ACTION HISTORY OF RTI REQUEST No.FSOID/R/E/23/00057

Applicant Name

Kumar Kalbande

Respected CPIO FSI Dehradun Please find the attachment. In attachment the following para is mentioned Shri Kalbande has been allegedly posted and distributed pamphlets on character of wife of Shri Agarkar. Shri Agarkar has filed complaint in Police Station regarding this. Photograph posted ion pamphlets s taken by Shri Kumar Kalbande during FSI training in Dehradun in 2012. Inquiry is in progress on above issue. Under RTI Act 2005 1) Provide True copy of Police Station report submitted by Shri Agarkar 2) Provide the true copy of marriage certificate submitted by Shri Agarkar in office 3) Provide me exact dates of FSI Training in 2012 and true copies of statement of witness 4) Provide me Joining and Leaving period of Shri Agarkar as TA and service period As Dy Ranger 5) Provide me true copies of all the relevant documents of inquiry in progress including chargesheet 6) Provide me permission talen by Shri Agarkar before filing police complaint of his senior who is central government employee 7) Provide me copy of mental fitness certificate of Shri Agarkar of he has submitted any 8) Provide me copy of experience certificate provided by Shri Agarkar for Dy Ranger post. 9) Provide me post address of Shri Agarkar Resident Thanking you I am ready to pay legal charges

Text of Application

Reply of Application

kindly find attachment for sought information related to Forest Survey of India, Dehradun.

SN.	Action Taken	Date of Action	Action Taken By	Remarks
1	RTI REQUEST RECEIVED	20/07/2023	Nodal Officer	
2	REQUEST FORWARDED TO CPIO	20/07/2023	Nodal Officer	Forwarded to CPIO(s): (1) Kamal Pandey
3	REQUEST TRANSFERRED TO OTHER CPIO	01/08/2023	Kamal Pandey- (CPIO)	Transferred to CPIO(s): (1) B H Naik
4	REQUEST DISPOSED OF	02/08/2023	Kamal Pandey- (CPIO)	
			Print	





(मारस सरकार, पर्यावरण, यन एवं जलवायु परिवर्तन मंत्रालय) (Govt. of India, Ministry Of Environment, Forest & Climate Change) कीलागढ़ मार्ग पोठ ओठ आईएपीएई० Kaulagarh Road, P.O. - I.P.E., देहरादून – 248 195 Dehradun - 248 195

dated the 3 June 2022

F. No. DG/FSI-Misc.2021-2516

To

Director General of Forests and Special Secretary, Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhavan, 6th Floor, Jal Wing, Aliganj, Jorbagh Road New Delhi - 110003

Kind attention: Shri. Ramesh Kumar, Under Secretary (FE)

Sub: Letter from Shri Nitin Gadkari, Minister, Road Transport and Highways regarding irregularities with regards to salary remuneration and transfer orders issued thereafter.

Ref: 1. Ministry's letter No. 15-5/2022- FE Dt. 30th May 2022

2. Ministry's letter No. 15-2/2022- FE Dt. 10th May 2022

3. FSI Letter no. DG/FSI-Misc.2021-2423 Dt. 16th May 2022

Sir,

Vide reference no. 2 comments of FSI were sought by the Ministry on the request of Shr Devendra Fadnavis, Opposition Leader, Maharashtra Vidhan Sabha and vide reference no. 3 comments of FSI were sent to the Ministry. Similar issues have been repeated in this reference no. 1. In this matter comments of FSI are submitted hereunder:

1. <u>Issue related to non- payment of Salary:</u>

As per the reports received from the office of the Regional Director, Central Zone, Forest Survey of India, Nagpur, Shri Kalbande's attendance statement is given below:

Attendance of Shri Kalbande during 2021-22: Nil

Attendance of Shri Kalbande during 2020-21

Month	4/20	5/20	6/20	7/20	8/20	0/20						
Attenda	nce 0	0	0	ī	0	14	10/20	11/20	12/20	01/21	02/21	03/21
						-	0	14	_ 3.5	0	0	1

From the period 01.04.2020 to 31.03.2021 Sh. Kalbande attended office for 41.5 days and remained absent for 261.5 days without any prior or post sanction. His unauthorized absence for

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018-19 and 2019-20 has similar trend. His unauthorized absence in each year is more than 150 days. He has been issued memos for unauthorized absence and poor punctuality by the Regional Directors of FSI Central Zone, Nagpur in the past also.

in this connection, it is further submitted that Regional Director FSI, CZ Nagpur has constituted a Committee vide letter No. O.O No. 141 dt 02.03.2021 to examine the details of attendance and related documents so that the leave records can be regularized and any payment or ecovery due can be effected immediately. The Committee report was accessed by the local Audit Party and is elaborated below.

Audit inspection by the Local Audit Party-I, Office of the Director General of Audit (Environment and Scientific Departments), Mumbai:

In this connection, Local Audit Party-I, Office of the Director General of Audit (Environment and Scientific Departments), Mumbai has taken cognizance of the committee report and then stated that "Scrutiny of leave account revealed that Committee has calculated the unauthorized absence from 01.04.2018 to 01.01.2019 and settled absence in the leave account. Ster calculating and deducting the unauthorized absence from his leave account, official has a mained zero leave balance at his credit. From 01.02.2019 to 15.03.2021 total absent days was treated as Dies non with no salary."

Further, audit party has also revealed that "FSI, CZ Nagpur has already paid the full salary for the period from February 2019 to December 2020 and January 2021 onward salary was stopped. Hence, based on the absent in a months and recommendation of the committee and with reference to the DoPT letter no. 11013/09/2014, audit has calculated excess salary an amount of Rs 7,08,154 was paid to official during his unauthorized absence from duty.

Hence, it is submitted that Shri Kalbande didn't attend office so salary was not paid to him ze per the principle of No work No pay.

Subsequent to this audit report, Regional Director, Nagpur vide letter no. 426-2009/336 dt 3 th July directed Sh. Kalbande to remit the excess payment of salary of Rs.7,08,154 else the amount will be deducted from salary in permissible number of installments as prescribed under rules. Based on this Sh. Kalbande complained to the Office of the Director General of Audit (Environment and Scientific Departments), Mumbai. The audit party re-examined the entire issue and modified recovery to Rs. 6,26,629.

Vide letter no.7-4/2010/admin-1224 dt 30th July, 2021 Sh Kalbande was transferred to Kolkata office. Till today he has not joined Kolkata office. As and when he joins Kolkata office, he shall get the salary benefits.

Issue related to transfer of Shri. Kumar Kalbande from FSI, Nagpur to FSI Kolkata

Sh. Kalbande had been serving at the same place since last 11 years, so he was transferred from Regional office, Nagpur to Regional office, Kolkata by order No.-7-4/2010-Adm-1224 dtd 30/7/2021 in public interest. It is to be noted that since his transfer order he has not joined at Kolkata office.

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Against the transfer order Sh. Kalbande moved to Hon Bombay High Court, Bench Nagpur and filed Writ petition No. 3967/2021. In this case the Hon'ble Court has upheld the transfer order of Director General, Forest Survey of India and has quashed the petition and issued strictures that his behaviour is unbecoming of Government servant for his various acts. The excerpts from the judgement of the Hon'ble High Court are reproduced below —

"The transfer order, in our considered view, serves the object of transfer of the Government officers and has been issued in public interest as stated earlier, and, therefore, the is no ground whatsoever available here to find any fault in the transfer order."

Even after Shri Kalbande's transfer, he used to visit Nagpur office. The Regional Director, FSI Central Zone, Nagpur has prohibited his entry in the office premises by issuing a notice dated 17.08.2021, This notice was also challenged by Shri Kalbande in the Hon'ble High Court on which Hon'ble Court opined as follows:

"By the notice dated 17.08.2021, entry of the petitioner in the office has been prohibited and the reason for the same is also stated. The reason is that, it was found by the superior office of the petitioner that in spite of his transfer from Nagpur to Kolkata, the petitioner was visiting the office and creating some scenes, which have been described to be unruly... If this is so, we are of the view that the petitioner is indulging in a behaviour unbecoming of a Government officer and this submission made on instructions on behalf of the petitioner is no less than misconduct on the part of the petitioner. On this ground as well, this petition deserves to be rejected."

He has also filed a case in the CAT, Nagpur (O.A. No.-514/2021), where the Court has not given him any interim relief. Final reply on this issue has been submitted in the CAT after verting from the Ministry. Inspite of this also Sh. Kalbande failed to join Kolkata office.

It will not be out of place to state that 4 other employees have been transferred along with Sh. Kalbande in the same transfer order, and they have all joined in the place of posting. The Hon'ble Court has also upheld the transfer order issued by Director General, Forest Survey of India stating that it is in public interest. Even then Shri Kalbande failed to join his new place of posting. As and when Sh. Kalbande joins new place of posting he shall get salary related benefits and reimbursement of medical expenses.

In addition, it is further submitted that Shri Kalbande has been served with three chargesheets as stated below:

1. Sexual harassment case

Sh. Kalbande has been involved in sexual harassment activities in the office. The female employees who were working in the office complained in writing that Sh Kalbande has opened pornographic images on his office computer, during office time, in the presence of other ledy officials. Some printouts of pornographic material were also found on the office computer. After the inquiry by ICC, the Director General, Forest Survey of India has issued chargesheet vide letter No.-E-426-2009/Vol II/461 dt 08/09/2021. The necessary action is in process in this regard. The presence of his gay activities in the office, including photos showing him kissing another man in the office premises are being enquired into and his computer, is under inquiry.



2. Falte experience certificate case:

Regional Director, Central Zone, Nagpur has come to know that Sh. Kalbande got the Government Job on the fake experience certificate which was issued by his Father, who was RFO, thougant Range at that time.

The Concerned Deputy Conservator of Forests, Wardha have confirmed that his office and affice of the RFO under his jurisdiction has never issued such experience certificate and the certificate used by Mr. Kumar Kalabande to get job in FSI is a fake certificate. He stated that Sh. Kumar Kalabande has never worked in Forest department. For this chargesheet has been served to Sh. Kalabande on 29th April 2022. The necessary disciplinary action is in progress. It is to be noted that Sh. Kalabande has been promoted from Deputy Ranger to Junior Technical Assistant in 2019. As the very inception in the service is based on fake certificate, his promotion is also liable to be revoked.

Mabitual Unauthorised absence case:

His cumulative unauthorized absence since 01.04.2020 is more than 1 ½ years. His ttendance month-wise from April 20 to March 21 is 0,0,0,1,0,14,8,14,3.5,0,6 &1 After 4/2021 are attendance is completely Nil. Sh. Kumar Kalbande has the habit of being absent from the office for more than 200 days in a year. The chargesheet has been already served in this case to Sh. Kalbande vide DG, FSI's No.- E-426-2009/Vol.II/CS-II/772 dt. 11.01.2022.

Meanwhile, Sh. Kalbande got issued legal notices against RD and women staff, ledged a notice complaint against Sh. Behera, RD for not giving him salary for the unauthorized absence eriod. He has never attended office during the tenure of the current RD except for one day, i.e., attend inquiry. To threaten the office, he writes complaints against RD, against staff on regular asis, but never attends office. Sh. Kalbande has issued legal notices to RD and lady STA through his advocate. He has filed more than 30 RTIs, 8-10 complaints in CPGRAM, more than 50 repetitive representations. Even he brings trade union leaders to threaten Regional Director, Central Zone.

Sh. Kalbande has also allegedly posted and distributed pamphlets on the character of wife of Sh. Parikshit Agarkar, an Employee of FSI regional office, Nagpur. Sh. Agarkar has filed complaint in the police station regarding this. The photograph posted in the pamphlets is taken by Sh. Kalbande during FSI training at Dehradun in 2012. Enquiry is in progress on the above issues.

This is submitted for favour of kind information and necessary action.

Yours faithfully.

(Anoop Singh)

Director General

Content of the following of the followin

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संख्या—13-4/2022-प्रशा०(पार्ट) \ २०८ भारत सरकार भारतीय वन सर्वेक्षण पो०ऑ०-आई०पी०ई०, कौलागढ मार्ग देहरादून-248195

दिनांक 3 \ जुलाई, 2023

सेवा में

लोक सूचना अधिकारी भारतीय वन सर्वेक्षण कौलागढ़ मार्ग, देहरादून।

विषय:- RTI under the Right to information Act, 2005.

संदर्भ:- पत्र संख्या:-13-13/2022-आर0टी0आई0-1741 दिनांक 26.07.2023.

महोदय,

उपरोक्त विषय के संदर्भ में सूचित किया जाता है कि Shri Kumar Kalbande, Maharashtra के आर0टी0आई0 आवेदन पत्र संख्याः-Registration No. FSOID/R/E/23/00057 दिनांक 20.07.2023 के द्वारा मांगी गई सूचना प्रशासन अनुभाग में उपलब्ध नहीं है। इस संबंध में यह भी सूचित करना है कि संबंधित सूचना क्षेत्रीय कार्यालय, नागपुर से प्राप्त की जा सकती है।

क्रम सं0 05 पर मांगी गई सूचना के संदर्भ में कहना है कि मामले से संबंधित उपलब्ध जानकारी इस कार्यालय से पहले ही मांगकर्ता को प्रेषित कर दी गई है।

भवदीय.

Apro Comp Ril Cell

संख्या-25/2019(टी0यू0)-आर0टी0आई- 1813 भारत सरकार भारतीय वन सर्वेक्षण पो0ऑ0-आई0पी0ई0, कौलागढ़ मार्ग देहरादून-248195

दिनांक जुलाई, 2023

सेवा में.

लोक सूचना अधिकारी भारतीय वन सर्वेक्षण देहरादून।

विषय:- RTI Application under the Right to information Act, 2005.

संदर्भ:- आपके पत्र संख्याः 13-13 / 2022- आर.टी.आई. 1741 दिनांक 26 जुलाई, 2023.

महोदय,

उपरोक्त विषय के संदर्भ में सूचित किया जाता है कि Sh. Kumar Kalbande, Maharashtra की RTI आवेदन संख्या FSOID/R/E/23/00057 दिनांक 20.07.2023 के क्रम में प्रशिक्षण प्रभाग से चाही गई सम्बन्धित सूचना संलग्न है।

भवदीय

संलग्नः उपरोक्तन्सार

(सविता सेमवाल)

उप निदेशक (प्रशि.)

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Course Calendar 2011-12

Sno	rane of Course	No. of Course	Designation of Participants	Duration (Weeks)	May 2011	June 2011	July 2011	Aug. 2011	Sept. 2011	Oct. 2011	Nov. 2011	Dec. 2011	Jan. 2012	Feb 2012
1.	Forest Inventory & TOF Inventory Techniques.	2	FSI Staff	1	02-06			01-05				550000078		-
2.	Application of Remote Sensing & GIS in Effective Forest Planning and Management	1	IFS* Compulsory course	1	23-27*	20-24*								
3.	Forest Fire Monitoring and Damage Assessment.	1	IFS** Workshop	2 days			21-22**	10- 11**	26-27**			01-02**		16-
4.	GPS in Forest Surveys and Demarcation.		ACF/RFO	1			25-29				31" Oct - 4 th Nov			17**
		2	CF/DCF	1							31" Oct			
5.	Remote Sensing and its Application in Natural Resource Management.	2	CF/DCF	2			04-15			10-22	-4 NOV			
6.	GIS and its Application in Effective Forest Planning & Management.	2	CF/DCF/ACF	1							14-26			
	S. T. C. L.	2	CF/DCF/ACF	1					19-25					
	DGPS in Forest Surveys and Demarcation		ACF/RFO	1				-					02-07	9
		2	CF/DCF	1										06.11
	Forest Inventory and TOF Inventory Techniques.		ACF/RFO	1								12-17		1
		2	CF/DCF	1								12-17		ļ
1	Customized Course on GIS, GPS, RS, Inventory Techniques.	-1	SFD's	1/2					05-16				16-21	
	IFS officers for these courses a								or 05-09				02-07	

^{(*} IFS officers for these courses are sponsored and nominated by the Ministry of Environment & Forests, New Delhi.)

(** The tentative dates proposed to the Ministry of Environment & Forests, New Delhi.)

Course Calendar 2012-13

(°	Name of Course	No. of Course	Designation of Participants	Duration (Weeks)	May 2012	June 2012	July 2012	Aug. 2012	Sept. 2012	Oct. 2012	Nov. 2012	Dec. 2012	Jan. 2013	Feb. 2013
1	Sensitization programme on RS/GIS & its potential for forestry application	2	CCF/APCCF	2 days				16-17				06-07		
2	Application of Remote Sensing & GIS in Effective Forest Planning and Management	1	IFS* Compulsory course	1					24-28*		05-09*			
3	Forest Inventory & TOF Inventory Techniques.	1	FSI Staff	1			09-13							
4	Forest Fire Monitoring and Damage Assessment.	1	IFS** Workshop	2 days					24-25					
5	GPS/DGPS in Forest Surveys and Demarcation.	2	ACF/RFO	1										11-15
			CF/DCF	1									07-11	
6	Remote Sensing/GIS and its Application in Natural Resource		CF/DCF	1				06-10						
	Management.		ACF/RFO	1							19-23			
7	Carbon Stock Inventory	1	DCF/CF	1								17-21		
8	Customized Course on GIS/ GPS, in Surveys & Demarcation	2	Assam/ Tamil Nadu SFD's	1			23-27 (Assam)		10-14 (TN)	08-12 (Assam)	26-30 (TN)			
9	Outreach training programme	7			21-25			27-31	03-07	15-19		24-28	28 th Jan 1 st Feb	18-22

^{(*} IFS officers for these courses are sponsored and nominated by the Ministry of Environment & Forests, New Delhi.)