

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

**Appeal Order No. D-22-26**

**/UT/RTI/SSP, dated : 16.01.2019**

Name of Appellant : Mr. Vijay Kumar R/o # 184,  
Sector 21, Mela Ground Area,  
Mill Gate, Hisar, Haryana.

Concerned CPIOs : CPIO/Central, East & South

Date of RTI application : 17.10.2018

Reply of CPIOs : 05.11.2018, 10.11.2018 & 16.11.2018

Date of 1<sup>st</sup> Appeal : 11.12.2018

**ORDER**

The appellant has preferred his 1<sup>st</sup> appeal through online RTI portal bearing registration no. PODEP/A/2018/60067 dated 11.12.2018 against the reply/order of CPIO/Central, East & South with the contentions that requisite information was not supplied to him. The same was diarized vide No. R-740/UT/RTI/SSP dated 11.12.2018.

**Information sought vide RTI application :**

The appellant vide his RTI application bearing no. PODEP/R/2018/50324 dated 17.10.2018, had sought information on 13 points with regard to complaint No. PW 2018-16112 and other misc. information about SC/ST complaints i.e. date of receipt of complaint, name of Inquiry officers till date, notice, summons & other relevant documents issued in this complaint, current status of the complaint, time period to complete enquiry, detail of all SC/ST complaints of last three years, caste wise data of all senior police officers of Chandigarh Police from DSP rank to DGP etc.

**Comments of CPIO/Central :**

CPIO/Central submitted that RTI application was received through online RTI portal bearing registration no. PODEP/R/2018/50324 dated 17.10.2018 for seeking information with regard to point no. 9 & 10. Thereafter, reports were obtained from all SHOs of Central Sub Division and the same was supplied to the appellant through online RTI portal and vide letter no. 426/CPIO/Central dated 10.11.2018 with the remarks that register no. 5 C is being maintained for all type of complaints received in Police Stations. As far as the complaint in question (bearing no. 2018-16112) is concerned, the same was dealt by CPIO/South. No more information is pending on his part.

**Comments of CPIO/East :**

CPIO/East submitted that RTI application was received through online RTI portal bearing registration no. PODEP/R/2018/50324 dated 17.10.2018 for seeking information with regard to point no. 9 & 10. Thereafter, reports were obtained from all SHOs of East Sub Division and the same was supplied to the appellant vide letter no. 426/CPIO/Central dated 05.11.2018 with the remarks that no separate register is being maintained at Police Stations for complaints relating to SC/ST Act. Rest of the information sought for, is related to CPIO/South.

*J. 10/11/2018*



**Comments of CPIO/South :**

CPIO/South submitted that RTI application was received through online RTI portal bearing registration no. PODEP/R/2018/50324 dated 17.10.2018. Thereafter, requisite information was obtained from quarter concerned and the same in point-wise manner was supplied to the appellant. Information pertaining to some of the points related to complaint no. 2018-16112 could not be supplied to the appellant as the complaint in question was under enquiry/consideration at that time. As far as information related to all complaints under SC/ST Act is concerned, complete information consisting of details of complainants, enquiry report etc. cannot be supplied u/s 8(1)(j) of RTI act, being personal information of complainants. Hence, requisite information has already been supplied to the appellant.

**Decision :**

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Central, East and South vis-à-vis material available on record which revealed that the appellant had sought information on 13 points with regard to complaint No. PW 2018-16112 and other misc. information about SC/ST complaints i.e. date of receipt of complaint, name of Inquiry officers till date, notice, summons & other relevant documents issued in this complaint, current status of the complaint, time period to complete enquiry, detail of all SC/ST complaints of last three years, caste wise data of all senior police officers of Chandigarh Police from DSP rank to DGP etc.

In reply, CPIO/Central and East had obtained the requisite information from quarters concerned and informed the appellant that no separate register is being maintained for the entries of complaints relating to SC/ST Act. Register no. 5 C is being maintained for entries of all types of complaints and complaint no. 2018-16112 is primarily related to CPIO/South.

CPIO/South also supplied the information in point-wise manner to the appellant. However, information pertaining to some of the points related to complaint no. 2018-16112 could not be supplied to the appellant as the complaint in question was under enquiry/consideration at that time. As far as information related to all complaints under SC/ST Act is concerned, complete information consisting of details of complainants, enquiry reports etc. cannot be supplied u/s 8(1)(j) of RTI act, being personal information of complainants.

So far as the appeal is concerned, complaint in question i.e. 2018-16112 is now consigned to record after completion of enquiry, hence information pertaining to point nos. 1 to 8 can be supplied to the appellant. However, CPIO/South has rightly denied the complete information pertaining to all complaints under SC/ST Act as complete information contains all details of complainants, enquiry reports etc. which cannot be supplied u/s 8(1)(j) of RTI act, being personal information of complainants. But number of such complaints received in last three years can be supplied to the appellant.

Moreover, it is also pertinent to mention here that instant 1<sup>st</sup> appeal was transferred to FAA-cum-Section Officer, Police Headquarter with respect to part information for disposing of at his own level. As far as information relating to castewise data of senior officers of Chandigarh Police alongwith their names and rank (from DSP/ASP to W/DGP), cannot be supplied being personal information and disclosure of which has nothing to do with any public interest/activity. Hence denied u/s 8(1)(j) of RTI act.

*VJ. 10/11/2018*



In view of the above, CPIO/South is hereby directed to supply the requisite information pertaining to complaint no. 2018-16112 (from point Nos. 1 to 8) i.e. date of receipt of complaint, Name and designation of enquiry officer, present status of complaint etc. to the appellant as per RTI Act.

Alongwith this, all three CPIOs (Central, East and South) are also directed to supply the data of number of complaints received under SC/ST act during the last three years in their respective Sub Divisions (without complete details) to the appellant.

With aforementioned observations, the appeal of the appellant is disposed of accordingly.

In case, the appellant is not satisfied with the disposal of his appeal, as above, 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.

10/14/2019  
(Nilambari Jagadale, IPS)  
Senior Superintendent of Police  
Union Territory, Chandigarh-cum-  
1<sup>st</sup> Appellate Authority.

- .. Mr. Vijay Kumar R/o # 184,  
Sector 21, Mela Ground Area,  
Mill Gate, Hisar, Haryana.
- 2. CPIO/Central
- 3. CPIO/East
- 4. CPIO/South
- 5. Computer Section

HC Sangay  
for me  
Kun K  
Insp.  
Computer Section  
dt.