

THE NATIONAL SMALL INDUSTRIES CORPORATION LIMITED,
(A GOVERNMENT OF INDIA ENTERPRISE)

"N.S.I.C. BHAWAN"

OKHLA INDUSTRIAL ESTATE, NEW DELHI-110020



ESTD 1901:2008

SIC/HO/RTI/CPIO(17)/2014-15

Dated: 17/07/2015

Shri Rajeev Kumar,
E-272, Street No.4,
Shashtri Marg, East Babarpur,
SHAHDRRA,
DELHI- 110032.

Subject: Information under RTI Act 2005.

This has reference to your application dated 22/06/2015 (received in NSIC on 22/06/2015) seeking some information about the following project of NSIC

"CONSTRUCTION OF MARKETIG CUM BUSINESS PARK (MDBP) including LIFTS & ANCILLARY WORKS AT NSIC COMPLEX, OKHLA PHASE-III, NEW DELHI-110020 AS PER Tender No-RITES/CP/TC/MDBP/NSIC/PKG-1/R-1/2010 dated 22/06/2011.

Works awarded to **M/s IVRCL LIMITED, THE CORENTHUM Tower-B,1st Floor**

Lobe-4, Plot No.A-41, Sector-62, Noida-201307 on 27/05/2011

Through

M/S. RITES LTD, Rites Bhawan, Plot No.1, Sector-29, Gurgaon-122001"

You have sought following information & documents with attested copies in connection with the above cited project of NSIC:

S.No.	Information sought	Our reply
	<p>The time of completion was 15 months allowed to the party, but works are not completed up to till date:-</p> <p>(i) Reason of delay</p>	<p>Providing reasons for justification for a particular thing are not covered under the definition of 'Information'. In this connection, we refer to Office Memorandum No.1/7/2009-IR dated 1st June 2009 of Ministry of Personnel, Public Grievances & Pensions. Department of Personnel & Training (DOPT)</p>

	<p>As per above cited O.M. of DOPT, "The definition of 'Information' can not include within its fold answers to questions like 'why' which would be same thing as asking the reason for justification for a particular thing. The Public Information Authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot be properly be classified as information"</p>
<p>(ii) Correspondence details with M/s. RITES Ltd/ M/s. IVRCL Limited.</p>	<p>The requisite information is vague, not specific in nature as no specific information/document has been sought. Such type of information does not fall within the definition of information as per Section 2(f) & 2(j) of RTI Act.</p> <p>It is also exempted from disclosure under Section 8(1)(d) of the RTI Act as it is a matter of commercial confidence and disclosure of such information would harm the competitive position of the parties.</p>
<p>(iii) Expectation time of completion of project.</p>	<p>Such type of Information does not fall within the definition of 'information' as assumptions/presumptions are not covered under the RTI Act.</p>
<p>(iv) All correspondence documents are required regarding delay of works with M/s. RITES LTD/IVRCL LIMITED.</p>	<p>Answer is same as given at S.No.(ii) above.</p>

However, if you are not satisfied with the reply, you may file an Appeal before the Appellate Authority of NSIC within 30 days' from the date of receipt of this letter. Name & address of the 1st Appellate Authority is given below:-

Shri P. Udayakumar,
Director (P&M),
Appellate Authority,
The National Small Industries Corpn. Ltd.,
"N.S.I.C. Bhawan" Okhla Industrial Estate,
NEW DELHI-110020.


(A.K. Mittal)
CPIO

C.C. to:

E.A. to CMD – For kind information please.

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20/7/11

o/c
