

22/06/18
26/06/18
R.K. JAIN M.Com., LL.B.

President, Excise and Customs Bar Association

Editor of

GST LAW TIMES & EXCISE LAW TIMES

and author of

GST Law Manual; GST Tariff of India, Central Excise Tariff of India; Central Excise Law Manual; Customs Tariff of India; Central Excise Law Guide; Customs Law Manual; Excise & Customs Circulars & Clarifications; Excise & Customs Case Referencer; Service Tax Law Guide; Service Tax Handbook; Handbook of Duty Drawback; Valuation under Central Excise; Handbook of Foreign Trade Policy & Procedures

by
Customs, Excise & Service Tax
Appellate Tribunal
West Block No. 1512-B, Bhishm Pitamah Marg,
New Delhi - 110003

26/6/18
15
Wazir Nagar,

NEW DELHI - 110 003.

PHONE : 24693001-3004

MOBILE : 9810077977

Fax No. 011-24635243

26/6
RTI/P-195/10596/18/R22303

25-06-2018

CPIO

Customs Excise & Service Tax Appellate Tribunal,
West Block 2, R.K.Puram,
New Delhi - 110066

Sub: My RTI Application No. RTI/10596/18, dated 21/05/2018

Dear Sir,

As desired in your Letter F.No. 13-28/CESTAT/CPIO-ND/VPP/2018, dated 14-6-2018, please find **enclosed** herewith following postal Orders for Rs. 55/-

1. Postal Order No. 93G 296224 for Rs. 50/-.
2. Postal Order No. 70C 849020 for Rs. 5/-.

The excess amount of Rs. 3/- is waived in your favour.

Thanking you,

Yours faithfully,


[R.K. Jain]

Encl: As above

JY

2142/CR/2018
18/06/2018

(14)

R.K. JAIN M.Com., LL.B.

President, Excise and Customs Bar Association

Editor of

EXCISE LAW TIMES & SERVICE TAX REVIEW

and author of

Central Excise Law Guide; Central Excise Tariff of India;
Central Excise Law Manual; Customs Tariff of India;
Customs Law Manual; Excise & Customs Circulars
& Clarifications; Excise & Customs Case Reference;
Service Tax Law Guide; Service Tax Handbook;
Handbook of Duty Drawback on Goods &
Services; Valuation under Central Excise; Hand-
book of Foreign Trade Policy & Procedures

1512-B, Bhisim Pitamah Marg,
Wazir Nagar,
NEW DELHI - 110 003.
PHONE : 24693001-3004
MOBILE : 9810077977
Fax No. 011-24635243
West Block No. 2, R.K. Puram,
New Delhi-110066

RTI/P-195/10606/18/R22273
16-06-2018

Shri V.P.Pandey
CPIO & Asst. Registrar
Customs Excise & Service Tax Appellate Tribunal,
West Block 2, R.K.Puram,
New Delhi - 110066

Sub: My RTI Application No. RTI/10606/18, dated 26/05/18

Dear Sir,

As desired in your F.No.13-34/CESTAT/CPIO-ND/VPP/2018 dated 05-06-2018,
please find **enclosed** herewith following postal Orders for Rs.70/-

1. Postal Order No 93G 295927 for Rs.50/-.
2. Postal Order No 18G 287293 for Rs. 20/-.

Thanking you,

Yours faithfully,

[R.K. Jain]

Encl: As above
PI

2141/CR/2018
18/06/2018

13

R.K. JAIN M.Com., LL.B.

President, Excise and Customs Bar Association

Editor of

EXCISE LAW TIMES & SERVICE TAX REVIEW

and author of

Central Excise Law Guide; Central Excise Tariff of India;
Central Excise Law Manual; Customs Tariff of India;
Customs Law Manual; Excise & Customs Circulars
& Clarifications; Excise & Customs Case Referencer;
Service Tax Law Guide; Service Tax Handbook;
Handbook of Duty Drawback on Goods &
Services; Valuation under Central Excise; Hand-
book of Foreign Trade Policy & Procedures

by
Customs, Excise & Service Tax
Appellate Tribunal

18/06/2018
1512-B, Bhisim Pitamah Marg,

West Block No. 2, R.K. Puram, Wazir Nagar,
New Delhi - 110066

NEW DELHI - 110 003.

PHONE : 24693001-3004

MOBILE : 9810077977

Fax No. 011-24635243

12/6
RTI/P-195/10606/18/R22273

18/06
16-06-2018

Shri V.P.Pandey
CPIO & Asst. Registrar
Customs Excise & Service Tax Appellate Tribunal,
West Block 2, R.K.Puram,
New Delhi - 110066

Sub: My RTI Application No. RTI/10606/18, dated 26/05/18

Dear Sir,

As desired in your F.No.13-34/CESTAT/CPIO-ND/VPP/2018 dated 11-06-2018,
please find **enclosed** herewith following postal Orders No 44F 014050 for Rs.10/-

The excess amount of Rs.4/-is waived in your favour.

Thanking you,

Yours faithfully,



[R.K. Jain]

Encl: As above
PI

(12)

F. No. 13-28/CESTAT/CPIO-ND/VPP/2018
Customs, Excise and Service Tax Appellate Tribunal
West Block No. 2, R.K. Puram, New Delhi-110 066

CPIO ID No. 13-28/2018

Subject: Information under Right to Information Act 2005.


Sir/Madam,

Please refer to your RTI application No. 10596 dated 22.05.2018, under RTI Act, 2005 the information received from **DR (Admin)** containing ~~19~~ ²⁰⁺⁶⁼²⁶ pages is enclosed herewith for your reference please.

Therefore, you are requested to please acknowledge the receipt and deposit Rs. ~~19~~ ²⁰⁺⁶ x 2 = ~~38~~ ⁴² (@ 2/- per page) to this Tribunal by cash or DD in favour of Accounts Officer, CESTAT, New Delhi.

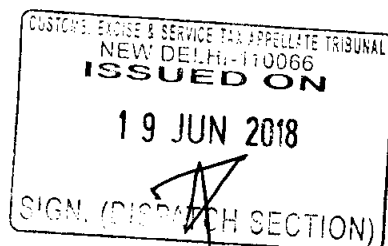
Note:

1. RTI application's replies which are related to outer benches may be gathered from there by filing RTI applications there directly, for facilitation, CPIOs are nominated at all outer benches separately.
2. If aggrieved, you may file an appeal under section 19 of RTI Act within thirty days before Hon'ble First Appellate Authority, CESTAT New Delhi.


CPIO
CESTAT, New Delhi
Date: 14.06.2018

To,

Sh. R.K. Jain
1512-B, Bhishm Pitamah Marg,
Wazir Nagar, New Delhi-110003



F. No. 33/RTI/Misc./CESTAT-ND/Admn.2018- Vol III
Customs Excise & Service Tax Appellate Tribunal
West Block No. 2, R.K. Puram, New Delhi – 66

(6) (11)

Dated : 14/06/2018
CPIO ID No.13-28/2018

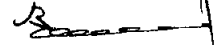
Administration Section

Sub : Information sought under Right to Information Act, 2005

Sir,

With reference to endorsed copy of your letter dt.04-06-2018 in CPIO ID No.13-28/2018 and reply of PA to Registrar, the letter mentioned at Para A is not a DO letter, it is a forwarding letter of grievance filled by Shri BSV Murthy, copy of the same is enclosed herewith for reference. – 05 pages. All the other information has been provided by letter dated 11-6-2018.

Yours faithfully,



Deputy Registrar (Admn.)

To
CPIO/A.R., CESTAT, N. Delhi.

✓

Dated: 11.06.2018
I.D. No. 13-28/2018

Sir,

Sub : Information sought under Right to Information Act, 2005

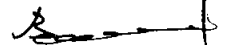
With reference to the RTI application filed by Sh.R.K. Jain in CPIO
I.D.No. 13-28/2018, the information sought is as under;

- A. Does not pertain to Admn. section.
- B. No communication from the Ministry is available in File No. 27(39)/Trans. Policy/CESTAT/Admn.08 in relation to transfer order dated 9.5.18. *(Copy of Dispt. NO 4458 given to Admn. by letter 14-06-18 also encl. 06 Page)*
- C. Office copy of the order and copy of relevant page of despatch register are enclosed.
- D. Copies of relieving report/joining report available on records is enclosed. No Member has been transferred from Delhi by order dated 09.05.2018. However, Sh. Anil Choudhary , M(J) was on leave and present at Delhi on leave on 11.05.2018, the date of his relinquishment of charge. Smt Archana Wadhwa, M(J) was also present at Delhi on leave on 11.05.2018 and requested by letter dated 11.5.18 to allow for deemed relinquishment of charge from CESTAT, Chennai.
- E. Copy of representation is enclosed.
- F. Copy of Finance ministry's order dated 10.05.2018 is enclosed as desired.

Pages 20-19

Encl: As above

Yours faithfully,



(Bineesh Kumar K.S.)
Deputy Registrar (Admn.)

To
CPIO/A.R. , C.E.S.T.A.T., N.Delhi.

Y. G. 10/10/18 *10/10/18* *10/10/18* *10/10/18* *10/10/18*
Registrar

9

F. No. 13-28/CESTAT/CPIO-ND/VPP/2018
Customs, Excise and Service Tax Appellate Tribunal
West Block No. 2, R.K. Puram, New Delhi-110 066

CPIO ID No. 13-28/2018

Subject: Information under Right to Information Act 2005.

Sir/Madam,

Please refer to your RTI application No. 10596 dated 22.05.2018, under RTI Act, 2005 the information received from **PA to the Registrar** containing 06 pages is enclosed herewith for your reference please.

Therefore, you are requested to please acknowledge the receipt and deposit Rs. 06 x 2=12 (@ 2/- per page) to this Tribunal by cash or DD in favour of Accounts Officer, CESTAT, New Delhi.

Note:

1. RTI application's replies which are related to outer benches may be gathered from there by filing RTI applications there directly, for facilitation. CPIOs are nominated at all outer benches separately.

2. If aggrieved, you may file an appeal under section 19 of RTI Act within thirty days before Hon'ble First Appellate Authority, CESTAT New Delhi.

[Signature]
CPIO
CESTAT, New Delhi
Date: 04.06.2018

To,

Sh. R.K. Jain
1512-B, Bhishm Pitamah Marg,
Wazir Nagar, New Delhi-110003

Copy to:

[Signature] DR (Admin) for information (Copy of reply of PA to the registrar is enclosed) *with request to direct the concerned staff for providing info. at the earliest pl.*

o/c



Customs Excise & Service Tax Appellate Tribunal
West Block No.2, R.K. Puram, New Delhi – 66

④
⑧

Dated : 31.05.2018
CPIO I.D. No. 13-28/2018

Sub: Information under the RTI Act, 2005 – reg.

With reference to the RTI application no. RTI/P-195/10596/18 dated 21.5.2018 filed by Shri R.K. Jain in CPIO I.D. No. 13-28/2018 and with reference to CPIO letter dtd 29.5.2018, I am directed to inform you that the relevant information pertaining to Registrar office is as under:

- (A) Letter received from Commissioner (Coord), Ministry of Finance, Deptt. of Revenue has been forwarded to Deputy Registrar (Admn.) vide diary no. 4438 of 2017 dtd 14.11.2017.
- (B-C) The relevant information may be sought from Deputy Registrar (Admn.)
- (D) Copies of relieving and joining report of Members may be obtained from Deputy Registrar (Admn.). The copies of the tour given to the Member, specified therein, after their transfer containing 06 pages is enclosed herewith (Tour order no. 32, 33,34,36, 38, 40 of 2018)
- (E) The relevant information may be sought from Deputy Registrar (Admn.)
- (F) The letter dated 10.5.2018 from the Ministry of Finance has been sent to Deputy Registrar (Admn.) vide diary no. 1744 dtd. 16.5.2018. Copy of the same may be obtained from DR (Admn.).


P.A. to Registrar

To

CPIO, CESTAT, New Delhi

(1)

F. No. 13-28/CESTAT/CPIO-ND/VPP/2018
Customs, Excise and Service Tax Appellate Tribunal
West Block No. 2, R.K. Puram, New Delhi-110 066

CPIO ID No. 13-28/2018

Subject: Information under Right to Information Act 2005.

Sir/Madam,

Please refer to your RTI application No. 10596 dated 22.05.2018, under RTI Act, 2005 the information received from **SPS to the Hon'ble President** containing 03 pages is enclosed herewith for your reference please.

Therefore, you are requested to please acknowledge the receipt and deposit Rs. 6 (@ 2/- per page) to this Tribunal by cash or DD in favour of Accounts Officer, CESTAT, New Delhi.

Note:

1. RTI application's replies which are related to outer benches may be gathered from there by filing RTI applications there directly, for facilitation, CPIOs are nominated at all outer benches separately.

2. If aggrieved, you may file an appeal under section 19 of RTI Act within thirty days before Hon'ble First Appellate Authority, CESTAT New Delhi.

[Signature]
CPIO

CESTAT, New Delhi
Date: 29.05.2018

To,

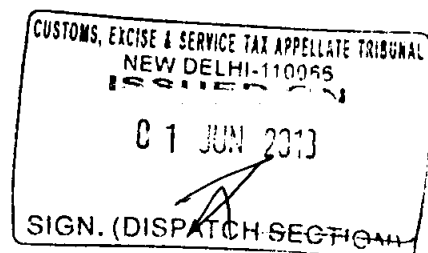
Sh. R.K. Jain
1512-B, Bhishm Pitamah Marg,
Wazir Nagar, New Delhi-110003

Copy to:

PA to the Registrar for information (Copy of reply of SPS (JKG) to the Hon'ble President)

dm
01/06/18

[Signature]



(6)

CUSTOMS, EXCISE & SERVICE TAX APPELLATE TRIBUNAL
NEW DELHI

28.05.2018

SUB : RTI REPLY TO CPIO ID NO. 13-28/2018

This is with reference to your communication F.No. 13-28/CESTAT/CPIO-ND/VPP/2018 dated 22.05.2018 for furnishing information under RTI Act, 2005.

Before providing the desired information, it would be advantageous to appreciate again the exact intent of the Legislature laid down under Section 5(4) and 5(5) of the Act which reads as under :

“5(4) The Central Public Information Officer or State Public Information Officer, as the case may be, may seek the assistance of any other officer as he or she considers it necessary for the proper discharge of his or her duties.”

AND

“5(5) Any officer, whose assistance has been sought under sub-section (4), shall render all assistance to the Central Public Information Officer or State Public Information Officer, as the case may be, seeking his or her assistance and for the purposes of any contravention of the provisions of this Act, such other officer shall be treated as a Central Public Information Officer or State Public Information Officer, as the case may be.”

Section 5(4) provides that **CPIO may seek assistance of any other officer for proper discharge of his/her duties** and Section 5(5) binds the concerned Officer to **assist the CPIO** for providing the information to the Applicant. Therefore, the given below desired information is being supplied under Section 5(4) of the Act :

(A)	During the period 01.06.2016 till date, dak received in the O/o Hon'ble President including DO letters, if any, from the Ministry of Finance/Department of Revenue are marked to Registrar. Hence, unable to provide the copies thereof. Rest of the information sought does not relate to the Secretariat of Hon'ble President.
(B)	Dak received in the O/o Hon'ble President including Ministry of Finance/Department of Revenue, if any, are marked to Registrar. Hence, unable to provide the copies thereof. Rest of the information sought does not relate to the Secretariat of Hon'ble President.
(C)	Does not pertain to the O/o Hon'ble President.
(D)	Does not pertain to the O/o Hon'ble President.

(E)	Dak received in the O/o Hon'ble President are marked to Registrar. Hence, unable to provide the copies thereof. Rest of the information sought does not relate to the Secretariat of Hon'ble President.
(F)	Copy of Transfer Order of the Ministry of Finance dated 10.05.2018 was received on 14.05.2018 by post is enclosed herewith.

Reference Note 3 : Kindly specify the provision under which the information can be directly sent to the Applicant in the presence of appointed CPIO by the competent authority.



SPS TO HON'BLE PRESIDENT

CPIO

New Delhi, the 10th May, 2018

Office Order

Subject: - Transfer Policy of Members of The Customs, Excise and Service Tax Appellate Tribunal (CESTAT) – Reg.

In supersession of the Transfer Policy issued vide Department of Revenue office order of even no. dated 27.07.2006, the following guidelines on the transfer policy of Member (CESTAT) are laid down with the approval of the Appointments Committee of the Cabinet (ACC):

The initial posting or transfer of the Members shall be done by the Central Government in consultation with the President, CESTAT, having regard ordinarily to the following: -

- A. A Member, save and except for sufficient and cogent reasons shall not be posted at a place where he had held a judicial office or any office of the Union/State or had been practicing as an Advocate, as the case may be.
- B. A Member may not be posted at a place where any of his parents, spouse or other close relation is practicing as an Advocate in related matters.
- C. Save and except for sufficient and cogent reasons the Member shall not be posted at a place for a period exceeding three years. Ordinarily, a Member may not be posted at a place where he was earlier posted unless a period of two years has elapsed.

Arvind Saran

(Arvind Saran)
Deputy Secretary to the Govt. of India

Copy to:-

- 1.) ✓ PPS to President, CESTAT, New Delhi.
- 2.) All the Members of CESTAT.
- 3.) Sh. A Mohan Kumar, Registrar, CESTAT

Arvind Saran

(Arvind Saran)
Deputy Secretary to the Govt. of India

365/Pr-18
14/5/18

3

F. No. 13-28/ CESTAT/CPIO-ND/VPP/2018
Customs, Excise and Service Tax Appellate Tribunal
West Block No. 2, R.K. Puram, New Delhi-110 066

CPIO ID No. 13-28/2018

Subject: Information sought under RTI Act, 2005.

Sir/Madam,

Please refer to RTI application of Shri/Smt. R. K. Jain (No. 10596 dated 22.05.2018.2018) received in this office on 22.05.2018, under RTI Act 2005 (copy enclosed) wherein certain information are sought as mentioned therein is related to your section.

Therefore, in terms of the provisions of Section 5(4) read with Section 5(5) of RTI Act 2005 the RTI application CPIO ID No. **13-28/2018(CESTAT)** is forwarded herewith to you as **CPIO** under section 5(4), with request to provide the correct and para wise information/inspection on or before 06.06.2018 directly to the applicant as permissible under the RTI Act & DOP & T. O.Ms within the stipulated time, failing which, as CPIO under section 5(4), you will be responsible for delay/denial and penalty if any, under section 20 of RTI Act. Further requested to follow OM No.12/31/2013-IR dated; 12.02.2013 circulated on 23.05.2013 and O.M. No. 1/18/2011-IR dated 16.09.2011.


Note:-

1. If the information is not available with your section or you, if possible, please reply from where it may be retrieved, without delay within 05 days.

2. RTI application's replies which are related to outer benches may be gathered form there by filing RTI applications there directly, for facilitation, CPIOs are nominated at all outer benches separately.

3. To provide the requisite information, if available and permissible, directly to the applicant, subject to the provisions of the Act and the rules made thereunder, under intimation to the undersigned.

Encl: As above.


CPIO
CESTAT New Delhi
Date: 22.05.2018

For Compliance to:


1. SPS to the Hon'ble President
2. PA to the Registrar
3. DR (Admin)

Copy to: (For Information)

Sh. R.K. Jain
1512-B, Bhishm Pitamah Marg,
Wazir Nagar, New Delhi-110003

23/5/18
23/5

23/5/18


CUSTOMS, EXCISE & SERVICE TAX APPELLATE TRIBUNAL
NEW DELHI-110066
ISSUED ON
23 MAY 2018
SIGN. (DISPATCH SECTION)

M3/CR/2018
22/05/2018

Application under Section 6 of the Right to Information Act, 2005

ID-13-28/2018(CESTAT)

Ref. No. :RTI/P-195/10596/18

Dated : 21-05-2018

To

CPIO
Customs Excise & Service Tax Appellate Tribunal,
West Block 2, R.K. Puram,
New Delhi - 110066

Customs, Excise & Service Tax
Appellate Tribunal
22 MAY 2018
West Block No. 2, R.K. Puram,
New Delhi-110066

1.	Name of the Applicant	R.K. Jain
2.	Address	1512-B, Bhishm Pitamah Marg Wazir Nagar New Delhi-110003
	(b) Phone Nos.	09810077977, 011-24651101, 011-24690707
	(c) Fax No.	011-24635243
3.	Whether a Citizen of India	Yes
4.	Particulars of Information	
	Details of information required	(A) Please provide copies of the DO's letters which have been received from the Ministry of Finance/Department of Revenue and addressed to the President, CESTAT or Registrar, CESTAT, from 1-6-2016 till the date of providing the information and also provide date wise details of the action taken thereon. (B) Please provide copy of the communication received from the Ministry of Finance, Department of Revenue, in relation to the Transfer Order dated 9-5-2018 from File No. 27(39)/Trans.Policy/CESTAT/Admn.08, and also the copy of the response given and present status of the matter. (C) Please provide the details as to the mode of despatch of the Transfer order F. No. 27(39)/Trans.Policy/CESTAT/Admn.08, dated 9-5-2018 and also the copies of the records, evidencing despatch of the said order to all concerned including to regional Benches of CESTAT. (D) Please provide copy of the relieving report and joining report of Mrs. Archana Wadhwa, Shri D.M. Mishra, Shri Anil Choudhary, Shri Ramesh Nair, Shri Raju and Shri P. Dinesha, in pursuance to the aforesaid transfer order dated 9-5-2018 and the station at which the six officers were physically present on the date of

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		<p>relieving report and details of the tours given to these after their going.</p> <p>(E) Please provide copies of representation/communications received from Member in relation to transfer order dated 9-5-2018 and also the copies of decision taken and response given.</p> <p>(F) Please provide copy of the Finance Ministry order dated 10-5-2018 regarding Transfer Policy and details of the date and mode of its receipt.</p> <p>Note:-Please provide pointwise information/response for each of above points.</p>
5.	I state that the information sought is covered under RTI Act and does not fall within the exemptions contained in sections 8 or 9 or any other provisions of the Right to Information Act, 2005 and to the best of my knowledge it pertains to your office. Information is being sought in larger public interest.	
7.	A Postal Order No. 44F 063084 for Rs. 10 towards payment of fee is enclosed herewith.	
8.	As per Section 7 of the RTI Act, 2005 information is to be provided within 30 days of the Application.	



Signature of Applicant
Telephone No. : 9810077977
011-24651101, 24690707
Fax No. 011-24635243

Place : New Delhi
Encl. : as above

JY/---