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**REQUEST BEFORE THE 1ST APPELLATE AUTHORITY OF CoPT
UNDER RIGHT TO INFORMATION ACT, 2005**

To
The Dy. Chair Person & 1ST Appellate Authority,
COCHIN PORT TRUST,
W.ISLAND, KOCHI- 682009.



- 1) Full Name of the Applicant : P.K. JOSEPH
- 2) Address : PUTHETTU (H), 8/98B, OLLARIL ROAD,
PANANGAD - PO, KOCHI - 682 506.
- 3) Ph.No. & Email ID for communication : 9526 707 607, joseph11pk@gmail.com
- 4) Present and former Status of applicant : CoPT Pensioner (Pension Book No: 7948-C)
Formerly AE (Ele. Marine), MES Office,
Marine Dept. CoPT, Staff No: 4436)
- (5) Proof for identification attached : AADHAAR No: 3552 6632 6390 (attached)
- (6) Details of Appeal : Appeal request against to the RTI reply
issued by Sri. Jijo Thomas, CPIO, GAD, CoPT,
vide letter No: GAD/RTI Cell/1528/ PKJ/
2022-S, Dated: 26.08.2022.
- (7) The request for appeal is detailed below:-

(a) Sir, the information that I am sought from CoPT administration are purely connected with Special VR Scheme (SVRS) implemented on 2017, and it's trailing process. Please note that I am a beneficiary of this scheme and was retired on 31.08.2017, while I have more than 10 years of remaining service.

(b) Sir, since I am a recipient of the benefits offered by the SVRS Scheme by CoPT, and I have surrendered my remaining service as per the offers published by CoPT, I believe that, I may have right to know about the communications with ministry and CoPT.

(c) Sir, please note that, the GAD, CoPT, is sitting on this file, for the **last three years**, after sending a letter to Ministry of Shipping, on 07.02.2020. I believe that, GAD, CoPT, has not any intension to sort out the matter, and hence, has not any follow up in this case, so that they are merely saying the matter is "Confidential" to prevent further inquiries from my end.

(d) Sir, I don't know the confidentiality behind this, since this matter is purely related the officers retired under SVRS, including me, and the monitory benefits payable to them. I don't believe that, payment related orders or correspondence of CoPT have any confidential behaviour.

*Nodal officer, RTI
appeal
for examination*

*Dr
14/10*

Shriming




(e) Sir, Moreover, the above mentioned RTI reply from the CPIO, GAD, CoPT is non-responsible and in a vague manner. Sir, I believe that, I have right to know about the matter under RTI act, as a citizen as well as a beneficiary of the scheme.

(f) Sir, since GAD, CoPT, is denying my privilege and rights by refusing proper and clear information to my request for information under RTI Act, your kind intervention is solicited in this matter to get item wise reply for my RTI request mentioned above.

(7) Year to which the information pertains: From 01.01.2017 to 14.07.2022

(8) Other relevant reference, if any : Nil.

8) Details of Fee : Postal order No: 50F 111520 dated: 31.05.2022 of Post Office-Panangad, for Rs.10.00 (Rupees. Ten only) in favour of The FA&CAO, CoPT, is attached as application fee.


Signature of the Applicant

Place: Panangad,
Date: 28.09.2022



ADMINISTRATIVE OFFICE,
COCHIN - 682009

No. GAD/RTI Cell/1528/PKJ/2022-S

Dated: 26.08.2022

To

Shri. P.K. Joseph
Puthettu House
8/98B, Ollari Road
Panangad - P O
Kochi - 682506

Sir,

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

Ref: Your application dt. 14.07.2022 (received in this office on 25.07.2022)

With reference to the above application, it is informed that the documents referred to are communications between the Cochin Port Authority and the Ministry of Ports, Shipping and Waterways and a final decision in the subject matter is still pending. As these communications are considered confidential till a final decision is taken in the matter, the concerned section will be able to provide the documents after a final decision is taken in the matter by the concerned authorities.

The details of the Appellate Authority under the RTI Act for Cochin Port Trust are given below:

Shri. Vikas Narwal IAS
Dy. Chairperson
Cochin Port Authority
Cochin - 682009

Yours faithfully,

(Jijo Thomas)
Central Public Information Officer
General Administration Department

कोचिन पत्तन प्राधिकरण विलिंग्डन आइलैंड कोचिन - 682 009 भारत
Cochin Port Authority Willingdon Island Cochin - 682 009, India


www.cochinport.gov.in | rticell@cochinport.gov.in | 04842582119 & 04842582129
| Fax +91484 2668163


FORM
(See Rule-3)
(APPLICATION TO BE SUBMITTED FOR INFORMATION
UNDER RIGHT TO INFORMATION ACT, 2005)

To
The Secretary & Chief Public Information Officer,
COCHIN PORT TRUST,
W.ISLAND, KOCHI-682009.
(Name of the Office/Institution with address)

- 1) Full Name of the Applicant : P.K. JOSEPH
- 2) Address : PUTHETTU (H), 8/98B, OLLARIL ROAD,
PANANGAD - PO, KOCHI - 682 506.
- 3) Ph.No. & Email ID for communication : 9447 20 4227, joseph11pk@gmail.com
- 4) Present and former Status of applicant : CoPT Pensioner (Pension Book No: 7948-C)
Formerly AE (Ele. Marine), MES Office,
Marine Dept. CoPT, Staff No: 4436)
- (5) Proof for identification attached : AADHAAR No: 3552 6632 6390 (attached)
- (6) Particulars of information required
(Specify the category of subject also) : Details of information required are listed in
Annexure-A, which is attached with this
application as an integral part of it.
- (7) Year to which the information pertains: From 01.01.2017 to 14.07.2022
- (8) Other relevant reference, if any : Nil.
- 8) Details of Fee : Postal order No: 50F 111510 dated:
05.03.2021 of Post Office-Panangad, for
Rs.10.00 (Rupees. Ten only) in favour of The
FA&CAO, CoPT, is attached as application fee.

Place: Panangad,
Date: 14.07.2022


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Signature of the Applicant

(P T O)

Annexure-A**5) Particulars of information required (Specify the category of subject also):**

- (1) Kindly furnish a copy letter sent to Ministry of Shipping (MoS), vide letter no: **LC/Ex-gratia/2020-S dated: 07.02.2020, from the Secretary, CoPT.**
- (2) Kindly furnish copy order(s) / letter(s) received from Ministry of Shipping (MoS), as reply to the letter referred as Sl.No: 1.
- (3) Copy of orders / circulars issued to CoPT departments /officials, subsequent to the letter received from Ministry, as referred in sl. No:2.
- (4) If any reply is not received from Ministry of Shipping till date, as referred in sl. No:2, kindly furnish the copies of reminders or follow up letters sent from CoPT, in this regard.
- (5) Kindly furnish the copies of relevant pages of Manual of office Procedure or any other relevant reference books showing the time frame allowed to hold a communication received from one office to other office and from one section to other section with in the same office.
- (6) Kindly furnish the Seat number, name of Section, Division and Department of the CoPT officer, whom responsible for the correspondence and follow up of letter referred in Sl.No: (1) with Ministry of Shipping.


P. K. Joseph

अभ्युक्त COUNTERFOIL

इस फाईल प्रेषक अपने पास रख लेनी
To be detached and kept
by the Sender.

पोस्टल आर्डर
₹ 10

POSTAL ORDER

किसके अर्थात् भुगतान
To whom payable FA&CAO

CAIT

किसके अर्थात् भुगतान
At what Office _____

क्या इससे क्रॉस किया है
Whether crossed Y

दिनांक को भरिये
Date sent 14/07/2022

50F 111510



शुल्क टिकट
POSTAGE STAMPS

भारतीय पोस्टल आर्डर
INDIAN POSTAL ORDER

सर्वोच्च पोस्टल डायरेक्टर जनरल ऑफ पोस्ट्स,
DIRECTOR GENERAL OF POSTS.

PAY TO The FA&CAO,

COCHIN PORT TRUST, W. ISLAND

इस रकम को केवल THE SUM OF RUPEES TEN ONLY



AT THE POST OFFICE AT _____

के द्वारा भुगतान किया गया है।
DO NOT WRITE BELOW THIS LINE

50F 111510



कमिशनर जनरल ऑफ पोस्ट्स
COMMISSIONER GENERAL OF POSTS

भुक्तान करने वाले का नाम और पता यहाँ लिखें।
SENDER MAY FILL IN HIS NAME AND ADDRESS HERE.

P.K JOSEPH, PUTHETTUR(H)

OLARIL ROAD, PANANGAD-PO

KOCHI - 682506

पुस्तक संख्या 50F 111510

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भारत सरकार
Government of India

आधार
Aadhaar

Issue Date: 20/11/2012



Joseph P K
DOB: 06/11/1967
Male

3552 6632 6390

मेरा आधार, मेरी पहचान



भारतीय विशिष्ट पहचान प्राधिकरण
Unique Identification Authority of India



Print Date: 27/01/2022

Address: S/O K O Kurian, 8/98B Puthettu House, Ollari Road, Panangad, Kumbalangi, Ernakulam, Kerala, 682506



3552 6632 6390

1947

help@uidai.gov.in

www.uidai.gov.in

Self attested
Printing
Joseph P K

No. GAD/PS TO DY CM/11458/2022

Dated: 15.11.2022

Sub: Information under the RTI Act, 2005- reg.
Ref:- Your appeal dated 28.09.2022

1. An RTI Application dated 14.07.2022 was filed by the appellant Shri. P.K. Joseph, Puthettu House, 8/98B, Ollaril Road, Panangad P.O, Kochi-682 506, seeking copies of communication between the Cochin Port Authority and the Ministry of Ports, Shipping & Waterways regarding exgratia payments to SVRS Retirees, to which reply was given by the CPIO on 26.08.2022 denying the information citing that these communications are considered confidential till a final decision is taken in the matter and that the concerned section will be able to provide the documents after a final decision is taken in the matter by the concerned authorities.

2. Aggrieved by the CPIO's reply, the appellant preferred an appeal before the First Appellate Authority vide his appeal dated 28.09.2022, wherein the appellant has contended that the information requested are purely connected with Special VR Scheme (SVRS) implemented on 2017 and that he has a right to know about the communication by CoPA with Ministry as he is a beneficiary of the scheme.

3. The Appellant was given opportunity of hearing, which he denied vide his mail dated 21.10.2022. Accordingly, the appeal was examined without affording any hearing. The CPIO was also given an opportunity to make submissions wherein the stand taken denying the information as confidential until a finality to the issue is arrived at was affirmed.

4. I have examined the appeal and is of the view that the communication sought by the Appellant are to be considered as confidential till a final decision in the subject matter is made and furnishing them at this stage may prejudice the decision making process. The documents may be considered to be provided upon arriving a finality on the matter.

5. The Appeal is disposed off as above.

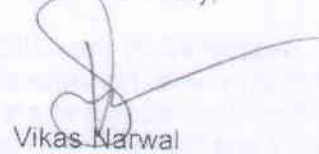
Contd.....2/-



6. Second Appeal, if any, against the above decision shall lie within ninety days from the date of receipt of this communication, with the Chief Information Commissioner, whose name and address are given below:

Shri. Y.K. Sinha
Chief Information Commissioner
Room No. 401, IVth Floor, CIC Bhawan
Baba Gangnath Marg
Munirka, New Delhi – 110 067

Yours faithfully,



Vikas Narwal

Appellate Authority/Dy. Chairperson
Cochin Port Authority, Cochin

To

Shri. P.K. Joseph, 8/98B,
Puthettu House, Ollaril Road,
Panangad P.O, Kochi-682 506.