

I/64626/2021(1)

भारत सरकार

जल शक्ति मंत्रालय

जल संसाधन नदी विकास एवं गंगा संरक्षण विभाग

केंद्रीय जल आयोग

जल आयोजन एवं परियोजनासमन्वय निदेशालय



Government of India

Ministry of Jal Shakti

Deptt. of Water Resources, RD&GR

Central Water Commission

WP&P COORDINATION DIRECTORATE

RTI MATTER (SPEED/REG POST)

To,

Shri Avinandan Jana,

Dujipur, Radhakrishnapur,

Pingla West Bengal-721149

Email: avinandanjana@gmail.com

विषय: First Appeal under RTI Act-2005 of Shri Avinandan Jana, Dujipur, Radhakrishnapur, Pingla West Bengal-721140 email: avinandanjana@gmail.com vide appeal dt 02/07/2021 having Reg No. CWCND/A/T/21/00016, in reference to his RTI Application No CWCND/R/E/20/00129 dated 24/08/2020

Ref.: Under Secretary and Nodal Officer RTI, CWC, letter No A-49012/8/2021/RTI/247 dated 07-07-2021

Name of the Appellant : Shri Avinandan Jana,

Dujipur, Radhakrishnapur,

Pingla West Bengal-721140

Email: avinandanjana@gmail.com

Name of the CPIO : Shri Bhupinder Singh

Director (WP&P Co-ordination) and

CPIO WP&P Wing, CWC,

3rd Floor (S), Sewa Bhawan, R.K. Puram,

New Delhi- 110066.

Background :

- 1 This is with reference to the on-line First Appeal No. CWCND/A/T/21/00016 dated 02/07/2021 of Shri Avinandan Jana, Dujipur, Radhakrishnapur, Pingla West Bengal-721140 email: avinandanjana@gmail.com received on 07/07/2021 transferred to the office of First Appellate Authority, WP&P Wing, CWC, New Delhi, from Under Secretary & Nodal Officer, RTI, CWC, New Delhi on ground that **"Provided Incomplete, Misleading or False Information"**.
- 2 The RTI application having No CWCND/R/E/21/00129 dated 24/08/2020 was received in office of the Dir & CPIO, WP&P Coordination Directorate on transfer from Under Secretary and Nodal Officer, Right to Information, Central Water Commission, New Delhi, vide letter No A-49012/8/2021/RTI/189 dt 26/08/2020. Under Secretary and Nodal Officer, Right to Information also transferred this RTI application to Director (RMCD) & COPIO RM Wing and SE (Coord) & CPIO,

तृतीय तल (द0), सेवा भवन, रामकृष्ण पुरम

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दूरभाष : 011 29583225 , फैक्स : 011 29583209

ई मेल: wppcdte@nic.in

जल संरक्षण - सुरक्षित भविष्य



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Teesta Basin Organisation, CWC, Kolkata, Wesbengal under RTI Act 2005 of Central Water Commission.

- 3 While scrutinizing the correspondence made, it was found that the above RTI application was received in WP&P Coordination Dte. on 26/08/2020, was further forwarded to provide material for reply to Dir, Mon(C) Dte, Nodal Directorate of PMO vide CPIO letter No I-12011/99/2020-WPP Coordination/ I/27785/2020 dt 27/08/2020 The reply to the above said application was to be given by 22/09/2020 i.e. within 30 days from the date of receipt of the application.
- 4 "As per RTI Act, 2005, a citizen has a right to seek such information from a public authority which is held by the public authority or which is held under its control. It is important to note that only such information can be supplied under the Act which already exists and is held by the public authority or held under the control of the public authority. The Public Information Officer is not supposed to create information; or to interpret information; or to solve the problems raised by the applicants;"
- 5 CPIO of WP&P Wing of CWC vide this office letter No.I-12011/99/2020/WPP Coord/I/28012/2020 dated 31/08/2020 has informed the applicant that information sought by the applicant is not available in WP&P Wing of CWC and reply may be treated as nil as far as CPIO, WP&P wing of CWC is concerned.
- 6 The information sought by applicant in RTI dated 24.08.2020 regarding canal reform on 4 main canal (Antra to Jalchak) under Simlageria Irrigation Section, Paschim Mednipur, West Bengal is not available in WP&P wing of CWC. **Hence, the reply sent is neither Incomplete, Misleading nor False Information.**
- 7 In light of above, the RTI Application CWCND/R/E/20./00129 dated 24/08/2020 under RTI Act 2005 of Shri Avinandan Jana, Dujipur, Radhakrishnapur, Pingla West Bengal-721149 email: avinandanjana@gmail.com which was received in WP&P Coordination Dte on 26/08/2020 shall be considered as settled under the provisions of Right to Information Act, 2005 and no further action on the part of CPIO, WP&P Wing of CWC is required.
- 8 **Decision:** In view of the above, CPIO, WP&P Wing of CWC has acted in accordance to the provisions of RTI Act, 2005 and sent the reply at the earliest to the applicant.
- 9 In the light of the above, the First Appeal No. CWCND/A/T/21/00016 dated 02/07/2021 of Shri Avinandan Jana is hereby dismissed.

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भवदीय

मुख्य अभियंता (प 0 मू0 सं0) एवं प्रथम अपील अधिकारी
सातवाँ तल (द 0), सेवा भवन,
रामकृष्ण पुरम, नई दिल्ली-110066

Copy to:-

1. Director, WP&P (C), CWC and CPIO, CWC, Sewa Bhawan, R. K. Puram, New Delhi.
2. Under Secretary & Nodal Officer RTI, CWC, Sewa Bhawan, R. K. Puram, New Delhi with reference to his letter No A-49012/8/2020/RTI/247 dated 07-07-2021..