

## **CENTRAL INFORMATION COMMISSION**

2<sup>nd</sup> Floor, August Kranti Bhawan,  
Bhikaji Cama Place, New Delhi-110066

**Decision No. CIC/SB/A/2015/000008/SB**

**Dated 14.10.2016**

**Appellant** : Shri Adishwar Jain,  
K-201, Kismat Complex,  
G.T. Road,  
Milleganj, Ludhiana,  
Punjab.

**Respondent** : The Central Public Information Officer,  
O/o the Customs (Preventive)  
Commissionerate,  
C.R. Building, The Mall,  
Amritsar, Punjab.

**Date of Hearing** : 14.10.2016

### **Relevant dates emerging from the appeal:**

RTI application filed on : 25.11.2014

CPIO's reply : 05.01.2015

First appeal filed on : 01.02.2015

FAA's order : 09.03.2015

Second appeal filed on : 09.06.2015

### **ORDER**

1. Shri Adishwar Jain filed an application dated 25.11.2014 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Customs (Preventive) Commissionerate, Amritsar seeking information on eighty points pertaining to the Show Cause Notice issued to Girnar Impex Limited and others by the Additional Director

General, Directorate of Revenue Intelligence (DRI) through its Regional Unit, 51-D, Sarabha Nagar and adjudicated by Commissioner, Custom (Adj), Office of the Commissioner of Customs (Preventive) Central Revenue Building, Amritsar.

**2.** The appellant filed a second appeal before the Commission on 09.06.2015 on the grounds that the CPIO deliberately provided not only wrong and false information but also suppressed the crucial information sought for by making misleading disclosures. The appellant requested the Commission to direct the PIO to provide correct and complete information/documents as sought by him.

**Hearing:**

**3.** The appellant Shri Adishwar Jain attended the hearing through video conferencing. The respondent was not present despite notice.

**4.** The respondent vide email dated 07.10.2016 has submitted that a second appeal in the matter has already been heard on 07.06.2016 and Decision passed vide No. CIC/KY/A/2015/000565/SB dated 10.06.2016

**5.** The appellant submitted that he was not able to attend the last hearing as the notice for hearing was received by him only on 08.06.2016 (however, as per the tracking record of India Post the notice of hearing was delivered on 02.06.2016).

**Decision:**

**6.** The Commission finds that the RTI application dated 25.11.2014 filed by Shri Adishwar Jain under consideration in this matter is identical to the RTI application considered in file No. CIC/KY/A/2015/000565/SB which was heard by the Commission on 07.06.2016 and disposed of vide decision dated 10.06.2016. The decision taken in that file will apply in the present case also.

7. With the above observations, the appeal is disposed of.
8. Copy of decision be given free of cost to the parties.

**(Sudhir Bhargava)**  
**Information Commissioner**

**Authenticated true copy**

**(V.K. Sharma)**  
**Designated Officer**