

OFFICE OF THE FIRST APPELLATE AUTHORITY
 FILM AND TELEVISION INSTITUTE OF INDIA
 LAW COLLEGE ROAD, PUNE – 411 004
 Tel. 25433360 (O)

No.FTII/Reg/RTI/9/2019

Date : 04.11.2019

IN THE MATTER OF : I.D. NO.37

Shri Sanjay J. Chandekar

Appellant

V/s

PIO/Administrative Officer
 FTII, Pune

Respondent

O R D E R

| | |
|-------------------------|---------------|
| Date of RTI Application | -- 05.07.2019 |
| Date of RTI Reply | - 22.08.2019 |
| Date of RTI Appeal | - 20.09.2019 |
| Date of Hearing | - 04.11.2019 |

This order shall dispose of the appeal filed by Shri Sanjay Chandekar in respect of I.D. No.37.

1. Shri Sanjay Chandekar, Appellant was present on 04.11.2019
2. Present Shri N.D. Mapari, representative of PIO/ Administrative Officer
3. The appellant vide his RTI application dated 05.07.2019 had sought information on the following:

| Sr. No. | Information asked for by the Appellant | Reply/information given by PIO | Contentions of the Appellant before the First Appellate Authority | Order of First Appellate Authority |
|---------|---|--------------------------------|---|---|
| 1 | A report of the inquiry committee (dated 02.12.2013) submitted to the office as I did not received any copy of the said report (neither from the committee nor from the administration of FTII) despite of demanding it two-three times & a follow-up | Not Available | The reply is not satisfactory. When this report is available with the IC committee which was shown to me from a distance, I really wonder how the reply | It is reported and confirmed by the representative of PIO, during proceedings in the matter before the First Appellate Authority that the required information was not available. PIO is however directed to facilitate the |

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|---------|---|---------------------------------|---|--|
| | | | <p>could be like the given one. The report may please be searched out & may please be furnished. According to my observation & experienced things, the same report is available with ICC.</p> | <p>relevant records, so as to satisfy the appellant.</p> |
| 2. | <p>A copy of allegations made by Ms Kanchan Chavan (dated 05.11.2012) & by Ms. Smita Khoje (dated 18.10.2013) which were not given to me before during or after inquiry</p> | <p>Copy enclosed (4 pages)</p> | <p>I only got the copy of allegations made by Kanchan Chavan.</p> <p>I have not got the copy of the same by Ms. Smita Khoje (dated 18.10.2013)</p> | <p>PIO is directed to provide all the information, including the allegations by Ms. Smita Khoje, if available (in respect of the Appellant), as asked by the Appellant within 10 days without fees.</p> <p>During hearing, it was confirmed that information on this point is related to the Appellant in other enquiry.</p> |

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|---------|---|--------------------------------|---|--|
| 3. | A copy of the office letter sent to the inquiry committee or any of the inquiry committee member in 2013 regarding proceeding for the inquiry about me at that time. | Not Available | The reply is not satisfactory. From such type of reply it is revealed that there is no maintenance of proper record or any entries kept for the future record. It is requested to do all the needful to furnish a copy please. | PIO is directed to provide all the information, if available, asked by the Appellant within 10 days without fees. |
| 4. | A copy of the office letter, if any, of the inquiry to be conducted by the committee on me in 2013 which was conducted on 15.11.2013. As I did not receive any such copy and all of a sudden an inquiry was started without giving any notice as such to me | Not Available | The reply is not satisfactory. From such type of reply, it is revealed that there is no maintenance of proper record or any entries kept for the future record. It is requested to do all the needful to furnish a copy please. | PIO is directed to provide all the information, if available, asked by the Appellant within 10 days without fees. As regards to contention of Appellant regarding non-maintenance of records – It does not cover under RTI Act 2005 and need not to be complied with. |

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|---------|---|--------------------------------|---|---|
| 5. | Till what period Ms. Sonal Inamdar was working at Radio FTII ? | 23.06.2015 to 25.06.2018 | The reply seems to be inappropriate & not satisfactory. Accurate information may please be provided with break periods | During the hearing, it was confirmed that Ms. Sonal Inamdar is one of the complainant in the Appellant's inquiry matter. PIO is directed to collect the information regarding the period of working in respect of Ms. Sonal Inamdar from I/C Radio FTII and the same may be provided to the Appellant within 10 days. |
| 6. | What were the break period at Radio FTII when Ms. Sonal Inamdar was not working ? | Not Applicable | Kindly furnish the information as the reply given is not satisfactory. Accurate & precise information may please be provided. | During the hearing, it was confirmed that Ms. Sonal Inamdar is one of the complainant in the Appellant's inquiry matter. PIO is directed to collect the information regarding the break period in respect of Ms. Sonal Inamdar from I/C Radio FTII and the same may be |

| Sr. No. | Information asked for by the Appellant | Reply/information given by PIO | Contentions of the Appellant before the First Appellate Authority | Order of First Appellate Authority |
|---------|---|--|--|---|
| | | | | provided to the Appellant within 10 days. |
| 7 | Whether any written application by Ms. Sonal Inamdar for her transfer to other dept. or setion was done ? | Not Applicable | The reply given as "Not Applicable" is not satisfactory & appropriate. The reply is expected in a yes or no form. It is requested to kindly do the needful please to give appropriate information. | During the hearing, it was confirmed that Ms. Sonal Inamdar is one of the complainant in the Appellant's inquiry matter. Since the information given by PIO is inappropriate, PIO is directed to supply the proper information within 10 days. |
| 8. | If the prescribed time period is crossed while making a complaint to ICC whether there is a provision in writing & in the associated law to carry out the inquiry proceedings ? | As per section 9 of Sexual Harassment Women Workplace (Prevention, Prohibition and Redressal) Act, 2013. | The reply given is not satisfactory. It is not accurate 7 precisely mentioned Yes or No form | Since the information given by PIO is inappropriate, PIO is directed to provide a copy of Government Gazette on Sexual Harassment of Women at Workplace(Prevention, Prohibition and Redressal) Act, 2013 dated 9.12.2013 within 10 days without fees |

| Sr. No. | Information asked for by the Appellant | Reply/information given by PIO | Contentions of the Appellant before the First Appellate Authority | Order of First Appellate Authority |
|---------|---|--|--|--|
| 9 | Whether FTII prepared its own manual or papers for dealing with such complaints ? PI give all such papers if prepared & who prepared these. | As per law : 'Sexual Harassment of Women at Workplace (Prevention, prohibition and Redressal) Act, 2013. | The reply given is not satisfactory. It is not in accurate & precisely mentioned Yes or No for, It is diverting. | Since the information given by PIO is inappropriate, PIO is directed to provide a copy of Government Gazette on Sexual Harassment of Women at Workplace(Prevention, Prohibition and Redressal) Act, 2013 dated 9.12.2013 within 10 days without fees |

The appeal is therefore disposed of.

4. Ordered accordingly.

If you are not satisfied with the information provided, you may file an appeal before Central Information Commission, August Kranti Bhawan, Bhikaji Cama Place, New Delhi – 110 066 within the stipulated time.

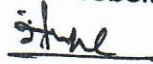


(G.M. Maske)
I/C Registrar
First Appellate Authority

Shri Sanjay Chandekar
Telecine Engineer
FTII, Pune – 411 004

Copy to :

1. PIO/Administrative Officer, FTII, Pune
2. I/C Multi Media, FTII with a request to upload the order on the FTII website.



(G.M. Maske)
I/C Registrar
First Appellate Authority