

**OFFICE OF THE SEONIOR SUPERINTENDENT OF POLICE-CUM-1st
APPELLATE AUOTHORITY (UNDER RTI ACT 2005), UT, CHANDIGARH.**
Appeal Order No. D-419-421 /UT/RTI/SSP, dated: 21.10.2020

Name of Appellant : Advocate Shalander Mohan
Chamber No. T-63, Lawyers
Chambers, District & Sessions
Court Complex, Ambala City, HR.

Concerned CPIOs : CPIO/PHQ
Date of RTI application : 31.08.2020
Reply of CPIOs : 15.09.2020
Date of 1st Appeal : 25.10.2020

ORDER

The appellant has preferred his 1st appeal against the reply of CPIO/PHQ in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide No. 103/UT/RTI/FAA/SSP dated 25.09.2020 for further proceeding under RTI Act.

INFORMATION SOUGHT VIDE RTI APPLICATION:

The appellant had sought information on 9 point pertaining to his complaint dated 09.07.2020 bearing No. 2020/12311 i.e. copy of complete case file, noting sheets, complaint, statements and final report etc.

COMMENTS OF CPIO/PHQ:

CPIO/PHQ submitted that RTI application of the appellant was received for supplying the requisite information. Thereafter, report from I/C HAC branch was obtained who reported complaint in question i.e. 2020-12311 has been sent to the o/o Registrar Vigilance, Punjab and Haryana High Court, Chandigarh vide 4404/UT/HAC dated 08.09.2020. Accordingly, the RTI application was transferred to that office under intimation to the appellant vide No. 496/DSP/Hqrs/RTI-2020. D-708 dated 15.09.2020.

DECISION:

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/PHQ vis-à-vis material available on record


which revealed that appellant had sought information on 9 point pertaining to his complaint dated 09.07.2020 bearing No. 2020/12311 i.e. copy of complete case file, noting sheets, complaint, statements and final report etc.

CPIO/PHQ had denied the requisite information to the applicant u/s 8(1) (h) of RTI Act.

So far as the appeal is concerned, appellant has raised the contention that CPIO/PHQ should have provided the requisite information before transferring the RTI application to the office of Registrar Vigilance, Punjab & Haryana High Court. However, it is clear that complaint in question i.e. 2020-12311 has already been transferred to that office for further action. Consequently, CPIO/PHQ has appropriately transferred the RTI application to the office of Registrar Vigilance, Punjab & Haryana High Court. Hence, contention of the appellant is not sustainable and no more action is required to be taken in the instant appeal and the same is hereby filed, accordingly.

Moreover, appellant is advised to approach the concerned First Appellate Authority of Registrar Vigilance Punjab and Haryana High Court, Chandigarh for obtaining requisite information.

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.


21/10/2020
(Kuldeep Singh Chahal, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

1. Advocate Shalander Mohan
Chamber No. T-63, Lawyers Chambers,
District & Sessions Court Complex,
Ambala City, HR.
2. CPIO/ PHQ
3. Computer Section.

HC Sanjay Kumar

*Insf
1/c Com &c
dt 21/10/2020*

Computer Section

Rec. No. 1294

Dated 21/10/2020