

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

Appeal Order No. D-644-647

UT/RTI/SSP, dated : 31.10.19

Name of Appellant : Rajnish Jain,
C/o Shop No. 48, Sector 19 C,
Near Palika Bazaar, Chandigarh.

Concerned CPIOs : CPIO/East and Hqrs

Date of RTI application : 13.09.2019

Reply of CPIOs : 07.10.2019

Date of 1st Appeal : 07.10.2019

ORDER

The appellant has preferred his online 1st appeal vide registration no. PODEP/A/2019/60072 dated 07.10.2019 against the reply/order of CPIO/Hqrs in connection with his RTI application bearing no. PODEP/R/2019/50639 dated 13.09.2019 with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide No. 183/UT/RTI/FAA/SSP dated 07.10.2019 for further proceeding under RTI Act.

Information sought vide RTI application:

The appellant had sought information on five points with regard to complaint nos. 2017-01431, 2017-02304, 2018-15875, 2018-05815, 2019-02281, 2019-00555 & 2019-10955 i.e. copies of action taken report, factual report, statements, orders, queries, opinions etc.

Comments of CPIO/East :

CPIO/East submitted that RTI application of the appellant was received through online RTI portal vide registration no. PODEP/R/2019/50639 dated 13.09.2019 for supplying information on five points with regard to complaint nos. 2017-01431, 2017-02304, 2018-15875, 2018-05815, 2019-02281, 2019-00555 & 2019-10955 i.e. copies of action taken report, factual report, statements, orders, queries, opinions etc. Thereafter, requisite information was obtained from SHO/PS-19 who submitted that complaint nos. 2017-01431, 2017-02304, 2019-00555 & 2019-10955 are under enquiry whereas complaint bearing nos. 2018-15875, 2018-05815 & 2019-02281 were sent to senior officers after completion of enquiry. Hence, the requisite information was denied u/s 8(1)(h) of RTI act.

Comments of CPIO/Hqrs :

CPIO/Hqrs submitted that RTI application was received through online RTI portal for supplying information pertaining to complaint nos. 2018-15875, 2018-05815 & 2019-02281. Thereafter, I/C CRU was asked to submit the requisite information who reported that above said complaints are under consideration with senior officers for final decision. Hence, the requisite information was denied u/s 8(1)(h) of RTI act vide letter no. 335/DSP/Hqrs/Online/RTI-19/D-427 dated 03.10.2019.

31/10/2019

Decision :

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/East and Hqrs vis-à-vis material available on record which revealed that the appellant had sought information on five points with regard to complaint nos. 2017-01431, 2017-02304, 2018-15875, 2018-05815, 2019-02281, 2019-00555 & 2019-10955 i.e. copies of action taken report, factual report, statements, orders, queries, opinions etc.

In reply, CPIO/East had denied the requisite information u/s 8(1)(h) of RTI act as the complaints bearing nos. 2017-01431, 2017-02304, 2019-00555 & 2019-10955 were under enquiry at that time.

CPIO/Hqrs also denied the requisite information u/s 8(1)(h) of RTI act as the complaints bearing nos. 2018-15875, 2018-05815 & 2019-02281 were under consideration after enquiry.

So far as the appeal is concerned, all the complaints in question are still under enquiry, hence the requisite information cannot be supplied to the appellant at this stage also and denied u/s 8(1)(h) of RTI act. However, considering the fact that appellant is complainant in all the complaints, CPIO/East is hereby directed to cooperate with him and apprise him about the present status of the complaints as per RTI act.

With these observations, the instant appeal stands 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.

31/10/2019
(Nilambari Jagdale, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

1. Rajnish Jain,
C/o Shop No. 48, Sector 19 C,
Near Palika Bazaar, Chandigarh.
2. CPIO/Hqrs
3. CPIO/East
4. Computer Section

HC Sanjay Kumar
For mlq

Kuldev
Insp/Computer
1/11/19