



By Registered AD

Ref. No.L000106567/RTI/A-01/2018

May 10, 2018

**APPEAL No.01/2018-19 BEFORE
FIRST APPELLATE AUTHORITY UNDER
RIGHT TO INFORMATION ACT (RTI ACT), 2005**

Background:

The Appellant, Shri Pushkar Kumar, 1st Floor, Opposite Sai Peer Mandir, Main Road, Dakoha, Jalandhar, PIN: 144023, Punjab has preferred the present appeal dated April 18, 2018 under section 19(1) of RTI Act (received by office of First Appellate Authority (FAA) on April 18, 2018) against the Order No.2369 dated April 17, 2018 passed by CPIO requesting intervention of FAA in providing information sought by him in the RTI application.

Observations :

I have gone through the contents of his Appeal dated April 18, 2018, as also the order No.2369 dated April 17, 2018 passed by CPIO in the matter. It is observed that vide his RTI application dated March 28, 2018 the appellant had sought various information i.e. " status of action taken till date by SIDBI and clarification on grievances mentioned by the petitioner in his letter with ref. no. : 2018/FFS/01 dated 05/03/2018 addressed to Shri Rajiv Khandpal, Director-Startup India Section, Department of Industrial Policy & Promotion, Ministry of Commerce & Industry" with reference to letter no. P-38018/30/2018-STARTUP INDIA forwarded to SIDBI on date 23/03/2018 by Startup India Section, Department of Industrial Policy & Promotion, Ministry of Commerce & Industry against CPGRAMS portal registration no. PMOPG/D/2018/0092110 dated 08/03/2018.

बैंक हिन्दी में पत्राचार का स्वागत करता है।

भारतीय लघु उद्योग विकास बैंक

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The appellant in this appeal has sought to instruct the CPIO to provide the complete & true information as requested in RTI application within one week (Grievance are mentioned in his letter with ref. no. 2018/FFS/01 dated 05/03/2018 which has been forwarded to SIDBI as per letter no. P. 38018/30/2018-STARTUP INDIA of Department of Industrial Policy & Promotion). I observe that CPIO has informed to appellant that on checking in CPGRAMS portal there is no such registration as mentioned by the appellant and as such no information was available in that regard. Therefore, I did not find infirmity with the impugned order passed by CPIO and there is no incomplete, misleading or false information supplied as complained by the appellant. CPIO has supplied the information as per provisions of RTI.

However, on further enquiry with concerned Vertical / Department, it come to my notice that the clarification or grievance as made by the Appellant with reference to letter no. P-38018/30/2018-STARTUP INDIA forwarded to SIDBI on dated 23/03/2018 by Startup India Section, Department of Industrial Policy & Promotion, Ministry of Commerce & Industry was already replied by SIDBI vide letter no. L000106388/DCV(CDC) dated 08/05/2018 (copy attached). Therefore, information sought by Appellant has already been supplied by SIDBI.

Order :

The appeal is accordingly disposed of.

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



(यू. एस. लाल / U. S. Lal)
मुख्य महाप्रबंधक (विधि) तथा प्रथम अपीलीय प्राधिकारी
Chief General Manager (Legal) and
First Appellate Authority

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सिडबी.प्र.का.संख्या. 2019MAY09/2020106383/प्र.ऋ.उ. (सीडीसी)

08 मई, 2018

श्री पुष्कर कुमार / Shri Pushkar Kumar
स्टार्टअप को-फाउंडर / Startup Co-Founder
ओकाजोर ब्लूहॉक्स टेक्नोलॉजिज प्राइवेट लिमिटेड /
Okazor Bluehawks Technologies Pvt. Ltd.
पहली मंजिल, साई पीर मंदिर के सामने, मैन रोड /
1st Floor, Opp Sai Peer Mandir, Main Road
डाकोहा, जालंधर / Dakoha, Jalandhar-144023
ई-मेल/Email : pushkar@bluehawks.in

प्रिय महोदय / Dear Sir,

श्री पुष्कर कुमार - पंजीकरण संख्या.पीएमओपीजी/डी/2018/0092110
Shri Pushkar Kumar – Registration No.PMOPG/D/2018/0092110
स्पष्टीकरण के संबंध में / Clarifications regarding

कृपया अपने दिनांक 23 मार्च, 2018 के शिकायत का संदर्भ लें, जिसका पंजीकरण संख्या.पीएमओपीजी/डी/2018/0092110, जो हमें स्टार्टअप इंडिया, भारत सरकार, वाणिज्य एवं व्यापार मंत्रालय, उद्योग नीति व पदोन्नति विभाग से प्राप्त हुआ है। इस संबंध में,आपके द्वारा उठाए गए मुद्दों के संबंध में हमारी प्रतिक्रिया संलग्नक में प्रेषित की जा रही है।

Please refer to your grievance Registration No.PMOPG/D/2018/0092110 dated March 23, 2018 received by us from Startup India, Government of India, Ministry of Commerce & Industry, Department of Industrial Policy & Promotion. In this regard, our response to the points raised by you is given at Annexure.

उपर्युक्त को ध्यान रखते हुए, इस मामले को बन्द किया जाता है।
In view of the above, the matter has been treated as closed.

भवदीय,

दीप्ति

उप महाप्रबंधक

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Annexure

| Clarifications | SIDBI's Comments |
|---|---|
| <p>How the Funds were disbursed to the 42 companies which are not DIPP recognized Startups, under FFS? Since the FFS of Rs.10,000 crores has been setup only for DIPP recognized Startups</p> | <p>The relevant guidelines of DIPP for the operation of FFS are as under:</p> <ul style="list-style-type: none"> a) AIFs supported under FFS shall invest atleast twice the amount of contribution received from FFS in Startups qualifying as per the Gazette Notification G.S.R.180 (E) dated 17/02/2016 and further modification vide Notification G.S.R 501(E) dated 23/05/2017. b) As regards to confirmation of "Startup" status of investee companies, SIDBI is to obtain a certificate from respective Fund Manager regarding the Startup status of the investee company. <p>As seen from above, AIFs have to invest twice the contribution of funding received under FFS in Startups as defined by DIPP. However, AIFs needn't necessarily invest only in Startups recognized by DIPP certification under the FFS program. Further, after fulfilling the above, AIFs can invest in any other entity, if they desire.</p> |
| <p>Five companies recognized as Startups by DIPP has the same email address in the list available on website www.startupindia.gov.in, which means all the five companies are associated within the interests of single person/ group/ entity, out of 5 such companies, 3 have received funding under FFS as per the list provided by SIDBI.</p> | <p>Out of the 5 companies referred to, 3 companies which received funding under FFS are Fitrr Technologies Pvt Ltd, Oneifiable Technologies Pvt Ltd and Paradime Technologies Pvt Ltd.</p> <p>The ROC records of above 3 companies indicated that each company is distinct having its own registered office and board of directors.</p> |
| <p>We are a DIPP recognized Startup company consisting of team members who are student turned entrepreneurs along with full time founders, we have been struggling to get funds in order to scale our Startup since 28/05/2016, also being harassed by Union Bank of India till date for a loan application under their union Startup scheme, all because the guidelines to approach AIFs, their ability to response is nowhere mentioned.</p> <p>If AIFS are free to invest through FFS in companies which do not have DIPP recognition, there would be no importance of DIPP recognition, there would be no importance of DIPP recognition under Startup India.</p> | <p>The investment decisions by AIFs is according to their respective investment thesis and FFS guidelines.</p> |

