

भारत सरकार/ Government of India
अंतरिक्ष विभाग / Department of Space
विक्रम साराभाई अंतरिक्ष केंद्र/VIKRAM SARABHAI SPACE CENTRE
सूचना का अधिकार अधिनियम, 2005 के अंतर्गत
प्रथम अपील की कार्यवाही

PROCEEDINGS OF THE FIRST APPELLATE AUTHORITY UNDER THE
RIGHT TO INFORMATION ACT, 2005
Appeal No **23/2020** (File No.VSSC/RTI/7-2383)

अपीलकर्ता का नाम/ Name of Appellant	: Shri Bipinchandra B Parmar President, AIDIDEF Room No.28, Bldg. No.52 Space Application Centre Jodhur Tekra, Satellite Ahmedabad-380015
प्रतिवादी का नाम/ Name of Respondent	: Anil Kumar B Sr. Head, PGA/CPIO VSSC

1. **Background**

Shri Bipinchandra B Parmar, President, AIDIDEF, Space Application Centre, Ahmedabad-380015 vide application dated 20.10.2020 has sought certain information in 3 queries under RTI Act, 2005. As requested by the applicant CPIO, VSSC had transferred query No.1 to CPIO, DOS and query No.3 to CPIO, PRL vide letter dated 09.11.2020. In query No.2, the appellant has asked for the certified information/details of qualification of Diploma with First Class at the time of extending the benefit of upgradation of GP-4800 instead of GP-4600 (by violating or in absence of required qualification of Diploma or without First Class in Diploma as per clarification issued by DOS vide OM No.B27012/8/2006-III (v) dated 13.07.2018) in cases of Shri Ramachandran K (SC. No.25623), Shri Balachandran C (SC. No.20757), Shri Anthony MP(SC. No.20358), Shri Jayaraman KP (SC. No.22592) of VSSC who became Sr. Technical Assistant-A under CCMSS in terms of provision of para-5 of ISRO HQ OM No. HQ/ADMN/4.20(3) dated 01.10.1982. After collecting relevant information from the custodian of records, CPIO vide letter dated 17.11.2020 has informed the appellant that the DOS OM No. B27012/8/2006-III (v) dated 13.07.2018 is not available in VSSC. Having not satisfied with the information furnished by CPIO, the appellant has filed an appeal dated 23.11.2020 before the undersigned along with a copy of the OM No. B27012/8/2006-III (v) dated 13.07.2018.

2. **Prayers in the appeal**

The appellant has alleged that CPIO has deliberately not provided the factual information in spite of the details are available in records. By denying the information CPIO is supporting and protecting the above mentioned retired/ serving employees of VSSC from the recovery of illegally extended benefits enjoyed by them in the

absence of required qualification of Diploma with First class.

3. निर्णय/DECISION

On perusal of the records brought before me it is observed that the appellant has sought the certified information/details of qualification of Diploma with First Class at the time of extending the benefit of upgradation of GP-4800 instead of GP-4600 (by violating or in absence of required qualification of Diploma or without First Class in Diploma as per clarification issued by DOS vide OM No.B27012/8/2006-III (v) dated 13.07.2018) in respect of four personnel who became Sr. Technical Assistant-A under CCMSS. CPIO vide letter dated 17.11.2020 has informed the appellant that the OM No.B27012/8/2006-III(V) dated 13.07.2018 is not available in VSSC. However, a copy of the OM dated 13.07.2018 has been provided by the appellant to the undersigned and on perusal of the OM it is observed that the OM was issued by Department of Space addressed to Director, Semi Conductor Laboratory (SCL) for implementation of certain decisions exclusively for SCL. The said OM was purely meant for SCL considering various factors including migration of erstwhile SCL under Department of Space and therefore obviously the said OM was not made available to VSSC. As the requested information was sought on the basis of the aforesaid OM dated 13.07.2018 which was neither indented to VSSC nor was served to VSSC, VSSC is not bound to act based on the aforesaid OM for regulating the benefits of its employees. Since VSSC has not taken any action based on the aforesaid OM, the Public Authority is not in a position to gather the requested information. Accordingly, I do not find any merit in the appeal and therefore, the appeal is disposed of.

4. A second appeal against this decision lies with the Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi-110067, within ninety days from the date on which this decision is received.
5. This Appeal is disposed of at Thiruvananthapuram on the ^{14th} day of January, 2021.

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(डॉ. बिजु जैकब/Dr. Biju Jacob)

प्रथम अपीलीय प्राधिकारी /First Appellate Authority/
मुख्य नियंत्रक/Chief Controller

To

1. Shri Bipinchandra B Parmar
President, AIDIDEF
Room No.28, Bldg. No.52
Space Application Centre
Jodhur Tekra, Satellite
Ahmedabad-380015
2. CPIO, VSSC/IISU

AIDIDEF	ALL INDIA DOS-ISRO DALITS
	(SC/ST) EMPLOYEES FEDERATION
	(Reg. No. DRO/SJN/SOR/465/2015-16) Regd. Office: ISAC Campus, Old Airport Road, Vimanpura Post, Bangalore-560017

RTI MATTER
No. 2383
Date 23/11/2020

To
The Controller/Appellant Authority for RTI
VSSC, Trivandrum

November 23, 2020

Sub: 1st Appeal under RTI Act-2005.

Respected Sir,

1) This has reference to online RTI application vide Registration Number VSSCI/R/E/20/00078 dated 20.10.2020, in response, the CPIO vide letter No.VSSC/RTI/7-2383 dated 17.11.2020 deliberately diluted the subject matter in case of Sr. No.2 and the CPIO is believed that the CPIO of VSSC is very smart, therefore, the CPIO deliberately not provided the factual information in spite of available in records but intentionally diluted the subject matter as nowhere asked in the said RTI application to provide certified copy of DOS OM NO.B227012/8/2006-III(v) dated 13.07.2018 which is very much available with Federation which is enclosed for reference of the CPIO, therefore, Why Federation should asked the copy of the same? But asked certified information/details of qualification of Diploma with first class at time of extending the benefit of up gradation of GP-4800 instead of from GP-4600 in cases of Shri Ramachandran K (SC No.25623), Shri Balachandra C(SC NO.20757), Shri Anthony M. P (SC NO.20358), Shri Jayarman K P(SC NO.22592) of VSSC who were become Sr. Technical Assistant-A under CCMSS in terms of provision of para-5 of ISRO HQ OM No.HQ/ADMN/4.20(3) dated 01/10/1982 and these information/details are very much available in the personal file records of the said retired/serving employees of VSSC. Here, it is crystal cleared that the CPIO is supporting & protecting the said retired employees or serving employees from recovery of the said illegally extended the said benefits in absence of required qualification of Diploma with First Class which was not held by the said retired/serving employees.

Considering the above factual submission, it is requested to kindly allow this appeal and instruct to the said CPIO to act in terms of RTI Act and not act to protect employees belong to regionalism by hiding the factual information.


(Bipin Parmar)
President

AO RTI
for ma

23/11/2020