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## भारतीय निर्यात निरीक्षण परिषद्

(आई एस ओ 9001:2008 प्रमाणित संस्थान)  
(वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार)  
तीसरी मंजिल, एन.डी.वाई.एम.सी.ए. कल्चरल सेंटर बिल्डिंग)  
1 जय सिंह रोड, नई दिल्ली-110 001

### EXPORT INSPECTION COUNCIL OF INDIA

(An ISO 9001:2008 Certified Organisation)  
(Ministry of Commerce & Industry, Govt. of India)  
3rd Floor, NDYMCA Cultural Centre Building,  
1 Jai Singh Road, New Delhi - 110001

सं.निनिप/डी (क्यू/सी)

No. EIC/D (Q/C) 145 (138) / RTI / 2012 - 13 / 10,059

दिनांक :

Dated : 25 March 2013

#### ORDER

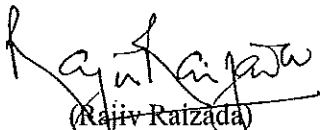
**Subject: Appeal made by Shri B. C. Saxena under Section 19 (1) of the Right to Information Act, 2005.**

Shri B. C. Saxena vide his letter dated 07.12.2012 has made an appeal under Section 19 (1) of the Right to Information Act, 2005 against CPIO, EIC for not providing information requested by him vide his application dated 05.10.2012.

Vide his letter-dated 05.10.2012 submitted with EIA - Delhi, Shri Saxena had sought certain information on the letterhead of 'Delhi Region Export Inspection Employees' Association'. The letterhead also claimed that the said association was recognised by the Export Inspection Council.

The issue has been examined in light of the relevant laws and it is observed that Section 6 of the RTI Act deals with "request for obtaining information" and the expression "person" therein is referable to "citizen" in Section 3 of the said act. Thus it is clear that a citizen is entitled to seek information under the Act. Therefore there can be no objection to any citizen seeking information as per law. However, if someone under the garb of seeking information tries to perpetuate an illegality viz pseudo status of oneself or of the organization he perpetrates to represent, the same is not permissible under the law as law neither permits nor admits of any mischief sought to be played by any one with ulterior motive of staking his claim on that basis later on.

Since Shri B. C. Saxena has not sought the information in a straight forward manner as a citizen, as per law and is rather seeking information in a manner which is not permissible under the law (RTI Act) and is also likely to be taken undue advantage of to perpetuate the wrong, I do not find any reason to issue any further instructions to CPIO and the appeal made by Shri B. C. Saxena stands disposed off. Shri Saxena may seek information in a straightforward manner as a citizen, as per the provisions of RTI Act.

  
(Rajiv Raizada)  
Additional Director &  
Appellate Authority

Shri B. C. Saxena,  
23/89, East Azad Nagar, Delhi - 110051

Copy to: 1. The CPIO, EIA - Delhi.  
2. AD (RR), Computer Division - for uploading on the website.  
3. Hindi Cell: for translation.