

# **First Appeal u/s 19 (1) of the Right to Information Act, 2005**

No. 082017/RTI/MOC/NL/FAA/A-17

Dated: 18th August, 2017

To,  
The First Appellate Authority (under RTI Act, 2005),  
Ministry of Culture, , Govt. of India  
Shastri Bhawan New Delhi-110 001, INDIA

Subject : First appeal u/s 19 (1) of the RTI Act, 2005 for No information / decision by the CPIO till date but posted a general communication in **different language** at the **online RTI portal only on 26th July, 2017** against the RTI Application registration No.MCULT/R/2017/50153 Dt. 05-07-2017-Regarding

Sir/ Madam,

As I am aggrieved by No information / decision provided by the CPIO till date but the authority posted a general communication in **different language** at the **online RTI portal on 26th July, 2017 after TWENTY ONE DAYS (21)** ( no physical / e-mail communication ) against the RTI Application registration No.MCULT/R/2017/50153 Dt. 05-07-2017 which does not seem to have been communicated under the proviso of the RTI Act, 2005 as appears and No action seen till the time on that matter what so ever.

I do hereby file First Appeal u/s 19 (1) of the RTI Act, 2005 for your kind decision.

## **Details of Appellant :**

Biswanath Goswami

Address : South Jalkhura , Maheshtala , Calcutta - 700141 , West Bengal , India.

Contact No: +91 9433358201 , E-mail : myrtiqueries@gmail.com

## **Details of CPIO :**

The Central Public Information Officer (under RTI Act, 2005),  
Ministry of Culture, , Govt. of India  
Shastri Bhawan New Delhi-110 001, INDIA

## **Particulars of RTI Application to CPIO :**

Application registration No.MCULT/R/2017/50153 Dt. 05-07-2017 (Application & Registration details copy attached)

Application fee of Rs. 10/-(Ten) paid through the ONLINE RTI Payment System of the portal under DP&T, GOI.

## **Details of Information Sought :**

Copy of the application made under the RTI Act, 2005 attached for the purpose. (Copy attached)

## **Particulars of Decision of the CPIO :**

No information / decision provided by the CPIO till date but posted a general communication in **different language** at the **online RTI portal on 26th July, 2017 after TWENTY ONE DAYS (21)** ( no physical / e-mail communication ) against the said RTI Application registration which does not seem to have been communicated under the proviso of the RTI Act, 2005 apparently and No action seen till date on that. **Such immoral activity is purposefull to kill time and to harass the applicant.**  
( Copy of the communication by CPIO / authority attached )

## **Brief facts of the case :**

Information and copies of relevant records sought u/s 6(1) of the RTI Act, 2005 pertaining to particular few details and relevant information related to the **National Library** at Kolkata.

## **Prayer or Relief Sought :**

Complete information and each relevant / required copy of records as requested in the RTI Application.

As per section 7(6) of the RTI Act, 2005, the same may now be provided to the appellant free of Charge / Cost as no information and records provided within the stipulated time as per the RTI Act, 2005 where the CPIO / authority has communicated the applicant so late with clear motive of killing time and harassment purposefully violating the statutory stipulation of the said Act as described above.

## **Grounds for Prayer / Relief :**

Academic research requirement and Public utility for greater public interest and transparency.

## **Other related Information :**

- 1) Penal action u/s 20 (1) & (2) of the RTI Act, 2005 be initiated against the concerned CPIO.
- 2) U/S 8 (1)(j) of the RTI Act, 2005 also specify that “ **Provided that the information, which cannot be denied to the Parliament or a State legislature shall not be denied to any person** ”.
- 3) U/S 7 (9) of the RTI Act, 2005 also specify that “An information shall ordinarily be provided in the form in which it is sought”.

## **Declaration :**

I hereby state that all given above particulars and information are true to best of my knowledge and belief and this matter is not filed with any other commission, tribunal or any court of law.



( **Biswanath Goswami** )  
Signature of Appellant

Date : 18 / 08 / 2017

Place : Calcutta

**Biswanath Goswami**  
DSW & OS, DBS, CGC ( Govt. Of India )  
Socio-Legal Researcher & Activist

Residence : " Mayer Ashirbad "  
Southjalkhura, Maheshtala,  
Calcutta : 700141, WB, India.  
TeleFax: 033 2868 2110 Mob : 9433358201  
E-mail : bg.strf@gmail.com

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## **APPLICATION U/S 6 (1) OF THE RIGHT TO INFORMATION ACT, 2005**

No. 072017/RTI/MOC/NL/CPIO/A-17

Dated : 03<sup>rd</sup> July, 2017

To,  
The Central Public Information Officer,  
Ministry of Culture, , Govt. of India  
Shastri Bhawan New Delhi-110 001, INDIA

( By Electronic Mode )

Subject: Information and concerned copies of documents sought from the CPIO of the above mentioned ministry u/s 6 (1) of the Right to Information Act, 2005 regarding the **National Library (NL)**, Kolkata - Regarding

Sir / Madam,

The undersigned is eager to receive the following information and concerned copies of documents under the proviso of section **6 (1) of the RTI Act, 2005** from the CPIO of the above said office preferably in **Electronic mode ( soft copy )** duly authenticated or the authority may take necessary action as deemed fit for giving those requested information.

- 1) Please provide detail information about the present status of the proposal of opening and establishment of Regional Centre / Extension centre of the **National Library** at New Delhi. Provide detail information about the long term / ultimate plan of action and programme as decided by the ministry regarding the matter.
- 2) Please provide details of meetings organized and held solely for the purpose of opening & establishment of Regional / Extension centre of the **National Library** at New Delhi till date along with each copy of agenda, communications etc. took place between the ministry of Culture, Prime Minister's Office, office of the both parliaments ( LS & RS ), office of the **NL** and other concerned offices till date regarding the said matter.
- 3) Provide details of the location and infrastructure has been developed for the opening of Regional / Extension centre of the **National Library** at New Delhi and fund granted & released and head wise cost incurred for the point. Give details of the memo **No.F.10-9/2016-Lib.(pt.) dt.01-08-2016** and **No.NL/DIR/ECND/2016-17/29**. Provide details of the officials & staffs who were transferred to Delhi from **NL**, Kol. for that but refused to go.
- 4) Provide the exact figure of total amount granted & released to the **National Library** in each financial year for last **FIVE** years for its all around purpose ( for every a/c and expense related to **NL** ). Provide total number of visitors /readers / members etc. who visited the **NL** in a calendar year recorded year wise for last **FIVE** years.
- 5) Provide in detail about the policy, practice and mechanism has been developed and adopted by the Govt. to identify / mark those officials and staffs who engaged and deploy themselves habitually in personal venture / activities (outside/within premise) after registering their attendance/arrival with departure in time. Provide total number of such cases has been identified and details of official action taken against them till date.
- 6) Please provide the total number of the sanctioned posts for the officials and staffs at **NL** and total number of official & staffs presently working and provide total number of contractual staffs working at office & others. Provide total number of the officer & staff (permanent) going to retire in 2017, 2018, 2019 and 2020.

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## **Biswanath Goswami**

**DSW & OS, DBS, CGC ( Govt. Of India )  
Socio-Legal Researcher & Activist**

**Residence : " Mayer Ashirbad "**

**Southjalkhura, Maheshtala,**

**Calcutta : 700141, WB, India.**

**TeleFax: 033 2868 2110 Mob : 9433358201**

**E-mail : bg.stf@gmail.com**

- 7) Provide details of the weekly operational days & timings of the **E-Recourse Center** of the **National Library** as per the Notification/Govt. order or such other types issued by the concerned ministry / competent authority at the beginning and details of the amendments/changes done in timings afterwards with such copies. Detail of the operational timings may be provided if that is fixed with the approval by the ministry with such copies.
- 8) Provide the total number of operational days of the **E-Recourse Center** of the **National Library** in a calendar year mentioning the complete closer of the **E-Recourse Center** of the **National Library** as per the Govt. rules.
- 9) Please provide the details and total number of days in calendar year in 2015, 2016 and 2017 where the **E-Recourse Center** of the Library was completely closed for the visitors / members / readers etc. Provide details with copy of the each Notification / Govt. order or such other types issued by the concerned ministry / competent authorities where the **E-Recourse Center** of the **National Library** was completely closed for the visitors / members / readers etc. apart from the declared holidays (03 days in year & for Gen. Elections etc).
- 10) Please provide the total number of visitors / members / readers etc. visited and registered at the **E-Recourse Center** of the **National Library** on 26/11/2016, 27/11/2016, 24/12/2016, 25/12/2016, 31/12/2016, 01/01/2017, 21/01/2017, 22/01/2017, 01/04/2017, 02/04/2017, 01/07/2017 and 02/07/2017 and details of the official & staff were truly present on those days at the said office with proof of their attendance along with the details of the attendance / leave of that official & staffs officially posted on those days at that office.
- 11) Provide detail information and the copy of the standing order / notification or such other types issued by the concerned ministry/ deptt. to the concerned office of the National Library authority empowering to reduce & change the operational timings and close down the **E-Recourse Center** of the **NL** any time and day without any prior approval from the concerned ministry/deptt. & without any prior public notice to all stake holders.
- 12) Please provide details of the permanent and contractual staffs & official presently appointed and posted at the **E-Recourse Center** of the **NL** with complete job allocation and responsibility of those appointed official & staffs mentioning weekly working days and hours with maximum recess time permitted as per rules. Provide details of the extra job responsibility of those appointed official & staffs given out of the said Center if any.

**Application Fee of Rs. 10/- (Ten) paid through the ONLINE payment system of the portal under Deptt. of P&T, GOI.**

Sincerely,



( BISWANATH GOSWAMI )

Place : Calcutta,

Dated : 03<sup>rd</sup> July, 2017

The applicant may be contacted and send reply to : **Biswanath Goswami,**

**Southjalkhura, Maheshtala, Calcutta- 700141, West Bengal,**

**Contact No. +91 9433358201, E-mail : myrtiqueries@gmail.com**



Submit Request

## List of Requests Disp

Show  entries

S.No.	Registration No
1	<a href="#">DOHED/R/2015/4</a>
2	<a href="#">DOHED/R/2015/6</a>
3	<a href="#">DSHIP/R/2016/5</a>
4	<a href="#">MCULT/R/2016/3</a>
5	<a href="#">MCULT/R/2016/3</a>
6	<a href="#">MCULT/R/2017/3</a>
7	<a href="#">MEAPD/R/2016/3</a>
8	<a href="#">MOLAW/R/2015/</a>
9	<a href="#">MOLAW/R/2015/61154</a>
10	<a href="#">UGC/M/R/2015/81590</a>

Public Authorities

Select Language:

Available **English**

## Final Status of [MCULT/R/2017/50153](#)

<b>Applicant Name</b>	Biswanath Goswami
<b>Date of receipt</b>	05/07/2017
<b>Request Filed With</b>	Ministry of Culture
<b>Text of Application</b>	Please find the RTI Application attached (PDF) addressed to the CPIO of the Ministry of Culture relating to the National Library, Kolkata.  Sincerely, Biswanath Goswami
<b>Request document (if any)</b>	
<b>Status</b>	<b>REQUEST DISPOSED OF</b> as on 26/07/2017
<b>Date of Action</b>	26/07/2017
<b>Remarks</b>	<b>Reply :- Please find the attachment.</b>
<b>Reply Document</b>	

			<a href="#">/2015</a>
	Biswanath Goswami	05/12/2015	<a href="#">REQUEST DISPOSED OF (14/12/2015)</a>
	Biswanath Goswami	16/12/2015	<a href="#">REQUEST DISPOSED OF (08/01/2016)</a>

फ स. 38-10/2016-पुस्तकालय  
भारत सरकार  
संस्कृति मंत्रालय

शास्त्री भवन, नई दिल्ली  
दिनांक 25 जुलाई, 2017

सेवा में,

सीपीआईओ,  
नेशनल लाइब्रेरी,  
बेलवेडीयर,  
कोलकाता - 700027

विषय : सूचना का अधिकार अधिनियम 2005 के तहत मांगी गयी सूचना ।

मान्यवर,

उपर्युक्त विषय के सन्दर्भ में श्री बिस्वनाथ गोस्वामी से प्राप्त आर. टी. आई. आवेदन पंजीकरण संख्या MCULT/R/2017/50153 दिनांक 05.07.2017 की प्रति हस्तांतरित करते हुए यह आग्रह किया जाता है कि वांछित सूचना आर. टी. आई. आवेदक को सीधे भेजते हुए मंत्रालय को भी अवगत कराएं ।

संलग्न : उपरोक्तानुसार

भवदीय,



(नीरज कुमार सिन्हा)

सीपीआईओ और अवर सचिव, भारत सरकार

प्रतिलिपि:

1. श्री बिस्वनाथ गोस्वामी, साउथ जलखुरा, महेशतला, कोलकाता-700141 वेस्ट बंगाल

2.  अवर सचिव के वैयक्तिक सहायक (आर. टी. आई. पोर्टल पर निस्तारण हेतु)