

**LEGAL\_AWARENESS FROM 2020 IN AUGUST 2022 43 EMAIL DATED 19 03 2022 TO PIO CUM UNDER DEPUTY SECRETARY TO GOVERNMENT OF ODISHA HOME DEPT**

**To**

**M K Swain DEPUTY SECRETARY GOVERNMENT OF ODISHA DEPUTY HOME DEPT**

**Niranjan Behera UNDER SECRETARY GOVERNMENT OF ODISHA DEPUTY HOME DEPT**

**PIO CUM UNDER/DEPUTY SECRETARY TO GOVERNMENT OF ODISHA DEPUTY HOME DEPT**  
[homsec.od@nic.in](mailto:homsec.od@nic.in)

**COPY TO**

**HON'BLE CHIEF JUSTICE OF INDIA**

**CHIEF MINISTER OFFICE ODISHA**

**CABINET SECRETARY NEW DELHI [cabinet@nic.in](mailto:cabinet@nic.in)**

**CHIEF SECRETARY OFFICE ODISHA [csori@nic.in](mailto:csori@nic.in)**

**SECRETARY DOPT NEW DELHI [diradmin@nic.in](mailto:diradmin@nic.in)**

**CHAIRMAN UPSC**

**SECRETARY MINISTRY OF LAW AND JUSTICE NEW DELHI [mljoffice@gov.in](mailto:mljoffice@gov.in)**

**SECRETARY MINISTRY OF HOME AFFAIRS NEW DELHI [jscpg-mha@nic.in](mailto:jscpg-mha@nic.in)**

**Sir**

**REFERENCE-YOUR LETTER NO. 8767/C P AND M DATED 16 03 2022 RECEIVED ON 19 03 2022**

**Please refer to your above-mentioned letter regarding my RTI application dated 17 02 2022 addressed to Home Secretary Odisha related to details of favour taken by the Home Secretaries and DGPs of Odisha along with their family members from the Ministers of Government of Odisha in any form like land, flat, plot in CDA, BDA, STATE HOUSING SOCIETIES ETC from 1985 to 2022 and list of DGPs and Home Secretaries and posts allotted after retirement to them from 1985 to 2022 and list of Chief Electoral Officers belonging to Home (Election) from 1985 to 2022 and posts allotted to them after retirement.**

**It is pertinent to mention that it is strange to see that the information is not available with you and it only took 6 days of time to go through about 37 years of record for 3 RTI applications to find out the details and you did not think it proper to transfer it to relevant department.**

**It is very unfortunate that Home dept has no idea about the information sought about their Home Secretaries and DGPs and it can be imagined what type of governance and digitalization is existing in state of Odisha.**

**It is obvious that the content sought must be in RECORD as they have taken (if) officially and documentation must have been done and you cannot get away by saying “NOT AVAILABLE”.**

**You should clarify why it is not available as govt property is allotted (if) and the reason why the Home Secretaries and DGPs have not declared during their selection to the selecting authorities that whether they have taken any favour from Ministers of Government of Odisha in any form during their tenure(if).**

**You provide a copy of SOP of selecting Home Secretaries and DGPs, criteria, guidelines (if) followed or else mention there is no such SOP only discretionary and loyalty counts.**

**You are suggested to give a reply to my complaint as mentioned in this letter.**

**It is very unfortunate to see such type of ridiculous answer in your above-mentioned letter that in 37 years only 1 IPS is appointed as Chairman of STF of Narcotics Drugs but you have not replied the relevant questions sought in the three RTI applications.**

**Shri Niranjana Behera UNDER SECRETARY GOVERNMENT OF ODISHA DEPUTY HOME DEPT through his letter no 9/CON dated 08 03 2022 also replies that he has no information available with his about the three RTI applications without transferring it to the relevant dept.**

**It shows the authorities have no idea or don't have any record of the information sought under RTI and casually and carelessly they keep on transferring the application to irrelevant depts. and the said irrelevant dept get away by saying “NOT AVAILABLE”.**

**After 30 days of wastage of time an applicant gets the news “NOT AVAILABLE”.**

**It is very shameful to see such type of governance where transparency does not exist and as politically affiliated persons take decisions in the commissions and as ex-chief secretaries are appointed in the commissions; the cadre officers like under/deputy secretaries are not afraid of the commission and do not comply the guidelines of the RTI Act.**

**Time has come for re-shuffling of the commission by Hon'ble Supreme Court of India to tighten the loopholes existing in the selection process and fixing of cooling time which has become very much important due to inaction and non-performance along with chances of quid pro quo and apprehension of miscarriage of justice.**

**My petition in this matter is pending with Hon'ble Supreme Court of India.**

**Yours faithfully**

**Jayanti Das**