

**OFFICE OF THE SEONIOR SUPERINTENDENT OF POLICE-CUM-1st
APPELLATE AUOTHORITY (UNDER RTI ACT 2005), UT, CHANDIGARH.**

Appeal Order No. D - 31 - 33 /UT/RTI/SSP, dated: 31-01-2020
Name of Appellant : Mr. Paramjit Singh,
R/o Chamber No. 375,
District Court Complex,
Sector-43, Chandigarh.
Concerned CPIOs : CPIO/Central
Date of RTI application : 15.11.2019
Reply of CPIOs : 28.11.2019
Date of 1st Appeal : 09.01.2020

ORDER

The appellant has preferred his 1st appeal against the reply/order of CPIO/Central & Establishment in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide No. 01/UT/RTI/FAA/SSP dated 09.01.2020 for further proceeding under RTI Act.

Information sought vide RTI application:

The appellant had sought information on 11 points with regard to protest by police officials in support of Delhi Police on 06.11.2019 i.e. detail of police officials, whether permission taken from higher authorities, grievances of police officials, copy of provisions/act/rules/manual regarding protest and any kind of protest happened in history of Chandigarh Police etc.

Transfer of Appeal:-

The instant appeal was also transferred to FAA-cum-SP/Hqrs. with respect to part information dealt by CPIO/HQ and Establishment vide this office letter No. D-15/UT/RTI/FAA/SSP dated 10.01.2020 under intimation to the appellant.

31/1/2020

HC Sangar

for. n.a

Kulinder
DKCS 31/1/20

Comments of CPIO/Central:

CPIO/Central submitted that RTI application of the appellant was received from CAPIO/PHQ vide letter No. 2231/CAPIO/PHQ/UT/PWS dated 15.11.2019 for supplying the requisite information. Thereafter, requisite information was obtained from SHO/PS-17 and point-wise information was dispatched to the applicant vide no. 530&539/RTI-19/CPIO-Central dated 28.11.2019.

Decision:

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Central vis-à-vis material available on record which revealed that the appellant had sought information on 11 points with regard to protest by police officials in support of Delhi Police on 06.11.2019, detail of police officials, whether permission taken from higher authorities, grievances of police officials, copy of provisions/act/rules/manual regarding protest and any kind of protest happened in history of Chandigarh Police etc.

In reply, CPIO/Central had submitted that point wise information was provided to the appellant.


So far as the appeal is concerned, it is clear from the contents of RTI application that appellant has sought 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 which is reproduced as under:-

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

J 31112020

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 as well as the same is out of the purview of RTI Act. Thus, as far as the office of the undersigned is concerned, 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.

 31/11/2020
(Nilambari Jagadale, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

1. Mr. Paramjit Singh,
R/o Chamber No. 375,
District Court Complex,
Sector-43, Chandigarh.
2. CPIO/Central
3. Computer Section.