

CHANDIGARH POLICE

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

Appeal Order No. D- 313- 315 /UT/RTI/SSP, dated : 31.08.2023

Name of Appellant : Sh. Gagan Chaudhary,
R/o H. No. 18, Subhash Nagar,
Manimajra, Sector 13, UT Chandigarh.
Mob. 98785-45300

Concerned CPIOs : CPIO/Hqrs

Date of RTI application : 05.06.2023

Date of CPIO Reply : 23.06.2023

Date of 1st Appeal : 15.07.2023

ORDER

The appellant has preferred his 1st appeal dated 15.07.2023 against the disposal of his RTI application dated 05.06.2023 by CPIO/Hqrs with contentions that the requisite information was not provided to him.

INFORMATION SOUGHT VIDE RTI APPLICATION :-

The appellant vide his RTI application dated 05.06.2023 had sought information pertaining to complaint No. ICMS/2022/008336 i.e. complete case/enquiry file.

COMMENTS OF CPIO/Hqrs :-

Comments of CPIO/Hqrs have been obtained who submitted that RTI application of the appellant was received in his office for supplying information pertaining to complaint No. ICMS/2022/008336. Thereafter, requisite information was obtained from quarter concerned who submitted that above said complaint is under consideration/enquiry, hence, the requisite information was denied to the appellant u/s 8(1)(h) of RTI Act vide letter No.192/CPIO/Hqrs/Online RTI-23/D-135 dated 23.06.2023 as the disclosure of information would impede the process of enquiry. So far as the present status of aforementioned complaint is concerned, the same is still unde enquiry for final decision.


DECISION :-

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Hqrs vis-à-vis material available on record which revealed that the requisite information was denied by CPIO/Hqrs u/s 8(1)(h) of RTI act as the complaint bearing No. ICMS/2022/008336 was under enquiry at that time.

So far as the appeal is concerned, as per ICMS/Public Window record, the complaints in question is still under enquiry for finalization. So, the requisite information (complete case/enquiry file) cannot be supplied at this stage also, hence, denied u/s 8(1)(h) of RTI act. However, for the sake of spirit of RTI act, CPIO/Hqrs is hereby directed to supply the requisite information to the appellant as per RTI act after finalization of enquiry, if any case FIR is not registered on the aforementioned complaint.

With these observations, instant appeal stands disposed off accordingly.

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

Sh. Gagan Chaudhary,
R/o H. No. 18, Subhash Nagar,
Manimajra, UT Chandigarh
Mob. 98785-45300

Copies to :-

- 1 CPIO/Hqrs
- 2 Computer Section.