



**THE SUPERINTENDENT OF POLICE HQs.-CUM-APPELLATE
AUTHORITY-ESTABLISHMENT, UNDER RIGHT TO INFORMATION
ACT, 2005.**

Order on First Appeal u/s 19 RTI Act.

This is an order on the appeal dated 11.10.2019 preferred by Sh. Jagjeet Singh r/o H.N. 5080/2, Modern Housing Complex, Chandigarh under RTI Act 2005 and received in this office on 14.10.2019. The appellant has filed this appeal against the disposal of his RTI application dated 2.09.2019 by CPIO/Establishment (PHQ).

1. The appellant, vide his application dated 02.09.2019, under RTI Act, had requested CPIO/Estt. to supply him some information pertaining to sensitive posts and public dealing posts in Chandigarh Police. CPIO disposed off the RTI application vide No.211/RTI-19/CPIO(Estt)/UT/39811 on 07.10.2019.

2. The comments of DSP-cum-CPIO/Estt. have been called for. He has reported that information has already been provided to the applicant as per record available in the office. **He also stated that there was no criteria available with the office to define sensitive posts.**

3. I have gone through the RTI appeal, vis-a-vis facts of the RTI application & comments of CPIO/Estt. The appellant was contacted telephonically on 22.10.19 and was offered personal hearing. He declined the same and replied that he was satisfied if his RTI Appeal was disposed of on merit. The information sought by the appellant, supplied by the CPIO, grievance of the appellant and the order/decision of the undersigned being first appellate authority is given below:

Sr. No	Information sought in RTI application	Information supplied by CPIO	Grievance raised in first appeal	Decision of the First Appellant Authority.
1.	List of sensitive posts in Chandigarh Police.	Police Stations, Traffic, CIA, EOW & CAW.	The CPIO has provided misleading information on all the points. In point no. 1 & 2, it was requested to provide list of sensitive posts & public dealing posts in Chandigarh Police but CPIO has provided misleading information and has just provided name of Units only i.e. PSs, Traffic, CIA, EOW & CAW. If no such posts have been identified so far, provide me accurate information accordingly. At point no. 3, it was requested to provide copy of criteria to define sensitive posts but in its	The undersigned being appellate authority is of the view that the information provided by the CPIO to the appellant while disposing of his RTI application was not very convincing. However, in his comments, the CPIO has made it clear that no criteria for defining sensitive posts is available with the office. The undersigned is in agreement with the CPIO now that he is unable to supply the information as the same is not available with him on record. The CPIO is
2.	List of Public dealing posts in Chandigarh Police.	As above		
3.	Copy of criteria to define sensitive posts.	Copy enclosed		

		<p>response, concerned CPIO, has misleadingly provided a copy of letter No. 3967-IH(7)-99/19474 dated 04.10.1999. After examining this letter, it is found is found to be only a direction passed by the then Deputy Secretary Personnel to all Administrative Secretaries in Chandigarh Administration to identity sensitive seats and their transfers. If no criteria available with the department, the applicant may be provided with accurate information that no criteria is available to define sensitive post instead of misleading information.</p>	<p>not supposed to create information for the appellant. He can only provide the information as is available with him on record. The appeal is disposed of accordingly.</p>
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The appellant, if not satisfied with the disposal of appeal in the manner as above can file second appeal with the Hon'ble Chief Information Commission, CIC Bhawan, Baba Gangnath Marg, Munrika, New Delhi-110067 within a period of 90 days.

Manoj Kumar Meena
Manoj Kumar Meena, IPS
 Superintendent of Police, HQs.,
 -cum-Appellate Authority/Estt.
 U.T., Chandigarh.

Sh. Jagjeet Singh
 r/o H.N. 5080/2, Modern Housing Complex, Chandigarh.

No. D- 99-101 /RTI/SP/HQs. dated Chandigarh, the: - 23.10.19

Copies to the: -

1. DSP-cum-CPIO/Estt. for necessary action.
2. ~~1~~ I/C Computer Section for updating the Web.

HC Sanjay Kumar

For m/c

AK

Imp/ computer

23-10-19

Computer Section

No. 1232

Date: 23-10-19