

	<p>माल और सेवा कर एवं केन्द्रीय उत्पाद शुल्क प्रधान मुख्य आयुक्त कार्यालय OFFICE OF THE PRINCIPAL CHIEF COMMISSIONER OF GST & CENTRAL EXCISE केन्द्रीय माल और सेवा कर एवं केन्द्रीय उत्पाद शुल्क अंचल : तमिलनाडु एवं पुदुच्चेरी CENTRAL GST & CENTRAL EXCISE ZONE : TAMILNADU & PUDUCHERRY जी एस टी भवन, सं. 26/1, महात्मा गांधी रोड, चेन्नई - 600 034 GST BHAWAN, No. 26/1, MAHATHMA GANDHI ROAD, CHENNAI - 600 034 ई - मेल / E-mail: rti.prcco.chennai@gmail.com दूरभाष / Ph. No.: 044-28331007 फैक्स / Fax No.: 044-28331015</p>	 <p>आज़ादी का अमृत महोत्सव</p>
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GCCO/RTI/APP/1178/2022-CCAESTT

Dated 12/2022

To

Shri.Jitender Kumar Yadav,
V.P.OBoriakamalpur, Tehsil Rewari,
Dist Rewari, Haryana, Pin:123401

Gentleman,

Sub: Information under Right to Information Act, 2005 - reg.

Please refer to your RTI application CBECE/R/T/22/01424 dated 28.10.2022 received in this office on 03.11.2022 filed under RTI Act, 2005. In this regard, the following is the reply.

1. As the information pertains to CBIC, the RTI is transferred to the CBIC under Section 6(3) of the RTI Act 2005.
2. The point -wise reply issued by DGHRD is as under
 - (1) The vacancy year for which the relaxation is required was mentioned as 01.04.2016
 - (2) The relaxation is required for 7 years as the earlier Recruitment Rules require 3 years for qualifying service only.
 - (3) List of officers for whom relaxation is required – **List enclosed as Annexure A**
Seniority list can be viewed via https://centralexcisechennai.gov.in/Chn_I_2020_File/CCA%20Estt.Dt.20.01.2021.PDF
 - (4) No. of live vacancies reported is as follows:

No. of live vacancies reported		
Year	PR	DR
2016	128	126
2017	41	28
2018	05	04
2019	07	04
2020	31	21
2021	09	06

2022	04	02
Total	225	191

3: The details were sent to DGHRD on 07.07.2022.

4. Only the available information is required to be furnished under section 2(f) of RTI Act 2005 which reads "Information" means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force,"

Further it is mentioned that the High Court of Bombay at Goa in Writ Petition No.419 of 2007 in the case of Dr. Celsa Pinto Vs. Goa State Information Commission has held on 03.04.2008 that the term 'information' as defined in the Right to Information Act does not include answers to the questions like 'why'. The relevant part of the judgment is reproduced below:

If you are not satisfied with the reply, you may file an appeal within thirty days from the date of receipt of this letter, before the Appellate Authority, whose designation and address is given below:

Shri.R.Gopalsamy,
Additional Commissioner,
O/o The Principal Chief Commissioner of GST & Central Excise,
26/1, Mahatma Gandhi Road,
Nungambakkam, Chennai – 600 034.

Yours faithfully,

Encls : As above

(RAJNI MENON)
ASSISTANT COMMISSIONER
CENTRAL PUBLIC INFORMATION OFFICER

Copy to The CPIO, RTI Cell
CBIC, Room No.77-A North Block, New Delhi-110001
The RTI is also transferred online.