

**DIRECTORATE GENERAL OF VIGILANCE,
INDIRECT TAXES & CUSTOMS
HOTEL SAMRAT, CHANAKYAPURI, NEW DELHI-110021**

No. V-500/RTI/132/2020/9857-9881

Date:- /10/2020

29

Shri Kamlesh Kumar,
WZ-1080, Nangalraya,
Sahyogi Park, New Delhi-110046.

Sub:- Information sought under RTI ACT, 2005 – reg.

Please refer to your RTI application dated 17.10.2020, received in DGoV (Hqrs.) on 22.10.2020.

- Information sought w.r.t. Group-A Officers (Point No.1), is being gathered from all Zonal Units of Directorate General of Vigilance and will be provided in due course.
- Information sought w.r.t. Group-A Officers (Point No.2 to 4), pertains to Ad.V Section of CBIC. Hence, the RTI application is being transferred under Section 6(3) of RTI Act, 2005 to the CPIO, Ad.V, Section, CBIC, with request to provide the requisite information directly to you.
- Further, information sought w.r.t. to Group-B Officers (covering all 4 points) does not pertain to this office and may be available with the O/o Pr. Chief Commissioners/Chief Commissioners of GST and Pr. Chief Commissioners/Chief Commissioners of Customs. Hence, the RTI application is being transferred under Section 6(3) of RTI Act, 2005 to the CPIO, O/o the Pr. Chief Commissioners/Chief Commissioners of GST and Pr. Chief Commissioners/Chief Commissioners of Customs with the request to provide the requisite information directly to you.
- An appeal, if any against this order, lies with Shri Mukesh Kumar Pal, First Appellate Authority & Joint Commissioner (Vig.), Directorate General of Vigilance, Indirect Taxes & Customs, Room-321, 3rd Floor, Hotel Samrat, Kautilya Marg, Chanakyapuri, New Delhi within 30 days of receipt of this communication.

Yours Sincerely,

-sd-
(Amit Kumar)

CPIO/Assistant Commissioner (Vig.)

Copy to:

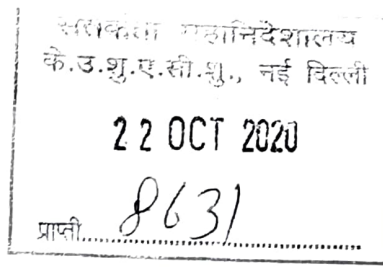
1. The CPIO, O/o All the Pr. Chief Commissioners/Chief Commissioners of GST and O/o All the Pr. Chief Commissioners/Chief Commissioners of Customs, CBIC along with copy of RTI Application dated 17.10.2020 of Shri Kamlesh Kumar with request to provide requisite information, with respect to Group-B Officers, directly to the applicant.

2. The CPIO, Ad.V, CBIC, 6th Floor, Bhikaji Cama Place, New Delhi-110066 along with copy of RTI Application dated 17.10.2020 of Shri Kamlesh Kumar with request to provide requisite information, w.r.t. Group-A Officers (Point No.2 to 4), directly to the applicant.

(Amit Kumar)

CPIO/Assistant Commissioner (Vig.)

4028
09.11.2020



To,

Date: 17.10.2020

The CPIO,

Directorate of Vigilance, HQ

2nd&3rd floor, samrat hotel,

Chanakyapuri, New Delhi

Subject: Seeking information under RTI Act 2005;

Sir/madam,

As you are aware that rule 14(24) of CCS(CCA) Rules, 1965 has been inserted vide Govt of India notification dated 02.06.2017 laying down a statutory period of 6 months for the completion of departmental inquiries against Govt servants, herein referred to as the 'statutory rule'. The same was circulated vide CBIC circular dated 01.08.2017 and your chairman also mentioned the same in his DO letter dated 30.08.2017.

The below listed information is solicited under the RTI act section 6 "Request for obtaining information";

1. The number of cases against Govt servants (both group A & B) registered in your entire vigilance organization (including all zonal units) whose date of registration of the case is between 01.04.2018 and uptill 31.03.2020 (including both the dates).
2. Among the above cases, please tell the number of cases where the statutory time period of 6 months for the completion of departmental inquiry as per the 'statutory rule' mentioned in 1st paragraph have elapsed as on 01.10.2020
3. Please tell the number of cases from among those cases in point number 2 above, wherein the departmental inquiry was NOT submitted within a period of 6 months as mandated by the 'statutory rule' above.
4. Please tell the number of cases where due to non-observance of the above statutory rule, action has been initiated against the inquiry officer of vigilance in compliance with para 3 of F.No. C - 14011/07/2016- Ad-V/8072 Dated 11.07.2018.

22/10
2020
(54)

No. of cases against group A & B govt employees of CBIC registered in all vigilance zones (and HQ, if any) from 01.04.2018 and uptill 31.03.2020 (including both the dates).	Number of cases (from among those in column 1) where the statutory time period of 6 months for departmental inquiry completion is over as on 01.10.2020	Number of cases (from among those in column 2) wherein the departmental inquiry was NOT submitted within a period of 6 months as mandated by the statutory rule.	Number of cases where due to non-observance of the statutory rule, action was taken against the inquiry officer of vigilance in compliance with para 3 of F.No. C - 14011/07/2016 Ad-V/8072 Dated 11.07.2018.

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Note that all the above answers are to be made in numeric figures in the below given tabular format;

While answering the questions please take note of the following;

- A. As per section 7(1) the Central Public Information Officer on receipt of a request under section 6 shall, as expeditiously as possible, **and in any case within thirty days of the receipt of the request**, either provide the information on payment of such fee as may be prescribed or reject the request for any of the reasons specified in sections 8 and 9. Please note that timely action is solicited and expected from your and no excuse of any nature shall be acceptable for non-time bound action in my RTI and relevant legal course shall be taken in this regard, if required.
- B. The requisite fee of Rs. 10 has been duly attached in this letter.
- C. The information sought here is not covered under section 8 of the RTI act – exemption from disclosure. It is evident from above that no names of the delayed cases have been asked, no names of inquiry officers responsible for delay have been asked. In fact the information is for public interest as delay in departmental proceedings waste a lot of taxpayers' money. Therefore, you are under statutory obligation under RTI act to provide the information.
- D. Please remember the clause of severability - Where a request for access to information is rejected on the ground that it is in relation to information which is exempt from disclosure, then, notwithstanding anything contained in this Act, access may be provided to that part of the record which does not contain any information which is exempt from disclosure under this Act and which can reasonably be severed from any part that contains exempt information.

Thanking you,



Kamleshkumar (Ph: 9205701814)

WZ – 1080, Nangalraya,

Sahyogi Park,

New Delhi - 110046