

GOVT. OF NCT OF DELHI
OFFICE OF THE MEDICAL SUPERINTENDENT
RAO TULA RAM MEMORIAL HOSPITAL
JAFFARPUR, NEW DELHI-110073

F.No.RTRMH-I/6/RTI Appeal No.14/2013-14/6290-91

Dated: 5/4/14

ORDER

The appeal filed by Shri Harinder Kumar, Advocate, under Section 19 of the RTI Act, 2005 regarding his RTI Application (ID No.100) had been fixed earlier for hearing on 13/03/2014 but due to exigency it was re-fixed for 22/03/2014(Saturday) at 10:30 AM as per convenient of appellant. But the applicant showed his inability to attend the hearing on the said time. Therefore the hearing was again re-fixed for 26/3/2014, due to exigency, the same was again re-fixed for 28/3/2014 at 2:30 P.M. after telephonically confirmation from the appellant. Accordingly the appeal was heard on 28/03/2014 at 2:30 PM in presence of the PIO, the APIO and the Appellant.

2. The undersigned asked the PIO to clarify the time taken in disposal of the RTI as the appellant alleged in his appeal that reply was not given within statutory period of 30 days. The PIO clarified that there was no delay on her part in giving the reply within the stipulated time of 30 days. The RTI was received in office of PIO on 09/01/2014 and replied on 06/02/2014. The PIO further stated that all information given to him were factual and correct.

3. The PIO further sought permission of the FAA to comment on the points raised by the appellant in his appeal. The permission was granted to the PIO. The response of the PIO is recorded as under :

i) Reg. Reply to Question No. 1: The appellant had asked about the administrative reasons for change of Incharge Mortuary. Apparently, the information sought by the appellant does not fall in the ambit of Section 2 (f) of RTI Act, 2005.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

ii) Reply to Question No. 2 : The appellant had asked about the number of orders passed and signed by the First Appellate Authority in First Appeal under RTI Act. It is pertinent to mention that the appellant had not specified the period for which the information sought. However the appellant was informed that there were 16 orders passed and signed by the FAA during the year 2013.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

iii) Reply to Question No. 3 : The PIO stated that norms of standard practice of Forensic Medicine are available in standard text books of forensic medicine so the appellant can refer them.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

iv) Reply to Question No. 4 : The appellant was informed that the norms of standard practice of Forensic Medicines were followed in the case of late Smt. Uttami Devi W/o Shri Bijli.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

v) Reply to Question No. 5 : PIO stated that no board was constituted by Dr. Vijay Rai, MS prior to autopsy of late Smt. Uttami Devi.
Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

vi) Reply to Question No. 6 : PIO stated that hospital does not keep information in the format sought.

Decision of FAA: The PIO is directed to collect the information from the concerned doctor / department, if available and provide the same to the appellant within one week from issue of this order.

vii) Reply to Question No. 7 : PIO denied the allegation of the appellant that the information given to him was wrong. Besides the appellant had not given valid reason in making such an accusation. She clarified that the board was constituted by the MS as the Head of Institution using the expertise available in the department using the resources available to find out the cause of death as it was necessary to mention in the death certificate as per Birth and Death Registration Act.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

viii) Reply to Question No. 8 & 9 : PIO stated that information sought is not covered under Section 2 (f) of RTI Act, 2005. Moreover, the appellant had sought information on hypothetical situation which does not fall under the ambit of RTI Act.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

ix) Reply to Question No. 10 & 11 : PIO stated that Dr. T. K. Prasad was member of a 3 member board that conducted the autopsy of late Smt. Uttami Devi on the request of HOD (O&G) who felt the need to find out the cause of death. The appellant seems to have misinterpreted the information given to him.

Decision of FAA: The contention of PIO was found reasonable and also agreed by the appellant.

Accordingly, the appeal was disposed off.

In case, the appellant is not satisfied with decision, he may file a Second Appeal under RTI Act, 2005 within 90 days from the issue of this order before the Information Commissioner, Central Information Commissioner, Room No.326, IInd Floor, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066.

-sd-

(Dr. Ashok Kumar)
**First Appellate Authority/
Medical Supdt., RTRM Hospital**

F.No.RTRMH-I/6/RTI Appeal No.14/2013-14/6290-91 Dated: 5/4/14

Copy to :

1. Shri Harinder Kumar, Advocate, R/o 1843, Udai Chand Marg, Kotla Mubarak Pur, New Delhi-110003
2. PIO, RTRM Hospital.
3. PA to FAA/MS, RTRM Hospital.

-sd-

(Dr. Ashok Kumar)
**First Appellate Authority/
Medical Supdt., RTRM Hospital**

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RTI MATTER
MOST IMMEDIATE

GOVT. OF NCT OF DELHI
OFFICE OF THE MEDICAL SUPERINTENDENT
RAO TULA RAM MEMORIAL HOSPITAL
JAFFARPUR, NEW DELHI-110073

F.No.RTRMH-I/6/RTI Appeal No.14/2013-14/6431

Dated: 11/4/14

To

Shri Harinder Kumar (Advocate),
1843, Udai Chand Marg,
Kotla Mubarakpur, New Delhi-110003.

Subject : RTI Appeal case of Shri Harinder Kumar, Advocate.

In compliance to First Appellate Authority's order No. F. No. RTRMH-I/6/RTI Appeal No.14/2013-14/6290-91 dated 5/4/2014 the reply to question No.6 of RTI ID No.100 dated 09/01/2014 is given below :

Reply to Question No. 6 : Only one case of Non-MLC Postmortem had been conducted till date in this hospital in 2013 as per records. No case of Non MLC Postmortem had been conducted by Jr. Specialist (Forensic Medicine) Dr. Pravindra Singh till date as per records.

Only one case of Non MLC Postmortem was conducted by the board of Doctors i.e. Dr. T. K. Prasad, Dr. Manish Salhotra and Dr. Vivek Ranjan in 2013.

Yours faithfully

-sd-
(Dr. Sangeeta Basu)
Public Information Officer