



कर्मचारी भविष्य निधि संगठन
(श्रम मंत्रालय, भारत सरकार)
Employees' Provident Fund Organisation
(Ministry of Labour & Employment, Govt. Of India)

मुख्य कार्यालय/Head Office

भविष्य निधि, भवन, 14, भीकाएजी कामा प्लेस, नई दिल्ली-110066
Bhavishya Nidhi Bhawan, 14- Bhikaji Cama Place, New Delhi – 110066
Website: www.epfindia.gov.in

No.: Pen-III/7(125)2017/RTI/Santosh Kumar S

Dated:

01 AUG 2017



All CPIOs/Regional Offices /Sub-Regional Offices
(For Point No. 1)

Sub.: Supply of Information under RTI Act –2005-reg.

Sir,

Please find enclosed herewith a online RTI of Sh. Santosh Kumar S dated 22.06.2017 received in Pension Section on 03.07.2017 for seeking information under the Right to Information Act. The copy of the letter is transferred to you for necessary action under the Right to Information Act, 2005. The information has to be provided directly to the applicant under intimation to the undersigned.

If the desired information does not pertain to the concerned division or some part of information is held by other division or public authority, the concerned CPIO shall forward/transfer the application or such part of it as may be appropriate to relevant division/Public authorities u/s 5(4) and 6(3) of the RTI Act, 2005 respectively and inform the applicant immediately/about such transfer. However, if the CPIO is not able to find out as to which division/public authority is concerned with the information even after making reasonable efforts to find out the concerned division/public authority to which the application could be transferred. It would, however, be the responsibility of the CPIO, if an appeal is made against his decision, to establish that he made reasonable efforts to find out the particulars of the concerned division/public authority.

Name & address of the Appellate Authority may also be mentioned in the reply, so that the applicant can make an appeal within 30 days from the expiry of such period or from the receipt of decision given by the public authority, if he is aggrieved by the decision.

Encl: As above

Yours faithfully

(MUKESH KUMAR)

CPIO/Regional P. F. Commissioner-I (Pension)

Copy to:-

Shri Santosh Kumar S,
Otr. No.D-46,
BRBNMPL Township,
Note Mudran Nagar,
Mysore-570003– **For information.**

You are advised to approach the above Public Authority for further information regarding the matter and for any grievance regarding non-receipt of information.

S.No 1 (R)



कर्मचारी भविष्य निधि संगठन
(श्रम एवं रोजगार मंत्रालय, भारत सरकार)
EMPLOYEES' PROVIDENT FUND ORGANISATION
(Ministry of Labour & Employment, Govt. of India)
मुख्य कार्यालय / Head Office
भविष्य निधि भवन, 14-भिकाजी कामा प्लेस, नई दिल्ली-110 066.
Bhavishya Nidhi Bhawan, 14, Bhikaiji Cama Place, New Delhi - 110 066.

No. PID/ HQ 756/2017/
To

Dated:-

23 JUN 2017

✓ The CPIO/RPFC,
Pension
Head Office

Sub: Supply of information under Right to Information Act, 2005 - reg.

Sir,

Please find enclosed herewith a letter of **Shri Santosh kumar S**, received in this office on **28.6.2017** for seeking information under the Right to Information Act. The Copy of the letter is transferred to you for necessary action under the Right to Information Act, 2005. The information has to be provided directly to the applicant under intimation to the undersigned. It is certified that the applicant has deposited the application fee i.e. **Rs.10/-**.

If the desired information does not pertain to the concerned division or some part of information is held by other division or public authority, the concerned CPIO shall forward /transfer the application or such Part of it as may be appropriate to relevant division/Public authorities u/s 5(4) and 6(3) of the RTI Act, 2005 respectively and inform the applicant immediately about such transfer. However, if the CPIO is not able to find out as to which division/public authority is concerned with the information even after making reasonable efforts to find out the concerned division/public authority to which the application could be transferred. It would, however, be the responsibility of the CPIO, if an appeal is made against his decision, to establish that he made reasonable efforts to find out the particulars of the concerned division/public authority.

If some part of the information is the concern of a public authority under any State Government or the Union Territory Administration, the CPIO receiving the application should inform the applicant that the information may be had from the concerned State Government/UT Administration. Application, in such a case, need not be transferred to the State Government/UT Administration.

Name & Address of the Appellate Authority may also be mentioned in the reply, so that the applicant can make an appeal within 30 days from the expiry of such period or from the receipt of decision given by the public authority, if he is aggrieved by the decision.

Yours faithfully,

(Signature)
(Gyanendra Kumar)

Assistant P.F. Commissioner (PID)

Copy to :- 1. **Shri Santosh kumar S**
Qtr No.D-46,
BRBNMPL Township, Note
Mudran Nagar, Mysore-570003

(Signature)
(Gyanendra Kumar)
Assistant P.F. Commissioner (PID)

38-1584-2

FORM-A
(See Rule-3(1))

Application form for obtaining information under RTI Act 2005

To

The Chief Public Information Officer
Employee Provident Fund Organisation Head Office
Bhavishya Nidhi Bhavan,
14-Bhikaiji Cama Place,
New Delhi - 110066

केंद्रीय कार्यालय
E P F Organisation
केन्द्रीय कार्यालय/Central Office
केन्द्रीय कार्यालय अटल भवन

1. Name of the applicant - Shri Santosh Kumar S,
2. Complete Address - Qtr No. D-46,
BRBNMPL Township, Note
Mudran Nagar, Mysore - 570003

3. Particulars of Information sought:

- a) Your Circular No. Pension-1/12/33/EPS Amendment/96 vol.II dated 31st May 2017 Sl.No.v states as follows:

"In the case of exempted establishment the provident fund and pension fund are managed by separate legal entities. The provident funds of the employees of exempted establishment are managed by the Exempted Trust and Pension fund is managed by EPFO. As such, adjustment of contribution from Provident Fund Account to Pension Account as contemplated in the Judgment is not possible"

In the above lines of your said Circular dated 31.05.2017 it is elucidated that employees of exempted establishment are not entitled for pension on full salary. It is given to understand that the Airport Authority of India, which is an exempted establishment and the PF managed by the trust over there, is already availing the benefits before the pronouncement of Supreme Court judgment and for years together.

You may kindly inform how many such exempted establishment, like Airport Authority of India (AAI), where PF is managed by the Trust, are getting the benefits of pension on full salary earlier to the judgment of Supreme Court and still continuing.

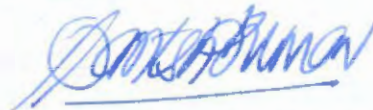
- b) **You are requested to kindly inform, under which rules/provisions of the Act has been invoked to deny the exempted Trust disbursing with the pension on full salary as stipulated at the Sl.No.v of your Circular cited above at (a)**

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4. I hereby state that the information sought is not covered under the categories which are exempted from disclosure under Section 8 or under Section 9 of the RTI Act 2005 and to the best of my knowledge, it is pertaining to your Department / Office. Further, this disclosure of information justifies larger public interest as it pertains to those members of Provident Fund Trust who are under the purview of the Exempted Trust.
5. I have paid the fees of Rs.10 (Rupees Ten only) vide Postal Order No.40F 087838 drawn from the Department of Post, Note Mudran Nagar, Mysore. The same is enclosed herewith for necessary redemption at your end towards fees.



Signature of the Applicant

Santosh Kumar S,

Qtr No. D-46, BRBNMPL Township

Note Mudran Nagar,

Mysore 570003

Email- shrisusan@yahoo.co.in

Mob: 9886107776

Landline - 0821-2581787

Place - Mysore

Date - 22.06.2017