

CHANDIGARH POLICE

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

Appeal Order No. 0-486 - 488 /UT/RTI/SSP, dated: 6)-12-2020

Name of Appellant : Mr. Laxman,

R/o # 777, New Indira Colony,

Manimajra, Chandigarh.

Concerned CPIOs : CPIO/PHQ, East & W&CSU

Date of RTI application : 29.08.2020

Date of CPIO's Reply : 10.09.2020

Date of 1st Appeal : 02.11.2020

ORDER

The appellant has preferred his 1st appeal against the reply of CPIO/PHQ, East & W&CSU in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide no. 122/UT/RTI/FAA/SSP dated 02.11.2020 for further proceeding under RTI Act.

Whereas, the RTI application was also transferred to CPIO-cum-District Commandant, Home Guards, Sector 17, Chandigarh so the instant appeal was transferred to FAA-cum-Asstt. Commandant General (Home Guards) UT, Chandigarh vide letter No. D-449/UT/RTI/FAA dated 04.11.2020.

INFORMATION SOUGHT VIDE RTI APPLICATION:-

The appellant has sought information on 13 points on various issues related with the death of his father.

COMMENTS OF CPIO/PHQ:-

Comments of CPIO/PHQ have been obtained who submitted that RTI application of the appellant was received through for obtaining requisite information. Thereafter, partial RTI information was transferred to CPIO/East & CPIO/Home Gaurds Sector 17, Chandigarh vide No. 484/DSP/Hqrs./RTI-2020, D-670 dated 03.09.2020 and 484 & 492/DSP/Hqrs./RTI-2020, D-828 dated 29.09.2020 respectively. Further, CPIO/W&CSU has also sent the RTI application for supplying the information of points No. 1 to 5.

Thereafter, requisite information was obtained from quarter concerned and appellant was telephonically asked to collect the requisite information. On 29.09.2020, appellant visited in his office for inspection but he declined to receive the same because of information sought in incomplete. Thereafter, point wise information/reply was furnished to him vide no. 484/DSP/Hqrs./RTI-2020, D-835 dated 08.10.2020

COMMENTS OF CPIO/EAST:-

Comments of CPIO/East have been obtained who submitted that RTI application of the appellant was received in his office for supplying the requisite information. Thereafter, requisite information was obtained from SHO PS-IT Park and point-wise information was furnished to the appellant vide letter No. 262-RTI/CPIO/East dated 10.09.2020.

COMMENTS OF CPIO/W&CSU:-

Comments of CPIO/East have been obtained who submitted that RTI application of the appellant was received in his office from the office of CPIO/East for supplying the requisite information. CPIO submitted that a regular departmental enquiry against HC Narender Kumar No. 408/CP and Const. Paras No. 4770/CP was submitted to the office of SSP/UT after competing enquiry vide his office No. R-522/DSP/W&CSU on 16.10.219. So RTI application was transferred to CPIO/PHQ.

DECISION:-

I have carefully gone through the contents of RTI application & appeal of the appellant, comments of CPIO/PHQ, East & W&CSU vis-à-vis material available on record which revealed that appellant has sought information on 13 points on various issues related with the death of his father.

So for as the appeal is concerned, point Nos. 1 to 6 are concerned with CPIO/PHQ and he has already supplied the requisite information with regard to point No. 1 & 2 to the appellant.

With regard to Point No. 3, appellant wants to know whether Chandigarh Police has intimated to SDM/East about the enquiry report conducted by DSP/CID which can be informed to the appellant, if available in record.

With regard to point Nos. 4 to 6, CPIO had straight way applied the section 8(1(j) without following the provisions of section 11 of the act which is mandatory provisions to be followed by CPIO before applying the said section.

Moreover, Point Nos. 12 & 13 are concerned, CPIO had rightly observed that point no. 12 is related with Chandigarh Administration and point No. 13 is vague in nature and cannot be entertained under RTI Act.

Whereas, point Nos. 8 to 11 was dealt by CPIO/East and he had already supplied the requisite information of these points, hence, no more action is required to be taken on these points.

In view of above, CPIO/PHQ is hereby directed to make the compliance of RTI application as discussed/observed above, as per RTI Act. Hence, as far as instant appeal is concerned with this Authority, it 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.

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

1. Mr. Laxman,

 R/o # 777, New Indira Colony, Manimajra, Chandigarh.

3. CPIO/PHQ, East & W&CSU
4. Computer Section