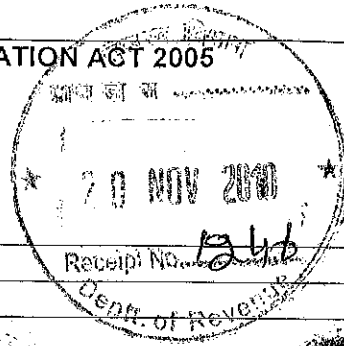


87-6678
(2)

APPLICATION UNDER RIGHT TO INFORMATION ACT 2005

TO
CPIO & UNDER SECRETARY,
DEPARTMENT OF REVENUE
NEW DELHI PIN CODE -110001



1	Name of the Applicant	RAKESH SHARMA
2	Father's Name	JAGDISH CHANDRA
3	Communication Address	5, DOCTORS LANE GOLE MARKET NEW DELHI, PIN CODE-110001
4	Information Requested	

Please provide me the following information point wise

Dear sir,

1. Let me know history of postings of DharamVeer SHARMA, Under Secretary Ad. II since his joining the service.
2. Details of his sensitive postings.
3. Period of postings in Drawback cells.
4. Integrity and temperament of the US as per his APAR's.
5. Names of all his controlling officers.
6. Assets movable and immovable- owned by him and declared to the government in Returns and under Lokpal bill.
7. Whether an enquiry was held against him for corruption or other charges and outcome thereof.
8. Complaints received against him and action taken on that?
9. Whether exporters association lodged complaints against him for irregularities in fixing drawback and brand rates?

Note- Information is sought to be provided by registered post only.

If whole information may not be provided, then it is requested to please provide me at least partial information as per the severability clause of section 10 of the RTI Act 2005.

I request you to follow Section 7(3) of the RTI Act 2005 for providing information/providing with photocopies of supporting documents related to the information requested above.

Below items (4.1 to 4.14) are for your kind information and consideration:

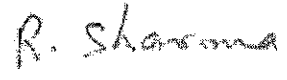
- 4.1 As per section 6(3) of the RTI Act 2005, In case, the requested information is held by another public authority, I request the PIO to transfer the application or part of it within FIVE days and immediately inform me about such transfer.
- 4.2 As per section 7(3) of the RTI Act 2005, In case, there are further fee required to provide the requested information, I request the PIO to inform me of the additional fee amount along with the calculations made to arrive at the amount.
- 4.3 As per section 5(3) of the RTI Act 2005, I request the PIO to provide assistance in getting the requested information.
- 4.4 As per section 7(9) of the RTI Act 2005, I request the PIO to provide the requested information in the form in which it is sought.
- 4.5 As per section 7(1) of the RTI Act 2005, I request the PIO to provide the requested information within 30 days.
- 4.6 As per section 7(8)(iii) and 7(3)(ii) of the RTI Act 2005, I request the PIO to inform me of the particulars of First Appellate Authority.

US,
Ad. II
20/11/09

RECEIVED DEPARTMENT OF FINANCE / GOVT. OF INDIA MINISTRY OF FINANCE / GOVT. OF INDIA ATTACHED TO THE SECRETARY'S OFFICE	
FTS No. 985365	20/11/09
Date of Receipt 22	11 / 2019

- 4.7 As per section 10(2) of the RTI Act 2005, In case the requested information is exempt from disclosure by any other law, I request you to provide that part of the record which does not contain any information which is exempt from disclosure under RTI Act 2005. FYI: "The RTI Act has over-riding effect vis-à-vis other laws inasmuch as the provisions of the RTI Act would have effect notwithstanding anything inconsistent therewith contained in the Official Secrets Act, 1923, and any other law for the time being in force or in any instrument having effect by virtue of any law other than the RTI Act "
- 4.8 As per section 7(8) of the RTI Act 2005, In case of rejection of my application, I kindly request you to provide the reason for such rejection and not just quote a section of RTI. Also, I request you to provide the details of Appellate authority.
- 4.9 As per section 8 (1) (j) of the RTI Act 2005, "... the information which cannot be denied to the Parliament or a State Legislature, shall not be denied to any person."
- 4.10 As per section 8(2) of the RTI Act 2005, "Notwithstanding anything in the Official Secrets Act, 1923 nor any of the exemptions permissible in accordance with sub-section (1), a public authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests."
- 4.11 As per section 7(2) of the RTI Act 2005, In case of no decision received within 30 days, the PIO shall be deemed to have refused the request.
- 4.12 As per section 6(2) of the RTI Act 2005, "An applicant making request for information shall not be required to give any reason for requesting the information or any other personal details except those that may be necessary for contacting him."
- 4.13 As per section 7(6) of the RTI Act 2005, "Notwithstanding anything contained in sub-section (5), the person making request for the information shall be provided the information free of charge where a public authority fails to comply with the time limits specified in sub-section (1)."
- 4.14 As per section 19(5) of the RTI Act 2005, "In any appeal proceedings, the onus to prove that a denial of a request was justified shall be on the Central Public Information Officer or State Public Information Officer, as the case may be, who denied the request"

Now, at the end, I may reasonably expect that, honorable PIO will honor the RTI Act and its clauses stated above while making decision on this RTI application so that, at least the wastage of time of higher authorities in further proceedings and Legal hassle could be avoided in appeal while discussing the same matter.

5	Declaration: I state that information sought does not fall within the restrictions contained in the Section 8 & 9 of the Act and to best of my knowledge it pertains to your office and I am a citizen of India.
6	<div style="text-align: right;">  (RAKESH SHARMA) </div>
7	Date: 16-11-2018 Enclosure: IPO No. 47F 445578