



Central Information Commission

Room No. 305, 2nd Floor, 'B' Wing, August Kranti Bhavan,

Bhikaji Cama Place, New Delhi-110066

Web: www.cic.gov.in Tel No: 26167931

Case No. CIC/BS/A/2012/000661/SS

Dated: 18.07.2013

Name of Appellant : Shri Ashok Kumar Joshi
Name of Respondent : ITI Ltd.
Gonda
Date of Hearing : 17.07.2013

ORDER

Shri Ashok Kumar Joshi, hereinafter called the appellant has filed the present appeal dated 11.5.2012 before the Commission against the respondent ITI Ltd., Mankapur, Gonda for providing incomplete, misleading information in response to his RTI application dated 23.1.2012. The appellant was present whereas the respondent were represented by Shri B.K. Verma, ITI Ltd, Manakpur.

2. The appellant through his RTI application dated 23.1.2012 sought information on five queries pertaining to service matters. Initially, the CPIO vide letter No. 381 dated 25.1.2012 transferred the RTI application to the CPIO, GSM Project Office of ITI, Pune. The CPIO, GSM, ITI, Pune vide Note dated 3.2.2012 returned the RTI application to the CPIO stating that all the queries were related to the ITI Ltd., Mankapur. The CPIO vide letter No., 388 dated 17.2.2012 replied to the appellant as follows: "(1) The payment towards TA/DA and actual expenses were made as per Rules; (2) The payment towards medical claims were made as per RO Medical Rules and for Grade-3 employees Rs. 15/- per

month and for Grade-4 employees Rs. 20 per month is deducted from their salaries.; (3 and 4) Appellant's representations were addressed to the General Manager and copies of these were not available in record; (5) Payment of arrears were made along with the salary of January, 2007. Thereafter the CPIO vide letter No. 401 dated 14.3.2012 provided particulars of payment of his salary for the period 26.12.2005 to 31.12.2005 and 24.1.2006 to 31.1.2006.

3. Not satisfied with the reply of the CPIO, the appellant filed first appeal dated 19.3.2012 before the FAA. The FAA vide letter No. No. GMS/AA/RTI/2012-13/Misc(40) dated 17.4.2012 directed the CPIO to provide copy of Circular regarding reimbursement of medical expenses of officials posted at GSM Sites as sought for at Point No. 2 of the RTI application. In compliance with the directions of the FAA, the CPIO vide letter No., 420 dated 1.5.2012 provided a copy of Circular dated 24.6.2002 issued in partial modification of Circular No. 1616 dated 15.6.2002 in which it is stated that all employees posted at GSM Project are hereby informed that as and when they will be transferred to GSM Project they will automatically become member of AMA Scheme and contribution towards membership shall be recovered from their salary every month as notified vide Circular No. 1616 dated 15.6.2002.

4. During the hearing the appellant contested on Point No. 2, 3, 4 and 5 of his RTI application. The appellant stated that at Point No. 5 that he joined GSM, Pune on 24.1.2006 after he was relieved from ITI, Manakpur on 26.12.2005. He has not received salary for 27 days the period 26.12.005 to 21.1.2006, inspite of the fact that he has availed leave towards joining time from 26.12.2005 to 6.1.2006 (12 days) and CL 7.1.2006 to 23.1.2006 (14 days). The appellant has produced before the Commission a copy of leave sanctioned by Manager, GSM Project, Pune. The respondent CPIO on the other hand states that he has not received his leave application and copies of his various representations at sought for at Point No. 3 and 4 of the RTI application.

5. Having considered the submissions of the parties and perused the relevant documents on file, the Commission is of the view that requisite information on Point No. 2 of the RTI application has been provided to the appellant. The Commission hereby directs the appellant to provide copies of his various representations at mentioned at Point No. 3 and 4 of the RTI application and copy of leave sanctioned towards his joining time and CL sanctioned, for release of his salary for the period from 26.12.2005 to 21.1.2006, **within one week** of receipt of this order. Thereafter, CPIO will provide information in respect of Point No. 3, 4 and 5 of the RTI application to the appellant **within two weeks**, after getting the requisite documents from the appellant.

The matter is disposed of on the part of the Commission with above directions/observations.

(Sushma Singh)
Information Commissioner

Authenticated true copy:

(K.K. Sharma)
OSD & Deputy Registrar

Address of the parties:

Shri Ashok Kumar Joshi,
96/3C Shivpuram,
Chaklal Mohammad,
Naini,
Allahabad (UP)

The CPIO,
ITI Ltd.,
Mankapur
District Gonda-27130 (UP)

The First Appellate Authority,
ITI Ltd.,

Mankapur
District Gonda-27130 (UP)