

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

Appeal Order No. **D-656-660**

/UT/RTI/SSP, dated : **15/11/19**

Name of Appellant : Sh. Parmod Kumar,
R/o # 2596, Sector 20 C,
Chandigarh.

Concerned CPIOs : CPIO/Central, East and Hqrs

Date of RTI application : 18.09.2019, received on 23.09.2019

Reply of CPIOs : 08.10.2019

Date of 1st Appeal : 17.10.2019

ORDER

The appellant has preferred his 1st appeal against the reply/order of CPIO/East, Central and Hqrs in connection with his RTI application with the contentions that requisite information was not supplied to him. The instant appeal was diarized vide No. 190/UT/RTI/FAA/SSP dated 17.10.2019 for further proceeding under RTI Act.

Information sought vide RTI application :

The appellant had sought information on eleven points on various issues with regard to complaint nos. 2018-06665, 2018-20054, 2018-20320, 2018-20325, 2018-19310, 2019-13171, 2019-14276, 2019-15508, 2019-09817, 2019-13317, 2019-13591 & 2019-13835, 2019-14276, 2019-12829, 2019-14475 filed against Rahul Sharma, Sajjan Sharma, Jarnail Singh etc.

Comments of CPIO/Central :-

CPIO/Central submitted that RTI application of the appellant was received from CAPIO/PHQ vide letter No. 1986/RTI/CAPIO/PHQ/UT/PWS dated 23.09.2019. Thereafter, requisite information (in point-wise form) with regard to complaint nos. 2018-06665, 2018-19310, 2019-13171, 2019-14276, 2019-15508, 2019-09817, 2019-13317, 2019-13591, 2019-13835 & 2019-14276 was obtained from SHO/PS-11 and the same was supplied to the appellant vide letter no. 459/RTI-19/CPIO-Central/UT dated 08.10.2019. As far as the appeal is concerned, point-wise information has already supplied, hence, no more information is pending on the part of CPIO/Central.

Comments of CPIO/East :-

CPIO/East submitted that RTI application of the appellant was received from CAPIO/PHQ vide letter No. 1986/RTI/CAPIO/PHQ/UT/PWS dated 23.09.2019. Then, contents of RTI application were perused which revealed that only point no. 09 is related to the office of CPIO/East. Thereafter, requisite information was obtained from SHO/PS-19 which revealed that complaint bearing nos. 2018-20054 and 2018-20325 are clubbed together and after completion of enquiry sent to senior officers on 24.01.2019 through CRU branch. Regarding these complaints, RTI application was also

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transferred to CPIO/Hqrs. However, complaint no. 2018-20320 was under enquiry, so the information related to this complaint was denied u/s 8(1)(h) of RTI act.

Comments of CPIO/Hqrs :-

CPIO/Hqrs submitted that RTI application of the appellant was received from CAPIO/PHQ vide letter No. 1986/RTI/CAPIO/PHQ/UT/PWS dated 23.09.2019 for supplying information pertaining to complaint nos. 2018-06665, 2018-20054, 2019-12829 & 2019-14475. Thereafter, I/C HAC & I/C CRU was directed to provide relevant complaint files. I/C CRU informed that complaint No. 2018-06665 is under consideration with senior officers so, the information related to this complaint was denied to the appellant u/s 8(1)(h) of RTI act vide letter No. 1397/DSP/Hqrs/RTI-19/D-1450 dated 14.10.2019. Out of remaining complaints, complaint bearing no. 2018-20054 was sent to DSP/CCIC for further proceedings. Accordingly, RTI application was also transferred to CPIO/CCIC under intimation to the appellant on 14.10.2019. As far as the complaint bearing nos. 2019-12829 & 2019-14475 are concerned, the same are consigned to record in HAC branch after completion of enquiry, so information (consisting of 03 pages) related to these complaints, was supplied to the appellant vide letter no. 1397/DSP/Hqrs/RTI-19 dated 21.10.2019.

Decision :

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Central, East and Hqrs vis-à-vis material available on record which revealed that the appellant had sought information on eleven points on various issues with regard to complaint nos. 2018-06665, 2018-20054, 2018-20320, 2018-20325, 2018-19310, 2019-13171, 2019-14276, 2019-15508, 2019-09817, 2019-13317, 2019-13591 & 2019-13835, 2019-14276, 2019-12829, 2019-14475 filed against Rahul Sharma, Sajjan Sharma, Jarnail Singh etc.

In reply, CPIO/Central had supplied the point-wise information with regard to complaint nos. 2018-06665, 2018-19310, 2019-13171, 2019-14276, 2019-15508, 2019-09817, 2019-13317, 2019-13591, 2019-13835 & 2019-14276 to the appellant.

CPIO/East had transferred the RTI application to CPIO/Hqrs with regard to complaint bearing nos. 2018-20054 and 2018-20325. However, complaint bearing no. 2018-20320 was under enquiry at that time so the information related to this complaint was rightly denied u/s 8(1)(h) of RTI act. The same is still under enquiry with PS Sector 19, Chandigarh.

CPIO/Hqrs had supplied the requisite information with regard to complaint nos. 2019-12829 & 2019-14475. Apart from this, RTI application was also transferred to CPIO/CCIC with regard to complaint no. 2018-20054. Hence, for obtaining information related to this complaint, appellant should approach the office of CPIO/CCIC. Moreover,

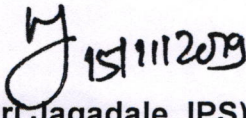
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complaint no. 2018-06665 is under consideration with senior officers hence, information related to this complaint was rightly denied to the appellant u/s 8(1)(h) of RTI act.

In view of above it is clear that available information has already been supplied to the appellant by all the CPIOs. However, appellant has many grievances related to his aforementioned complaints which cannot be redressed under RTI act. Only information related to his complaints can be supplied under RTI act. Out of his 15 complaints, information related to two complaints (2019-12829 & 2019-14475) was supplied to the appellant. With regard to remaining complaints, CPIO/Central, East and Hqrs are hereby directed to supply the requisite information to the appellant as per RTI act as and when the enquiries are completed.

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.


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

1. Sh. Parmod Kumar,
R/o H. No. 2596, Sector 20 C,
Chandigarh.
2. CPIO/Central
3. CPIO/East
4. CPIO/Hqrs
- ✓ 5. Computer Section