

Fax : 011-23748024
 E-mail : eic@eicindia.gov.in
 Web. : www.eicindia.gov.in
 ग्राम : निर्यातगुण
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 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)

145 (164) / 2012 - 13 / 9898

दिनांक :

Dated :

18 March 2013

ORDER

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

Shri Praveen Sakhuja vide his letter dated 25.02.2013 had made an appeal under Section 19(1) of the Right to Information Act, 2005 against letter dated 06.02.2013 of CPIO, EIC in relation to information sought by him vide his application dated 07.01.2013 filed with EIA-Delhi.

Information sought by Shri Praveen Sakhuja vide his application-dated 07.01.2013 and information provided by CPIO, EIC was as under:


	Information sought by Shri Sakhuja	Information given by CPIO
1.	Kindly confirm category of an employee who is drawing a grade pay of Rs.5400/- is Group A or Group B employee.	Applicant is seeking interpretation which does not qualify to be information in terms of section 2(f) of RTI Act
2 & 3	Kindly provide procedure adopted by EIC/ EIA for initiating disciplinary proceedings against Group A and Group B employees.	As per Export Inspection Council / Agency Employees (Classification, Control & Appeal) Rules, as amended from time to time
4	Kindly indicate whether CVC advice or upscale consultation is obtained by EIC for group A employees- (i) If yes, kindly a. Indicate name and designation of the employee (s) against whom consultation has been taken from CVC in last 12 months b. CVC has recommended action against each stating nature of action or nil whichever is applicable. (ii) If, Yes, how many employees drawing a grade pay of Rs.5400 have been granted penalty with consultation of CVC, (iii) If, No, how many employees in grade pay of Rs.5400 have been granted penalty without consultation of CVC in the last 12 months	Yes, one case was referred to CVC for advice in last 12 months. Details on name & designation of employee and CVC recommendation cannot be provided collectively in terms of sections 11 and 8(1)(j) of RTI Act.
5	Kindly confirm number of cases that have been referred to CVC by EIC/EIAs for advice	
6	Kindly indicate Name and Designation of the employees listed at 5 above	

“यदि आप अपना पत्र हिन्दी में लिखेंगे तो उतनी ही जल्दी जवाब मिलेगा, जितना कि अंग्रेजी में लिखने में मिलता है।”

	Information sought by Shri Sakhuja	Information given by CPIO
7	Kindly indicate Rule (s) details under which the cases were forwarded to CVC for advice.	No information on records

I have gone through the appeal filed by Shri Sakhuja and the case papers and observe (i) that interpretation of information is beyond the scope of CPIO, (ii) that the information available in records was made available to Shri Sakhuja, (iii) that there is no infirmity in the order passed by the CPIO, EIC and (iv) that Shri Sakhuja is habitual of filing applications in a large number on almost any matter.

Accordingly, the appeal filed by Shri Praveen Sakhuja stands disposed of. Shri Sakhuja is also advised not to misuse his right to information as a tool for harassment of the department.


(Rajiv Raizada)
Additional Director &
Appellate Authority

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

Copy to:

1. Shri Parmod Siwach, CPIO, EIC, New Delhi.
- ✓ 2. Shri Rajesh Ranjan, AD (T), EIC for uploading on the website.
3. Hindi Cell – for translation.