

RTI Appeal

**F.No. R.20011/147/2018-Ad.I
Government of India
Ministry of Finance
Department of Revenue**

**Shri Shibaji Dash
V/s
CPIO(Ad.I), Department of Revenue,
Ministry of Finance**

Subject:- Appeal under Section 19(1) of the RTI Act, 2005

Whereas, Shri Shibaji Dash, the appellant vide his RTI application dated 12.06.2018 had requested for the following information/document:

- (i) *Please provide copies of relevant notification / rules / Administrative Instructions / Circulars / Office Memorandum or any other, etc. laying down the selection process for appointment of Chairman / Member of the Central Board of Direct Taxes and the Central Board of customs and Excise during the period 1990 to February 2006.*
- (ii) *Between 1990 to February 2006 who constituted the Selection Committee for selection and recommendation of officers for appointment to the post of Chairman and Members of the Central Board of Direct taxes and Central Board of Customs and Excise?*
- (iii) *Was the composition of committee for selection and recommendation for appointment of aforesaid Chairman and Members between 1990 to February different from the Committee Constituted under the Recruitment rules 2006 enacted with effect from February 2006 and also after its amendment in December 2008? If so in what respect? Please specify.*
- (iv) *Can an Officer be appointed to a Secretarial ex-cadre and to a post completely out side his cadre post, through Departmental promotion procedure specified only for promotion for posts within the cadre?*
- (v) *Are or ever were, the posts of Chairman and Members of the Central Board Direct Taxes and Central Board of Customs and Excise, cadre posts, in their respective cadre?*

2. Whereas, the CPIO(Ad.I) vide letter dated 03.07.2018 furnished the following information to the applicant:-

1.	Between 1990 and 2006, there were no Recruitment Rules for the posts of Chairman and Members of the CBDT and CBEC. As per the consistent practice, selection was made amongst the senior most IRS/IC&CES officers.
2.	Any formal orders notifying the composition of this Special Committee of Secretaries is not available with the undersigned.
3.	No.
4.	Nil. (as the clarification does not covered under the definition of information as provided u/s 2(f) of the RTI Act)
5.	No

3. Whereas, the appellant has preferred an Appeal dated 27.07.2018 against the CPIO(Ad.I) for not furnishing the requested information with in stipulated time frame.

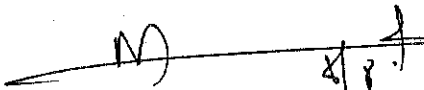
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4. I have gone through the RTI application dated 12.06.2018 and the reply of CPIO(Ad.I) dated 03.07.2018.

ORDER

The CPIO(Ad.I) has received the RTI application on 15.06.2018 and furnished the available information to applicant in respect of RTI application dated 12.06.2018 on 03.07.2018, within the prescribed time, i.e. within thirty days of the receipt of the request as stipulated in section 7(1) of the RTI Act, 2005. However, CPIO/US(Ad.I) is directed to supply the required information once again to the applicant within 03 days of this order. Accordingly, the appeal is disposed off.


o/c 
(B.V.R.C. Purushottam)
Deputy Secretary(Hqrs.) & 1st Appellate Authority
7.08.2018

To

Shri Shibaji Dash
Flat No 106, 2nd Floor
Harihar Palace, Shastri Nagar
Bhubaneswar-751001

Copy To:-

CPIO/US(Ad.I), Department of Revenue for necessary action.

Issued

9/8/2018

RTI Matter/Immediate

F.No. R-20011/147/2018-Ad.I
Government of India
Ministry of Finance
Department of Revenue

New Delhi, dated the 9th August, 2018.

To

Shri Shibaji Dash
Flat No 106, 2nd Floor
Harihar Palace, Shastri Nagar
Bhubaneswar-751001

Subject: Appeal under Section 19(1) of the RTI Act, 2005 - Furnishing of information-
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Sir,

I am to refer to Order of even no dated 08.08.2018 passed by the 1st Appellate Authority on the subject cited above and to forward herewith letter of even no dated 03.07.2018 addressed to you, for furnishing the available information in respect of your RTI application dated 12.06.2018.

Yours faithfully,



(Rajinder Kumar)

Under Secretary(Ad.I)/CPIO

Copy to:

✓ Deputy Secretary(Hqrs.) and 1st Appellate Authority, Department of Revenue

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16.8.18

Seen / Not

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~~Secy Ad.I~~

file
16/08/2018