

**OFFICE OF THE SENIOR SUPERINTENDENT OF POLICE-CUM-1st APPELLATE
AUTHORITY (UNDER RTI ACT 2005), UNION TERRITORY, UTCHANDIGARH**

Appeal Order No. D-412-414

/UT/RTI/SSP, dated: 10.07.2019

Name of Appellant	:	Mr. Om Parkash, R/o # 532, Milk Colony Dhanas, Chandigarh.
Concerned CPIO	:	CPIO/W&CSU
Date of RTI application	:	21.05. 2019
CPIO reply	:	29.05.2019
Date of 1 st Appeal	:	24.06.2019

ORDER

The appellant has preferred his 1st appeal against CPIO/W&CSU in connection with his RTI application with the contentions that requisite information was not supplied to him. The same was registered vide No. 118/UT/RTI/FAA/SSP dated 24.06.2019.

Information sought vide RTI application:

The appellant had sought information on 3 points with regard to complaint No. 2018-01236 i.e. copy of statement of Manish and Avtar t/o # 1085 Sector 29 Chandigarh , copy of enquiry report conducted by the then Inspector Operation Cell and DSP Crime etc.

Comments of CPIO/W&CSU:

CPIO/W&CSU submitted that RTI application of the appellant was received from CAPIO/PHQ vide letter No. 1147/CAPIO/PHQ/UT/PWS dated 21.05.2019 for supplying the information pertaining to complaint No. 2018-01236. Thereafter, report from SHO/PS-WPS was obtained; who reported that FIR no. 84/2018 u/s 498-A IPC was registered on the public window complaint bearing No. 2018-01236 and the said FIR is still is under investigation. Accordingly, information from point No. 1 to 3 was denied u/s 8(1) (h) of RTI Act as it would hamper the investigation and appellant was informed in this regard vide letter No. RTI-237/UT/DSP/W&CSU dated 29.05.2019

y 10/7/2019

DECISION :

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/ W&CSU vis-à-vis material available on record which revealed that the appellant had sought information on 3 points with regard to complaint No. 2018-01236 i.e. copy of statement of Manish and Avtar t/o # 1085 Sector 29 Chandigarh, copy of enquiry report conducted by the then Inspector Operation Cell and DSP Crime etc.

In reply, CPIO/W&CSU denied the requisite information u/s 8(1) (h) of RTI Act as the case FIR No. 84/2018 was registered on the complaint bearing No. 2018-01236 and the same is still under investigation.

So far as the appeal is concerned, it is clear from the reply of the CPIO that FIR No. 84/2018 was registered u/s 498-A, IPC in PS-Women on complaint bearing No. 2018-01236 and the said FIR is still under investigation; therefore, the requisite information cannot be supplied u/s 8(1) (h) of RTI Act at this stage. Hence, CPIO/W&CSU had rightly disposed of the RTI application of the appellant.

However, considering the fact that appellant is the complainant in the aforementioned case FIR, CPIO/W&CSU is hereby directed to cooperate with the appellant and apprise him about the progress/status of above said case FIR and also supply the copy of above said FIR to him, free of cost, as per RTI Act.

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.

10/7/2019
(Nilambari Jagdale, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

1. Mr. Om Parkash,
R/o # 532, Milk Colony Dhanas,
Chandigarh
2. CPIO/W&CSU
3. Computer Section

He Sanjay
for nlg
Kuldeep
Thsp,
Computer Section
dt 11/7/19