

**APPEAL No.12/2018-19 BEFORE
FIRST APPELLATE AUTHORITY UNDER
RIGHT TO INFORMATION ACT (RTI ACT), 2005**

Background:

The Appellant, Shri Badrinarayan Laddha, I-703, Laburnum Park, Magarpatta City, Hadapsar, Pune, PIN: 411013, Maharashtra has preferred the present appeal dated November 01, 2018 under section 19(1) of RTI Act (received by office of First Appellate Authority (FAA) on November 02, 2018) against the letter no. 129115/RTI-5/2481 dated September 28, 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 November 01, 2018, as also the letter no. 129115/RTI-5/2481 dated September 28, 2018 passed by CPIO in the matter. It is observed that vide his RTI application dated September 27, 2018, the appellant had sought various information related to Credit Guarantee Fund Trust for Micro and Small Enterprises (CGTMSE) i.e. (1) The sanctioning authority of the loan (of Nationalize Bank) covered under CGTMSE guarantee, is alleged by its controlling office of irregularity in sanction of the loan then inform whether the Bank is entitle to claim the CGTMSE guarantee amount, in such loan accounts please furnish following; (2) If the 1 above is yes then, inform the provision in the claim to report staff lapses in sanctioning the guaranteed loan, while submitting online application, to claim CGTMSE guaranteed amount by the Nationalize Bank; (3) Please share the format (electronic / hard copy) which is required to be submitted to claim CGTMSE claim by the nationalize bank.

Not satisfied with the reply given by the CPIO, the Appellant has made this appeal on the grounds that on the online platform the RTI application is shown disposed off just by forwarding to the concern Hon. CPIO of Credit Guarantee Fund Trust for Micro and Small Enterprises (CGTMSE) and the request was forwarded on 27/09/2018, therefore, status should be request forwarded and not disposed. Further, the Appellant mentioned that since he is yet to receive the information, it is deemed

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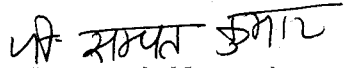


as refusal to furnish the information as per RTI prayer and requested to direct concern Hon. CPIO to furnish the information and action as per RTI Act against defaulting authorities for refusing information.

I observe that CPIO rightly transferred the application to the other Public Authority i.e. The CEO, Credit Guarantee Fund Trust for Micro and Small Enterprises (CGTMSE), 1002 & 1003, Naman Centre, 10th Floor, Plot No. C-31, G-Block, Bandra-Kurla Complex, Bandra (East), Mumbai- 400051 vide letter no. 129115/RTI-5/2481 dated September 28, 2018 under section 6(3) of RTI Act as the information sought pertains to that organisation. Further, it is also observed that the said RTI application was disposed of by CGTMSE vide letter no. CGTMSE/98/386 dated November 01, 2018 which is well within the time period and the appellant might have received the same. It is also observed that the other allegation made by the Appellant against CPIO regarding disposed of his RTI Application is baseless, unwanted and without any proper reason/ground. Both the CPIOs (SIDBI and CGTMSE) performed their duty rightly as per the provision of RTI Act. The Appellant is advised and warned that he should avoid such allegation against the Public Authorities and go through the RTI Act properly before giving any such comments to the CPIOs who are performing their duty sincerely. In view of the above, I do not find any infirmity in the order of the CPIO.

Order:

The appeal is accordingly disposed of.
Copy of this order be sent to the appellant and CPIO.


(जी सम्पत कुमार / G. Sampath Kumar)
मुख्य महाप्रबंधक तथा प्रथम अपीलीय प्राधिकारी
**Chief General Manager and
First Appellate Authority**