



Chandigarh Police

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

Appeal Order No. **D-361-363**

/UT/RTI/SSP, dated: **21/10/22**

Name of Appellant : Sh. Joginder Singh,
R/o # 541, Shantivan Society (HBS),
Sector 48-A, Chandigarh.

Concerned CPIOs : CPIO/South

Date of RTI application : 03.09.2022

Reply of CPIOs : 11.09.2022

Date of 1st Appeal : 19.09.2022

ORDER

The appellant has preferred his 1st appeal in connection with his RTI application dated 03.09.2022 with the contentions that the information sought by him, has been denied.

Information sought vide RTI application :

The appellant vide his RTI application dated 03.09.2022 had sought copy of complaint, proceedings, report of I/O & statements recorded during the enquiry of complaint bearing No. ICMS/2022/004460 dated 26.07.2022 made by Smt. Surjit Kaur W/o Sh. Jagtar Singh against him and his wife.

COMMENTS OF CPIO/South :

Comments of CPIO/South have been obtained who submitted that RTI application of the appellant was received in his office by hand on dated 03.09.2022 for supplying the information pertaining to complaint bearing No. ICMS/2022/004460 dated 26.07.2022. Thereafter, report from SHO/PS-49 was sought who reported that the complaint in question was under enquiry at that time so the requisite information was denied U/s 8(1)(h) of RTI Act. This reply was sent to the appellant through e-mail vide letter No. RTI-268/CPIO-South/UT dated 11.09.2022. Consent of complainant Smt. Surjit Kaur was also sought in this regard who given in writing that information pertaining to her complaint may not be supplied to anyone.

Decision :-

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/South vis-à-vis material available on record which revealed that CPIO/South vide his letter dated 11.09.2022 denied the requisite information u/s 8(1)(h) of RTI act as the complaint in question was under enquiry at that time. Hence the decision of CPIO was justified as far as the denial to supply the statements, proceedings and enquiry report of complaint are concerned as the complaint in question was under enquiry.

However, to uphold the spirit of RTI act and in the interest of natural justice, CPIO/South is hereby directed to supply the copy of complaint to the appellant as per RTI act. Rest of the information is hereby denied u/s 8(1)(h) of RTI act as the complaint in question is still under enquiry.

With these directions, instant appeal stands disposed off.

In case, the appellant is not satisfied with the disposal of this appeal, she 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.



(Kuldeep Singh Chahal, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

- 1. Sh. Joginder Singh**
R/o # 541, Shantivan Society (HBS),
Sector 48 A, UT Chandigarh

Copies to :-

- 1 CPIO/South
2 Computer Section.