Appeal 22/2022.

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

GCCO/RTI/FAAA/61/2022-CCAESTT-O/o Pr CC-CGST-ZONE Dated : /11/2022

ORDER-IN-APPEAL NO.20/2022-CCA-RTI(Appeals)

(Order passed by R.Gopalsamy I.R.S.,
Additional Commissioner and First Appellate Authority)

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1. This Order-in-Appeal is issued under Sub-Section (1) of Section 19 of the Right to Information Act, 2005.

2. An appeal against this order can be preferred to the Central Information Commission, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi – 110 067, under Sub-Section(3) of Section 19 of the Right to Information Act, 2005.

3. An appeal against this order must be filed within 90 days from the date of receipt of this order.

4. For further information regarding procedure of appeals, please visit http://cic.gov.in

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Shri Parameswaran Kalidas,
No288/88E, Anna Nagar,
Sirumugai, Coimbatore 641302

..... Appellant

Versus

The CPIO, Assistant Commissioner,
Office of the Principal Chief Commissioner of GST & Central Excise, Chennai Zone,
26/1, Mahatma Gandhi Road, Nungambakkam,
Chennai – 600034.

..... Respondent

Sub : Right to Information Act, 2005–Shri Parameswaran Kalidas, – Appeal against the information furnished by the CPIO, Assistant Commissioner vide GCCO/II/39/OTH/152/2021-CCAESTT-O/o PrCC-CGST Zone-Chennai – Passing of Order by First Appellate Authority under RTI Act, 2005 – Reg.

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o/c

RECEIVED & DISPATCHED
12.12.2022

Shri Parameswaran Kalidas, No288/88E. Anna Nagar. Sirumugai. Coimbatore 641302 (hereinafter referred to as "the appellant") filed an appeal dated 10.11.2022 under the Right to Information Act. 2005 (hereinafter referred to as "the RTI Act") against the reply given by the Central Public Information Officer. Office of the Principal Chief Commissioner of Central Excise. Chennai Zone. vide **GCCO/RTI/APP/1188/2022-CCAESTT** O/o PrCCO-CGST Zone-Chennai dated 09.11.2022.

2.1 The brief facts of the issue are that the appellant in his RTI application dated 07.11.2022 had sought the following information:

Information pertaining to the GST registration No.33ABOPN1883D1ZM relating to (1) GST Registration. (2) Ownership Details. (3) Date of Registration . (3) Until When the GST paid and till which year (for business activity), (4) when the GST registration is closed. (5) For which year GST tax paid and for which month and year transaction.

2.2 The CPIO vide the letter dated 09.11.2022 had replied that "the information sought for is available under https:www.gst.gov.in under search taxpayer tab. You are requested to search with the GSTIN registration number The registration falls under Centre jurisdiction, Annur Range. Tirupur Division. Coimbatore Commissionerate."

3. Aggrieved by the reply furnished by CPIO, the appellant filed an appeal dated 10.11.2022 before the First Appellate Authority under Section 19(1) of the RTI Act, 2005 and stated that CPIO had provided information which cannot be downloaded and has sought for certified copies of the information

DISCUSSIONS & FINDINGS

4. I have carefully gone through the RTI application, reply given by CPIO and appeal filed by the appellant.

4.1 The appellant in his RTI application dated 07.11.2022 had sought for information pertaining to the GST registration No.33ABOPN1883D1ZM which is very much available in the GST Portal. Hence the CPIO had rightly instructed the applicant with the available link in the GST portal to get the information.

4.2 Since the appellant was not able download the information from the GST portal and as the same is required to be submitted to the District Judicial Magistrate Court, Mettupalayam for legal reasons, as government official document or attested official document he has sought for the certified copies of the documents.

4.3 I find that the appellant has raised a new issue/sought a new information. It must be noted that **the process of appeal cannot be used to raise fresh issues before the Appellate Authority.**

4.4 However considering the importance of the information, I direct the CPIO to treat the present request of the appellant as fresh request under RTI and dispose the request as per law.

5. In view of the above, I proceed to pass the following order.

ORDER

I hold that the information furnished by the CPIO is sufficient in respect of the RTI filed and further direct the CPIO to treat the present request of the appellant as fresh request under RTI and dispose the request as per law. The appeal is disposed off on the above terms.

09/11/2021

(R.GOPALSAMY)
ADDITIONAL COMMISSIONER
FIRST APPELLATE AUTHORITY

Copy to:

Shri Parameswaran Kalidas,
No288/88E, Anna Nagar,
Sirumugai, Coimbatore 641302

Copy to:
The CPIO, Assistant Commissioner,
Office of the Principal Chief Commissioner of Central Excise, Chennai Zone.