



ORDER

Sub: - 1st Appeal filed by Sh. Vivek Sharma under Right to Information Act, 2005- reg.

1. Sh. Vivek Sharma had filed an RTI Application No. IITJK/R/E/22/00038 dated 28/08/2022 under RTI Act, 2005 seeking information on various points. Sh. Vivek Sharma, has now filed the 1st RTI Appeal vide No. IITJK/A/E/22/00013 dated 12/09/2022.
2. A thorough review of the RTI in light of the appeal and as per the records available and based thereon, the requested information is as follows.

S.No	Questions	Reply
3.	Further to replying point 2, provide certified copies of document/s, basis on which, sending of vigilance-Charge-sheets on personal email, as in point (2) hereinabove, can be treated as valid delivery of Charge-Sheet, instead of after following processes, stipulated in respective Service-Rules/Regulations etc applicable to officers, posted under IIT-JAMMU (vide which they are governed), Vigilance-Manual & CVC-Manuals, circulated on periodical intervals, by Central-Vigilance-Commission, related to delivery of Charge-sheets.	NA. Refer to reply of Para 1.
4.	Provide information in yes or no, enclosing document/s, if provisions of section 2 (J) 1 of RTI-Act-2005 are being complied with, by IIT-JAMMU, in true letter & spirit.	Yes, Details available on IIT Jammu website www.iitjammu.ac.in/RTI
5.	Certified copies of document/s, If reply of point 4 is yes, Mentioning step-by-step process be followed by applicant, keen to inspect documents, available under any Office/s of IIT-JAMMU.	Yes, Details available on IIT Jammu website www.iitjammu.ac.in/RTI Physical verification applicable as per RTI act.
6.	Provide information in yes or no, enclosing document/s, if provisions of section 74&76 of Indian-Evidences-Act-1872 are being complied with, by IIT-JAMMU, in true letter & spirit.	The current procedure available under section 2(j) of RTI act may be read in conjunction with Section 74 & 76 of Evidence Act for applicability and fundamental principles of procedure for inspection. For which the details have already been provided in reply to Para 4&5 above. No separate rule position specific to Section 74 & 76 of Indian Evidence act is available in this office
7.	Certified copies of documents, If reply of point 6 is yes, mentioning circumstances when applicant can inspect documents, available at any office under IIT-JAMMU, for obtaining certified copies & step-by-step process, be followed by applicant, for the same, as per section 74&76 of Indian-Evidences-Act1872.	Please refer to reply no 4 and 6.
8.	Provide document/s mentioning circumstances (if there is any), when any Senior Official, posted under IIT-JAMMU, can issue order to his/her junior Officer, not to report for duty & not to enter in office premises.	No such incidents occurred in IIT Jammu. In relation to the procedure for such occurrence, details are available on website " https://iitjammu.ac.in/homepage/IIT%20ACT/First%20Statutes-913-977%20-%20IIT%20JAMMU.pdf "
9.	Certified copy of document/s, containing provisions & step-by- step process of appointing CBI Investigations against Officials, posted under IIT-JAMMU, in case of their indulging in corruption, human rights violations and other criminal offences.	No such incidents occurred in IIT Jammu. In relation to the procedure for such occurrence, details are available on website " https://iitjammu.ac.in/homepage/IIT%20ACT/First%20Statutes-913-977%20-%20IIT%20JAMMU.pdf "

भारतीय प्रौद्योगिकी संस्थान जम्मू

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3. The appeal filed by Sh. Vivek Sharma is disposed of herewith.
4. Second, Appeal against this order, if any, may be preferred, within 90 days with Central Information Commission, Room No. 213, Baba Gang Nath Marg Munirka, New Delhi - 110067.



Yours sincerely,

(Dr. Arvind Kumar Rajput)

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Dr. Arvind Kumar Rajput
First Appellate Authority (RTI)
Indian Institute of Technology Jammu

Copy to :

1. CPIO/PIO, Indian Institute of Technology Jammu
2. In-charge webmaster with the remarks to upload the same on Institute website.