

RTI APPEAL DETAILS (आरटीआई अपील विवरण)	
Appeal Registration Number (अपील पंजीकरण संख्या) :	IFCIL/A/E/23/00017 RTI Appeal Received Date (आरटीआई अपील प्राप्त की तिथि) : 04/08/2023
RTI Request Registration No. (आरटीआई अनुरोध पंजीकरण संख्या):	IFCIL/R/E/23/00040 RTI Request Registration Date (आरटीआई अनुरोध पंजीकरण की तारीख) : 22/06/2023
Name (नाम) :	Gender (लिंग) :
Address (पता) :	
Pin code (पिन कोड) :	
State (राज्य) :	Country (देश) : India
Phone Number (फोन नंबर) :	Mobile Number (मोबाईल नंबर) :
Email-ID (ईमेल-आईडी) :	
Status (स्थिति) :	Urban Educational Status (शैक्षणिक स्थिति) :
Citizenship Status (नागरिकता) :	Indian Is Appellant Bellow Poverty Line ? (क्या अपील करनेवाला गरीबी रेखा से नीचे का है?) : No
CPIO Approached (संपर्क सीपीआईओ) :	38570 Date of Receipt of CPIO's Order/Decision(सीपीआईओ के आदेश / निर्णय के रसीद की तारीख) : Details not provided
CPIO's Order/Decision No. (सीपीआईओ का आदेश / निर्णय संख्या) :	Details not provided
Ground for Appeal(अपील का आधार) :	Provided Incomplete,Misleading or False Information
Text of RTI First Appeal (आरटीआई प्रथम अपील का पाठ) :	In response to my RTI application, the CPIO, IFCI has denied me requisite information by wrongly and misleadingly informing that the Family Pension is calculated as per the provisions of IFCI Pension Regulations, 1993 and he has advised me to refer to the said Regulations which are available on IFCI website. Against denial of information, I submit my first appeal with the request and hope that same will be considered judiciously and the stand of CPIO will not be endorsed mechanically, while sitting on the seat of justice.

2. As advised by the CPIO, just before writing this Appeal, I had thoroughly gone through the IFCI Pension Regulations, 1993 once again and found that NO provision of the said Regulations authorizes officials of IFCI to calculate the family pension with reference to the pay which existed in pay scales effective between 1.11.1992 to 31.10.1997 in the cases of employees who had retired on or after 1.11.1997 and had drawn pay and pension in the pay scales of 1.11.1997 to 31.10.2002 and from 1.11.2002 to 31.10.2007 periods. Therefore, the comments recorded at S.Nos.10, 12.2 and 12.4 and para 3 of the noting attached to my RTI application are not supported by any of the provisions of the Pension Regulations. This fact was also mentioned in my RTI application which has been ignored by CPIO and other officials. The CPIO also ignored to go through and follow the principles laid down in para 15 and 16 of Delhi High Court Judgment dated 22.1.2021 in WP (C) 900 of 2021 in the matter of Rakesh Kumar Gupta and Ors vs Central Information Commission. It is also felt that my RTI application has been responded without proper and thorough study of the IFCI Pension Regulations, 1993.

3. As the expenditure on family pension is incurred out of public exchequer, the same must be backed by a legal authority which authorizes the officials of IFCI to record that In respect of employees retired or died in harness after 1.11.1997, family pension and D.A. is calculated on pre-revised pay basis. No legal authority has been quoted while recording comments at S.Nos.10, 12.2, 12.4 and in para 3 of the noting attached to my RTI application. IFCI, being a Public Authority ought to be accountable and transparent for incurring the expenditure out of public funds. In the absence of a legal authority of any Rules or Regulations or Policy Circular, copies of which had been requested in my RTI application, recording of comments at S.Nos.10, 12.2, 12.4 and in para 3 of the said noting is unauthorized, illegal and ultra vires.

4. It is, therefore, prayed that CPIO, IFCI may kindly be advised to-

(a) Provide copies of documents which contain provisions that authorize the officials of IFCI to record notings as is done at S.No.10, 12.2, 12.4 and in para 3 of the noting attached to my RTI application and as were asked in my RTI application.

OR

(b) Confirm that none of the documents, copies of which have been asked for in my RTI application, exists in the rec