

**To: First Appeal Authority**

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

1. Full name of the Appellant: Sugandhrao Vaijanath Pole
2. Communication Address:  
Omkar Rahivashi Sangh,  
Lokmanyagar, Pada No.4,  
Thane (W)- 400 606.
- 3.
4. Particulars of the Public information officer: *CPIO – MCA, Govt.*
5. Date of receipt of the order appealed against: **No Reply Received.**
6. Last date for filing the appeal: 17/02/2014
7. **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 Kurla City Post (Mumbai 400 070) on 12/12/2013, **copy enclosed**. The statutory period – assuming 5 days for receipt through post – of 30 days ended on 17/01/2014. 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.

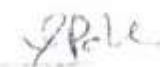
CPIO has thus rendered himself liable for penalty under the ACT and also to provide the information free of cost to the undersigned.

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

  
Signature of the appellant  
Sugandhrao Vaijanath Pole

✓  
S. No - 20 (P) (23) (88)

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

.....  
5<sup>th</sup> Floor, 'A' Wing, Shastri Bhawan,  
New Delhi-110001.  
Dated: 10.03.2014

To  
Shri Sugandhrao Vaijanath Pole,  
Omkar Rahivashi Sangh,  
Lokmanyāgar,  
Pada No.4,  
Thane (West)-400606.

Sub: Appeal under Right to Information Act, 2005.

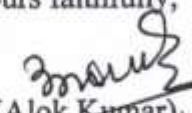
Sir,

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.4, 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 3 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 & 3 has been disposed of suitably.
3. The appeal is disposed as above insofar as Point 4 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,

OC

  
(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

Unud  
Sachin  
11/3/14

S - No. 24 (P)

(24)

(94)

By Speed post

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

.....  
5<sup>th</sup> Floor, 'A' Wing, Shastri Bhawan,  
New Delhi-110001, dated 18.03.2014

To

✓ Shri Sugandhrao Vaijanath Pole,  
Omkar Rahivashe Sangh,  
Lokmanyagar,  
Pada No.4,  
Thane (West)- 400606

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

Sir,

Please refer to this Ministry's Appellate Authority & Director letter dated 10.03.2014 whereby your appeal dated 22.01.2014 was disposed of insofar as Point 4 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

*ok*

Copy for information to:

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

*18/03/14*  
*19/3/14*



Ref: RTI/2013-14

(25)  
Date: 2<sup>nd</sup> December, 2013

(5)  
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: Ashish P Thatte

Communication Address: 504, Juniper, Everest World, Kolshet Road,  
Thane (West) 400 607

Contact No: +91 98209 73559  
e-mail ID: ashishpthatte@gmail.com

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

1. Copy of emails received to MCA on Draft Rules under new companies act related to Cost Audit and Cost Records from Institute of chartered Accountants of India.
2. Process of promotion in service process for MCA officials.
3. Copy of all Email conversations and attachments thereon received from Mr. S Santhanakrishnan Central Council Member of Institute of Chartered Accountants of India to Ms Renuka Kumar or her office since 6<sup>th</sup> November 2012 to 21<sup>st</sup> November 2013
4. Name of Government Nominee of Institute of Cost Accountants of India for the FY 1<sup>st</sup> April 1963 till 21<sup>st</sup> November 2013.

Place: Mumbai  
Date: 2-12-2013

A.P. Thatte  
Signature of applicant

Encl: IPO No -



✓ (26)  
S.No. 6 (D)

(61)  
**Speed Post**  
**RTI Matter**

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

5<sup>th</sup> Floor, 'A' Wing, Shastri Bhavan,  
New Delhi, Dated : 5.2.2014

To

✓ Sh. Ashish P Thatte,  
504, Juniper, Everest World,  
Kolshet Road, Thane (West) - 400 607

Sub. : Information sought under RTI Act 2005 and RTI Rule 2012

Sir,

Please refer to your application dated 02.12.2014 on the above mentioned subject received through nodal CPIO Coordination Section, Ministry of Corporate Affairs on 27.01.2014. Information pertaining to point no. 1,3 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](http://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/e*

*Chand*  
*Sachin*  
*7/2/14*

**First Appeal Authority**

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

1. Full name of the Appellant: CMA Ashish Prakash 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: 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 2/12/2013, received by CPIO through CPIO of Mulund City Post (Mumbai 400 081) on 09/12/2013, copy enclosed. The statutory period – assuming 5 days for receipt through post – of 30 days ended on 14/1/2014. 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



A-P Thatte  
Signature of the appellant  
CMA Ashish Prakash Thatte



S.N.W. 18(I) (28)  
F.NO.A-44011/3/2014-Ad.II  
Government of India  
Ministry of Corporate Affairs

86

5<sup>th</sup> Floor, 'A' Wing, Shastri Bhawan,  
New Delhi-110001.  
Dated: 10.03.2014

To

Shri CMA Ashish Prakash Thatte,  
504, Juniper,  
Everest World,  
Kolshet Road,  
Thane (West)-400607.

To amend

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.4, 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 3 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 & 3 has been disposed of suitably.
3. The appeal is disposed as above insofar as Point 4 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

Amend  
Ashish  
11/3/14

Relevant point:  
(2)

S.No - 226 A)

(29)

(91)

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

5<sup>th</sup> Floor, 'A' Wing, Shastri Bhawan,  
New Delhi-110001.

Dated: 12.03.2014

To ✓  
Shri CMA Ashish Prakash Thatte,  
504, Juniper,  
Everest World,  
Kolshet Road,  
Thane (West)-400607.

Sub: Appeal under Right to Information Act, 2005.

Sir,

Please refer to my letter of even number dated 10.03.2014 on the above subject, wherein it was mentioned that CPIO & Under Secretary (Ad.I) has sent you a reply on Point No.4. **There is a typographical error and it should be read as CPIO & Under Secretary (Ad.II) has sent you a reply on Point No.2.** Accordingly, CPIO & Under Secretary (Coordination/ RTI) is also being asked to check whether the request for information pertaining to Points 1, 3 & 4 has been disposed of suitably.

2. Inconvenience caused is regretted.

Yours faithfully,

  
(Alek 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

OK

Issued  
Ashish  
26/3/14



(2)

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: Shubhankar U Choudhari

Communication Address: Flat No. 26, Sai Prasad Apt.,  
Wadgaon, Pune 411 041.  
Contact No: +91 96735 73278  
e-mail ID : shubhankarchoudhari007@gmail.com

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

1. Number of Positions held by Shri Vinod Jain. Chartered Accountant on MCA committees/ task forces/informal committee during the period 1<sup>st</sup> April 2010 to 21<sup>st</sup> November 2013
2. Copy of Minutes of meetings attended by Shri Vinod Jain where new draft rules related to Cost Audit under 6<sup>th</sup> Phase were under discussion.
3. Process of promotion in service process for MCA officials
4. List of all member of Committees /task force /informal committees formed by MCA on draft rules on Cost Audit under new companies act /bill 2013.

Place: Mumbai  
Date: 23-12-2013

Signature of applicant

Encl: IPO No -



✓ (31)  
C.No. 11(P)

(65)  
Speed Post  
RTI Matter

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

5<sup>th</sup> Floor, 'A' Wing, Shastri Bhavan,  
New Delhi, Dated : 5.2.2014

To

✓ Sh. Shubhankar U. Choudhari,  
Plot No. 26, Sai Prasad Apt.  
Wadgaon, Pune - 411 041

Sub. : Information sought under RTI Act 2005 1 1 1 2

Sir,

Please refer to your application dated 23.12.2013 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, 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](http://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

07  
*Unuol*  
*Sachin*  
7/2/14