



विदेश मंत्रालय, नई दिल्ली
MINISTRY OF EXTERNAL AFFAIRS
NEW DELHI

No. RTI/551/1509/2014

Dated: 10/11/2014

To,

Shri Pankaj Kumar
Village Bhangel,
C/o Kannu Tyagi,
Bhangel, Noida,
Uttar Pradesh-201304.


Sir,

Please refer to your RTI application dated 06/11/2014, received on 07/11/2014 seeking information under the RTI Act, 2005.

3. Please note that the information sought in your RTI application is “why our army is not giving priority to resolve border demarcation issues with neighbouring countries and why the Indo-Bangladesh border is not properly fenced”. Kindly note that the term “information” as defined in the RTI Act, 2005 does not include answers to the questions like ‘Why’. The High Court of Bombay at Goa in its judgement in the case of Dr Celsa Pinto vs Goa State Information Commission, dated 3rd April 2008, have observed that “the definition of information cannot include within its fold answers to the question “why” which would be same thing as asking the reason for justification for a particular thing. The Public information authorities cannot expect to communicate to the citizen the reason why a certain thing was done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information.”. Hence, the information as sought by you does not fall in the ambit of the RTI Act 2005.

3. If you are aggrieved with this response, you may file an appeal with Shri Rajesh Vaishnav, Director & Appellate Authority, Room No. 4095, A-Wing, Jawaharlal Nehru Bhavan, 23-D, Janpath, New Delhi-110011 (Tel: 011-49015363, Fax: 011-49015364) within 30 days of receipt of this letter.

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1/11/14
11/11/14


(Meera Sisodia)
Under Secretary (RTI)
Tel: 49015226
Fax: 49015227

RTI REQUEST DETAILS	
Registration No. : MOEAF/R/2014/61126	Date of Receipt : 06/11/2014
Type of Receipt : Online Receipt	Language of Request : English 1509/14
Name : Pankaj Kumar	Gender : Male
Address : Village Bhangel C/O Kannu Tyagi Bhangel Noida, Uttar Pradesh, Pin:201304	
State : Uttar Pradesh	Country : India
Phone No. : +91-8860960809	Mobile No. : +91-8860960809
Email : pankajthekush@gmail.com	
Status(Rural/Urban) : Urban	Education Status : Graduate
Is Requester Below Poverty Line ? : No	Citizenship Status : Indian
Amount Paid : 10	Mode of Payment : Payment Gateway
Mode(s) of information Supply : Hard Copy	Request Pertains to : Yet to be assign to CPIO
Information Sought :	There is occurring a lot of problems like illegal migrations, smuggling of livestock, narcotics etc. Why is our army is not giving priorities to resolve border demarcation issues with neighbor countries
	Why is the Indo-Bangladesh border is not properly fenced

- Not covered under RTI Act.
 - No response in info why is available.
 Pl. reply accordingly.

7/11

MSB
 7/11