



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

Appeal Order No. D-489-492 /UT/RTI/SSP, dated : 13.12.2023

Name of Appellant : Sh. Rajinder Singh
R/o 4578-79, Maloya Colony, Chandigarh

Concerned CPIO : CPIO/ South-West &Hqrs

Date of RTI application : 11.07.2023

Reply of CPIO : 07.08.2023 & 09.08.2023

Date of 1st Appeal : 12.10.2023

ORDER

The appellant has preferred online 1st appeal bearing No. PODEP/A/E/23/00116 dated 12.10.2023 against the disposal of his online RTI application bearing No. PODEP/R/E/23/00584/1 dated 11.07.2023 by CPIO/South-West & Hqrs with the contentions that requisite information were not provided to him.

Information sought vide RTI application :-

The appellant vide his online RTI application had sought information on 10 points regarding complaint bearing No. ICMS/2023/014953 dated 16.06.2023 i.e. copy of the complaint, mode of complaint filed, copy of envelop in which complaint is received, CCTV footage, whether IO verified the contents of complaint before issuing notice to me, whether IO recorded the statement of complainant before issuing notice to me, whether DDR is lodged in regard with the notices issued, copy of statements recorded, copy of final enquiry report and whether any guidelines has been passed by the department to verify the contents of the complaint before issuing notices to the alleged person.

COMMENTS OF CPIO/South-West:-

CPIO/South-West vide his comments submitted that RTI application of the appellant was received in this office to supply the information on requisite 10 points. Accordingly, requisite information was obtained from SHO-Maloya and the same was provided to the appellant in point wise manner vide letter No. 150-RTI/CPIO/South West/Dated, Chandigarh, the 07.08.2023.

COMMENTS OF CPIO/Hqrs:-

CPIO/Hqrs vide his comments submitted that RTI application of the appellant was received in this office to supply the information on requisite 02 points. Accordingly, requisite information was obtained from I/C ICMS who reported that complaint was received by dak and no envelop was found with the complaint and no CCTV footage is available as complaint was received through dak. Appellant was apprised about the same vide letter No. 235/CPIO/Hqrs/Online RTI-23, D-174 dated 09.08.2023.

DECISION :-

I have gone through the contents of RTI application, appeal of the appellant, comments of CPIO/South-West & Hqrs vis-à-vis material available on record which revealed that the appellant vide his RTI application has sought information on 10 points regarding complaint bearing No. ICMS/2023/014953 dated 16.06.2023 i.e. copy of the complaint, mode of complaint filed, copy of envelop in which complaint is received, CCTV footage, whether IO verified the contents of complaint before issuing notice to me, whether IO recorded the statement of complainant before issuing notice to me, whether DDR is lodged in regard with the notices issued, copy of statements recorded, copy of final enquiry report and whether any guidelines has been passed by the department to verify the contents of the complaint before issuing notices to the alleged person.

In reply, CPIO/South-West and Hqrs have already provided the sought information to the appellant.

So far as the appeal is concerned with points No. 1 & 2 i.e. copy of the complaint, mode of complaint filed, appellant has already been provided with the copy of the complaint (02 pages), hence no more action is required in this regard.

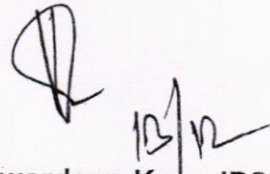
Further, information in connection with points No. 3 & 4 i.e. copy of envelop in which complaint is received, CCTV footage when complaint is received. In this regard CPIO/Hqrs has apprised the appellant that complaint was received by dak at ICMS window with no envelop and CCTV footage was not available as complaint was received through dak.

Moreover, information with respect to points No. 5, 6, 7 & 10 i.e. whether IO verified the contents of complaint before issuing notice to me, whether IO recorded the statement of complainant before issuing notice to me, whether DDR is lodged in regard with the notices issued & whether any guidelines has been passed by the department to verify the contents of the complaint before issuing notices to the alleged person, the sought information is information in questions form or sought clarifications regarding the working and guidelines followed in a case, which is not covered under RTI act. Hence, clarifications of his questions cannot be supplied under RTI act and only available information can be supplied under RTI act, which has already been done by the CPIO.

Now, as far as this instant appeal is concerned, the information with regard to point Nos. 8 & 9 i.e. copy of statements recorded & copy of final enquiry report, cannot be provided at this stage also as the complaint No. ICMS/2023/014953 is still under enquiry. However to achieve the objectives of RTI act, CPIO/South-West is hereby directed to provide the sought information w.r.t. point nos. 8 & 9 to the appellant in accordance with RTI act as and when the complaint in question is finalized and if no case FIR is registered on the complaint in question.

With these observations, instant appeal stands disposed off accordingly.

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. Rajinder Singh
R/o H. No. 4578-79, Maloya Colony, Chandigarh
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Copies to :-

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