

अधपत्रा COUNTERFOIL

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पोस्टल आर्डर

₹ 10

POSTAL ORDER

Date: 10/03/2017

No. RTI/GoI/DGFT/2017/1

From,
Venkatesh Nayak
#55A, 3rd Floor
Siddharth Chambers-1
Kalu Sarai
New Delhi- 110 016

किस अदा करना
To whom payable DGFT
किस डाकघर में
At what Office GPO N. Delhi
क्या इसे क्रॉस किया है
Whether crossed NO
भेजने की तारीख
Date sent 10/03/17
38F 081340

To,
The Central Public Information Officer &
Dy. DGFT
Directorate General of Foreign Trade
Ministry of Commerce and Industry
Government of India
Udyog Bhawan
New Delhi – 110 001

Dear sir,

Sub: Submission of request for information under *The Right to Information Act, 2005*

I would like to obtain the following information from your public authority under the RTI Act relating to vigilance related and whistleblower complaints received at the headquarters and regional offices of DGFT, during the period 01 April, 2013 to 28 February 2017:

- 1) The year-wise total number of vigilance related and whistleblower complaints received against officers and employees of DGFT;
- 2) The year-wise total number of vigilance related and whistleblower complaints resulting in the launch of prosecution against the accused officers and employees under the *Prevention of Corruption Act, 1988* (PC Act) and Sections 169 and 409 of the *Indian Penal Code, 1860* along with the total number of persons accused in each case;
- 3) The year-wise total number of vigilance related and whistleblower complaints resulting in the conviction of the accused officers and employees under the penal laws specified at para #2 above;
- 4) The year-wise total number of vigilance related and whistleblower complaints resulting in the initiation of disciplinary action against the accused along with the total number of officers and employees proceeded against in each case;
- 5) The year-wise total number of vigilance related and whistleblower complaints resulting in major penalty being imposed along with the total number of officers and employees penalised in each case. Please provide a clear description of the penalty imposed in each case;
- 6) The year-wise total number of vigilance related and whistleblower complaints resulting in minor penalty being imposed along with the total number of officers and employees penalised in each case. Please provide a clear description of the penalty imposed in each case;

- 7) The total number of vigilance related and whistleblower complaints pending disposal as on date of this RTI application along with the current status of action taken in each case.

I am a citizen of India. I have enclosed an IPO (bearing #38F 081340) for Rs. 10/- towards payment of the prescribed application fee. I would like to receive the information specified above at my postal address specified above. Kindly inform me of the additional fee payable for obtaining the information specified above.

Thanking you,
Yours sincerely,

S. S. Venkatesh Nayak
Venkatesh Nayak 18/3/17



SP HAUZ KHAS <110016>
ED2B3039444IN
Counter No:4, OP-Code:8CK
To:CEM PUD INF OFFICER, DGT
NEW DELHI, PIN:110001
From:WINKATESH NAYAK, NEW DELHI 110016
Wt:10grams,
Amt:17.00, 11/03/2017, 13:34
Taxes:Rs.2.00<<Track on www.indiapost.gov.in>>

By Speed Post

F.No.3/2/2017-VIG 156
Government of India
Department of Commerce
Directorate General of Foreign Trade
(Vigilance Section)

Udyog Bhawan, New Delhi
Dated : 13.04.2016

To

✓ Shri Venkatesh Nayak
55A, 3rd Floor,
Siddharth Chambers -1,
Kalu Sarai,
New Delhi -110016.

Subject : Information sought under RTI Act, 2005 by Shri Venkatesh Nayak, r/o New Delhi.

Sir,

I am to refer to your RTI application dated 10.03.2017 received in this section on 16.03.2017 Registered as DGOFT/R/2017/00103 on the above mentioned subject.

2. It is observed that in your RTI application dated 10.03.2017 basically information regarding vigilance related and whistleblower complaints received and action taken in the DGFT Headquarters and regional offices of DGFT for the period 01.04.2013 to 28.02.2017 has been sought. It may be noted that the complaints against officers/officials of DGFT are also dealt with by the Department of Commerce (Vigilance) and in the Regional offices of DGFT. The complaints against DGFT officers wherein the Disciplinary Authority is the President, it is dealt with by the Department of Commerce and the complaints against DGFT officials wherein the Disciplinary Authority is Zonal Head i.e. Zonal Jt. DGFT/Zonal Additional Director General of Foreign Trade it is dealt with by the Zonal offices of DGFT. Therefore, any disciplinary action/prosecution/ conviction/ major penalty/minor penalty can be initiated against DGFT officer/official by the concerned office only. In so far as Vigilance Section, DGFT (Hqrs.) is concerned, it generally deals with matter/ complaints against DGFT officers/officials having vigilance angle and in cases where the Disciplinary Authority is the Director General of Foreign Trade. In respect of whistleblower complaints, the identity of whistleblower under Public Interest Disclosure and Protection of Information Act is to be kept confidential.

3. The following information pertaining to complaints against DGFT officers/officials dealt with by the Vigilance Section, DGFT Hqrs for the above mentioned period is being provided:-

S.No.	Information sought	Our reply		
		Vigilance	Related	PIDBIR (2013-2017)
1.	The year-wise total number of vigilance related and whistleblower complaints received against officers and employees of DGFT;	Complaints		1. Complaint against officers/officials of Bangalore (8.09.2014)
		2013	28	2. Complaints against officers/officials of Chennai (2.1.2015)
		2014	30	Total : 2
		2015	41	
		2016	39	
		2017	7	
2.	The year-wise total number of vigilance related and whistleblower complaints resulting in the launch of prosecution against the accused officers and employees under the Prevention of Corruption Act, 1988 (PC Act) and Sections 169 and 409 of the Indian Penal Code, 1860 along with the total number of persons accused in each case;	NIL		
3.	The year-wise total number of vigilance related and whistleblower complaints resulting in the conviction of the accused officers and employees under the penal laws specified at para #2 above;	NIL		
4.	The year-wise total number of vigilance related and whistleblower complaints resulting in the initiation of disciplinary action against the accused along with the total number of officers and employees proceeded against in each case;	NIL		
5.	The year-wise total number of vigilance related and whistleblower complaints resulting in major penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case;	NIL		
6.	The year-wise total number of	NIL		

	vigilance related and whistleblower complaints resulting in minor penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case;	
7.	The year-wise total number of vigilance related and whistleblower complaints pending disposal as on date of this RTI application along with the current status of action taken in each case	NIL

5. However a copy of your RTI application dated 10.03.2017 is being forwarded/transferred under Section 6(3) of the RTI Act to the under mentioned CPIOs to provide requisite information, as may be available with them, to you directly as per RTI Act, 2005:-

- (i) CPIO, Vigilance, Department of Commerce
- (ii) CPIO, O/o the Additional DGFT, Central Licensing Area, New Delhi
- (iii) CPIO, O/o the Additional DGFT, Mumbai.
- (iv) CPIO, O/o the Additional DGFT, Chennai.
- (v) CPIO, O/o the Additional DGFT, Kolkata.

The zonal offices are requested to furnish the information to the RTI applicant directly in respect of officers/officials whose Disciplinary Authority is Zonal Head i.e. Zonal Jt. DGFT/Zonal Additional Director General of Foreign Trade.

6. You may prefer an appeal, if you so desire, within 30 days in terms of Section 19(1) of the RTI Act, 2005 to the First Appellate Authority in r/o the aforesaid matter. The details w.r.t to the First Appellate Authority are : Shri Arunoday Goswami, Jt. Director General of Foreign Trade, Room No. 110-B, 'H' Wing, Udyog Bhawan, New Delhi-110011.

Yours faithfully,



(Nirmal Kumar)

Dy Director General of Foreign Trade & CPIO

Tele No. 23063918/Extn.255

Email: nirmal.kumar65@nic.in

Copy to:-

1. CPIO (Vigilance)

Department of Commerce.

2. CPIO

O/o Additional Joint Director General of Foreign Trade,
Nishtha Bhawan, 48, Sir Vithaldas Thakersey Marg,
Churchgate, Mumbai-400020

3. CPIO

O/o the Additional Director General of Foreign Trade,
IV & V Floor, Shastri Bhawan Annexe,
No. 26, Haddows Road, Chennai -600006.

4. CPIO

O/o Additional Joint Director General of Foreign Trade,
Central Licensing Area, "A" Wing,
I.P. Bhawan, I.P. Estate, New Delhi – 110002.

5. CPIO

Additional Director General of Foreign Trade,
O/o Additional Joint Director General of Foreign Trade,
4, Esplanade East, Calcutta-700069

6. Smt. Reema Selvakumar, FTDO, RTI Cell, DGFT (Hqrs.).



Government of India
Ministry of Commerce and Industry
Department of Commerce

Office of the Zonal Additional Director General of Foreign Trade
26, Haddows Road, 4th & 5th Floor, Shastri Bhavan Annexe,
Chennai - 600006

F.No.Misc/140/2011/Admn/Che/128

Date: 05.06.2017.

To

Shri Venkatesh Nayak,
55-A, 3rd Floor,
Siddharth Chambers-1,
Kalu Sarai,
New Delhi - 110016.

Sub: Information sought under RTI ACT, 2005 by Shri Venkatesh Nayak, r/o
New Delhi.

Ref: Letter (Copy) No.3/2/2017-Vig/159 dated 13.04.2016 from DGFT, New
Delhi.

Sir,

With reference to the above mentioned subject and with regard to Para 5 of the
above referred letter, I am directed to forward herewith the information in respect of the
offices under the administrative control of the Office of Zonal Additional Director
General of Foreign Trade, Chennai, in the enclosed Annexure.

Yours faithfully,

P.B. Rangarajan

(P.B. RANGARAJAN)

ASSISTANT DIRECTOR(STATISTICS)/ADMN
for ZONAL ADDITIONAL DIRECTOR GENERAL OF FOREIGN TRADE

Annexure

Information in respect of Offices under the administrative control of the Office of Additional DGFT, Chennai.

S.No.	Information sought	Our reply
1.	The year-wise total number of vigilance related and whistle blower complaints received against officers and employees of DGFT.	2013 - 3 2014 - 1 2015 - 1 2016 - 1 2017 -- Nil
2.	The year-wise total number of vigilance related and whistle blower complaints resulting in the launch of prosecution against the accused officers and employees under the Prevention of Corruption Act, 1988 (PC Act) and Sections 169 and 409 of the Indian Penal Code, 1860 along with the total number of persons accused in each case.	Nil
3.	The year-wise total number of vigilance related and whistle blower complaints resulting in the conviction of the accused officers and employees under the penal laws specified at Para #2 above.	Nil
4.	The year-wise total number of vigilance related and whistle blower complaints resulting in the initiation of disciplinary action against the accused along with the total number of officers and employees proceeded against in each case.	Nil
5.	The year-wise total number of vigilance related and whistle blower complaints resulting in major penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case.	A case which was initiated in the year 2009 resulted in the imposition of major penalty in 2017:-
6.	The year-wise total number of vigilance related and whistle blower complaints resulting in minor penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case.	Nil

7.	The year-wise total number of vigilance related and whistle blower complaints pending disposal as on date of this RTI application along with the current status of action taken in each case.	Nil
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GOVERNMENT OF INDIA
MINISTRY OF COMMERCE & INDUSTRY
OFFICE OF THE ADDITIONAL DIRECTOR GENERAL OF FOREIGN TRADE,
NISHTHA BHAVAN, 48, SIR VITHALDAS THAKERSEY MARG, CHURCHGATE,
MUMBAI - 400 020.

F. No. 13 / Addl-DGFT / MUM / VI4 / 2017-18 / 126

To,

09.05.17

Shri Venkatesh Nayak,
No.55A, 3rd Floor,
Siddharth Chambers I
Kalu Sarai,
New Delhi 110 016.

Subject : Information sought under RTI Act, 2005

Sir,

This is with reference to your RTI Application dated 10.03.17 forwarded by DGFT, NewDelhi received in this office on 24.04.17, on the above subject.

The information pertaining to complaints against officers/officials of Addl.DGFT, Mumbai dealt with by the vigilance section, for the period 01.04.13 to 28.02.17 is provided below :

S. No.	Information Sought	Reply
01.	The year wise total number of vigilance related and whistleblower complaints received against officers and employees of Addl.DGFT, Mumbai ;	NIL
02.	The year wise total number of vigilance related and whistleblower complaints resulting in the launch of prosecution against the accused officers and employees under the Prevention of Corruption Act, 1988 (PC Act) and Sections 169 and 409 of the Indian Penal Code, 1860 along with the total number of persons accused in each cases;	NIL
03.	The year wise total number of vigilance related and whistleblower complaints resulting in the conviction of the accused officers and employees under the penal laws specified at para 2 above;	NIL

Contd ...2/-

04.	The year wise total number of vigilance related and whistleblower complaints resulting in the initiation of disciplinary action against the accused along with the total number of officers and employees proceeded against in each cases;	NIL
05.	The year wise total number of vigilance related and whistleblower complaints resulting in major penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case;	NIL
06.	The year wise total number of vigilance related and whistleblower complaints resulting in minor penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case;	NIL
07.	The total number of vigilance related and whistleblower complaints pending disposal as on date of this RTI application along with the current status of action taken in each case;	NIL

In view of above, your RTI application stands disposed of at our end.

Your faithfully,

(S.R. Motwani)
CPIO & Dy. DGFT

S.R. Motwani
9/5/17

BY SPEED POST

F.No.C-13011/16/17-Vig
Government of India
Ministry of Commerce & Industry
Department of Commerce
Vigilance Section

New Delhi, dated : 28.04.2017

To,

Shri Venkatesh Nayak,
55A, 3rd Floor,
Siddharth Chambers-I,
Kalu Sarai,
New Delhi-110016

Subject: RTI Application dated 10.03.2017 filed by Shri Venkatesh Nayak, New Delhi – received on transfer/forwarded from O/o DGFT - reg;

Sir,

I am directed to refer to your RTI application dated 10.03.2017 and Vigilance Section, O/o DGFT's letter F.No.3/2/2017-VIG/157 dated 13.04.2017, on the above subject and to furnish the following information with respect to Vigilance Section, Department of Commerce:

S.No.	Information sought	Reply of Vigilance Section, DoC		
		Year	Vigilance Related complaints	PIDPIR complaints
1.	The year-wise total number of vigilance related and whistleblower complaints received against officers and employees of DGFT	2013 (April '13 to Dec'13)	3	-
		2014	6	1
		2015	1	1
		2016	8	-
		2017 (1 st Jan, '17 to 28 Feb '17)	1	-
2.	The year-wise total number of vigilance related and whistleblower complaints resulting in the launch of prosecution against the accused officers and employees under the Prevention of	Nil		

	Corruption Act, 1988 (PC Act) and Sections 169 and 409 of the Indian Penal Code, 1860 along with the total number of persons accused in each case;	
3.	The year-wise total number of vigilance related and whistleblower complaints resulting in the conviction of the accused officers and employees under the penal laws specified at para #2 above	Nil
4.	The year-wise total number of vigilance related and whistleblower complaints resulting in the initiation of disciplinary action against the accused alongwith the total number of officers and employees proceeded against in each case;	Nil
5.	The year-wise total number of vigilance related and whistleblower complaints resulting in major penalty being imposed along with the total number of officers and employees penalised in each case. Please provide a clear description of the penalty imposed in each case;	Nil
6.	The year-wise total number of vigilance related and whistleblower complaints resulting in minor penalty being imposed along with the total number of officers and employees penalised in each case. Please provide a clear description of the penalty imposed in each case;	Nil
7.	The total number of vigilance related and whistleblower complaints pending disposal as on date of this RTI application along with the current status of action taken in each case.	Nil

2. If the reply is not satisfactory, appeal can be preferred within 30 days of the issue of this letter, in terms of section 19(1) of the Right to Information Act, to the First Appellate Authority viz., Shri Sunil Kumar, Joint Secretary &CVO, Department of Commerce, Udyog Bhawan, New Delhi.

Yours faithfully,


(S.T. Venkatachalapathy)
CPIO& Deputy Secretary (Vig)

GOVERNMENT OF INDIA
MINISTRY OF COMMERCE & INDUSTRY
DEPARTMENT OF COMMERCE
OFFICE OF THE ADDL. DIRECTOR GENERAL OF FOREIGN TRADE,
(CLA), 'A' WING, INDRAPRASTHA BHAWAN, I.P. ESTATE, NEW DELHI-110002
F.No. 005/AM-14/CLA-Vig.

1249664

Dt.

27-04-2017

To,

Sh. Venkatesh Nayak,
55A, 3rd Floor,
Siddharth Chambers-1,
Kalu Sarai,
New Delhi-110016,

Subject:- Information under the RTI Act 2005.

Sir,

In reference to your RTI application No. RTI/GoI/DGFT/2017/1 dt. 10.03.2017 & the DGFT's reply letter No. 3/2/2017-VIG/160 dt. 13.04.2016, the information's sought point-wise and their reply regarding the complaints received in respect of the officers/officials whose disciplinary authority is Zonal head, for the period 1.4.2013 to 28.2.2017 is submitted as under.

Further, in respect of whistleblower complaints, the identity of whistleblower under Public Interest Disclosure & Protection of Information Act is to be kept confidential.

Access to Information Act is to be kept confidential.

S.No	Information Sought	Reply of this office/Zone										
1.	The year-wise total number of vigilance related and whistleblower complaints received against officers and the employees of DGFT;	<div>Vigilance related complaints (2013-2017)</div> <table> <tr> <td>2013</td> <td>02</td> </tr> <tr> <td>2014</td> <td>02</td> </tr> <tr> <td>2015</td> <td>01</td> </tr> <tr> <td>2016</td> <td>02</td> </tr> <tr> <td>2017</td> <td>--</td> </tr> </table>	2013	02	2014	02	2015	01	2016	02	2017	--
2013	02											
2014	02											
2015	01											
2016	02											
2017	--											
2.	The year-wise total number of vigilance related and whistleblower complaints resulting the launch of prosecution against the accused officers and employees under the Prevention of Corruption Act, 1988(PC Act) and Sections 169 and 409 of the Indian Penal Code, 1860 along with the total number of persons accused in each;	NIL										
3.	The year-wise total number of Vigilance related and whistleblower complaints resulting in the conviction of the accused officers and employees under the penal laws specified at para #2 above;	NIL										

Contd.....

4.	The year-wise total number of Vigilance and whistleblower complaints resulting the initiation of action against the accused along with the total number of officers and employees proceeded against in each case;	NIL
5.	The year-wise total number of vigilance related complaints resulting in major penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case;	NIL
6.	The year-wise total number of vigilance related and whistleblower complaints resulting in minor penalty being imposed along with the total number of officers and employees penalized in each case. Please provide a clear description of the penalty imposed in each case;	NIL
7.	The year-wise total number of vigilance related and whistleblower complaints pending disposal as on date of this RTI application along with the current status of action taken in each case;	NIL

This issues with the approval of Competent Authority.

Yours faithfully


(Nitish Suri)

Deputy Director General of Foreign Trade
For Additional Director General of Foreign Trade