

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

Appeal Order No. **D-472-474** /UT/RTI/SSP, dated : **01.08.2019**

Name of Appellant : Mr. Sandeep Yadav,
Model Jail, Chandigarh

Concerned CPIOs : CPIO/South
Date of RTI applications : 17.06.2019
Reply of CPIOs : 22.06.2019
Date of 1st Appeal : 09.07.2019

ORDER


The appellant has preferred his 1st appeal against the reply/order of CPIO/South from Model Jail through Dy. Superintendent, Model Jail, Chandigarh in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide No. 134/UT/RTI/FAA/SSP dated 09.07.2019 for further proceeding under RTI Act.

Information sought vide RTI application :

The appellant had sought copy of DDR dated 08.03.2019 which is converted in case FIR no. 61 dated 08.03.2019 u/s 304-B, Police Station Sector 34, Chandigarh.

Comments of CPIO/South :

CPIO/South submitted that RTI application of the appellant was received in her office through CAPIO/PHQ vide No. 1339/RTI/CAPIO/PHQ/UT/PWS dated 17.06.2019 for supplying the requisite information. After obtaining the report from SHO/PS Sector 34, requisite information was denied u/s 8 (1)(h) of RTI Act vide letter No. 356/CPIO/South dated 22.06.2019 to the appellant as applicant is accused in the case FIR No. 61 dated 08.03.2019, PS-34 and challan has already been filed in the court. As far as appeal is concerned, DDR No. 68 and 85 is concerned with above said case.


11/8/2019

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 copy of DDR dated 08.03.2019 which is converted in case FIR no. 61 dated 08.03.2019 u/s 304-B, Police Station Sector 34, Chandigarh.

In reply, CPIO/South denied the requisite information to the appellant u/s 8 (1)(h) of RTI Act.

So far as the appeal is concerned, appellant is accused in the case FIR No. 61 dated 08.03.2019 u/s 304-B, PS-34 and presently confined in Modal Jail, Burail, Chandigarh. The challan of the case has already been submitted in the Hon'ble Court for trial, therefore, CPIO/South has wrongly denied the information to the appellant. Hence, copies of DDR(s) upon which above said FIR was registered, can be supplied to the appellant.

In view of above, CPIO/South is hereby directed to supply the copies of relevant DDR(s) dated 08.03.2019 related with the aforementioned case, to the appellant as per RTI Act.

With these observations, the instant appeal stands dispose 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.

21/8/2019
(Nilambari Jagadale, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

1. Mr. Sandeep Yadav,
Model Jail, Burail, Chandigarh.
2. CPIO/South
3. Computer Section

HC Sonu
for n19
Kuldeep
Insp.
Computer Section
21/8/2019