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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 (क्वू/सी)45 / CIC / 002974 / 2012 / 9086
No. EIC/D (Q/C)

दिनांक : 15 February 2013
Dated :

ORDER

Subject: Appeal made under Section 19 (1) of the Right to Information Act, 2005 – compliance to directions issued by the CIC – reg.

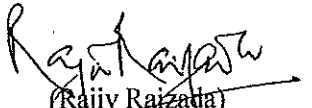
Shri Praveen Sakhuja vide his letter dated 21.06.2012 has made an appeal to the Central Information Commission against the Export Inspection Council for not providing information requested by him vide his application dated 17.02.2012.

Shri Sakhuja, vide letter-dated 17.02.2012, had sought inspection of file noting in respect of (i) release of funds to Shri Deepak Shekhar, ex – Joint Director, after his retirement and (ii) grant of vigilance clearance to Shri Deepak Shekhar, ex – Joint Director, on his retirement. In response, the CPIO, EIC had, vide his letter-dated 20.03.2012, denied the information in terms of section 8(1)(j) of the RTI Act.

Now in compliance to CIC order (case no. CIC/SS/A/2012/002974), I have gone through the case papers I am of the opinion that

- (i) Besides the point that any issue related to release of funds to Shri Deepak Shekhar, ex – Joint Director, EIA – Delhi after his retirement should have been addressed to CPIO, EIA – Delhi, it is a third party information and disclosure of pensionary benefits (CPF, gratuity etc.,) paid may endanger safety & security of Shri Shekhar & his family; and
- (ii) Pending investigations / closure of the complaints by authorities that received them, the noting related to vigilance clearance of Shri Deepak Shekhar, cannot be allowed for inspection.

Accordingly, I do not find any reasons to issue any instruction to either the CPIO: EIC or the CPIO: EIA – Delhi amending the decision conveyed by the CPIO, EIC vide his letter-dated 20.03.2012.


(Rajiv Rajzada)
Additional Director &
Appellate Authority

Shri Praveen Sakhuja,
LD -119, SFS Flats, Pitampura, Delhi – 110088.

Copy to:

1. Ms. Sushma Singh, Information Commissioner, Central Information Commission, Room No. 5, Club Building, Near Post Office, Old JNU Campus, New Delhi – 110067 this refers to the order passed in case no. CIC/SS/A/2012/002974 dated 23.01.2012 received in this office on 08.02.2013.
2. Shri Parmod Siwach, AD (T) & CPIO, EIC, New Delhi.
- ✓ 3. Shri Rajesh Ranjan, AD (T) – for uploading on the website
4. Hindi Cell – for translation.
5. 3 of 2012 – 13.