

To: First Appeal Authority

Ministry of Corporate Affairs,
5th Floor, A- Wing,
Shastri Bhavan,
Dr. Rajendra Prasad Road
New Delhi- 110 001.

3 FEB 2014

1. Full name of the Appellant: Ashwini Ashish Thatte
2. Communication Address:
504, Juniper. Everest World,
Kolshet Road
Thane (West) 400 607
3. Particulars of the Public information officer: CPIO – MCA, Govt.
4. Date of receipt of the order appealed against: **No Reply Received.**
5. Last date for filing the appeal: 12/02/2014
6. **Grounds of Appeal :**

The Act confers Right to Information on citizens of India. The Act makes it obligatory on the CPIO to provide information to citizens in the form as desired by the applicant, as far as possible, and within 30 days.

My requisition for the information was dated 2/12/2013, received by CPIO through CPIO of Mulund City Post (Mumbai 400 080) on 07/12/2013, **copy enclosed**. The statutory period – assuming 5 days for receipt through post – of 30 days ended on 12/01/2014. Reply is not received till the date of filing this appeal.

CPIO has failed to provide information within specified time, which is obligatory under the RTI Act 2005.

CPIO has thus rendered himself liable for penalty under the ACT and also to provide the information free of cost to the undersigned.

The CPIO has not given any reason valid under the ACT, for not providing the information. The CPIO has thus failed to comply with the provisions of the RTI Act and also failed to provide information as requested.

Relief Sought :

- a) Please instruct the CPIO to give the requested information forthwith.
- b) Recommend to the Information Commission that a penalty should be levied on the PIO under section 20 (1) of the Act 22 of 2005, for not providing the information as mandated in the law.

Place : Mumbai
Date : 22/01/2014

Ashwini Thatte
Signature of the appellant
Ashwini Ashish Thatte

S. No. 31LD

12

115

F.NO.A-44011/3/2014-Ad.II
Government of India
Ministry of Corporate Affairs

5th Floor, 'A' Wing, Shastri Bhawan,
New Delhi-110001.
Dated: 21.03.2014

To

✓ Shri Ashwani A. Thatte,
504, Juniper Everest World,
Kolshet Road,
Thane (West) - 400 607.

Sub: Appeal under Right to Information Act, 2005.

Sir,

You have filed an appeal dated 22.01.2014 to state that the CPIO has failed to provide information as requested in your application dated 02.12.2013, and to instruct the CPIO to give the requested information.

2. I have checked the records and found that the CPIO has already replied to you on 05.02.2014. A copy of the same is enclosed for your information.

3. The appeal is disposed of as above.

4. Appeal, if any, can be filed against the decision of Appellate Authority with CIC within 30 days of receipt of this communication.

Yours faithfully,


(Alok Kumar)
Director
Tel: 23382386

Encl: as above

Copy to:-

- ✓ (1) CPIO & Under Secretary (Ad.II), MCA
✓ (2) CPIO & Under Secretary (Coordination), MCA

Issued
Rachid
26/3/14

no 0001 RTI/628/2013M

13

18

Ref: RTI/2013-14

Date: 4th December, 2013

To Central Public Information Officer
Ministry of Corporate Affairs,
R.No.534/ R.No.536, 5th Floor,
'A' WING, SHASTRI BHAWAN
RAJENDRA PRASAD ROAD, NEW DELHI - 110 001

Sub: Request under RTI Act 2005 for Information

From: Jayesh M. Date

Communication Address:

A-6, Nilkanth Sadan,
Makardhwaj Soc.,
Gokhale Raod,
Dombivli (W) 421 202
+91 9920393057
jayesh.date@gmail.com

Contact No:
e-mail ID :

I hereby request you to provide the certified copy of the following

1. Number of days and Dates on which MCA website showed Blank Space for the Post of Advisor Cost between dates 6th November 2012 to 2nd November 2013
2. Process of promotion in service process for MCA officials
3. Number of days given for the feedback/ suggestion for Draft Rules (Third Phase) under Companies Act 2013
4. Names of members of committee/informal committee/ Task Force formed by MCA for giving suggestions on Rules under Companies Bill 2012/ Companies Act 2013.

Place: Mumbai
Date: 4-12-2013

Jayesh Date
Signature of applicant

Encl: IPO No -



14

S-111-8(1)

63

Speed Post
RTI Matter

No. A-44011/3/2014-Ad.II
Government of India
Ministry of Corporate Affairs

5th Floor, 'A' Wing, Shastri Bhavan,
New Delhi, Dated : 5.2.2014

To

Sh. Jayesh M. Date,
A-6, Nilkanth Sadan, Makardhwaj SOC,
Gokhale Road, Dombivli (W) - 421 202

Sub. : Information sought under RTI Act 2005

Sir,

Please refer to your application dated 04.12.2013 on the above mentioned subject received through nodal CPIO Coordination Section, Ministry of Corporate Affairs on 23.01.2014. Information pertaining to point no. 1, 3 and 4 are not concerned with the CPIO, AD-II. So far as information pertaining to Point No. 2 of your RTI Application is concerned, it is stated that the information sought is not specific.

2. However, as inferred from point no. 2 of your application, it is mentioned that the promotions to various posts in MCA are made after following due process as per relevant Recruitment Rules in respect of respective posts. Recruitment Rules of various posts are available on the official website of Ministry of Corporate Affairs and can be accessed at www.mca.gov.in In case, you require copy of the Recruitment Rules for any specific post, you may specify and the same will be made as and when request are received, as per provisions of RTI Act, 2005 and RTI Rules, 2012.

3. If, you are not satisfied with the reply you may appeal to the First Appellate Authority within 30 days of receipt of this letter at the following address:

Shri Alok Kumar,
Director,
R.N.528, Ministry of Corporate Affairs,
Shastri Bhawan New Delhi

Yours faithfully,


(RAKESH KUMAR)

Under Secretary to the Government of India & CPIO
Tel: 23383507

~~Encl: As above~~

Copy to :
Monitoring Cell (RTI), MCA

o/e
Anand
Sachin
7/2/14

AM-052416587

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Ref: RTI/2013-14

Date: 4th December, 2013

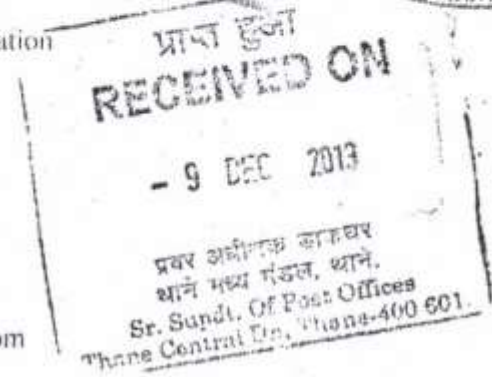
To Central Public Information Officer
Ministry of Corporate Affairs,
R.No.534/ R.No.536, 5th Floor,
'A' WING, SHASTRI BHAWAN
RAJENDRA PRASAD ROAD, NEW DELHI - 110 001



Sub: Request under RTI Act 2005 for Information

From: Bhakti B. Dabhade

Communication Address: 202 Shreepati Sadan,
Subhash Road,
Navapada,
Dombivli (W) 421 202
Contact No: +91 9664147266
e-mail ID : bhaktidabhade16@gmail.com



I hereby request you to provide the certified copy of the following

1. Number of Foreign Travels by Shri M J Joseph starting from 1st April 2012 to 21st November 2013 and amount spent on each travel.
2. Number of Cost Compliance Reports (as per order dated 3rd June 2011) shared by MCA to other Ministries for the financial year related to 2011-12 till 21st November 2013 and name of those ministries/government departments.
3. Process of promotion in service process for MCA officials.
4. Copy of emails received to MCA on Draft Rules under new companies act related to Cost Audit and Cost Records from Institute of Company secretary of India.

Place: Mumbai
Date: 4-12-2013


Signature of applicant

Encl: IPO No -

✓
16
S.No. 12 (D)

(67)

Speed Post:
RTI Matte:

No. A-44011/3/2014-Ad.II
Government of India
Ministry of Corporate Affairs

5th Floor, 'A' Wing, Shastri Bhavan,
New Delhi, Dated : 5.2.2014

To

✓
Sh./Ms. Bhakti B. Dabhade,
202, Shreepati Sadan, Subhash Road,
Navapada, Dombivli(w) 421 202

Sub. : Information sought under RTI Act 2005. c R 3.4.

Sir / Madam ,

Please refer to your application dated 04.12.2013 on the above mentioned subject received through nodal CPIO Coordination Section, Ministry of Corporate Affairs on 27.01.2014. Information pertaining to point no. 1,2 and 4 are not concerned with the CPIO, AD-II. So far as information pertaining to Point No. 3 of your RTI Application is concerned, it is stated that the Information sought is not specific.

2. However, as inferred from point no. 3 of your application, it is mentioned that the promotions to various posts in MCA are made after following due process as per relevant Recruitment Rules in respect of respective posts. Recruitment Rules of various posts are available on the official website of Ministry of Corporate Affairs and can be accessed at www.mca.gov.in In case, you require copy of the Recruitment Rules for any specific post, you may specify and the same will be made as and when request are received, as per provisions of RTI Act, 2005 and RTI Rules, 2012.

3. If, you are not satisfied with the reply you may appeal to the First Appellate Authority within 30 days of receipt of this letter at the following address:

Shri Alok Kumar,
Director,
R.N.528, Ministry of Corporate Affairs,
Shastri Bhawan New Delhi

Yours faithfully,

Rakesh Kumar
(RAKESH KUMAR)

Under Secretary to the Government of India & CPIO
Tel: 23383507

Encl. : As above

Copy to :
Monitoring Cell (RTI), MCA

o/e
Unniel
Sachin
7/2/14

To: **First Appeal Authority**

Ministry of Corporate Affairs,
5th Floor, A- Wing,
Shastri Bhavan,
Dr. Rajendra Prasad Road
New Delhi- 110 001.

1. Full name of the Appellant: Bhakti Baban Dabhade
2. Communication Address:
202 Shreepati Sadan,
Subhash Road,
Navapada,
Dombivli (W) 421 202
3. Particulars of the Public information officer: *CPIO – MCA, Govt.*
4. Date of receipt of the order appealed against: **No Reply Received.**
5. Last date for filing the appeal: 14/02/2014
6. **Grounds of Appeal :**

The Act confers Right to Information on citizens of India. The Act makes it obligatory on the CPIO to provide information to citizens in the form as desired by the applicant, as far as possible, and within 30 days.

My requisition for the information was dated 04/12/2013, received by CPIO through CPIO of Thane City Post (Thane 400 601) on 09/12/2013, **copy enclosed**. The statutory period – assuming 5 days for receipt through post – of 30 days ended on 14/01/2014. Reply is not received till the date of filing this appeal.

CPIO has failed to provide information within specified time, which is obligatory under the RTI Act 2005.

CPIO has thus rendered himself liable for penalty under the ACT and also to provide the information free of cost to the undersigned.

The CPIO has not given any reason valid under the ACT, for not providing the information. The CPIO has thus failed to comply with the provisions of the RTI Act and also failed to provide information as requested.

Relief Sought :

- a) Please instruct the CPIO to give the requested information forthwith.
- b) Recommend to the Information Commission that a penalty should be levied on the PIO under section 20 (1) of the Act 22 of 2005, for not providing the information as mandated in the law.

Place : Mumbai
Date : 22/01/2014

Bhakti Baban Dabhade
Signature of the appellant
Bhakti Baban Dabhade

S.No 14(P) 18
F.NO.A-44011/3/2014-Ad.II
Government of India
Ministry of Corporate Affairs

5th Floor, 'A' Wing, Shastri Bhawan,
New Delhi-110001.
Dated: 24.02.2014

To

✓ Shri Bhakti Baban Debhade,
202, Shreepati Sadan,
Subhash Road,
Navapada,
Dombivli (W),
Mumbai-421 202.

Sub: Appeal under Right to Information Act, 2005.

Sir,

Please refer to your appeal dated 22.01.2014 which was routed through Department of Posts, Mumbai. You have made an appeal that CPIO has not given the reply. I have checked the records and found that CPIO & Under Secretary (Ad.II) had sent a reply to you on Point No.3, which should have reached you by now. However, CPIO is directed to send a copy of the reply again to you. It may also be mentioned that Points No.1, 2 and 4 do not concern US(Ad.II) as the nodal CPIO and undersigned as the nodal Appellate Authority.

2. Under Secretary (Coordination/RTI) has sent those points to other CPIOs for reply. He is being directed to check whether request for information pertaining to Points 1,2 & 4 has been disposed of suitably.

3. The appeal is disposed as above insofar as Point 3 is concerned. .

4. Appeal, if any, can be filed against the decision of Appellate Authority with CIC within 30 days of receipt of this communication.

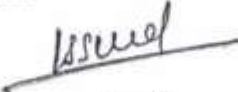
Yours faithfully,

o/c


(Alok Kumar)
Director
Tel: 23382386

Copy for information and necessary action to:-

- 1) CPIO & Under Secretary (Ad.II), MCA, New Delhi
- 2) CPIO & Under Secretary (Coordination/RTI), MCA, New Delhi


Sachin
28/2/14

(19)

S.No. 157(D)

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By Speed post

No. A-44011/3/2014-Ad.II
Government of India
Ministry of Corporate Affairs

5th Floor, 'A' Wing, Shastri Bhawan,
New Delhi-110001, dated 26.02.2014

To

✓ Shri/Ms. Bhakti Baban Debhade,
202, Shreepati Sadan,
Subhash Road, Navapada,
Dombivli (W),
Mumbai -421202

Subject: - Information under Right to Information Act, 2005.

Sir/Madam,

Please refer to this Ministry's Appellate Authority & Director letter dated 24.02.2014 whereby your appeal dated 22.01.2014 was disposed of insofar as Point 3 and CPIO(Ad.II) has been directed to send a copy of the reply again.

2. In this regard, a copy of reply dated 05.02.2014 is enclosed.

Encl.: As above

Yours faithfully,

Rakesh Kumar

(Rakesh Kumar)

Under Secretary to the Govt. of India & CPIO
Ph. 23383507

Copy for information to:

- ✓ 1. Appellate Authority & Director (Ad.II), MCA
- ✓ 2. Coordination/RTI Cell, MCA

o/e

Issued
Sachin
26/2/14

Ref: RTI/2013-14

~~RAI~~-193353283

Date: 2nd December, 2013

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To Central Public Information Officer
Ministry of Corporate Affairs,
K.No.534/ RNo.536, 5th Floor,
'A' WING, SHASTRI BHAWAN
RAJENDRA PRASAD ROAD, NEW DELHI - 110 001



Sub: Request under RTI Act 2005 for Information

From: Sugandhrao V. Polu

Communication Address: Omkar Rahivashi Sangh,
Lokmanyagar, Pada No.4,
Thane (W)- 400 606,
Contact No: +91 97024 30075
e-mail ID : sugandhrao91@gmail.com

I hereby request you to provide the certified copy of the following -

1. Number of favorable and unfavorable comments/feedbacks/suggestions received by MCA on Draft Rules (Fifth Phase) under Companies Act 2013 till 30th November 2013
2. Number of times nebfeedback.mca.gov.in website updated on 21st November 2013, name of person(s) issuing instructions for updating, copy of those instructions and copy of what was updated every time on website dated 21st November 2013 by MCA.
3. Copy of letters/documents/presentations/reports received to MCA on Draft Rules under new companies act related to Cost Audit and Cost Records from Institute of chartered Accountants of India.
- ✓ 4. Process of promotion in service process for MCA officials.

Place: Mumbai
Date: 2-12-2013

Polu
Signature of applicant

Encl: IPO No - 10F 662264



S.No. 91 (I)

Speed Post
RTI Matter

No. A-44011/3/2014-Ad.II
Government of India
Ministry of Corporate Affairs

5th Floor, 'A' Wing, Shastri Bhavan,
New Delhi, Dated : 5.2.2014

To

Sh. Sugandhrao V Pole,
Omkar Rahivashi Sangh,
Lokmanyagar, Pada No. 4,
Thane (w) - 400 606

Sub. : Information sought under RTI Act 2005

Sir,

Please refer to your application dated 02.12.2013 on the above mentioned subject received through nodal CPIO Coordination Section, Ministry of Corporate Affairs on 23.01.2014. Information pertaining to point no. 1 to 3 are not concerned with the CPIO, AD-II. So far as information pertaining to Point No. 4 of your RTI Application is concerned, it is stated that the information sought is not specific.

2. However, as inferred from point no. 4 of your application, it is mentioned that the promotions to various posts in MCA are made after following due process as per relevant Recruitment Rules in respect of respective posts. Recruitment Rules of various posts are available on the official website of Ministry of Corporate Affairs and can be accessed at www.mca.gov.in. In case, you require copy of the Recruitment Rules for any specific post, you may specify and the same will be made as and when request are received, as per provisions of RTI Act, 2005 and RTI Rules, 2012.

3. If, you are not satisfied with the reply you may appeal to the First Appellate Authority within 30 days of receipt of this letter at the following address:

Shri Alok Kumar,
Director,
R.N.528, Ministry of Corporate Affairs,
Shastri Bhawan New Delhi

Encl. : As above

Yours faithfully,

Rakesh Kumar
(RAKESH KUMAR)

Under Secretary to the Government of India & CPIO
Tel: 23383507

Copy to :

Monitoring Cell (RTI), MCA

o/c
Unmesh
Sachin
7/1/14