



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

Appeal Order No. **D- 316 - 319** /UT/RTI/SSP, dated : **19.09.2024**

Name of Appellant : Mr. Ram Prasad
R/o VPO Mundahera, Tehsil- Salhawas,
District- Jhajjar, Haryana 124146
Mob. 93125-86118

Concerned CPIO : CPIO/East

Date of RTI application : 17.07.2024

Reply of CPIO : 12.08.2024

Date of 1st Appeal : 06.09.2024

ORDER

The 1st appeal of the appellant was transferred to this office from SP/Hqrs vide no. D-695-96/RTI/SP/Hqrs dated 06.09.2024 against the disposal of his RTI application dated 17.07.2024 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 information on 25 points and 1st appeal was transferred as information regarding points no. 1-4, 7-10, 13-16 & 21-24 were found related with CPIO/East and rest of the information was dealt by CPIO/Communication at their end. The sought information is as following:- copy of all application filed against in case of Rajnesh Yadav, copy of all documents and evidence collected, CDR of Rajnesh Yadav mobile, copy of all application against Rajnesh Yadav from 2016 to till date and how many times he was jailed, copy of evidence taken from Rajnesh Yadav mobile, information of guilty persons, copy of Post Mortem report, information of Police official who called in respect to complaint against Rajnesh Yadav on 10.06.2024, on 12/13.06.2024 at which time Rajnesh Yadav reached home as per the mobile location, location of Rajnesh Yadav mobile no. 9781803762 & 8968342596 on dated 12/13.06.2024 at around 02:00 AM, location of Rajnesh Yadav mobile no. 9416023653 on dated 12/13.06.2024 at around 02:00 AM, location of Rajnesh Yadav mobile no. 9781803762 & 8968342596 on dated 12/13.06.2024 at around 04:00 AM, evidence collected from Rajnesh Yadav mobile and information of Police official who collected the information, efforts made to collect evidence, copy of evidence collected and at which time 112 was departed from beat box and at which time 112 reported back.

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. Accordingly, available information was obtained from SHO Ind. Area who provided point wise information to the appellant vide no. 137/RTI-CPIO-East dated 16.06.2024.

DECISION :-

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

vide his RTI application had sought information on 25 points and 1st appeal was transferred as information regarding points no. 1-4, 7-10, 13-16 & 21-24 were found related with CPIO/East and rest of the information was dealt by CPIO/Communication at their end. The sought information is as following:- copy of all application filed against in case of Rajnesh Yadav, copy of all documents and evidence collected, CDR of Rajnesh Yadav mobile, copy of all application against Rajnesh Yadav from 2016 till date and how many times he was jailed, copy of evidence taken from Rajnesh Yadav mobile, information of guilty persons, copy of Post Mortem report, information of Police official who called in respect to complaint against Rajnesh Yadav on 10.06.2024, at which time Rajnesh Yadav reached home as per the mobile location, location of Rajnesh Yadav mobile no. 9781803762 & 8968342596 on dated 12/13.06.2024 at around 02:00 AM, location of Rajnesh Yadav mobile no. 9416023653 on dated 12/13.06.2024 at around 02:00 AM, location of Rajnesh Yadav mobile no. 9781803762 & 8968342596 on dated 12/13.06.2024 at around 04:00 AM, evidence collected from Rajnesh Yadav mobile and information of Police official who collected the information, efforts made to collect evidence, copy of evidence collected and at which time 112 was departed from beat box and at which time 112 reported back.

Now, as far as the appeal is concerned, information regarding points no. 1, 2, 4 & 9 (copy of all application filed against in case of Rajnesh Yadav, copy of all documents and evidence collected, copy of all application against Rajnesh Yadav from 2016 till date and how many times he was jailed & copy of Post Mortem report), has already been provided to the appellant by CPIO/East. Hence, no action is required to be taken on these points.

Information regarding point no. 10 (information of Police official who called in respect to complaint against Rajnesh Yadav on 10.06.2024), no complaint received against Rajnesh Yadav on dated 10.06.2024.

Information on points no. 3, 7, 8, 13-16 & 21-23 (CDR of Rajnesh Yadav mobile, copy of evidence taken from Rajnesh Yadav mobile, information of guilty persons, at which time Rajnesh Yadav reached home as per the mobile location, location of Rajnesh Yadav mobile no. 9781803762 & 8968342596 on dated 12/13.06.2024 at around 02:00 AM, location of Rajnesh Yadav mobile no. 9416023653 on dated 12/13.06.2024 at around 02:00 AM, location of Rajnesh Yadav mobile no. 9781803762 & 8968342596 on dated 12/13.06.2024 at around 04:00 AM, evidence collected from Rajnesh Yadav mobile and information of Police official who collected the information, efforts made to collect evidence & copy of evidence collected), CPIO/East have appropriately denied the sought information to the appellant as inquest proceeding of the deceased is under investigation. Hence, sought information cannot be supplied to the appellant at this stage also.

Moreover, from the perusal of point no. 24 it is revealed that appellant is seeking information regarding copy of DDR of the spot, therefore, CPIO/East is hereby directed to provide the DDR entry to the appellant if the same can be provided strictly as per the provisions of RTI Act.

Furthermore, Nodal Officer CPIO/Hqrs has transferred the RTI application to CPIO/East and CPIO/Communication without mentioning the points pertaining/related with them for proper disposal of the RTI application. Hence, Nodal Officer CPIO/Hqrs is hereby directed to transfer the RTI application after thorough perusal of RTI application and by mentioning the points relating to the concerned CPIOs.

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. Ram Prasad
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Copies to :-

- 1 CPIO/East
- 2 Nodal Officer- CPIO/Hqrs
- 3 ~~Computer Section.~~