

केन्द्रीय सूचना आयोग
Central Information Commission
बाबा गंगनाथ मार्ग, मुनिरका
Baba Gangnath Marg, Munirka
नई दिल्ली, New Delhi – 110067

द्वितीय अपील संख्या / Second Appeal No.:- CIC / PGCIL/A/2019/120352-UM

Mr. Anoop K M

....अपीलकर्ता/Appellant

VERSUS

बनाम

CPIO,
Power Grid Corporation Of India Ltd.,
Near RTO Driving Test Track,
Singanayakanahalli Yelahanka, Hobli,
Bangalore 560 064, Karnataka

प्रतिवादीगण /Respondent

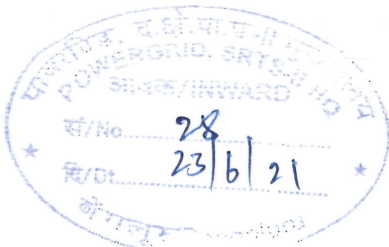
Date of Hearing : 24.05.2021
Date of Decision : 27.05.2021

Date of RTI application	05.12.2018
CPIO's response	01.02.2019
Date of the First Appeal	26.02.2019
First Appellate Authority's response	01.04.2019
Date of diarized receipt of Appeal by the Commission	01.05.2019

ORDER

FACTS

The Appellant vide his RTI application sought information follows as under :-



- (a) Please provide the copy of note sheet no ड०क्ष०पा०प्र०-2 /मा०सं०स्थापना/2018दिनांक 23.07.2018 mentioned in CC IOM dtd 27 July 2018 received through RTI appeal reply ref SR-II RTI F-763:2018/1547 dtd 26.11.2018
- (b) Please provide the copy, if the employees transferred in the above-mentioned note sheet submitted any letters to their in-charges and SRTS-II regional management before transfer, citing the discrepancies in construction of 400KV Edamon-Kochi line.
- (c) Please provide the details of action taken by POWERGRID based on the letters mentioned in SI no (b).
- (d) Please provide the reason for nil action taken by POWERGRID after submission of letters which is mentioned in SI no (b).
- (e) Please provide the copy, if any external body/unions/association submitted grievance letters to POWERGRID SRTS-II regarding construction issues of 400KV Edamon-Kochi line.
- (f) Please provide the details of action taken by POWERGRID for the letters mentioned in SI no. (e). please give the reason, if there is no action taken.
- (g) What are the steps adopted by POWERGRID to safeguard the employees as per POWERGRID Whistle blower policy, who had signed in the above-mentioned letters intimating suspected fraudulent activities in the construction of 400KV Edamon-Kochi line.
- (h) Please provide the reason for non-implementation of POWERGRID Whistle blower policy, if POWERGRID failed to implement the same to those employees who intimated suspected fraudulent activities in the construction of 400KV Edamon-Kochi line.
- (i) Please give the details of employees and their levels, who are responsible for non-implementation of POWERGRID whistle blower policy to safeguard the above-mentioned employees who had reported the suspected fraudulent activities in the 400KV Edamon-Kochi line.
- (j) Please give the details of report submitted to Vigilance department in POWERGRID or any other external investigating agency for further enquiry in which the irregularities suspected in the construction of 400KV Edamon-Kochi line on the basis of the letters submitted by the POWERGRID employees/unions/associations.
- (k) Please submit the details of any violation observed by POWERGRID in the construction of 400KV Edamon-Kochi line by KEC International Ltd as per terms and conditions of Letter of Award, Standard Field Quality Plans, Integrity pact and Safety pact. Please mention the details of action taken against M/s KEC International Limited, if there are any violations as mentioned.

The CPIO vide letter dated 01.02.2019 gave point-wise reply to the Appellant. Dissatisfied with the reply received from the PIO, the Appellant filed a First Appeal. The FAA vide order dated 01.04.2019, upheld the reply of the CPIO. Thereafter, the Appellant filed a Second Appeal before the Commission with a request to provide information.

HEARING:

Facts emerging during the hearing:

The following were present:

Appellant: Mr. Anoop K M present through AC,

Respondent: Mr. V. Rajesh Sr. GM present through AC.

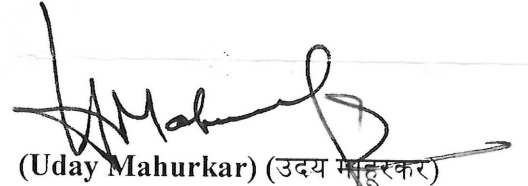
In order to ensure social distancing and prevent the spread of the pandemic, COVID-19, the hearing of the matter was scheduled through audio conference after giving prior notice to both the parties.

The Appellant reiterated the contents of the RTI applications and stated that he had sought information regarding copy of his transfer note sheets etc, which was not causing any unwarranted invasion of privacy of any other individual and the same cannot be denied to him under the section 8(1) (j) under the RTI Act, 2005. The Appellant further stated that the reply received from the Respondent was not correct as per the provisions of the RTI Act, 2005. The Appellant requested the Commission to direct the public authority to furnish correct information to him. When queried the Respondent submitted that due to lockdown situation they had received the file today morning only.

DECISION:

Keeping in view the facts of the case and the submissions made by both the parties, the Commission observes that proper reply has not been furnished by the Respondent. Therefore, the Commission directs the Respondent to furnish correct and an updated and revised reply to the Appellant as sought in the RTI application in accordance with the spirit of transparency and accountability as enshrined in the RTI Act, 2005, within a period of 30 days from the date of receipt of this order under the intimation to the Commission.

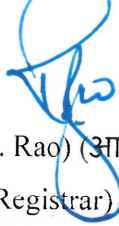
The Appeal stands disposed accordingly!



(Uday Mahurkar) (उदय महारकर)
(Information Commissioner) (सूचना आयुक्त)

Authenticated true copy

(अभिप्रमाणित एवं सत्यापित प्रति)



(R. K. Rao) (आर.के. राव)

(Dy. Registrar) (उप-पंजीयक)

011-26182598 / drtoic8@cic.nic.in

दिनांक / Date: 27.05.2021



Mr. Anoop K M
Quarter No.322, BBMB Complex,
Sewah, Panipat.132108, Haryana



Central Information Commission

Baba Gang Nath Marg
Munirka, New Delhi - 110067

011-26182598

<http://dsscic.nic.in/online-link-paper-compliance/add>

File No. CIC/PGCIL/A/2019/120352

DATE :10-05-2021

NOTICE OF HEARING FOR APPEAL/COMPLAINT

Appellant(s)/Complainant(s):

Respondent(s):

Anoop K M
Quarter No.322, BBMB Complex,
Sewah, Panipat.132108
Panipat,132108

✓ CPIO :

1. CPIO
Power Grid Corporation Of
India Ltd Near RTO Driving
Test Track Singanayakanahalli
Yelahanka Hobli Bangalore 560
064

Date of RTI

05-12-2018

Date of reply,if
any,of CPIO

01-02-2019

Date of 1st Appeal made,if
any

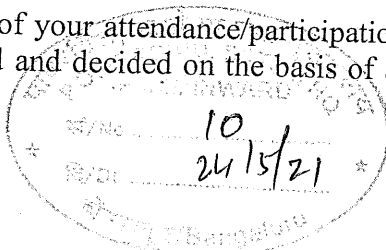
26-02-2019

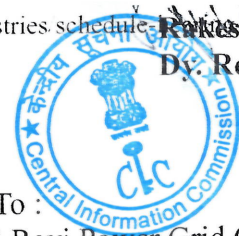
Date of order,if any,of
First AA

01-04-2019

Note: Hearing will be held through Audio Conference. Please update your current telephone number at the CIC phone number/link/email, given above. CPIO may give his name, designation, email id and upload copy of his id proof at the link given above.

1. Take notice that the above appeal/complaint in respect of RTI application dated 05-12-2018 filed by the appellant/complainant has been listed for hearing before **Hon'ble Information Commissioner Mr. Uday Mahurkar** on **24-05-2021 at 12:50 PM**.
2. The appellant/complainant may present his/her case(s) in person or through his/her duly authorized representative.
3. **All the parties may submit their written submission, if any, to the Commission at least 7 days before the date of hearing. A copy of the same shall be served upon opposite party. If any party wishes to make online submission, the same may be sent to the Commission's link only viz., <http://dsscic.nic.in/online-link-paper-compliance/add> atleast three days prior to the date of hearing.**
4. The CPIO is also directed to inform the third party, if any, so as to enable him/her to defend or present the case before the Commission. The third party may choose to be present before the Commission on phone or through his/her duly authorized representative for hearing on phone, or they may also file written submission to the Commission before the hearing.
5. The authorised representative or the officer of the public authority and the appellant/complainant/third party is advised to carry a "proof of identity" **along with the authorization letter.**
6. Second Appeals/Complaints, where submissions have been received, at least three days before the date of hearing, will be decided on merits, as per the submissions received and documents on record, in case the Appellant/Complainant is unable to attend the hearing.
7. Take notice that in default of your attendance/participation in the audio hearing on the time and date mentioned above, the case shall be heard and decided on the basis of available records. It is made clear that no adjournment and review shall be granted





Dy. Registrar

Reference number of CPIO Reply(if any) :-

To

1. CPIO,Public Authority
2. Appellant/Complainant.

Copy To :
FAA S Ravi Power Grid Corporation Of
India Ltd Near RTO Driving Test Track
Singanayakanahalli Yelahanka Hobli
bangalore 560 064

IMPORTANT

Kindly get updated your Mobile no, E-mail Id, and address on CIC weblink given below for timely updates, intimation, contact, effective communication between you & CIC's concerned registry pertaining to your appeal under RTI Act.2005 & to confirm receipt of Notice of Hearing.

TREAT THIS AS MOST URGENT PLEASE.

CIC Weblink :- <http://dsssic.nic.in/online-linkpaper-compliance/add> Telefax :- 011-26182598

Deputy Registrar

APPLICATION TO BE SUBMITTED FOR INFORMATION UNDER
RIGHT TO INFORMATION ACT, 2005

From

Anoop K M
Quarter no 322, BBMB Colony
Sewah, Panipat, Haryana-132108.

RTI APPLICATION

To

The Public Information Officer
Power Grid Corporation of India Limited
SRTS-II, RHQ, Near RTO driving test track
Singanayakanahalli, Yelahanka(H), Bangalore-560064.

- (1) Full name of the applicant. : Anoop K M
- (2) Address : Quarter no 322, BBMB Colony
Sewah, Panipat, Haryana-132108.
- (3) Particulars of information required : mentioned below as SI No. (a)
to (k)

- (a) Please provide the copy of note sheet no. द०क्ष०पा०प्र०-2
/मा०सं०/स्थापना/2018 दिनांक 23.07.2018 mentioned in CC IOM dtd 27
July 2018 received through RTI appeal reply ref:SR-II.RTI:F-
763:2018/1547 dtd 26.11.2018
- (b) Please provide the copy, if the employees transferred in the above-
mentioned note sheet submitted any letters to their in-charges and
SRTS-II regional management before transfer, citing the
discrepancies in construction of 400KV Edamon-Kochi line.
- (c) Please provide the details of action taken by POWERGRID based on
the letters mentioned in SI no (b).
- (d) Please provide the reason for nil action taken by POWERGRID after
submission of letters which is mentioned in SI no (b).
- (e) Please provide the copy, if any external
body/unions/associations submitted grievance letters to POWERGRID
SRTS-II regarding construction issues of 400KV Edamon-Kochi line.
- (f) Please provide the details of action taken by POWERGRID for the
letters mentioned in SI no. (e). please give the reason, if there is no
action taken.
- (g) What are the steps adopted by POWERGRID to safeguard the
employees as per POWERGRID Whistle blower policy, who had
signed in the above-mentioned letters intimating suspected fraudulent
activities in the construction of 400KV Edamon-Kochi line.
- (h) Please provide the reason for non-implementation of POWERGRID
Whistle blower policy, If POWERGRID failed to implement the same

Anoop
05/12/18

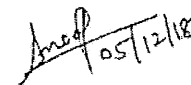
to those employees who intimated suspected fraudulent activities in the construction of 400KV Edamon-Kochi line.

- (i) Please give the details of employees and their levels, who are responsible for non-implementation of POWERGRID whistle blower policy to safeguard the above-mentioned employees who had reported the suspected fraudulent activities in the 400KV Edamon-Kochi line.
- (j) Please give the details of report submitted to Vigilance department in POWERGRID or any other external investigating agency for further enquiry in which the irregularities suspected in the construction of 400KV Edamon-Kochi line on the basis of the letters submitted by the POWERGRID employees/unions/associations.
- (k) Please submit the details of any violation observed by POWERGRID in the construction of 400KV Edamon-Kochi line by KEC International Ltd as per terms and conditions of Letter of Award, Standard Field Quality Plans, Integrity pact and Safety pact. Please mention the details of action taken against M/s KEC International Limited, if there are any violations as mentioned.

(4) Particulars of initial fee of Rs. Ten Paid : Indian Postal Order Number
33F 608330

Place : Panipat

Date : 05.12.2018


Applicant's Signature



एक कदम स्वच्छता की ओर

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



India's Best Companies
To Work For 2016
THE ECONOMIC TIMES
GREAT PLACE TO WORK

दक्षिणी क्षेत्र परिषद प्रणाली - II क्षेत्रीय मुख्यालय, आर.टी.ओ. ड्राइविंग टेस्ट ट्रैक के पास
सिंहनायकनहल्ली, येलहंका होब्ली, बेंगलूरु - 560 064. दूरभाष : 080-23093700
Southern Region Transmission System - II RHQ., Near RTO Driving Test Track, Singanayakanahalli
Yelahanka Hobli, Bangalore - 560 064. Phone : 080-23093700

Registered Post with Acknowledgement Due

Ref: SR-II: RTI: F-763:2019/ 1672 - 9

Date: 1st February, 2019

To

Shri Anoop K.M.
Quarter No.322, BBMB Colony,
Sewah, Panipat-132 108 (Haryana)

CPIO REPLY

Sir,

Sub: Information sought under RTI Act, 2005 - reg.

This has reference to your application dated 05/12/2018 under RTI Act, 2005 received at this office on 10/12/2018 and subsequent to our intimation letter dated 7/1/2019. The information sought in the above application is furnished below as per serial number mentioned in your application:

- The information sought is pertaining to Corporate HR. Communication has been sent to CPIO/CC seeking the details. On receipt, the same shall be furnished.
- Copy enclosed as Annexure-A.
- A committee was constituted to look into the matter and submit a report for onward submission to higher authorities.
- Committee enquiry is yet to be concluded.
- Not available in this office
- No applicable
- (g), (h), (i) - POWERGRID Whistle Blower and Fraud Prevention Policy is enclosed as Annexure-B.
- Not applicable
- No violations were observed as corrective measures as per approved norms for acceptance were taken for variations in Edamon - Kochi Line with applicable deductions as per terms & conditions of contract.

As per section 19 of the Right to Information Act 2005, if required, you may file an appeal to the First Appellate Authority of the organisation within 30 days of the issue of this order. The address of the First Appellate Authority is given below:

Shri S.Ravi, Executive Director (SRTS-II)
Power Grid Corporation of India Ltd.,
Singanayakanahalli, Yelahanka Hobli, Bangalore 560 064.
e-mail : sr2edo@powergrid.co.in Tel.No.: 080-23093701

Thanking you,

Yours faithfully,

(V.RAJESH)

General Manager & CPIO

e-mail id: sr2cpio@powergrid.co.in

Tel.No.: 080-23093711

Encl.: As above

Copy to: ED(SRTS-II), Appellate Authority, POWERGRID, SRTS-II, Bangalore - for kind information
स्वाहित एव राष्ट्रहित में ऊर्जा बचाए Save Energy for the Benefit of Self and Nation

पंजीकृत कार्यालय : बी-9, कुतब इंस्टीट्यूशनल एरिया, कटवारिया सराय, नई दिल्ली - 110 016. दूरभाष : 26560112. फैक्स : 011-26601081
कारपोरेट कार्यालय : प्लॉट सं: 02, सेक्टर-29, इफको चौक के पास, गुडगांव (हरियाणा)-122001. फैक्स : 0124-251760
Registered Office : B-9, Qutab, Institutional Area, Katwaria Sarai, New Delhi - 110 016. Phone : 26560112. Fax : 011-26601081. Grams : NATGRID
Corporate Office : PLOT No. : 02, Sector-29, Near IFFCO CHOWK, GURGAON (HARYANA) - 122001 Fax: 0124-251760 EPABX: 0124-251700-719
CIN:L40101DL1989GOI038121

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