

Speed Post



कर्मचारी भविष्य निधि संगठन
(श्रम मंत्रालय भारत सरकार)
Employees' Provident Fund Organisation
(Ministry of Labour, Govt. of India)
मुख्य कार्यालय/Head Office
भविष्य निधि भवन, 14, भिकैजी कामा प्लेस, नई दिल्ली-110066
Bhavitaya Nidhi Bhawan, 14, Bhikaji Cama Place, New Delhi-110066

CS-3(12)/2003/Misc./RTI/

18482

12/09/2011

12 SEP 2011

ORDER – FIRST APPEAL

Appeal preferred under RTI Act, 2005 by Shri M.V. Rao referred to Appellate Authority of PFT under EPFO Headquarter letter No. PID/HQ/362/11 dated 08/09/2011.

Whereas Shri M.V. Rao has put up an appeal to Appellate Authority – RTI, Office of the C .P.F.C., Bhikaiji Cama Place, New Delhi – 110 066 dated 21st August 2011 with reference to his RTI Application letter dated 01.07.2011.

Whereas the applicant as sought the information for retrofitting work in building No. 2 of EPF Staff Quarters, Borivali, Mumbai.

Whereas applicant has segregated his queries in 31 point as follows. -

- (a) RTI information is required from EPFO, Head Office – point No. 1 to 10.
- (b) RTI information required from Addl. CPFC (MH & CG) – point No. 11 to 20.
- (c) RTI information required from RO, Bandra, – point No. 21 to 30.
- (d) RTI information required from all EPFO Offices of Maharashtra – Point.No. 31.

Whereas the appeal dated 21.08.2011 has given the detail that he has got no information received for Point No. 11 to 31 confirming that he has got nothing to say for information asked and provided for Point.No. 1 to 10.

And whereas in Section 6(3) of RTI Act, it has been provided that where an application is made to public authority requesting for an information which is held by another public authority or the subject matter of which is make more closely connected with the functions of another public authority, the public authority to which such application is made shall transfer the application or such part of it as may be appropriate to that public authority and inform the applicant immediately about such transfer. In this case the public authority who received this application was Shri Amit Vashisht (PID) for Head Office.

Whereas on scrutiny of the information enclosed under letter dated 08/09/2011 of Shri Amit Vashisht, PID, it reveals that that CPIO of PID was directed for responding to the portions applicable to points to be dealt by Head Office of the application under reference i.e. Point No. 1 to 10.

Therefore, the undersigned being appellate authority to PFD only, has called CPIO of PFD i.e. Shri Sebastian Zacharia, Assistant Engineer (Civil) and gone into the details under the provisions of RTI Act and nomination of EPFO as appellate authority for Head Office PFD for PFD matters and convey the following:

- (1) PID has not acted upon to go into the details of application and referring it to respective CPIOs. An appeal is also referred wrongly because all appeal points i.e. Point No. 11 to 31 are not meant for Headquarter EPFO but by applicant itself have been classified for CPIO of RO, Bandra, ACC (MH & CG) and EPFO offices at Mumbai. Therefore, he should act as per the provisions of RTI correctly and take action quickly so that respective CPIOs/applicable appellate authorities can function under the provisions of RTI Act 2005 and has to dispose of the application well within the prescribed time.

- (2) His attention is drawn that any delay in furnishing the information/documents sought for within the stipulated time limit will attract the penal provisions as provided for under Section 20 of the RTI Act.
- (3) Even if no point referring CPIO of PFD has been raised by the applicant, Mr. Sebastian, CPIO of PFD is hereby directed to make all files available in PFD open to applicant if he so desires and provide to the applicant if he desires in future with reference to and within the scope of this application, desired number of copies for which requisite fees has been or is being paid by the applicant.
- (4) Applicant is hereby requested to inform PFD Headquarter any of the one working day suitable to him in next 15 days so that CPIO of PFD can make the files available of PFD relevant to this application.
- (5) This may be treated as **MOST URGENT**.



(P.K. Chaturvedi)
First Appellate Authority, Head Office, PFD
Chief Engineer (PFD)
12.09.2011

To

- (1) Shri Sebastian Zacharia, Assistant Engineer, CPIO of PFD.
- (2) Shri Amit Vashisht, RPFC (PID)
- (3) Shri M.V. Rao – Applicant, Building No. 8, Flat No. 4, EPF Staff Quarters, Sodawala Road, Borivali (West), Mumbai – 400 092 with reference to his appeal dated 22.08.2011.
- (4) RPFC, NDC for uploading the application on website of the organization.
- (5) Section Officey PID.