



CHANDIGARH POLICE
OFFICE OF THE SENIOR SUPERINTENDENT OF POLICE-CUM-1st
APPELLATE AUTHORITY (UNDER RTI ACT 2005),
UT, CHANDIGARH

Appeal Order No. 0-12-14 /UT/RTI/SSP, dated : 18.01.2021
Name of Appellant : Mr. Rajeev Bhatia,
R/o # 3523, Sector 37-D,
Chandigarh
Concerned CPIOs : CPIO/South
Date of RTI application : 14.10.2020
Date of CPIO's Reply : 23.10.2020
Date of 1st Appeal : 14.12.2020

ORDER

The appellant has preferred 1st appeal against the reply/order of CPIO/South in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide no. 145/UT/RTI/FAA/SSP dated 14.12.2020 for further proceeding under RTI Act.

INFORMATION SOUGHT IN RTI APPLICATION:-

The appellant had sought information on 09 points i.e. copy of complaint lodged by Supriya Bhatia & Shirish Kumar Johari, statements & Call details concerned police officials etc.

COMMENTS OF CPIO/SOUTH: -

CPIO/South submitted that RTI application of the appellant was received for supplying the requisite information.

Thereafter, report from SHO/PS-39 was obtained and points wise reply were sent to the appellant vide No. 435/CPIO/South dated 23.10.2020. As far as appeal is concerned, at present no information is left for supplying, hence, his appeal may be filed.

CONDONATION OF DELAY:-

On perusal of record in hand, it was observed that appellant had filed 1st Appeal on 14.12.2020 against CPIO/South after delay of 22 days. Accordingly, appellant was asked vide this office letter No. D-01/UT/RTI/SSP dated 06.01.2021 for explaining the valid & cogent reason of delay in appeal.

In reply, appellant submitted that his RTI application was also dealt by CPIO/Communication which was disposed of vide No. 99/DSP/Comm./UT dated 06.11.2020; therefore, he asserted that his appeal is well within prescribed time. Considering his plea, delay is justified and condoned. Accordingly, his appeal was also transferred to FAA-cum-SP/PHQ as the RTI Application was also dealt by CPIO/Communication.

DECISION:-

I have gone through the contents of RTI application & appeal of the appellant, comments of CPIO/South vis-à-vis material available on record which revealed that appellant had sought information on 09 points i.e. copy of complaint lodged by Supriya Bhatia & Shirish Kumar Johari, statements & Call details concerned police officials etc.

Insofar appeal is concerned, it is clear that CPIO/South had already furnished the requisite information to the appellant on point Nos. 1 to 3, 5, 6, 8 & 9. With regard to point Nos. 4 & 7, CPIO/South had submitted that no such information is available in record. Moreover,

appellant seeks the call detail of police officials which is not available in record. As per section 2 (j) of RTI Act, appellant can seek only such information which is held or under the control of CPIO. Hence, CPIO/South had appropriately disposed of the RTI application of the appellant.

The instant appeal is hereby disposed of.

In case, the appellant is not satisfied with the disposal of this appeal, he can file second appeal before the Hon'ble CIC, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi-110067 under the RTI Act within 90 days.



**(Kuldeep Singh Chahal, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.**

1. Mr. Rajeev Bhatia,
R/o # 3523, Sector 37-D, Chandigarh.
2. CPIO/South
- ✓ 3. Computer Section.