

		दूरभाष /Telephone:044-28331011 फ़ैक्स /Fax :044-28331113
OFFICE OF THE PRINCIPAL CHIEF COMMISSIONER OF GST AND CENTRAL EXCISE TAMILNADU AND PUDUCHERRY ZONE 26/1, महात्मा गान्धी मार्ग, नुंगम्बक्कम, चेन्नै-600 034 26/1, Mahatma Gandhi Road, Nungambakkam, Chennai 600 034		

श्री सं /C.No.II/39/96/2020-CCA.RTI.APPEAL

दिनांक /Dated : 29/09/2020

ORDER-IN-APPEAL NO.09/2020-CCA-RTI(Appeals)
(Order passed by B. Senthivelavan 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, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi – 110 067, 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 K.E. Ayyadurai
 Founder and Ex-General Secretary,
 Central Excise Class IV Employees Association,
 114, 10th Street, Sankaralingapuram,
 Kovilpatti – 628 501.

Versus
 Appellant

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 K.E. Ayyadurai – Appeal against the information furnished by the CPIO, Assistant Commissioner, vide C.No.II/39/62/2020-CCA.RTI dated 14.08.2020 – Passing of Order by First Appellate Authority under RTI Act, 2005 – Reg.

Shri K.E. Ayyadurai, Founder and Ex-General Secretary, Central Excise Class IV Employees Association, 114, 10th Street, Sankaralingapuram, Kovilpatti – 628 501 (hereinafter referred to as “the appellant”) filed an appeal dated 17.09.2020 received in this

office on 23.09.2020 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 GST & Central Excise, Chennai Zone, vide C.No.II/39/62/2020-CCA.RTI dated 14.08.2020.

2.1 The brief facts of the issue are that the appellant in his RTI application dated 10.06.2020 received in this office on 11.08.2020 vide Board's letter F. No. A-60/RTI/117/2020-Ad. IIB dated 30.07.2020 had informed that there was no response for the petition given by him on 23.12.2013 and requested to consider his petition as public interest litigation and give judgement.

2.2 The CPIO vide letter C.No. II/39/62/2020-CCA.RTI dated 14.08.2020 replied that the information sought for is vague and lacks clarity as it does not specify what information is required.

3.1 Aggrieved by the reply furnished by CPIO, the appellant filed an appeal dated 17.09.2020 received in this Office on 23.09.2020 before the First Appellate Authority under Section 19(1) of the RTI Act, 2005.

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 10.06.2020 had just informed that there was no response for the petition given by him on 23.12.2013 to the Hon'ble Supreme Court and requested to consider his petition as public interest litigation and give judgement. Further it talks about considering the petition as public interest litigation and give judgement. I agree with the CPIO's reply that the RTI application is very vague as it does not clearly state the information sought/required by the Appellant.

6. In his appeal, the Appellant has stated that he worked as Sepoy in Central Excise during the period 1945 to 1963 and that he has not received the G.P.F. amount due to him. It is observed that the Appellant at the appeal stage has raised a completely new issue which was not mentioned in his RTI Application. The process of appeal cannot be used to raise fresh issues before the appellate authority. Also it could be observed that

the Appellant vide his Appeal dated 17.09.2020 is trying to redress his personal grievance and it is informed that RTI is not appropriate forum for redressing one's grievance.

7. However, considering the age of the Appellant (95 years), I direct CPIO to forward the copy of the Appeal dated 17.09.2020 vide which he has sought redressal of his grievance regarding non-receipt of G.P.F and reward amount to the concerned Commissionerate.

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

ORDER

(i) I hold that the reply furnished by the CPIO is sufficient and proper and there is no justification in the grievance of the appellant on the same. However, I direct CPIO to forward the copy of the Appeal dated 17.09.2020 to the Commissionerate concerned.


(B. SENTHILVELAVAN)
ADDITIONAL COMMISSIONER
FIRST APPELLATE AUTHORITY

Shri K.E. Ayyadurai
Founder and Ex-General Secretary,
Central Excise Class IV Employees Association,
114, 10th Street,
Sankaralingapuram,
Kovilpatti – 628 501.

[By SpeedpostwithA/D]

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