



**OFFICE OF THE SUPERINTENDENT OF POLICE-CUM-1ST APPELLATE
AUTHORITY (UNDER RTI ACT 2005), U.T, CHANDIGARH**

Appeal order No. D-¹⁶¹⁻⁶³ /UT/RTI/SP dated Chandigarh the: 31.08.2021

Name of Appellant

**:Sh. Arun Gupta R/O # 33,
Sector-9, UT, Chandigarh**

Concerned CPIO's

: Dy.S.P-Cum-CPIO/W&CSU

Date of RTI application

: 30.6.2021

Date of CPIO's Reply

: 28.07.2021

Date of 1st Appeal

: 04.08.2021

ORDER

The attached appeal has been received from Mr Arun Gupta R/O # 33, Sector-9, UT, Chandigarh which endorsed vide No 9020/Estt. Branch (Diary) dated: 4.8.2021 and Appeal No 23/SP/W & CSU, Chandigarh for further proceeding under RTI Act-2005. The appellant has preferred this 1st appeal wherein, the following have been mentioned:

A). I filed the RTI on 30.6.2021, the copy is of RTI and reply attached, and not satisfied with the reply, I never seek information from DSP and seek the information on my complaints and at Sr No already mentioned that " Kindly supply me the investigation report and status of my complaint No PW202012201, 202012181, 2020003344, 202003670, 2020009050, 202009753, 202015871, 202014612, CRU-350/UT/CHD dated: 5.9.2020, all the complaints are pending with SP (W & CSU), Chandigarh since 31.12.2020". It was the duty of the SP (W & CSU) Chandigarh to reply and to tell what report has been sent by DSP-W&CSU, Chandigarh on my referred complaints and why no action is taken after 7 months even after report sent by DSP-W& CSU, Sector-17, Chandigarh.

B). Kindly get me the investigation report sent by DSP/W & CSU, Sector-17, Chandigarh on my complaints No PW202012201, 202012181, 2020003344, 202003670, 2020009050, 202009753, 202015871, 202014612, CRU-350/UT/CHD dated: 5.9.2020.

C). Kindly let me know how much more time SP (W & CSU), Chandigarh will take to take action on my complaints. It seems that SP (W&CSU) Chandigarh is trying to save the accused. All documentary evidence is on record and what else be enquired.

Information sought in RTI application:-

The applicant Mr Arun Gupta vide his RTI application dated: 30.6.2021 had asked to send him the latest investigation reports of complaint No PW 201206903 dated: 10.7.2012, PW 201206904 dated: 10.7.2012, PW201206905 dated: 10.7.2012 PW201207171 dated: 16.7.2012 & also investigation report and status of his complaints PW202012201, 202012181, 2020003344, 202003670, 2020009050, 202009753, 202015871, 202014612, CRU-350/UT/CHD dated: 5.9.2020

Reply/Comments of Dy.S.P-Cum-CPIO/W&CSU:

Dy.S.P-Cum-CPIO/W&CSU had submitted reply of the RTI application of the applicant Mr Arun Gupta on 28.07.2021. The contents of the reply of Dy.S.P-Cum-CPIO/W&CSU to the RTI application are read as under:

S/No.	Information Sought	Information Supplied by Dy.S.P-Cum-CPIO/W&CSU.
1.	Latest investigation reports of complaint No PW 201206903 dated: 10.7.2012, PW 201206904 dated: 10.7.2012, PW201206905 dated: 10.7.2012 PW201207171 dated: 16.7.2012	Complaint No PW 201206903 dated: 10.7.2012, PW 201206904 dated: 10.7.2012, PW201206905 dated: 10.7.2012 were attached with the complaint made by Sh Surinder Gupta regarding harassment and cruelty caused to her daughter Arushi Gupta by her husband and in-laws. After completion of the enquiry and approval of the Senior Officers, a Case FIR No 69 dated: 2.4.2013 U/S: 406, 498-A IPC was registered at PS-3 on the complaint of Surinder Gupta. After completion of investigation, challan was prepared against all the accused persons and sent to court for trial on 17.10.2013 by the then I/O SI Harbhajan Singh (Now retired). *After detail enquiry into the complaint No PW201207171 dated: 16.7.2012, report was sent to Senior Officers for filing the same which has been consigned to record in HAC Branch, PHQ, Sector-9, Chandigarh.
2.	Supply the investigation report and status of his complaints PW202012201, 202012181, 2020003344, 202003670, 2020009050, 202009753, 202015871, 202014612, CRU-350/UT/CHD dated: 5.9.2020	After enquiry, these complaints have been sent to the Senior Officers which are under consideration there.

DECISION:-


I have gone through the contents of RTI application of applicant, reply/comments submitted by Dy.S.P-Cum- CPIO/W&CSU in connection with RTI application, appeal of the appellant vis-à-vis material available on record which revealed that Mr Arun Gupta, applicant vide his RTI application dated: 30.6.2021 had asked to provide/supply him information on the points mentioned as A & B.

Dy.S.P-Cum-CPIO/W& CSU had replied on point A of the RTI application of Mr Arun Gupta accordingly whereas on point B, it was replied that after enquiry, complaints have been sent to the Senior Officers which are under consideration there.

Complaints, which have been mentioned at point B, were received in this office from Dy.S.P-Cum-CPIO/ W&CSU with report/comments of SI Satish Kumar, Enquiry Officer duly

forwarded by SHOWPS and Dy.S.P/W&CSU. Keeping in view the gravity of the matter, complaints which are mentioned at point B i.e PW202012201, 202012181, 2020003344, 202003670, 2020009050, 202009753, 202015871, 202014612, CRU-350/UT/CHD dated: 5.9.2020 were sent back with the direction to Dy.S.P/ W & CSU to direct SHOWPS-17 to discuss these complaints. The complaints have been discussed with SHOWPS-17, Chandigarh and enquiry report of these complaints will be submitted to the Senior Officers in due course. The copy of enquiry/investigation report of these complaints could not make available to the appellant as an appeal has been filed in the Court of law against order of his and his family members discharge in Case FIR No 69 dated: 2.4.2013 U/S: 406, 498-A IPC of PS-3, which was registered on the complaint of Surinder Gupta against appellant Mr Arun Gupta, his son Sameer Gupta and wife Meenakshi Gupta. The Dy.S.P-Cum-CPIO/W&CSU had appropriately disposed off RTI application of the applicant. Therefore, attached appeal stand disposed off.

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.


(Ketan Bansal, IPS)
Superintendent of Police,
EOW, CCIC AND W&CSU
Union Territory, Chandigarh-
Cum-
1st appellate Authority.

- D-161-163/SP/EAH/cce
- 1) Sh. Arun Gupta R/O # 33, Sector-9, UT, Chandigarh.
 - 2) Dy.S.P-Cum- CPIO/W&CSU, UT Chandigarh
 - 3) I/C. Computer Section.