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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)

दिनांक :  
Dated :

RTIC-A-14-080 2958

19 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 18 June 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 1 May 2014 (EIC-14-035).

Vide his RTI request dated 1 May 2014 Shri Praveen Sakhuja had sought information on the MSc degree of Dr S K Saxena. The information sought read as:

*MOC has provided Certificate of Master of Science issued to Dr Sushil Kumar Saxena, received from EIC vide their email dated July 3, 2013 which carried certification of EIC stating – provided under RTI. It is noted from document that additional information is available in that which is read as – An English version of the original DIPLOMA which is in Hindi script:*

*The applicant requires following*

- A *Date and receipt of the referred document by EIC*
- B *Name and designation of the person who deposited the referred document in EIC*
- C *Name and designation of the person who verified the referred document with the original which is in hindi script*
- D *certified copy of the hindi script of the certificate as referred above*

RTI Cell vide their letter dated 5 May 2014 transferred the application to Shri Shyamal Samadder RTI Cell DoC and to Shri Kannan Kasturi Deputy Director and CPIO under section 6 (3) of RTI Act 2005 to provide information to the applicant. CPIO EIC Delhi vide his letter dated 5 May 2014 transferred the application under Section 6 (3) of RTI Act 2005 to Shri Somvir Sharma in Director Cell EIC for providing the information to the applicant and also informed the applicant that he did not had any such document.

Shri M C Luther CPIO and Director DoC informed RTI Cell EIC vide their letter dated 13 May 2014 that since the document that DoC has provided to the applicant had been sourced from EIC and hence they are not in a position to accept the transfer of RTI application.

Aggrieved by the reply of CPIOs the applicant raised an appeal under section 19(1) of RTI Act 2005 vide his letter dated 18 June 2014.

The issues raised in the appeal of the applicant had not been provided with the information from CPIO EIC Delhi and as such there is an intentional denial on part of CPIO by concealing the information.

CPIOs have preferred not to raise any comment on the appeal of the applicant as they have already provided the information and they state that they have nothing more to append. Therefore the matter is being decided in this backdrop.

Having gone through the appeal and replies given by the CPIOs, I am of the view that the RTI request of the applicant has shuttled between the CPIOs at EIC which should have been avoided and is not desirable in terms of the RTI Act 2005. In view of the submissions made by the applicant in his appeal following directions are given

**Orders:**

The RTI Cell in view of the submissions made by CPIO EIC to the applicant seek information from deemed CPIO Shri Somvir Sharma if any and CPIO EIC should also revisit the RTI application

This disposes off the appeal of Shri Praveen Sakhuja.



**Rajvinder Singh**  
Deputy Director & FAA

**CPIO EIC Delhi (DD(KKNS))**

**Shri Parmod Siwach , RTI Cell EIC Delhi**

**Copy to:**

- I. Shri Praveen Sakhuja, LD 119 SFS Flats Pitampura ,Delhi-110034
- ✓ II. Shri Rajesh Ranjan, Asstt Director for uploading on website
- III. Hindi Cell EIC