सत्यमेव जयते

भारत सरकार Government of India
वित्त मंत्रालय Ministry of Finance
केंद्रीय अप्रत्यक्ष कर और सीमा शुल्क बोर्ड
Central Board of Indirect Taxes & Customs
मूल्यांकन महानिदेशालय'
DIRECTORATE GENERAL OF VALUATION
7th FLOOR, ANNEXE BUILDING, NEW CUSTOM HOUSE,
BALLARD ESTATE, MUMBAI – 400 001

Order passed by: आदेश की तारीख / Date of order: As e-signed
Shri Prashant Kumar Sinha,
Additional Commissioner & First Appellate Authority
F.No. DGVAL/CONF/RTI/APL/2/2026-POLICY

Order-in-Appeal No. 02/2026
प्रस्तावना /PREAMBLE

(i). A copy of this order is provided free of cost to the person to whom it is issued.
(i). इस आदेश की एक प्रति उस व्यक्ति को निःशुल्क प्रदान की जाती है जिसे यह जारी किया गया है।

(ii). An appeal against this order shall lie with the Central Information Commission, the Second Appellate Authority, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi-110067.
(ii). इस आदेश के विरुद्ध अपील द्वितीय अपीलीय प्राधिकारी, केंद्रीय सूचना आयोग, सीआईसी भवन, बाबा गंगनाथ मार्ग, मुनिरका, नई दिल्ली-110067 के समक्ष प्रस्तुत की जाएगी।

(iii). An Appeal to this order may be preferred within 90 days from the date of receipt of this order as provided in RTI Act 2005.
(iii). सूचना का अधिकार अधिनियम (RTI Act) 2005 में दिए गए प्रावधान के अनुसार, इस आदेश के विरुद्ध अपील इस आदेश की प्राप्ति की तिथि से 90 दिनों के भीतर की जा सकती है।

(iv). For further information regarding procedure of appeals, please visit http://cic.gov.in.
(iv). अपील की प्रक्रिया के संबंध में अधिक जानकारी के लिए, कृपया http://cic.gov.in पर जाएं।

Subject: Online RTI Appeal No. DGVAL/A/E/26/00002 dated 12.08.2026 filed by

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1.
(hereinafter referred to as "the Appellant") has filed an online RTI Appeal No. DGVAL/A/E/26/00002 dated 05/09/2026 on the RTI portal. has filed the appeal under the provisions of Section 19(1) of the Right to Information Act, 2005 against the decision of Central Public Information Officer (hereinafter referred to as 'the CPIO") dated 03.09.2026 in respect of the RTI Request Registration No. DGVAL/R/E /26/00009 dated 12.08.2026.

2. The Appellant had sought the following information vide the above referred RTI application:

1. Description/Name (As printed on attached cartons):
Moxifloxacin hydrochloride ophthalmic Solution, 0.5% as base
2. Country of origin : USA
3. period of information sought : 2003 to July 2006
4. Brand name: Vigamox (As printed on attached carton)
5. Other details regarding new Drug: see attached cartons

*Kindly provide following **information**:*
1. B. E. numbers through which the new drug was imported
2. Copy of B. E. through which the new drug was imported
3. Copy of BL through which the new drug was imported
4. Copy of Import Licence(s) based on which custom authorities considered new drug was legally importable by Custom House(s) through which the drug was imported.
5. Copy of other documents considered by Assessment Group of customs that new drug was legally importable by Custom House(s) through which the drug was imported.
6. Custom House(s) through which the new drug was imported.
7. Quantity(s) imported of each drug pack as per attached cartons of the same drug.
8. MRP per unit that was considered for valuation, as per attached cartons of the same drug, containing different volumes of the new drug i.e. 3ml and 5ml.

3. The CPIO through RTI Portal held and informed the appellant on 03.09.2026 as follows:

On perusal of the RTI application, it is informed that the information sought under Point Nos. 2, 3, 4, 5, and 8 is not available with this office. Regarding Point Nos. 1, 6, and 7, the information sought pertains to the National Import Database (NIDB) maintained by this office and is being provided in terms of the provisions of Section 8(3) of the Right to Information Act, 2005.

4. On being aggrieved, the Appellant filed the instant RTI Appeal No. DGVAL/A/E/26/00002 dated 05/09/2026 on the RTI portal citing the following reasons/grounds:

"1. CPIO denied information,against point 8 (MRP per unit that was considered for valuation, as per attached cartons of the same drug, containing different volumes of the new drug i.e. 3ml and 5ml) stating MRP information is not available with this office. Retail Selling Price forms part of NIDB. A person perceives MRP on a product carton as Retail Selling Price.

2.CPIO has not responded to import of 3ml drug pack whose printed carton was part of RTI application.

3. CPIO reply, uploaded on RTI on line, is not having information provided by CPIO against Point 1,6 and 7. 4. Excel sheet provided through email on Sept. 3, 2026 is not authenticated by CPIO being a separate attachment in the email alongwith CPIO reply. Taken separately Excel sheet does not correlate with RTI Application although it provides the information mentioned in CPIO reply.

The Appeallant requested to 1st Appellate Authority for the following:-

a. To direct the CPIO to provide: a. Excel sheet–either through email by signing it that includes RTI Application Number or include Excel sheet on RTI online portal as a part of CPIO reply.

b. Information of import of 3mldrug pack or deny information on the ground - information not available.

c. Retail Selling Price against point 8 else I will have file another RTI application using the words Retail Selling Price just to match the words."

RECORD OF PERSONAL HEARING

5. Pursuant to the request made by the appellant, an opportunity for a Personal Hearing was granted in virtual mode on 22.09.2026 at 12:30 PM. The appellant attended the virtual hearing and reiterated the grounds raised in the appeal memo.

DISCUSSION AND FINDINGS

6. I have carefully examined the RTI Application bearing Registration No. DGVAL/R/E/26/00009 dated 12.08.2026, the reply of the CPIO dated 03.09.2026, the First Appeal dated 05.09.2026, the submissions available on record, and the relevant provisions of the Right to Information Act, 2005.

6.1 Regarding denial of MRP / Retail Selling Price (RSP) under Point 8, it is informed that in the National Import Database (NIDB), maintained by this office, there is a column heading named "RSP" (Retail Selling Price). A query executed in the system for the relevant Bill(s) of Entry yielded "No Data / Nil Data" under the RSP column. As no retail selling price was captured in the NIDB database the CPIO correctly held that the requested MRP information is not available on official record.

6.2 With regard to the appellant's contention that information concerning the import of the 3ml drug pack (as depicted on the carton annexed to the RTI application) was not provided, it

is observed that the query search was duly executed and all the records including 3 ml., if any, were fetched and shared with the applicant.

6.3 Regarding non-authentication and correlation of the Excel sheets emailed on September 3, 2026: An officially certified copy of the said data duly stamped, signed, and referencing the RTI Registration no. is enclosed herewith as Annexure-X to this Appeal Order.

7. In view of the above, the RTI Appeal No. DGVAL/A/E/26/00002 dated 12.08.2026 filed by stands disposed of accordingly

Digitally signed by
Prashant Kumar Sinha
Date: 24-09-2026
16:19:17

Prashant Kumar Sinha
Additional Commissioner and First Appellate Authority

Encl: As above.

सेवा मे /Copy to: -

Copy for information to: -
1. Central Information Commission, Delhi
2. CPIO, DG Valuation, Mumbai