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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 (17) / RTI / 2012 - 13 / ९/९०

दिनांक :  
Dated : 8 January 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 09.04.2012 has made an appeal under Section 19 (1) of the Right to Information Act, 2005 against letter dated 17.02.2012 of CPIO, EIC for not providing information requested by him vide his application dated 16.01.2012.

Vide his letter-dated 16.01.2012, Shri Saxena had sought certain information as GS (General Secretary) of 'Delhi Region Export Inspection Employees' Association'. The letterhead also claimed that the said association was recognised by the Export Inspection Council.

Whereas 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. 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 under a pseudonym, which is not permissible under the law (RTI Act) and is also likely to be taken undue advantage of to perpetuate the wrong, however, as the CPIO has furnished the information to him vide his letter dated 17.02.2012, the appeal needs to be dealt on merit.

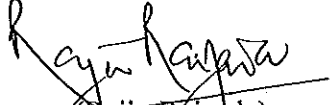
Vide his letter-dated 16.01.2012, Shri Saxena had requested for inspection of file noting and records in respect of 'MOC letter dated 9 January 2011 signed by Shri Sanoj Kumar Jha, Director & CPIO, directing undersigned to contact CPIO - EIC for seeking status of complaint filed on 02.08.2011. Copy of the letter endorsed to Dr. SK Saxena, Director'. In response, vide letter-dated 17.02.2012, Shri Saxena was informed by the CPIO that the information sought was vague. Shri Saxena was even advised by the CPIO to furnish a copy of the MOC letter referred to by him to enable the CPIO to look for the information.

For providing information, CPIO has to first locate the relevant records, which in the present case is not possible as the applicant, besides referring to a date (9 January 2011) and word 'complaint' has not provided any clue by which the information could be located.

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Since the information requested has not been denied, I do not find any reason to issue any further instructions to CPIO, EIA – Delhi and the appeal made by Shri B. C. Saxena stands disposed of. Shri Saxena is also advised to seek information in a straightforward manner as a citizen, without any pseudonym, 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 (KS), Computer Division – for uploading on the website.  
3. Hindi Cell: for translation.