

**OFFICE OF THE SENIOR SUPERINTENDENT OF POLICE-CUM-1<sup>st</sup>  
APPELLATE AUTHORITY (UNDER RTI ACT 2005), UT, CHANDIGARH.**

Appeal Order No. D-183-185 /UT/RTI/SSP, dated: 05.06.2020

Name of Appellant : Mr. Tarminder Singh Chaudhary  
R/o # 2206 Sector-45, Chd.

Concerned CPIOs : CPIO/South

Date of RTI application : 25.04.2020

Reply of CPIOs : 15.05.2020

Date of 1<sup>st</sup> Appeal : 15.05.2020

**ORDER**

The appellant has preferred his 1<sup>st</sup> appeal through online portal (bearing No. PODEP/A/E/20/00028 dated 15.05.2020) against the reply of CPIO/South in connection with her RTI application (bearing No. PODEP/R/E/20/00139 dated 25.04.2020) with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide No. 41/UT/RTI/FAA/SSP dated 15.05.2020 for further proceeding under RTI Act.

**Information sought vide RTI application:**

The appellant had sought information on 5 points i.e. whether an FIR can be registered without proper information, whether it is mandatory to mention Registration Number and model number of vehicle involved in any accident/theft etc, whether IO is required to visit incident spot and if norm is not followed then action to be taken against IO or complainant.

y  
5/6/2020

**Comments of CPIO/South:**

- CPIO/South submitted that RTI application of the appellant was received through online portal for supplying the requisite information. Thereafter, requisite information was obtained from SHO/PS-34 and thereafter, point's wise reply was sent that requisite information was sought in questionable mode and no specific case/incident has been mentioned. RTI Act is not a grievance redressal or problem solving platform rather it is information providing mechanism under which available information can be provided to the appellant.

**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 the appellant had sought information on 5 points i.e. whether an FIR can be registered without proper information, whether it is mandatory to mention Registration Number and model number of vehicle involved in any accident/theft etc, whether IO is required to visit incident spot and if norm is not followed then action to be taken against IO or complainant.

In reply, CPIO/South had mentioned that information sought is in questionable mode and no specific case/incident has been motioned.

So far as the appeal is concerned, it is clear from the contents of RTI application that appellant has sought clarification/justification as he is seeking information in questionable form e.g. what, why, where & whether etc. which is not covered under the definition of 'Information' defined in section 2 (f) and (j) of RTI Act. The same is reproduced as under:-

- (f) "Information means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars,

7/5/6/2020.



*orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form".*

- (j) *"Right to information" means the right to information accessible under this Act which is held by or under the control of any public authority....."*

The bare reading of above definition of 'information' categorically clarified that applicant can seek only such information which is available in any material form with the CPIO. Hence, the information sought for by the appellant is not available in record and the same is out of the purview of RTI Act. Thus, the instant appeal stands 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.

*W 5/6/2020*

**(Nilambari Jagadale, IPS)  
Senior Superintendent of Police  
Union Territory, Chandigarh-cum-  
1<sup>st</sup> Appellate Authority.**

1. Mr. Tarminder Singh Chaudhary,  
R/o # 2206 Sector-45, Chandigarh
2. CPIO/South
- ✓ 3. Computer Section.