

Fax : 011-23748024
E-mail : eic@eicindia.gov.in
Web : www.eicindia.gov.in
ग्राम : निर्यातगुण
Grams : SHIPMENTQUALITY
दूरभाष : 23365540, 23341263, 23748189
Phone :



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)

RTIC-14-030 2180

दिनांक :
Dated :

6 June 2014

ORDER

Subject: Appeal made by Shri Praveen Sakhuja under Section 19(1) of the Right to Information Act 2005

Facts of the Case:

Shri Praveen Sakhuja vide his letter dated 26 May 2014 has made an appeal under Section 19(1) of the Right to Information Act 2005, as he was not satisfied with the reply given by CPIOs to his RTI application request dated 5 March 2014 (EIC-14-017).

Vide his RTI request dated 5 March 2014 Shri Praveen Sakhuja had sought information on the records advices regarding the preliminary investigations followed by charge-sheet issued on 15 Feb 2012. The information sought reads as:

I hereby opt for inspection of the file noting/ records/advices/opinions/reports held by the concerned authorities from date of initiating preliminary investigations followed by issue of charge memo dated 15 Feb 2012 till conclusion to impose the penalty of reduction in pay

CPIO EIC vide his letter dated 9 April 2014 replied to Shri Sakhuja stating that the matter does not fall under his subject matter and hence the same was not provided. RTI Cell had transferred the RTI application to CPIO EIA Delhi as well who vide his letter dated 14 march 2014 has cited section 8 of RTI Act 2005 and has denied the information.

Aggrieved by the reply of CPIOs the applicant raised an appeal under section 19(1) of RTI Act 2005 vide his letter dated 26 may2014.

The issues raised in the appeal of the applicant are that the information has not been provided to the applicant and therefore the CPIOs be directed to provide for the information immediately.

Having gone through the appeal and replies given by the CPIOs, I am of the considered view that the information sought pertains to the files/ records and advices on the matter of departmental proceedings which were initiated against the applicant. It is a well established practice that the matter relating to disciplinary proceedings its noting, advices etc are to be provided only after the culmination of the proceedings.

Orders:

In the case instant I find that the CPIO Delhi has cited section 8 of RTI Act 2005 and have denied information, in this regard after considering the merits the applicant be provided for inspection of the concerned file in case the proceedings have been completed

This disposes off the appeal of Shri Praveen Sakhuja.

Shri Praveen Sakhuja,

LD 119 SFS Flats

Pitampura , Delhi-110034


Rajvinder Singh
Deputy Director & FAA

- i. Shri J S Reddy, JD& CPIO EIA Delhi
- ii. Shri Parmod Siwach , RTI Cell EIC Delhi
- iii. Shri Rajesh Ranjan, Asstt Director for uploading on website
- iv. Hindi Cell EIC