PIO office on 02.12.2019 under the Right to Information Act, 2005.

Information Sought	:	Reasons for Non Payment of Bills related to M/s Devi Construction (Subcontractor of M/s EMC Ltd.) for the works done at POWERGRID.
Information Furnished	:	<p>It is humbly submitted to you that the RTI Application under reference is outside the purview of Section 2(f) of RTI Act and you have wrongly interpreted Section 2(f) of RTI Act.</p> <p>The word "information" has been defined u/s Section 2(f) of the RTI Act, 2005 and the same has been reproduced here:</p> <p>"information" means any material in any form, including records, documents, memos, emails, opinions, advices, press releases, circulars, orders, logbooks, contracts, report, 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> <p>Therefore, the definition of information' under section 2(f) of the RTI Act,2005, only refers to such material available in the records of the public authority and the interpretations, opinions, advices, explanations, reasons etc cannot be called in RTI as they cannot be said to be included in the definition of information in Section 2 (f) of the RTI Act.</p> <p>Further, we would like to state that your good self has not been deployed by POWERGRID nor there exist any employer-employee relationship between you and POWERGRID, therefore any grievance with regard to your employment is required to be raised at appropriate forum i.e. your employer.</p> <p>It is also submitted that the said M/S EMC Limited is neither a subsidiary nor an agent of the POWERGRID. M/S EMC Limited is an independent contractor and POWERGRID does not have any control over it. The relationship between M/S EMC Limited and POWERGRID is only of contractual nature and which does not confer any liability on us with respect to payment to yourself. It is submitted that the difference and dispute between yourself and EMC Limited is moderated by the agreed terms as to which POWERGRID is neither party nor consented to it. Therefore, the dispute arising from such agreement cannot be attributed to POWERGRID.</p>

स्वहित एवं राष्ट्रहित में उर्जा बचाएँ / Save Energy for Self and Nation

पंजीकृत कार्यालय: वी-9, कुतुब इंस्टीट्यूशनल एरिया, कटवारीया सराय, नई दिल्ली - 110016 दूरभाष/ Tel: 91-11-26560121 / 2650112, तार- 'नेटग्रिड'
Registered Office: B-9, Qutub Institutional Area, Katwaria Sarai, New Delhi - 110016 फेक्स / Fax: 91-11-2571760 /2571848. Gram: 'NATGRID'



The first appeal, if any, against the reply of PIO may be made to the first appellate authority within 30 days of receipt of reply of PIO.

Address of the Appellate Authority:

Shri. N.K. Ohdar
Executive Director WR-I,
Power Grid Corporation of India Limited,
Western Region-I, Sampriti Nagar,
Nari Ring Road, Post -Uppalwadi, Nagpur-440026.
Phone No - 0712-2641470, Email id : nkohdar@powergridindia.com

Yours faithfully,

(Pankaj Dalal)

Public Information Officer
POWERGRID, WR-I, Nagpur
Phone No.- 0712-2641484
Email ID: pankajdalal@powergridindia.com

Copy to: 1) Executive Director WR-I
2) Sr.DGM, HR, RHQ, Nagpur