

CENTRAL INFORMATION COMMISSION

2nd Floor, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066

Decision No. CIC/SB/C/2015/000139

Dated 09.11.2016

Complainant : Shri Asim Kumar Das,
Central Excise Staff Qtrs.,
No.III/10, Ispatpally,
H.M. Sarani, Durgapur-713 212.

Respondent : Central Public Information Officer,
O/o the Commissioner, Customs, Central
Excise & Service Tax Customs, Central
Excise & Service Tax Commissionerate,
Durgapur, Satyajit Roy Sarani, City Centre,
Durgapur-713 216.

Date of Hearing : 09.11.2016

Relevant dates emerging from the complaint:

RTI application filed on : 04.07.2015

CPIO's reply : 14.08.2015/19.10.2015

First appeal filed on : 24.08.2015

FAA's order : 22.09.2015

Complaint filed on : 02.11.2015

ORDER

1. Shri Asim Kumar Das filed an application dated 04.07.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Customs, Central Excise and Service Tax (CCEST) seeking information on six points pertaining to a complaint filed by him on 18.06.2015 regarding illegal felling of tree inside Government premises by Shri Krishnapada Ghosh, Inspector.

2. The complainant filed a complaint dated 02.11.2015 before the Commission on the grounds that the CPIO has denied the information by citing wrong mode of payment of application fee and that the First Appellate Authority (FAA) had directed the CPIO to provide information as sought. However, the CPIO has provided incomplete and misleading information for which disciplinary action be recommended against the CPIO under Section 20(2) of the RTI Act.

Hearing:

3. The complainant Shri Asim Kumar Das was not present despite notice. The respondent Shri R.P. Singh, Assistant Commissioner and CPIO, Customs, Central Excise and Service Tax attended the hearing through video conferencing.

4. The respondent submitted that point wise information as per available records was provided to the complainant vide letter dated 19.10.2015. Hence, no further information remains to be provided to the complainant. The respondent further submitted that there is no formal order on record regarding felling of tree and that the trimming of the tree was an individual act done by the person concerned on his own. The respondent also stated that on receipt of a complaint from the complainant, an enquiry was initiated by the Vigilance Section of the Commissionerate of Customs, Central Excise and Service Tax, Durgapur.

Decision:

5. The Commission, after hearing the submissions of the respondent and perusing the records, observes that due information as per available records has been provided to the complainant by the respondent. Hence, no further action is required in the matter.

6. With the above observations, the complaint is disposed of.
7. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer