



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, भीकाजी कामा प्लेस, नई दिल्ली-110066
Bhavishya Nidhi Bhawan, 14- Bhikaji Cama Place, New Delhi - 110066

Website: www.epfindia.gov.in

No.: Pension-III/7(701)18/RTI/ A. V. Kumar

Dated:

To

ALL CPIO/ROs

15 OCT 2018

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

Sir,

Please find enclosed herewith an online RTI application 27.09.2018 under RTI Act of Sh. A. V. Kumar received in Pension Section on 11.10.2018 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.

In this context please refer the order of the full bench of CIC in Appeal No. CIC/AT/A/2008/01280, dated 29.09.2008 between Sri Ketan Kantilal Modi Vs. Central Board of Excise & Customs wherein it is held as under:-

"In case CPIO, CBEC transfers appellant's RTI application electronically to the subordinate Commissionerates, the latter shall process these information requests as independent requests under Section 6(1) and collect from the petitioner all requisite fees including the application fee as if the application were made independently by him to that public authority subordinate to the CBEC."

No copy is required to be endorsed to Head Office for information

Yours faithfully,

Encl: As above

(Kartikey Singh) 12/10/18

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

Copy to:-

Shri A. V. Kumar,
New No. 3, Dr. Vasudevan Road,
Kilpauk, Chennai-600010- **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.

Red on
22/10/18

S.No 1 (R)

From,
A V Kumar,
New No 3, Dr Vasudevan Road,
Kilpauk,
Chennai 600 010

27-09-2018

To,
The Central Public Information Officer,
Employees Provident Fund Organisation (EPFO),
Bhavishya Nidhi Bhawan
No.14, Bhikanji Cama Palace,
New Delhi - 110 066.

Sir/Madam,

Sub: Information requested under the RTI Act
Reg: Applications relating to the cases filed in respect of
EPS 1995 - Application Under RTI Act, 2005

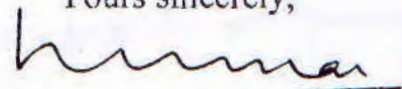
The petitioner seeks the following information regarding the following:-

Cases had been filed in various High Court seeking enhancement of pension by EPS pensioners. EPFO had also filed appeals in High Courts/Supreme Court between 2007 and 2016.

- (1) In how many cases filed by the EPFO and appeals filed by the EPFO, did EPFO take the stand that based on the actuarial valuation/financial viability enhanced pension cannot be granted to EPS pensioners?
- (2) The details of such cases/appeals referred to in query 1 above may be furnished.
- (3) The orders of the of the High Courts/Supreme Court in the above cases with a particular reference to the findings of the Courts on EPFO's stand that based on actuarial valuation/Financial viability enhanced pension cannot be granted to the EPS pensioners, may be furnished.

Please furnish the above details and the necessary fee is enclosed.

Yours sincerely,



944
11/10/18