

## APPLICATION UNDER SECTION 6 OF THE RIGHT TO INFORMATION ACT, 2005

To

The CPIO/Office of the J.S.(Revision Application) Ministry of Finance, Govt. Of India, Room No.610, Hudco Vishala Building, Wing-B, 14, Bhikaji Cama Place, New Delhi-

	of the Applicant	Raj Kumar Jain
2	Name of the Applicant (a) Address	172, Jaipur House, Agra
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	(b) Phone No.	1+
	(c) Fax No.	Yes
3	Whether a Citizen of India	it is to submit that the appli
4	Particulars of Information  1	M/s Femina Exports, 172 and who had filed an J.S.(Revision Application) GOI, New Delhi on 29/ order in appeal AGRA/LKO/2016 Dated 0 No.5 of the appellar Commissioner(Appeals) Lucknow, confirming to drawback on packing procured by the appell holding that the same was which was in turn used manufacture of footweal reduced the demand equal to the packing AC(Customs) ICD, Agramout appeals among a control of the control of the packing AC(Customs) ICD, Agramout among among among among and the control of the control of the packing AC(Customs) ICD, Agramout among among among among and the control of the con

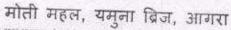
pplicant is a proprietor of 72, Jaipur House, Agra an appeal before the on), Ministry of Finance 29/04/2016, against the No.31-35/Cus/APPLd 01/02/2016(Listed at sr. lant) passed by the Excise, Central the demand of AIR g material, which were ellant against Form H, was procured duty free,& d by the appellant in the ar for export, hence he of AIR duty drawback material, whereas the ra had denied total AIR ount to the tune of ed by the appellant in the

deposited AIR drawback 13,44,860/- vide customs 015(which is equal 7.5% Amount DBK a pre-deposit to file the Commissioner(Appeals) low. That the appellant amount of pre-deposit to the JS(R.A.) New Delhi, Board's Circular No. 5-1dated 2015F.No.390/Budget/1/2012-JC), dispensing with for pre-deposit for filing of the revision application before JS(R.A.).

		The DC(Customs) ICD, Agra vide his repeated letters, last letter C.No.59/SCn/Femina Exports/ICD Agra/2013/720 Dated 05/05/2018 insisting us, to either obtain stay order from the JS(R.A.), New Delhi or to deposit amount involved in the order in appeal passed by the learned Commissioner(Appeals) Central Excise & Customs Lucknow. (COPY ENCLOSED FOR READY REFERENCE)	
(1)Details	(1)Details of information required.	Kindly furnish the following information in this regard, as under:-  (i) Whether there is any procedure to obtain stay order in the appeal filed before the JS(R.A.), after amendment	
		made vide Finance Act, 2014 in the matter of obtaining stay, for filing appeal, in terms of the Customs matters(like drawback).  (ii) If so please provided the specific provisions under which we have to move stay application in our instant appeal which has been filed before JS(R.A.) New Delhi.  (iii) Whether after amendment made vide Finance Act, 2014 in the matter of filing of appeal before JS(R.A), we have to still to obtained stay order from JS(R.A.) New Delhi, whereas it appears to the appellant in terms of para 7 of the Board's Circular Dated 05/01/2015 that no stay was required	
5	I state that the information sought does not fall within the exemption contained in Sections 8 & 9 of the Right to information Act 2005 and to the		
6	A Postal Order No. for Po 10/ Assess I		
7	As per Rule 4(a) of the Right to Information (Regulation of Fee and cost) Rules,2005 name in which DD/Postal Order is to be drawn.		
8	As per Section 7 of the RTI Act,2005 i the application.	information is to be provided within 30 days of	

( Raj Kumar Jain ) Signature of Applicant. Mobile No. Place:- AGRA. Encl:- As above.

## कार्यालय उपायुक्त (सीमा शुल्क) आई.सी.डी., आगरा





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C. No. : 59/SCN/Femina Exports/ICD/Agra/2013/ 7 20

Dated: 05.05.18

सेवा में

M/s Femina Exports, 172, Jaipur House, Agra

महोदय.

विषय : Regarding Revision application against O-I-A No. 31-35-Cus /Appl-Agra/

Please refer to your letter dt. 24.4.18 which has been received on 28.04.18 in this office on the above subject.

In this regard it is clear from your letter that no stay has been granted in the matter by J.S. (R.A.). Therefore the liability of drawback not admissible in terms of Commissioner (Appeals) order shall have to be calculated and deposited. Hence it is advised to deposit the inadmissible drawback along with interest in the light of order of Commissioner (Appeals). If the amount so determined is less or equal to the amount already deposited at the time of filing of appeal before Commissioner (Appeals) the same may be intimated or the differential amount be deposited under intimation to the undersigned.

भवदीय

म.क. त्रिपारी (एम.के.विपारी) 5:2018

उपायुक्त (सीमा शुल्क) आई सी.डी. आगरा

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