



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 : **31.08.2023**

Name of Appellant : Sh. Aditya Sharma,
R/o VPO Rurka Kalan, Phillaur, Jalandhar,
Punjab. Mob. 82840-00001,
98782-05000

Concerned CPIO : CPIO/Central & Hqrs

Date of RTI application : 27.05.2023, received on 30.05.2023

Reply of CPIO : 03.07.2023

Date of 1st Appeal : 19.07.2023

ORDER

The appellant has preferred his 1st appeal dated 19.07.2023 against the disposal of his RTI application dated 27.05.2023 (received on 30.05.2023) by CPIO/Hqrs with the contentions that requisite information was not provided to him.

Information sought vide RTI application :-

The appellant vide his RTI application dated 27.05.2023 (received on 30.05.2023) had sought copy of complete file and enquiry reports regarding 02 complaints bearing Nos. PW 2022-06539 & PW2022-06261 filed by Ritu Salaria against him.

COMMENTS OF CPIO/Central :-

CPIO/Central vide his comments submitted that RTI application was received in his office to obtain information complaints bearing No. PW 2022/06539 & PW2022/06261 filed by Dr. Ritu Salaria against the appellant Aditya Sharma. Thereafter, requisite information was obtained from SHO Police Station Sector 03, who reported that complaints in question, have been sent to the senior officers after completion of enquiry. Therefore, the RTI was transferred to CPIO/Hqrs and appellant was informed about the same vide letter No. 138/RTI-23/CPIO/Central/UT/ dated Chandigarh the 12.06.2023.

COMMENTS OF CPIO/Hqrs :-

CPIO/Hqrs vide his comments submitted that RTI application was received in his office from CPIO/Central to obtain information regarding complaints bearing Nos. PW 2022/06539 & PW2022/06261 filed by Dr. Ritu Salaria against the appellant Aditya Sharma. Thereafter, requisite information was obtained from concerned branches, who reported that complaint bearing No. PW 2022/06539 has already been filed and is now consigned with HAC Branch. Thereafter, appellant was contacted telephonically and was asked to collect the sought information from the office of undersigned. In turn, Mrs. Neelam Sharma (Authorized person) visited the office of the CPIO/Hqrs and inspected the relevant complaint file and

refused to collect the sought information by giving in writing that she has already collected the same information through another RTI application. Further, as far as the complaint bearing No. PW 2022/06261 is concerned; the same was under consideration with CRU Branch. Hence, sought information was denied to the applicant as per provisions of section 8(1)(h) of RTI Act, 2005 vide letter No. 310/CPIO/Hqrs/RTI-2023, D-465 Dated 03.07.2023.

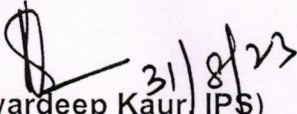
DECISION :-

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/Central and Hqrs vis-à-vis material available on record which revealed that the appellant has sought copy of complete file and enquiry reports regarding two (02) complaints bearing No. PW 2022/06539 & PW2022/06261 filed by Dr. Ritu Salaria against him.

In reply, CPIO/Hqrs has requested the appellant to collect the requisite information pertaining to complaint No. PW 2022/06539. In reply, Dr. Neelam Sharma (mother of the appellant & authorized person on behalf of the appellant) gave in writing that the same information was already received by them through another RTI application. Moreover, information regarding complaint bearing No. PW 2022/06261 was denied to him u/s 8(1)(h) of RTI act as complaint in question was under inquiry at that stage.

As far as the instant appeal is concerned, as per ICMS portal (Integrated Complaint Management System) complaint bearing no. PW 2022/06261 is still under enquiry. Hence, the complete documents/information cannot be supplied at this stage also and the same is denied u/s 8(1) (h) of RTI Act. However, CPIO/Hqrs is hereby directed to provide 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. Moreover, CPIO/Central is also directed to expedite the enquiry proceedings and finalized the aforementioned complaint at the earliest. With these observation the 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.

Sh. Aditya Sharma S/o Sh. Ishwar Chander Sharma
R/o VPO Rurka Kalan, Tehsil Phillaur,
Distt. Jalandhar, Punjab
Mob. Mob. 82840-00001, 98782-05000
Copies to :-

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