

MOST URGENT/RTI MATTER
OUT TODAY

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
(LABOUR DEPARTMENT)
5- SHAM NATH MARG, DELHI-54.

No.F.1/31/516/LC/Estt/08/ PtF. | 3250

Dated: 19/12/10

CIRCULAR

Please find enclosed herewith a copy of instructions regarding "Preventive and punitive action against people who hinder the smooth functioning of RTI Act, 2005" received from Administrative Reforms Department vide their letter No. F.13/1/09-AR/10164-10323/C dated 06/10/2010 for information and necessary action at your end.


(BIJANDRA SINGH)
SPIO(HQ)

Encl: As above.

No.F.1/31/516/LC/Estt/08/PtF. | 3250

Dated: 19/12/10

Copy to:

1. PS to Labour Commissioner, 5, Sham Nath Marg, Delhi-54, for information.
2. PA to Special Commissioner (Labour), 5, Sham Nath Marg, Delhi-54, for information.
3. DLC (HQ-I) & DLC (HQ-II), 5, Sham Nath Marg, Delhi-54, for information.
4. All DLCs/Branch Incharges of Labour Deptt, GNCT of Delhi.
5. All SPIOs/ASPIOs of Labour Deptt, GNCT of Dlehi.
6. ✓ Asstt. Programmer of Planning Branch, Labour Deptt, 5, Sham Nath Marg, Delhi-54, for information – with the request to upload the above circular on the website of the Labour Department.
7. Guard File.


(BIJANDRA SINGH)
SPIO(HQ)

102/c

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
ADMINISTRATIVE REFORMS DEPARTMENT
7TH LEVEL, C-WING, DELHI SECRETARIAT, NEW DELHI - 2.

<http://ar.delhigovt.nic.in>

No.F.13/1/09-AR/ 10164-10323/C

Dated: 6.10.2010

413/co
8/10/10

To

All Principal Secretaries / Secretaries / HODs of GNCTD,

All Heads of Local Bodies / Autonomous Bodies / Undertakings / PSUs / Local Bodies under Govt. of Delhi.

Sub: Preventive and punitive action against people who hinder the smooth functioning of RTI Act, 2005.

Sir / Madam,

Office of the Secretary (Labour)
Diary No. 1489
Dated: 08-10-10

The Hon'ble Minister of State (Independent Charge) for Science & Technology and Earth Sciences; Minister of State in the Prime Minister's Office; Personnel, Public Grievances and Pensions and Parliamentary Affairs, Government of India in his D.O letter dated 25th August, 2010 addressed to the Chief Minister, Delhi has highlighted the significant impact of RTI Act, 2005 which was enacted with the objective of improving transparency in the working of the Government and accountability of public servants. He has observed that in a short span of five years, this act is slowly but surely changing the way Governments function right up to the field level. Many cases of corruption and mal-administration have also been exposed.

However, he is disturbed about the media reports regarding victimization of people who use RTI and PILs based on such information to expose corruption and mal-administration. He has further referred to media reports that during the last year, 8 activists have been allegedly murdered and reports that information seekers are often threatened or physically intimidated. Civil Society Organizations have also highlighted this issue. Although correct facts in all these cases would emerge only after proper investigations are made, if true this is a serious matter and cannot be allowed to continue, as it will negate the very purpose for which the Act was legislated.

For Strict Compliance

While the fact remains that the success of RTI Act is due to the combined efforts of Central and State Governments, it was urged that all steps to ensure an atmosphere should be created, where citizens can exercise their right freely and without fear. It is also felt that the State Governments have a crucial role to play in creating such an environment. The Hon'ble Minister has also stated that there are enough provisions in CrPC and IPC to enable the law enforcement machinery to take strict preventive and punitive action against such people who hinder the smooth functioning of the Act and has urged the State Governments to sensitize District Authorities in this regard and also to issue detailed instructions.

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In this regard, all Head of the Departments are requested to ensure that the citizens can exercise their right to information without fear. Any instances of hindering the smooth functioning of the act should be dealt with firmly and action taken against the offenders.

L.F.

PID

1033/AR/Co-ord.

12/10/10

Circulate to all DLCS and Procs

No.F.13/1/09-AR/ 10164-10323/C

Yours faithfully,

Arvind Ray

(ARVIND RAY)
PRINCIPAL SECRETARY (AR)

Tel: 23392240

Dated: 6.10.2010

Copy for information to:-

1. Principal Secretary to Lt. Governor, Delhi.
2. Principal Secretary to Chief Minister, Delhi.
3. Secretaries to all Ministers, Govt. of Delhi.
4. OSD to Chief Secretary, Delhi.

Arvind Ray

(ARVIND RAY)
PRINCIPAL SECRETARY (AR)

Sh. Anand