



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

Appeal Order No.	D-30-33	/UT/RTI/SSP, dated : 06.02.2024
Name of Appellant	:	Mr. Vimal Grover R/o H No. 1417, Sector 40-B, Chandigarh. Mob. 98153-51199
Concerned CPIO	:	CPIO/Hqrs & South
Date of RTI application	:	14.12.2023
Reply of CPIO	:	02.01.2024 & 09.01.2024
Date of 1 st Appeal	:	12.01.2024

ORDER

The appellant has preferred 1st appeal bearing no. PODEP/A/E/23/00003 dated 12.01.2024 against the disposal of his RTI application bearing no. PODEP/R/E/23/01063 dated 14.12.2023 by CPIO/South with the contentions that requisite information was not provided to him.

Information sought vide RTI application :-

The appellant vide his RTI application dated 14.12.2023 had sought information i.e. kindly inform the reason for non- registering of FIR till dated regarding complaints bearing no. ICMS/2023/029137, ICMS/2023/030128 & ICMS/2023/030483.

COMMENTS OF CPIO/Hqrs :-

CPIO/Hqrs vide his comments submitted that RTI application of the appellant was received to provide the requisite information regarding complaint bearing no. ICMS/2023/029137. Accordingly, requisite information was obtained from I/C CRU, who reported that complaint no. ICMS/2023/029137 has been sent to SDPO/South for further enquiry. Therefore, RTI application of the appellant was transferred to CPIO/South and appellant was apprised about the same vide no. 361/CPIO/Hqrs/Online RTI-23,D-05 & 06 dated 02.01.2024.

COMMENTS OF CPIO/South :-

CPIO/South vide his comments submitted that RTI application of the appellant was received to provide the requisite information i.e. ICMS/2023/029137, ICMS/2023/030128 & ICMS/2023/030483. Accordingly, requisite information was obtained from SHO/PS-31, who reported that complaints in question are still under enquiry. Thereafter, appellant was provided point wise reply vide no. 296/RTI-23 & 03/RTI-24/CPIO-South Dated 09.01.2024.

DECISION :-

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Hqrs & South vis-à-vis material available on record which revealed that the

appellant had sought information i.e. kindly inform the reason for non- registering of FIR till dated in regard with complaints bearing no. ICMS/2023/029137, ICMS/2023/030128 & ICMS/2023/030483.

In reply, CPIO/South has already provided information in point wise manner to the appellant.

Now as far as appeal is concerned, the appellant has sought information in questionnaire form/reasons, which is not covered under the purview of RTI act.

Moreover, Hon'ble High Court of Bombay vide its order dated 03.04.2008 in case titled as "Dr. Celsa Pinto Vs. Goa State Information Commission (W.P.No.419 of 2007)" categorically explained the issue as under:-

"The definition (of information) cannot include within its fold answers to the question "why" which would be the same thing as asking the reason for a justification for a particular thing. The Public Information Authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information."

Similarly, Hon'ble Central Information Commission, New Delhi in Complaint No.CIC/RBIND/C/2020/664244 titled as "Shishir Gupta Vs. Reserve Bank of India also cleared the matter as under:-

"The CPIO cannot create information in the manner as sought by the applicant. The CPIO is only a communicator of information based on the records held in the office and hence, he cannot be expected to do research work to deduce anything from the material therein and then supply it to him".

In view of above, it is amply clear that available information at the disposal of CPIO, has already been supplied to the appellant, yet appellant is not satisfied with the provided information and has sought information in questionnaire form, which is not entertainable under RTI Act. Henceforth, no more action is required to be taken on the instant appeal.

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-
1st Appellate Authority.

Mr. Vimal Grover
R/o H No. 1417, Sector 40-B, Chandigarh.
Mob. 98153-51199

Copies to :-

1. CPIO/Hqrs
2. CPIO/South
3. Computer Section