



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

Appeal Order No. **D-272-276** /UT/RTI/SSP, dated : **04.09.2024**

Name of Appellant : Mr. Harinder Pal Singh,  
R/o H. No. 1301, Sector 44-B,  
Chandigarh  
Mob. 92963-00002

Concerned CPIO : CPIO/Hqrs, East & Central

Date of RTI application : 27.06.2024

Reply of CPIO : 26.07.2024

Date of 1<sup>st</sup> Appeal : 05.08.2024

**ORDER**

The 1<sup>st</sup> appeal of the appellant was transferred to this office from SP/Hqrs vide no. D-589-90/RTI/SP/Hqrs dated 05.08.2024 against the disposal of his RTI application dated 27.06.2024 by CPIO/East with the contentions that requisite information was not provided to him.

**Information sought vide RTI application :-**

The appellant vide his RTI application had sought certified copy on 18 points regarding complaints bearing no. PW-2021/15885, ICMS-2024/006141, ICMS-2024/008958, ICMS-2024/10983, ICMS-2024/10985 & ICMS-2024/016854 i.e. copy of complaint no. PW-2021-15885 along with copy of statements and comments of I/O and DSP, copy of complaints dated 18.04.2023 and 21.04.2023 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/006141 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/008958 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/10983 & ICMS/2024/10985 along with copy of statements and comments of I/O and DSP and action taken against police official regarding complaint no. ICMS/2024/004567, criteria adopted by for withholding complaint no. ICMS/2024/004567, copy of letter written by to Estate office in complaint no. ICMS/2024/004567, copy of letter written if any for legal opinion with respect to complaint no. ICMS/2024/004567, status of action taken by DSP against police officials for not registering FIR in complaint no. ICMS/2024/004567, details of assets and liability affidavit filed by ASI Naresh at the time of joining, details of assets and liability affidavit filed by ASI Naresh in last financial year, copy of permission taken by ASI Naresh for purchasing property, details of assets and liability of Mr. Parvesh (posted in Beat-20) at the time of joining, details of assets and liability of Mr. Parvesh of last year, copy of permission taken by Mr. Parvesh for purchasing property, criteria adopted by DSP/East while approving the recommendation in complaint no. PW-2021-15885, action taken by SHO against police official in complaint no. ICMS/2024/004567 and copy of instructions/standing instructions given by Home Secretary/SSP/DGP to DSP(East) reader, restraining from taking complaints directly.

**COMMENTS OF CPIO/East :-**

CPIO/East vide his comments submitted that RTI application of the appellant was received in his office to supply the requisite information. From the perusal of RTI application,

information regarding only 02 points was found related with this office. Accordingly, available information was obtained from SHO PS Sector 19 who reported that as per point no. 02, complaints in question i.e. ICMS/2023/011190 & ICMS/2023/012822 have been sent to senior officers after enquiry and no such instructions/standing instructions have been received in this office which restrain DSP(East) reader from taking complaints directly. Applicant was appraised about the same vide letter No. 108-RTI/CPIO/East dated 17.07.2024. Moreover, a case FIR No. 75 dated 01.09.2023 has been registered at PS-19 on complaint bearing no. ICMS/2023/012822.

**COMMENTS OF CPIO/Hqrs :-**

CPIO/Hqrs vide his comments submitted that RTI application of the appellant was received in his office to obtain the requisite information. Thereafter, requisite information was obtained from I/C CRU who reported that complaint no. ICMS/2024/008958 has been sent to SP/PCC and RTI application was also transferred to CPIO/PCC, complaints no. ICMS/2024/010983, ICMS/2024/010985, ICMS/2024/016854, ICMS/2024/004567 and ICMS/2024/06141 have been transferred to DSP/Central for further action and complaint no. ICMS/2023/012822 has been transferred to CPIO/East. Applicant was apprised about the same, accordingly. Further, requisite information was obtained from I/C HAC, who reported that complaint no. ICMS/2023/011190 has been transferred to the office of the Adviser vide no.2707/UT/HAC dated 16.04.2024, RTI application was also transferred to CPIO/Advisor to the Administrator-cum-CVO, Chandigarh Administration & complaints no. ICMS/2024/008958 and PW-2021/15885 are now consigned with HAC Branch. Appellant was informed telephonically as well as through letter to collect the same after inspection, however, applicant is yet to visit the office of CPIO/Hqrs to collect the same.

**COMMENTS OF CPIO/Central :-**

CPIO/Central vide his comments submitted that RTI application of the appellant was received in his office to supply the requisite information. Accordingly, available information was obtained from SHO PS Sector 17 and the same was provided to the appellant in point wise manner.

**DECISION :-**

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Hqrs, East & Central vis-à-vis material available on record which revealed that the appellant vide his RTI application had sought certified copy on 18 points regarding complaints bearing no. PW-2021/15885, ICMS-2024/006141, ICMS-2024/008958, ICMS-2024/10983, ICMS-2024/10985 & ICMS-2024/016854 i.e. copy of complaint no. PW-2021-15885 along with copy of statements and comments of I/O and DSP, copy of complaints dated 18.04.2023 and 21.04.2023 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/006141 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/008958 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/10983 & ICMS/2024/10985 along with copy of statements and comments of I/O and DSP and action taken against police official regarding complaint no. ICMS/2024/004567, criteria adopted by for withholding complaint no. ICMS/2024/004567, copy of letter written by to Estate office in complaint no. ICMS/2024/004567, copy of letter written if any for legal opinion with respect to complaint no. ICMS/2024/004567, status of action taken by DSP

against police officials for not registering FIR in complaint no. ICMS/2024/004567, details of assets and liability affidavit filed by ASI Naresh at the time of joining, details of assets and liability affidavit filed by ASI Naresh in last financial year, copy of permission taken by ASI Naresh for purchasing property, details of assets and liability of Mr. Parvesh (posted in Beat-20) at the time of joining, details of assets and liability of Mr. Parvesh of last year, copy of permission taken by Mr. Parvesh for purchasing property, criteria adopted by DSP/East while approving the recommendation in complaint no. PW-2021-15885, action taken by SHO against police official in complaint no. ICMS/2024/004567 and copy of instructions/standing instructions given by Home Secretary/SSP/DGP to DSP(East) reader, restraining from taking complaints directly.

Now, as far as the appeal is concerned, information regarding points no. 10-15 (details of assets and liability affidavit filed by ASI Naresh at the time of joining, details of assets and liability affidavit filed by ASI Naresh in last financial year, copy of permission taken by ASI Naresh for purchasing property, details of assets and liability of Mr. Parvesh (posted in Beat-20) at the time of joining, details of assets and liability of Mr. Parvesh of last year & copy of permission taken by Mr. Parvesh for purchasing property), is personal in nature and also the sought information does not relate with the concerned CPIOs. Hence, no action is required to be taken on these points.

Information regarding point no. 18 (copy of instructions/standing instructions given by Home Secretary/SSP/DGP to DSP (East) reader, restraining from taking complaints directly), no such orders have been received in the office of DSP/East.

Information on points no. 06 & 16 (criteria adopted for withholding complaint no. ICMS/2024/004567 & criteria adopted by DSP/East while approving the recommendation in complaint no. PW-2021-15885), is in questionnaire form and appellant has raised queries/questions, which is not entertainable under RTI Act and falls outside the purview of section 2(f) of RTI Act. Hence, no action is required.

Information pertaining to points no. 01 & 04 (copy of complaint no. PW-2021-15885 along with copy of statements and comments of I/O and DSP & copy of complaint no. ICMS/2024/008958 along with copy of statements and comments of I/O and DSP), the complaints in question are now consigned with HAC Branch after the finalization of the enquiry and CPIO/Hqrs has already requested the appellant telephonically as well as through letter to collect the requisite information from the office of the CPIO.

Information regarding point no. 03, 05, 07, 08, 09 & 17 (copy of complaint no. ICMS/2024/006141 along with copy of statements and comments of I/O and DSP, copy of complaint no. ICMS/2024/10983 & ICMS/2024/10985 along with copy of statements and comments of I/O and DSP and action taken against police official regarding complaint no. ICMS/2024/004567, copy of letter written by PS-19 in complaint no. ICMS/2024/004567, copy of letter written if any for legal opinion with respect to complaint no. ICMS/2024/004567, status of action taken by DSP/East against police officials for not registering FIR in complaint no. ICMS/2024/004567 & details of action taken by SHO/DSP against police official in complaint no. ICMS/2024/004567), CPIOs have appropriately denied the sought information to the appellant as complaints in question are still under enquiry. Hence, sought information cannot be supplied to the appellant at this stage also. However, CPIOs are hereby directed to provide the copy of the complaint to the appellant as per the provisions of RTI Act.



Moreover, information pertaining to point no. 02 (copy of complaints dated 18.04.2023 and 21.04.2023 along with copy of statements and comments of I/O and DSP), a case FIR No. 75 dated 01.09.2023 has been registered at PS-19 on complaint bearing no. ICMS/2023/012822 and the same is still under investigation. Therefore, the requisite information cannot be provided at this stage, also.

With these observations, instant appeal stands disposed off.

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



(Kanwardeep Kaur, IPS)  
Senior Superintendent of Police  
Union Territory, Chandigarh-cum-  
1<sup>st</sup> Appellate Authority.

Mr. Harinder Pal Singh,  
R/o H. No. 1301, Sector 44-B,  
Chandigarh. Mob. 92963-00002

Copies to :-

- 1 CPIO/Central
- 2 CPIO/East
- 3 CPIO/Hqrs
- 4 Computer Section.