



भारतीय लघु उद्योग विकास बैंक
SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA

By Registered AD

Ref. No.L00073862/RTI/A-11/2018

November 08, 2017

**FIRST APPELLATE AUTHORITY UNDER
RIGHT TO INFORMATION ACT (RTI ACT), 2005
SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA (SIDBI)
Appeal No.11/2017-18**

**APPEAL UNDER SECTION 19(1) OF THE RTI ACT BY SHRI ANIL HASANI
AGAINST ORDER NO.2266 DATED OCTOBER 25, 2017 OF
CENTRAL PUBLIC INFORMATION OFFICER (CPIO) OF SIDBI
REGARDING HIS RTI APPLICATION RECEIVED ON OCTOBER 31, 2017.**

Background:

The Appellant, Shri Anil Hasani, 61, Param Kalyan, Om Nagar, Halalpura, Bhopal, PIN- 462030, Madhya Pradesh has preferred the present appeal dated October 30, 2017 against the Order No.2266 dated October 25, 2017 by CPIO of Small Industries Development Bank of India (SIDBI) received on October 31, 2017.

Not satisfied with the said order, the appellant has preferred this appeal, requesting intervention of FAA in providing him information sought by him in his RTI application.

Observations :

I have gone through the contents of his Appeal dated October 30, 2017, as also the order No.2266 dated October 25, 2017 passed by CPIO in the matter. It is observed that vide his above RTI application; the appellant had sought information relating to settlement of his terminal dues with SIDBI.

I observe that the Appellant has requested at Sl. No. 1 to 6 of his appeal, to provide clarification, complete information and documents in respect of his query at Sl. No. 1, 2, 4 & 6 of his RTI Application. Appellant is advised that the RTI mechanism is meant for providing available information which is not exempted under provisions of RTI Act. The provisions of

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बैंक हिन्दी में पत्राचार का स्वागत करता है।

"सिडबी टॉवर", 15, अशोक मार्ग, लखनऊ - 226 001, दूरभाष : 0522-2288546-50, फैक्स : 0522-2288455-59.
"SIDBI Tower", 15, Ashok Marg, Lucknow-226 001, Tel. : 0522-2288546-50, Fax : 0522-2288455-59.

www.sidbi.in

RTI Act can not be resorted to for seeking redressal of grievances and/or seeking explanation, clarification and justification from the Public Authority for its actions. The appeal against Sl. No. 1, 2 & 4 are in the nature of clarification, explanation, justification etc., therefore, it is outside the purview of RTI Act, hence, not maintainable.

With respect to Sl. No. 6 of RTI Application, the Appellant has requested for a specific information i.e. Particular point or page where it is clearly mentioned that encashment of the Ordinary Leave (OL) balance on resignation is not permissible, CPIO is requested to ascertain the information from concerned vertical of SIDBI and provide the same to appellant, if available. If it is not available, the same may also be communicated to appellant.

With respect to Sl. No. 5 of his appeal i.e. about the appropriate outside authority to file complaint against SIDBI for grievances related to non payment/delayed payment of terminal dues, stopping payment of salary and perks arbitrary, etc, appellant is advised that he has raised new query which is generally not entertained at appellate authority. The Appellant may, however, approach the appropriate authority for redressal of his grievance if any.

Order :

I allow this appeal partly in respect of his Sl. No. 6 of RTI application and direct the CPIO to provide the information if available or otherwise within 20 working days from the date of receipt of the order. The appeal is disposed off accordingly.

Copy of this order be sent to the appellant and CPIO.

Sd/-

(यू. एस. लाल / U. S. Lal)

मुख्य महाप्रबंधक (विधि) तथा प्रथम अपीलीय प्राधिकारी
Chief General Manager (Legal) and
First Appellate Authority

Endt. No. L00073862 A/RTI/A-11/2017-18 of date

- 1] Shri Anil Hasani, 61, Param Kalyan, Om Nagar, Halalpura, Bhopal, PIN- 462030, Madhya Pradesh
- 2] Smt. Y. M. Kumari, GM & CPIO, SIDBI, Head Office, Lucknow.

[एस.बी. साहु / S. B. Sahu]

Assistant General Manager (Office of FAA)