

तार : 'फूडकोर्प'  
Gram : 'FOODCORP'  
फैक्स नं : एचएफसीआई एनडी  
०६९९९२३४९३२४९  
००६९९९२३४९३९०३  
Fax No. : HFCI ND  
00911123413241  
00911123413103

भारतीय  
खाद्य  
निगम



FOOD  
CORPORATION  
OF INDIA

मुख्यालय  
नई दिल्ली  
Head Quarters  
New Delhi

आ0एस0ओ 9001 2000 प्रमाणित  
ISO 9001: 2000 CERTIFIED

१६-२०, बाराखम्बा लेन, नई दिल्ली-११०००९, दूरभाष-२३४९३८७९-२३४९४८७२-२३४९४८८०  
16-20, BARAKHAMBA LANE, NEW DELHI-110001, PHONE : 23413871-23414872-23414880

No.PGF/K-68/PC/NZ

Dated: 10.05.2013

Appellate Order U/S 19(1) of the Right to Information Act 2005

The Appellant herein Shri K.P.Lilwan r/o No.6/883, Padam Niwas, Section-18, Ulhasnagar-421003 (M.S) has preferred an appeal dated 08.04.2013 received in this office on 07.05.2013 on the reply furnished by FCI vide letter No.PGF/K-68/PC/NZ/88 dated 18.03.2013 against his RTI application dated 12.02.2013.

2. The Appellant vide his RTI application dated 12.02.2013 has pointed out following points :

i. The FCI is not aware that his case is related to the service rendered to Central Government i.e. 1952 to 1969 when FCI was not in existence in the Western Zone. Moreover FCI is not a competent authority to issue mis-leading and in-correct letter without verifying the factual position from all the concerned departments for old age matter related to Government period.

This short of correspondence exposed the working of FCI and the information given by FCI vide letter dated 18.03.2013 has got no relevancy.

ii. The Appellant has also enclosed the copy of letter No.4/1/20-12-43/P&PW(D) dated 31.10.2012 advising him to contact Administrative Department of Food Ministry, New Delhi. The Appellant has pursued his case to Ministry and Ministry has issued the clear cut order vide letter No.22015/72008 FC-3 dated 20.11.2012 in respect of pro-rata pension for the service rendered to the Central Government and option exercise by him.

3. However, on perusal of records, it observed that AGM(Pension) / CAPIO vide his letter dated 16.12.2008, 18/21.01.2013 & 18.03.2013 furnished information in respect of pro-rata pension during the service rendered in the Central Government.

### DECISION

The undersigned has gone through the relevant records available in Personnel Division of FCI, Hqrs and keeping the mandate of the RTI Act 2005 in mind and in interest of public service, the information in respect of above points, which was available in this division, were provided to applicant in consultation with Ministry of Consumer Affairs Food & Public Distribution and policy division of FCI, Hqrs. New Delhi.

The Director, Govt. of India, Ministry of Consumer Affairs, Food & Public Distribution vide communication No.220157/2008-FC.3 dated 24.09.2008 (copy enclosed) had already informed the applicant that the judgement on the writ petition No.3395 of 1984 in terms of Bombay High Court was examined in consultation with the Ministry of Finance and Ministry of Law and it was decided not to extend the benefits of pro-rata pension to retired ex-Central Government employees who were later absorbed in the FCI.

Further, on the request of Appellant, the copy of information given vide our letter dated 16.12.2008, 18/21.01.2013 & 18.03.2013 are enclosed.

Accordingly the appeal petition dated 08.04.2013 is disposed off.

तार : 'फूडकोर्प' Gram : 'FOODCORP' फॉक्स नं. : एचएफसीआई एनडी ०६६९९९२३४९३२४९ ००६९९९२३४९३९०३ Fax No. : HFCI ND 00911123413241 00911123413103	<b>भारतीय खाद्य निगम</b>  <b>FOOD CORPORATION OF INDIA</b>	मुख्यालय नई दिल्ली Head Quarters New Delhi
	आ0एस0ओ0 9001 2000 प्रमाणित ISO 9001: 2000 CERTIFIED	
	१६-२०, बाराखम्बा लेन, नई दिल्ली-११०००९, दूरभाष-२३४९३८७९-२३४९४८७२-२३४९४८८० 16-20, BARAKHAMBA LANE NEW DELHI-110001, PHONE : 23413871-23414872-23414880	

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As per section 19(3) of the RTI Act 2005, a second appeal against the decision shall lie within ninety days from the date of issue of the order with the Central Information Commissioner, B-wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066.

Yours faithfully,

*Ranish Chaturvedi*  
11.5.13

(R.K.CHATURVEDI)  
GENERAL MANAGER(PE)/APPELLATE AUTHORITY

Encl: As above.

Shri K.P.Lilwani,  
No.6/883, Padam Niwas,  
Section 18,  
Ulhasnagar-421003(M.S)

Copy to:  
DGM(RTI),FCI,Hqrs.New Delhi with reference to his note no.RTI/1(467)/12-13/114 dated 30-04-2013 for information

*Ranish Chaturvedi*  
10.5.13  
GENERAL MANAGER(PE)/APPELLATE AUTHORITY

*जारी तारीख  
मिलान*

*श्री क.पी.लिलवानी  
10/5/13*