

OFFICE OF THE SENIOR SUPERINTENDENT OF POLICE-CUM-1st
APPELLATE AUTHORITY (UNDER RTI ACT 2005), UT, CHANDIGARH

Appeal Order No. D-440-442

/UT/RTI/SSP, dated :28.10.2020

Name of Appellant : Joginder Singh
R/o # 553/1, Sector 38 A,
UT Chandigarh

Concerned CPIOs : CPIO/South

Date of RTI application : 18.08.2020, received on 20.08.2020

Date of CPIO's Reply : 24.08.2020

Date of 1st Appeal : 29.09.2020

ORDER

The appellant has preferred her 1st appeal against the reply/order of CPIO/South in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide no. 107/UT/RTI/FAA/SSP dated 29.09.2020 for further proceeding under RTI Act.

Information sought vide RTI application :-

The appellant had sought information on seven (07) points pertaining to misc. issues i.e. list of Beat Boxes, expenditure, list of vehicles with registration numbers & name of drivers, list of Home Guard Volunteers with postings, list of offenders of containment zone in Sector 38 A during COVID-19, recruitment of Home Guards, Salary Scam and news paper clipping dated 09.08.2020 etc. Out of seven points, only one point i.e. point no. 04 was found related to CPIO/South.

Comments of CPIO/South :-

Comments of CPIO/South have been obtained who submitted that RTI application of the appellant was received in his office from Public Window vide memo no. 720/RTI/CAPIO(PHQ)/UT/PWS dated 21.08.2020 with respect to point no. 04. Thereafter, requisite information was obtained from SHO PS Sector 39, Chandigarh and the appellant was informed vide letter no. 335/CPIO/South dated 24.08.2020 that the information of point no. 04 could not be supplied as it would endanger the life and liberty, physical safety of any person or identify the source of information or assistance given in confidence for law enforcement or security purposes. Hence, denied u/s 8(1)(g) of RTI act.

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 seven (07) points

pertaining to misc. issues i.e. list of Beat Boxes, expenditure, list of vehicles with registration numbers & name of drivers, list of Home Guard Volunteers with postings, list of offenders of containment zone in Sector 38 A during COVID-19, recruitment of Home Guards, Salary Scam and news paper clipping dated 09.08.2020 etc. Out of seven points, only one point i.e. point no. 04 was found related to CPIO/South.

With respect to other points, CAPIO(PHQ)-cum-I/C Public Window had transferred the RTI application to concerned CPIOs.

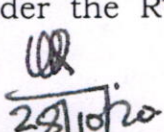
Accordingly, instant appeal is also transferred to FAA-cum-SP/Hqrs, FAA-cum-SP/Operations-cum-Asstt. Commandant General (Home Guards) and FAA-cum-Ad.O (PHQ) for its proper disposal with respect to points concerning to their units.

As far as the point no. 04 is concerned, CPIO/South, had denied the requisite information to the appellant u/s 8(1)(g) of RTI act as it would endanger the life & liberty, physical safety of any person or identify the source of information or assistance given in confidence for law enforcement or security purposes.

Whereas, from the perusal of contents of point no. 04 i.e. "*list of offenders caught by local police from Containment Zone of Sector 38 A, Chandigarh during COVID-19 and copy of Police action taken against them*", it has been revealed that the number of offenders (without their personal details) and legal action taken against them, if any, can be supplied under RTI act.

In view of above, CPIO/South is hereby directed to supply the information as stated above to the appellant, as per RTI act. With these observations, the instant appeal is hereby disposed of accordingly.

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.


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

1. Joginder Singh
R/o H. No. 553/1, Sector 38 A,
Chandigarh. Mob. 99880-16911
2. CPIO/South
3. Computer Section

HC Tanjay Kumar
Insp
I/C Comd
dt 28/10/2020