

		दूरभाष /Telephone :044-28331011 फेक्स /Fax :044-28331113
<p style="text-align: center;">OFFICE OF THE PRINCIPAL CHIEF COMMISSIONER OF GST AND CENTRAL EXCISE TAMILNADU AND PUDUCHERRY ZONE 26/1, महात्मा गांधी मार्ग, नुंगम्बाक्कम, चेन्नै-600 034 26/1, Mahatma Gandhi Road, Nungambakkam, Chennai 600 034</p>		

सी सं /C.No.II/39/353/2019-CCA-RTI.APPEAL

दिनांक/Dated : 21/10/2019

ORDER-IN-APPEAL NO. 08/2019-CCA-RTI (Appeals)
**(Order passed by Dr. K. Venkat Ram Reddy I.R.S.,
 Additional Commissioner and First Appellate Authority)**

1. This Order-in-Appeal is issued under Sub-Section (1) of Section 19 of the Right to Information Act, 2005.
2. An appeal against this order can be preferred to the Central Information Commission, 2nd Floor, 'B' Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi - 110 066, under Sub-Section(3) of Section 19 of the Right to Information Act, 2005.
3. An appeal against this order must be filed within 90 days from the date of receipt of this order.
4. For further information regarding procedure of appeals, please visit <http://cic.gov.in>

Shri Naresh Kumar Rawal
 Palri (R), Post - Rampura Tehsil,
 District - Sirohi,
 Rajasthan - 307 001.

..... Appellant

Versus

The CPIO, Assistant Commissioner,
 Office of the Principal Chief Commissioner of GST & Central Excise, Chennai Zone,
 26/1, Mahatma Gandhi Road, Nungambakkam,
 Chennai - 600034.

..... Respondent

Sub : Right to Information Act, 2005 - Shri Naresh Kumar Rawal- Appeal against the information furnished by the CPIO, Assistant Commissioner, vide C.No.II/39/348/2019-CCA-RTI dated 27.09.2019 - Passing of Order by First Appellate Authority under RTI Act, 2005 - Reg.

Shri Naresh Kumar Rawal, Palri (R), Post – Rampura Tehsil, District – Sirohi, Rajasthan – 307 001 (hereinafter referred to as “the appellant”) filed an appeal online dated 30.09.2019 under the Right to Information Act, 2005 (hereinafter referred to as “the RTI Act”) against the reply given by the Central Public Information Officer, Office of the Principal Chief Commissioner of Central Excise, Chennai Zone, vide C.No.II/39/348/2019-CCA-RTI dated 27.09.2019.

2.1 The brief facts of the issue are that the appellant in his RTI application dated 18.09.2019 filed online had sought the following information :

1. What are the medical standards required to qualify the medical examination conducted for appointment to the post of Central Excise Inspector in CBIC?

2.2 The CPIO vide letter C.No. II/39/348/2019-CCA-RTI dated 27.09.2019 furnished reply in respect of the query mentioned in the said RTI application.

3.1 Aggrieved by the reply furnished by CPIO, the appellant filed an appeal dated 30.09.2019 online before the First Appellate Authority under Section 19(1) of the RTI Act, 2005. The appellant stated that he was not satisfied with CPIO’s reply which states that the candidate must be free from Colour Blindness as Colour blindness is not a disqualification as per the Physical/medical standards mentioned in the latest (Central Excise, Preventive Officer and Examiner), Group B Posts Recruitment Rules 2016.

3.2 The appellant requested the First Appellate Authority to provide the latest and genuine information on Physical/medical standards required to qualify the medical examination conducted for appointment to the post of Central Excise Inspector in CBIC.

DISCUSSIONS & FINDINGS

4. I have carefully gone through the RTI application, reply given by CPIO and appeal filed by the applicant.

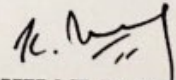
5. The appellant vide RTI application dated 18.09.2019 has sought information on the medical standards required to qualify the medical examination conducted for the appointment to the post of Central Excise Inspector in CBIC. The CPIO had replied that the candidate must be free from colour blindness. As regards to the appellant's contention that Colour-blindness is not a disqualification as per the Physical/medical standards mentioned in the latest Central Excise and Customs Commissionerate Inspector (Central Excise, Preventive Officer, Examiner) Group-B Posts Recruitment Rules, 2016, it is informed that free from colour blindness is a necessary qualification for recruitment to the post of Inspector of GST & Central Excise. The said instruction is based on a policy decision issued vide Board's letter F. No. A.12034/4/93-Ad.III-B(SSC) dated 30.08.1994 (copy enclosed). Moreover, tests related to Eye/Vision is a part of the mandatory medical examination on 1st appointment to the Government service, whereas the Recruitment Rules talks about the physical standards only.

6. In view of the above, I proceed to pass the following order.

ORDER

(i) I hold that the information furnished by the CPIO is sufficient and proper and there is no justification in the grievance of the appellant on the same. Hence, I reject the appeal as not maintainable under Right to Information Act, 2005.

Encl : as above


 21/10/2019
(Dr. K. VENKAT RAM REDDY)
ADDITIONAL COMMISSIONER
FIRST APPELLATE AUTHORITY

To
 Shri Naresh Kumar Rawal
 Palri (R), Post - Rampura Tehsil,
 District - Sirohi,
 Rajasthan - 307 001.

[By Speedpost with A/D]

Copy to:
 The CPIO, Assistant Commissioner,
 Office of the Principal Chief Commissioner of Central Excise, Chennai Zone.