No. 9(12)/2017-SI  
Government of India  
Ministry of Commerce & Industry  
Department of Industrial Policy & Promotion  
(Startup India Section)  

To  
Shri Kushwir Singh Kushwaha,  
32/06 Type-2nd, New Colony,  
Kasimpur, Aligarh,  
Uttar Pradesh – 202127,  
Mob: 9412753330  

Subject:- RTI Application of Shri Kushwir Singh Kushwaha r/o Uttar Pradesh regarding information related to Mobile Phones.

Sir,  
This is with reference to your RTI application dated 09.01.2017, received in this section on 19.01.2017 regarding information related to Mobile Phones.

2. Reply to the questions is as under:

<table>
<thead>
<tr>
<th>S.No</th>
<th>Question</th>
<th>Reply</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Provide a copy of agreement under which license is issued to Mobile Phone Companies.</td>
<td>In this context there is no such information available in the records kept with this public authority. Reply may be treated as NIL.</td>
</tr>
<tr>
<td>2</td>
<td>Explain the rules for determining the wholesale/retail price.</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Rule for determination of difference between Marked Price (MRP) and Actual Selling Price.</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>Rule for determination of Commission paid to retailers.</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>Cost of mobile parts such as display, case, battery etc., of model no. GTS 7582.</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Expenses related to sales tax, VAT, transportation and packaging of Mobile Phones.</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Rule for determining Price of model no. GTS 7582.</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>Rule related to repairing of mobile in case of warranty.</td>
<td></td>
</tr>
</tbody>
</table>

3. If you are not satisfied with the above response, the First Appellate Authority is: Shri Rajiv Aggarwal, Joint Secretary, DIPP, Udyog Bhawan, New Delhi. (Phone No. 23063571).

(Rajeev Kandpal)  
Director & CPIO  
Tel: 2306 3212

Copy for information to:-  
Section Officer (RTI Section), DIPP, Udyog Bhawan, New Delhi.
Order of the Appellate Authority

Shri Kushwir Singh Khuwaha r/o Uttar Pradesh filed an application dated 09/01/2017 under the RTI Act, 2005 seeking certain information with regards to a particular mobile handset and its pricing. This application was transferred by the Department of Telecommunication to Department of Industrial Policy & Promotion (DIPP) vide letter no. 17-01/2017-IP dated 09/01/2017.

The CPIO in DIPP vide letter no 9(12)/2017-SI dated 14/03/2017 has informed the applicant that no information as sought is available in the records kept with him. Against this reply, the applicant has filed an appeal.

I have perused the records on files as also the contents of the appeal.

The applicant has sought information regarding a particular mobile handset and its pricing. The information sought pertains to a private company. The applicant has also sought information on commercial details like the commission given to a retailer, the price of various parts in the mobile, the expenditure borne on various aspects like packing etc. The information pertaining to commercial confidence, trade secrets etc. cannot be provided as per the RTI Act. In any case, the CPIO and DIPP has clarified that no such information as sought is available in the records with him.

The appellant has also pointed out that he has not been given any information with regards to point 9 of his application. In this regard, it may be pointed out that in the last paragraph of his application dated 7/12/2016, the applicant himself has sought information with regards to point numbers 1 through 8 only, and has not indicated point 9 here. However, in view of the fact that there is no information available with regards to the first 8 points, it is clear that the information with regards to point number 9 is also not available with the CPIO in DIPP.

The appeal is accordingly disposed of.
Second appeal, if any, relating to this may be preferred to the Central Information Commission, Room No. 326, II Floor, August Kranti Bavan, Bikaji Cama Place, New Delhi – 110 066.

(Rajiv Aggarwal)
Joint Secretary to the Govt. of India/First Appellate Authority
Tel No. 23063571

Copy to :-
1) Shri Kushwir Singh Kushwaha, 32/06 Type-2nd, New Colony, Kasimpur, Aligarh, Uttar Pradesh – 202127.
2) RTI Section, DIPP