

## First Appellate Authority

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**From:** [REDACTED]  
**Sent:** 10 March 2024 08:30  
**To:** First Appellate Authority  
**Subject:** Appeal against the Disposal of the RTI Application No IFCIL/R/E/24/00010

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To  
The First Appellate Authority,  
IFCI Limited, New Delhi

Dear Shri [REDACTED]

The following appeal is submitted in connection with the above mentioned RTI Application. The Appeal has been necessitated due to the denial of the information sought by me .

At the outset please note that I was constrained to file an online appeal against the above application as the CPIO failed to adhere to the timelines of RTI Act. This is not the first time that the CPIO has failed on this count. As the reply has now been provided, I am submitting this appeal in response to the said reply of CPIO dated 08/03/2024

### Appeal:

1. Pl specify the competent Authority for withholding pension as per the Delegation of powers in terms of the relevant Rules followed by IFCI

Reply of CPIO: it is stated that for below board level officials, the powers for imposition of various penalties in terms of IFCI regulations, 1974,(amended from time to time) are with defined disciplinary authorities, as per the delegation of powers ( available on the website of IFCI) In view of the same, no specific competent authority could be specified for the purpose mentioned in the query.

2. The Number of cases in which such power has been exercised from the year April 2018 to December 2023

Reply: in response to query number 2,3, and 4it is stated that in view of our response to query number 1, no response becomes applicable for these queries.

3. The Designation of the Appellate Authority to whom an appeal can be made against the orders of withholding pension.

Reply: Same as item 2

4. The Number of such appeals filed from the year April 2018 to December 2023 and the status of the same specifying the numbers disposed and numbers pending.

Reply: Same as item 2

5. Copies of Noting recorded for payment of LIC Group Superannuation cash accumulation scheme at the Level of Executive Director and above from the period April 2018 to 2023. The Names of the Officials in the noting sheets and other personal information may pl be masked .

Reply: In response to query number 5, it is stated that the that while the contribution towards Lic group superannuation, cash accumulation scheme is advised and transferred on monthly basis, no notings are recorded.

An item wise reply provided by the CPIO has been furnished with a view to bring clarity to the appeal

Item 1 was specific to the imposition of penalty of withholding pension . Instead of specifying the same , the CPIO has gone around circles by stating that the same is defined in the Staff Regulations. This kind of reply was given in order to deny and avoid the other information which will be discussed below. The CPIO ought to have quoted the relevant clause of the staff regulations for withholding pension. Notwithstanding the above, in order to save time , I will take the information from the website of IFCI with the rider that the said regulations available are updated and no further amendments were made after uploading . A confirmation to the above effect would be helpful.

Item 2: The CPIO ought to have provided the specific information requested for. If the information is NIL the same could have been stated.


Item 3 and 4: My submissions are the same as item 1

Item 5: The CPIO has either failed to understand the question or deliberately misled the issue. The information was not in respect of the transfer of funds from IFCI to LIC after they are deducted from the salaries of the employees on a monthly basis.

I have specifically asked for the noting recorded in respect of the payment approved at the level of Executive Director by masking the personal information.

The reply of the CPIO is completely out of context, not connected with the question and solely made with an intent to evade the information requested for.

In view of the above, the FAA may pl look into the appeal and issue appropriate directions for providing the information.

  
RTI Applicant.  
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