



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

Appeal Order No. 0-229-232

/UT/RTI/SSP, dated : 17.07.2021

Name of Appellant : Mr. Kanwar N Singh,
Booth No. 9, Setor 47C, Chandigarh.

Concerned CPIOs : CPIO/South & PHQ

Date of RTI application : 08.06.2021

Date of CPIO's Reply : 15 & 16.06.2021

Date of 1st Appeal : 15 & 17.06.2021

ORDER

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The appellant has preferred 1st appeal (bearing No. PODEP/A/E/21/ 00046 & 48 dated 15.06.2021 & 17.06.2021) against the reply of CPIO/South & PHQ in connection with his RTI application (bearing No. PODEP/R/E/21/00321 & 321/1 dated 08.06.2021) with the contentions that requisite information was not supplied to him. These appeals were diarized vide No. 50 & 51/UT/RTI/FAA/SSP dated 18.08.2021 for further proceeding under RTI Act. Both the appeals have been clubbed as both appeals filed against single RTI application which was dealt by CPIO/PHQ & South.

INFORMATION SOUGHT IN RTI APPLICATION:-

The appellant has sought information on 07 points regarding complaint bearing No. 2020-24600 & 2021-09796 i.e.

PERSONAL HEARING:-

Personal hearing was conducted on 14.07.2021. During the hearing, all issues were heard in detail upon which it has been revealed that the main contention of appellant is concerned to point No. 5 i.e. copy of statement of complainant & alleged given between 22nd February and 23th March 2021 and he stated that he would be satisfied, if the same is supplied to him.

DECISION:-

I have gone through the contents of RTI application & appeal of the appellant, comments of CPIO/PHQ & South vis-à-vis material available on record which revealed that appellant had sought information on 07 points regarding complaint bearing No. 2020-24600 & 2021-09796 i.e. closure report, copy of statement of Paramjit Singh, Kanwaljit Kaur & Kanwar N Singh as well as statements of complainant & alleged persons and current status of complaints.

Insofar appeal is concerned with CPIO/South, it is manifestly clear that vide point No. 7, appellant had sought the status of his complaint No. 2021-09796 and CPIO informed him about the status of complaint i.e. under enquiry, therefore, no more action is warranted in this regard.

Moreover, during hearing appellant had raised his main issue regarding point No. 5 that he wants copy of statement of complainant & alleged given between 22nd February and 23th March 2021. Considering his plea, CPIO/South is hereby directed that if available in record, requisite information be supplied forthwith to the appellant, free of cost, in accordance with the provision of RTI Act.

closure report, copy of statement of Paramjit Singh, Kanwaljit Kaur & Kanwar N Singh as well as statements of complainant & alleged persons and current status of complaints.

COMMENTS OF CPIO/SOUTH: -

CPIO/South submitted that appellant has sought information through online RTI application. From perusal of RTI application, it found that point No. 1 to 6 with regard to complaint bearing No. 2020-24600 is relates with CPIO/PHQ and point No. 7 relates with complaint No. 2021-09706 which relates with her office. Accordingly, report from SHO/PS-34 was obtained who reported that complaint in question was under enquiry at that time; hence, the same was denied u/s 8(1) (h) of RTI Act.


COMMENTS OF CPIO/PHQ: -

CPIO/PHQ submitted that appellant has sought information through online RTI application. From perusal of RTI application, it found that point No. 7 pertaining to complaint No. 2021-09706 which relates with CPIO/South. As far as point No. 1 to 6 is concerned, the same is pertaining to complaint No. 2020-24600 and as per record; the same is consigned with HAC Branch. Accordingly, report from I/C HAC Branch was obtained who reported that complaint in question 2020-24600 was sent to the office of Director General of Police, Punjab Police Headquarter, Sector-9, Chandigarh vide No. 1084/UT/HAC dated 09.02.2021. Consequently, RTI application was also transferred to the SPIO o/o Director General of Police, Punjab Police Headquarter, Sector-9, Chandigarh vide No 103/CPIO/Hqrs/Online RTI-2021, D-74 dated 16.06.2021 under intimation to the appellant.

As far as the appeal is concerned with CPIO/PHQ, appeal of the appellant is transferred to the concerned First Appellant Authority O/o Director General of Police, Punjab, Punjab Police Headquarters, Sector 9, Chandigarh vide No. D-227-228/RTI/UT/FAA/SSP dated 16.07.2021 as the RTI application has already been transferred by CPIO/PHQ.

In terms of above, both appeals stands disposed of.

In case, the appellant is not satisfied with the disposal of 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.


(Kuldeep Singh Chahal, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

1. Mr. Kanwar N Singh,
Booth No. 9, Setor 47C, Chandigarh
2. CPIO/South
3. CPIO/PHQ
4. Computer Section.