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गुंटूर आयुक्तालय
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Office of the Commissioner of Central Tax
Guntur Commissionerate
C R Buildings :: Kanna Vari Thota ::
Guntur - 522004

GEXCOM/RTI/FAAA/6/2024-VIG-O/o COMMR-CGST-GUNTUR

Date : As signed

**ORDER NO.01/2024
(UNDER THE RIGHT TO INFORMATION ACT, 2005)**

Whereas, Shri.V L Narasimha, (hereinafter referred to as the 'Appellant') has filed an appeal dated 12-02-2024 under Section 19(1) of the RTI Act 2005 before the First Appellate Authority (FAA, for brevity), Guntur to his RTI application dated 12.01.2024.

2. As seen from the original RTI Application dated 12.01.2024, the Appellant has sought the following information:

“ It is informed that I Varanasi Lakshmi Narasimha was reported to duty in the cadre of Inspector on 01-01-2003 at Visakhapatnam-I Commissionerate as per the copy of joining report available with the Officer and entry regarding the same was noted in the SB but his pay was fixed in the cadre of Inspector wef 07-01-2003 as per the fixation of pay statement available in SB. Hence it is requested to clarify the date of fixation of pay in the cadre of Inspector and also provide the particulars of salary drawn and paid by the DDO for the period from 01-01-2003 to 31-05-2004 during the period worked in the formation of Customs and CE Visakhapatnam-I Commissionerate for process of his pension at the earliest.

3. The CPIO, Guntur CGST Division, Guntur Nellore vide letter C.No. V/32/01/2023-RTI dated 06.02.2024 has furnished the following information:

“ From the entry made in the Service Book of Shri. V.L. Narasimha, it was observed that he had reported to duty in the cadre of Inspector on 01-01-2003 at Hqrs. Office, Visakhapatnam-I Commissionerate and the Officer's pay was fixed in the cadre of Inspector w.e.f 07-01-2023 by Hqrs. Office, Visakhapatnam-I Commissionerate (as per the fixation of pay statement available in SB). Further, Shri. V.L. Narasimha worked in the formation of

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Customs & CE (Hqrs-I), Visakhapatnam during the period from 01-01-2003 to 31-05-2004, the particulars of salary drawn will be available with Customs & CE (Hqrs.-I), Visakhapatnam. In order to obtain the similar information which was sought by the Officer in this RTI application, a letter was forwarded to Visakhapatnam CGST Commissionerate by AO, Guntur Division on 14-12-2023 and as on date no information was received from them and therefore it is requested to obtain the necessary information from Vizag CGST Commissionerate.

4. The Appellant, upon receipt of the above reply from the CPIO to his RTI application dated 12.01.2024, has filed an appeal vide letter dated 12.02.2024 before me. The Appellant was given an opportunity for personal hearing on 26-02-2024 at 12.00 o'clock in the Office of the Commissioner of Central Tax, Guntur CGST Commissionerate, Goods & Services Tax Bhavan, Kannavarithota, Guntur (2nd Floor) to put forth his appeal. The Appellant however has not attended to the personal hearing on the above mentioned date and time, he forwarded a letter dated 19-02-2024 addressed to the Appellate Authority stating that " Where an application is made to a Public Authority requesting for an information, which is held by another Public Authority; or the subject matter of which is more closely connected with the functions of another Public Authority, the Public Authority, to which such Application is made, shall transfer the Application or such part of it as may be appropriate to that other Public Authority and inform the Applicant immediately about such transfer provided that the transfer of an Application pursuant to Sub-Section shall be made as soon as practicable but in no case later than five days from the date of receipt of the application.

FINDINGS

5. I have gone through the Appellant's RTI Application dated 12.01.2024, the information furnished by CPIO vide letter dated 07-02-2024, Appeal letter dated 12.02.2024 and submissions made by the Applicant vide his letter dated 19-02-2024. It is observed that the RTI application is with regard to that the Appellant has reported to duty in the cadre of Inspector on 01-01-2003 at Visakhapatnam-I Commissionerate as per the copy of joining report available with him and entry regarding the same was noted in the SB but his pay was fixed in the cadre of Inspector wef 07-01-2003 as per the fixation of pay statement available in SB and requested to clarify the date of fixation of pay in the cadre of Inspector and also requested to provide the particulars of salary drawn and paid by the DDO for the period from 01-01-2003 to 31-05-2004 during the period worked in the formation of Customs and CE Visakhapatnam-I Commissionerate for process of his pension

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at the earliest.

6. The Appellant in his appeal application and vide letter 19-02-2024 stated that Where an application is made to a Public Authority requesting for an information, which is held by another Public Authority; or the subject matter of which is more closely connected with the functions of another Public Authority, the Public Authority, to which such Application is made, shall transfer the Application or such part of it as may be appropriate to that other Public Authority and inform the Applicant immediately about such transfer .

7. In view of the above, since the information requested by the Applicant is available with Visakhapatnam-I Commissionerate, I am of the view that the present RTI application needs to be transferred to Visakhapatnam CGST Commissionerate under Rule 6(3) of the RTI Act, 2005 with intimation to the Applicant.

8. Accordingly the appeal is disposed of.

9. The appeal against this Order would lie before the Commissioner of Central Information Commission, 2nd Floor, C-wing, August Kranti Bhavan, Bhikaji Cama Place, New Delhi – 110 066 and if aggrieved, the same may be filed within ninety days from the date of receipt of the order communicating the decision of the FAA.

Signed by Upendra Kumar

Dhruv

Date: 05-03-2024 12:06:43

Reason: Approved

(UPENDRA KUMAR DHURUV)
FIRST APPELLATE AUTHORITY
JOINT COMMISSIONER

To
Shri V L Narasimha,
26-28-123/A,
Near Brahmangari Temple,
AT Agraharam,
Guntur 522 004.

Copy to the Assistant Commissioner/CPIO, Visakhapatnam CGST Commissionerate, Visakhapatnam for information and necessary action.

Copy to the CPIO, Assistant Commissioner of Central Tax, GST, Hqrs. Office, Guntur.