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

Appeal Order No D-577 - 579 **/UT/RTI/SSP, dated :** 27.09.2019

Name of Appellant	:	Ms. Sonia Kulrattan, R/o # 2420 Sector 38C, Chandigarh.
Concerned CPIOs	:	CPIO/Central & CCIC
Date of RTI application	:	07.08.2019
Reply of CPIOs	:	21.08.2019 & 09.09.2019
Date of 1st Appeal	:	02.09.2019

ORDER

The appellant has preferred her 1st appeal against the reply/order of CPIO/Central & CCIC in connection with her RTI application with the contentions that requisite information was not supplied to her. The instant appeal was diarized vide No. 159/UT/RTI/FAA/SSP dated 02.09.2019 for further proceeding under RTI Act.

Information sought vide RTI application:

The appellant had sought certified copies of all recovery & arrest memos dated 23.07.2019 of Arman Mohamad & Mohsin Khan and DDR No. 56 in connection with FIR No. 138, PS-39, Chandigarh

Comments of CPIO/Central:

CPIO/Central submitted that RTI application of the appellant was transferred to CPIO/CCIC vide letter No. 370/CPIO-Central dated 21.07.2019 as the matter was found related to CCIC.

Comments of CPIO/CCIC:

CPIO/CCIC submitted that RTI application of the appellant was received from CPIO/Central vide letter no. 370/CPIO-Central dated 21.07.2019 for supplying the requisite information. On 07.09.2019, applicant was called in his office to collect the requisite information but she denied to collect the same. Thereafter, requisite information i.e. copy of FIR No. 138/19, PS-39 was sent to her residential address by registered post. Moreover, all recovery memo and copy of arrest memo etc. were denied u/s 8(1) (h) of RTI act vide letter No. 58/RTI-19/CPIO/CCIC & IT dated 09.09.2019. As far as the appeal is concerned, appellant is complaining against police staff.

27/9/2019

Decision :

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Central & CCIC vis-à-vis material available on record which revealed that the appellant had sought certified copies of all recovery & arrest memos dated 23.07.2019 of Arman Mohamad & Mohsin Khan and DDR No. 56 in connection with FIR No. 138, PS-39, Chandigarh.

In reply, CPIO/CCIC had denied the part information i.e. all recovery & arrest memos dated 23.07.2019 u/s 8(1) (h) of RTI act as the case was under investigation at that stage. However, copy of FIR No. 138/19 was supplied to the appellant by registered post.

So far as the appeal is concerned, the case in question i.e. FIR No. 138/19 is still under investigation, hence, complete information cannot be supplied at this stage also. Therefore, CPIO had rightly denied the requisite information to the appellant u/s 8(1)(h) of RTI act. However, copy of DDR No. 56 related to aforementioned FIR can be supplied. Hence, CPIO/CCIC is hereby directed to supply the copy of DDR No. 56 to the appellant as per RTI act.

Moreover, it is also pertinent to mention here that the appellant has raised only her grievances vide his instant appeal rather than focussing on receiving information. Grievances cannot be redressed under RTI act. Only available information can be supplied as per law. With these observations, the appeal of the appellant stands disposed of accordingly.

In case, the appellant is not satisfied with the disposal of this appeal, she can file second appeal within 90 days before the Hon'ble CIC, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi-110067 under the RTI Act.

27/9/2019

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

1. Ms. Sonia Kulrattan,
   R/o # 2420 Sector 38C, Chandigarh
2. CPIO/CCIC
3. Computer Section

RC Sanjay
for ntg

Insp.
Computer Section
30/9/19