

राष्ट्रीय प्रत्यायन बोर्ड

चौथा तल, ईस्ट टावर, एन. बी. सी. प्लेस, भीष्म पितामह मार्ग, प्रगति विहार, लोधी रोड, नई दिल्ली -110003

NATIONAL BOARD OF ACCREDITATION

4th Floor, East Tower, NBCC Place, Bhisham Pitamah Marg, Pragati Vihar, Lodhi Road, New Delhi 110003



F.No. NBA/RTI/2022/006/3201

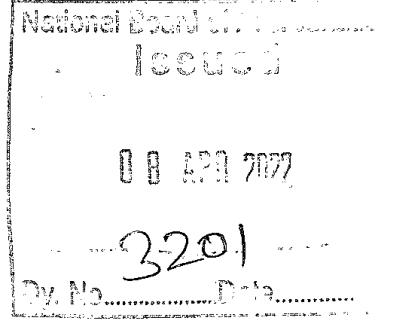
Dated: 08/04/2022

To

Shri Mainak Ghosh
188 Nandan Kanan, Rahara,
Kolkata-700118

Sub: Information under RTI Act-2005.

Sir,



Please refer to your RTI application dated 22nd March, 2022 received in NBA on 25/03/2022.

The information as requested by you is as under:

Sl. No.	Information sought	Reply
1.	Copy of the SAR as provided by Maulana Abul Kalam Azad University of Technology, West Bengal for accreditation of its Information Technology (IT) courses in last 1 year.	1 to 3. A visit has been conducted by an Expert Team from 11 th to 13 th March, 2022, to Maulana Abul Kalam Azad University of Technology, West Bengal for accreditation of three programs including Information Technology. As the accreditation process is not yet complete, the information sought can be provided only after a decision is available and conveyed to the University. Please name the specific communication(s)/report(s) whose copy is being sought by the applicant against point 2.
2.	Copy of all to and fro communications (including applications, reports etc.) between Maulana Abul Kalam Azad University of Technology, West Bengal and NBA regarding the accreditation of IT courses, in last 1 year.	
3.	Copy of accreditation letter, if issued to, regarding their IT courses.	

In case you are not satisfied with the information, you may prefer an appeal to the Appellate Authority (Dr. A.K. Nassa, Member Secretary, NBA, 4th Floor, NBCC Place, East Tower, Bhisham Pitamah Marg, Pragati Vihar, New Delhi-110 003) within 30 days of receipt of the reply.

o/c

Yours faithfully,

(Jagdish Arora)

Central Public Information Officer

To
Dr. Jagdish Arora, Advisor,
The Public Information Officer,
National Board of Accreditation,
4th Floor, East Tower, NBCC Place, Bhisham Pitamah Marg,
Pragati Vihar,
New Delhi 110003

Date: 22.03.2022

Sub: Application u/s 6(1) of the RTI act, 2005

Dear sir,

This is to request you to kindly provide the following information,

1. Copy of the SAR as provided by Maulana Abul Kalam Azad University of Technology, West Bengal for accreditation of its Information Technology (IT) courses in last 1 year.
2. Copy of all to and fro communications (including applications, reports etc) between Maulana Abul Kalam Azad University of Technology, West Bengal and NBA regarding the accreditation of IT courses, in last 1 year.
3. Copy of accreditation letter, if issued to, regarding their IT courses.

This is to request you to kindly assist u/s 5(3) of the RTI act.

I am attaching an IPO of Rs. 10/- as the RTI application fee and additional Rs. 40/- (4 x Rs.10/- IPO) towards the cost of document. I am ready to pay further.

Thanking you,

Mainak Ghosh

(Mainak Ghosh)

188 Nandan Kanan, Rahara, Kolkata 700118

mainak.ghoshier@gmail.com

8240897351

✓ Mr. J. Arora

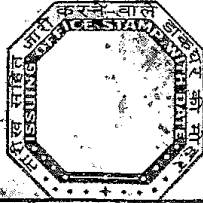
Enclosed:

1. IPO No. 08F 333857 of Rs. 10/- (RTI fee)
2. IPO No. 08F 333858 of Rs. 10/- (cost of documents)
3. IPO No. 08F 333859 of Rs. 10/- (cost of documents)
4. IPO No. 08F 333860 of Rs. 10/- (cost of documents)
5. IPO No. 08F 333802 of Rs. 10/- (cost of documents)



महँका मन ठाँका हँस इधिया कडु योळोळी १९७१/७२ पणुतु त्रुप दहोरुपये ७९ ७९९। रस वुपटे दश रुप्यकाणि

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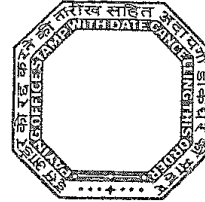
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प्रेषक अपना नाम और पता यहाँ लिख दे।
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Mamuk Ghosh

पोस्ट मास्टर POSTMASTER

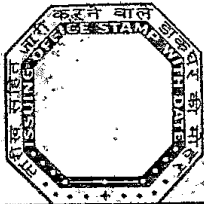
के डाकघर में अदा करें।

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महँका मन ठाँका हँस इधिया कडु योळोळी १९७१/७२ पणुतु त्रुप दहोरुपये ७९ ७९९। रस वुपटे दश रुप्यकाणि

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Mamuk Ghosh

पोस्ट मास्टर POSTMASTER

के डाकघर में अदा करें।

इस लाइन के नीचे मत लिखिए DO NOT WRITE BELOW THIS LINE

08F 333802

08F 333859

To,
Dr. A. K. Nassa, (FAA)
Member Secretary, NBA,
4th Floor, NBCC Place, East Tower, Bhisham Pitamah Marg,
Pragati Vihar, New Delhi – 110003

Date:18/4/2022

Sub: 1st Appeal against the reply of the CPIO (F. No. NBA/RTI/2022/006/3201 dt. 08/04/2022, received by the applicant on 16.4.2022)

Sir,

I had submitted one RTI application dated 22nd March 2022, received in NBA on 25/03/2022. I had sought for information related to three points.

I have received one reply of the CPIO, mentioned supra, and denying the information sought. In this regard, being dissatisfied, I would like to submit the first appeal to you with the following,

1. The information that I have requested doesn't come under the exempted category where disclosure is barred in the RTI act.
2. The CPIO has not cited any sub-section of sec. 8 & sec. 9 of the RTI act in his reply for denying the information.
 - Central Information Commission in Mr. Harpreet singh vs CPIO & Chief Manager – HR(M) ITI Limited, File No. CIC/BS/A/2013/000681/4968, dated 24 April 2014, held that, *“Access to information, under Section 3 of the Act, is the rule and exemptions the exception. The information can be denied only if it is exempt as per the provisions of Section 8 or Section 9 of the RTI Act. Further, while denying information the authority withholding the information must show satisfactory reason and such reason should be germane and based on some material. Sans this consideration the information cannot be denied.”*
 - Also in Appeal: No. CIC/OK/A/2006/0016, Dated, the 7th July, 2006, CIC held, *“Through this Order the Commission now wants to send the message loud and clear that quoting provisions of Section 8 of the RTI Act ad libitum to deny the information requested for, by CPIOs/Appellate Authorities without giving any justification or grounds as to how these provisions are applicable is simply unacceptable and clearly amounts to malafide denial of legitimate information attracting penalties under section 20(1) of the Act.”*
3. From the perusal of the CPIO's reply, it is understood that the Expert Team of the NBA has already visited the university during 11-13th March 2022.
4. The SAR (point no. 1) is normally uploaded by the respective institutes in their websites. However, I have failed to find out one in Maulana Abul Kalam Azad University of Technology's website, hence the RTI application.



— Contd. —

Mainak Ghosh

5. It is not clear how providing the information that was sought in point 1 and 2 come under any exemption sections of the RTI act.
6. Also the RTI act has overriding effect according to sec. 22 of the act.

Thus, I would like to request you to instruct the CPIO to provide point wise information to my queries. Also, regarding CPIO's comment on point 2 of the application, I would like to request to provide the attested copy of,

Any communication between the NBA and the university regarding the faculty (teacher) details of the IT department of the said university,

And

Any form/ report/ annexure or equivalent that is available with NBA which were sent / uploaded to the portal by the university containing the details of their faculty/ teachers of IT department.

Anticipating kind cooperation from you're your end u/s 5(3) of the RTI act. Considering the volume of information, I had already paid additional charges through IPOs towards the cost of documents along with the RTI application.

Thanking you,

Mainak Ghosh

(Mainak Ghosh)

188 Nandan Kanan, Rahara, Kolkata 700118
8240897351

Encl: reply of the CPIO

राष्ट्रीय प्रत्यायन बोर्ड

बी० एम०, ईस्ट टावर, एन बी सी प्लेस, भिषम पितामह मार्ग, प्रगति विहार, लोधी रोड, नई दिल्ली - 110003

NATIONAL BOARD OF ACCREDITATION

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F.No. NBA/RTI/2022/006/3201

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Yours faithfully,

(Jagdish Arora)

Central Public Information Officer

Tel: +91 11 2436 0620-22, 2436 0654; Telefax: +91 11 4308 4903

Website: <http://www.nbaiind.org> | Email: memberssecretary@nbaiind.org