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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)
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1 Jai Singh Road, New Delhi - 110001

सं.निनिप/डी (क्यू/सी)
No. EIC/D (Q/C)

दिनांक :
Dated :

RTIC-A-14-071 / 2950

18 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 2 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 21 April 2014 (EIA-14-016).

Vide his RTI request dated 21 April 2014 Shri Praveen Sakhuja had sought information on the joining and attendance of Dr Reddy Joint Director EIA Delhi. The information sought read as:

A Joining Report of Dr Reddy in EIA Delhi as Joint Director supported with attendance record (marked in Biometric and manual in register as required by the employees of EIA Delhi as per instructions of EIC) from date of joining in EIA Delhi till the date information is provided

B Certified copy of the salary details stating head under which the salary has been paid to him from the date of his joining in EIC and EIA Delhi

C Name and designation of the authority which withdrew and disbursed his salary after joining at EIC and EIA Delhi

CPIO EIA Delhi vide his letter dated 5 May 2014 transferred the application under Section 6 (3) of RTI Act 2005 to two sections one Shri Kannan kasturi NS, DD (NT) EIC Delhi and to Shri Parmod Siwach RTI Cell EIC for providing the information to the applicant

One of the deemed CPIO Shri Kannan kasturi NS, DD (NT) EIC Delhi informed the applicant vide his letter dated 6 May 2014 on point no 2 and 3 of RTI application and transferred the RTI application back to CPIO EIA Delhi under section 6(3) of RTI Act 2005 for providing the information from EIA Delhi. Against point no 2 an amount of Rs 2/- was demanded by CPIO EIC Delhi which the applicant deposited and the documents were provided to the applicant.

The CPIO EIA Delhi stated that he did not receive the reference back from deemed CPIO and hence he did not reply to the applicant

Aggrieved by the reply of CPIOs the applicant raised an appeal under section 19(1) of RTI Act 2005 vide his letter dated 2 June 2014.

The issues raised in the appeal of the applicant had not been provided with the information from CPIO EIA 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 and EIA Delhi 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 CPIO EIC Delhi may please provide the copy of the joining report of Dr Reddy at EIC Delhi as there is no separate joining report of Dr Reddy for EIA Delhi. CPIO EIC Delhi /CPIO EIA Delhi shall also be provide to the applicant attendance details of Dr Reddy as sought by the applicant. For salary details as sought under point 2, the same has been provided and there is no infirmity in the actions of CPIO.

For point 3 the CPIO EIC Delhi and CPIO EIA Delhi shall indicate the details of Drawing and Disbursing officers (DDOs) of their EIAs who had withdrawn the salary of Dr Reddy

The information be provided to the applicant within two weeks of this order
This disposes off the appeal of Shri Praveen Sakhuja.


Rajvinder Singh
Deputy Director & FAA

CPIO EIC Delhi (DD(KKNS))

CPIO EIA Delhi (JD(JSR))

Copy to:

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