

**THE SUPERINTENDENT OF POLICE HQs.-CUM-APPELLATE
AUTHORITY-RECRUITMENT & TRAINING, UNDER RIGHT TO
INFORMATION ACT, 2005.**

O R D E R

Order on First Appeal u/s 19 RTI Act.

This is an order on an online appeal preferred by Sh. Jagjeet Singh R/o # 5080/2, Modern Housing Complex, Mani Majra, Chandigarh under RTI Act 2005, received in this office through the RTI Request & Appeal Management Information System(RTI-MIS) bearing No. PODEP/A/E/21/00088 dated 26.10.2021, against the disposal of his online RTI Application bearing No. PODEP/R/E/21/00568 dated 25.09.2021 by CPIO/Recruitment & Training.

(2) The appellant, vide his application dated 25.09.2021 under RTI Act 2005, had requested RTI-Nodal Officer/PHQ to supply him some information in 03 regarding one request/representation made by him before W/DIG, Chandigarh through official email ID i.e., dig-chd@nic.in to withdraw/quash impugned order of RDE issued vide No.D-613/PA/SSP/Sec. & Trf. dated 04.05.2021 and to provide necessary protection. Nodal Officer RTI-PHQ had transferred the application to DSP-cum-CPIO/HQs. for disposal at his own level but the same was transferred by DSP-cum-CPIO-HQs. to DSP-cum-CPIO/Rectt. & Trg. being the custodian of the information sought in the RTI application. On 25.10.2021, CPIO/Rectt. & Trg. disposed off the RTI application vide No. RTI-14/DSP/Rectt. & Trg.

(3) The appellant, not satisfied with the information, filed the instant online appeal aggrieving that the CPIO/Rectt. & Trg. has refused access to information requested.

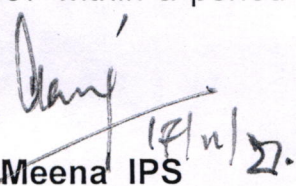
(4) Comments of DSP-CPIO/Rectt. & Trg have been called for. I have gone through the RTI appeal, vis-a-vis facts of the RTI application & comments by CPIO/ Rectt. & Trg. The information sought by the appellant in 03 points, supplied by the CPIO, grievance of the appellant and the order/decision of the undersigned being first appellate authority is given below:-

Information sought in RTI application	Information provided by CPIO	Grievances raised in First Appeal	Decision of First Appellate Authority
On 10.5.2021, the undersigned had made one request/representation before W/DIG, Chandigarh through official email ID i.e., dig-chd@nic.in regarding to withdraw/quash impugned order of RDE issued vide No.D-613/PA/SSP/Sec & Trf dated 04.05.2021 and to provide necessary protection. Please provide following information under the RTI		The concerned CPIO has refused to provide information on all three points and denied under section 8 (1) (h) of the RTI Act without giving any justification/reasons regarding how concerned information/copies would impede necessary enquiry proceedings. In various judgements passed by the Honble CIC and other	The undersigned being first appellate authority agree with the appellant that the CPIO cannot refuse the information sought just by invoking a particular section of RTI Act-2005. CPIO/ Rectt. & Trg. is directed to give reason of refusal if the information is to be denied.

Act:-			
Point No. 1. Copy of action taken upon above said request dated 10.5.2021	Point No. 1, 2 & 3. The desired information is denied under section 8(1) (h) of the Right to information Act-2005.	courts, it has been clarified/interpreted that the applicant/appellant be communicated about reasons for rejection and information is to be denied should be done through a Speaking Order.	
Point No.2. Copy of order passed regarding above said request dated 10.5.2021			
Point No. 3 Present status of above said request dated 10.5.2021			

The appeal is disposed of accordingly.

The appellant, if not satisfied with the disposal of appeal in the manner as above can file second appeal to the Hon'ble Chief Information Commission, CIC Bhawan, Baba Gangnath Marg, Munrika, New Delhi-110067 within a period of 90 days.


Manoj Kumar Meena IPS
 Superintendent of Police, HQs.,
 -cum-Appellate Authority/Trg.,
 Under RTI Act, U.T., Chandigarh.

Sh. Jagjeet Singh
 R/o # 5080/2, Modern Housing Complex,
 Mani Majra, Chandigarh.

No. D- 916-17 /RTI/SP/HQs. dated Chandigarh, the: - 17/11/2021

Copies to the: -

1. DSP-cum-CPIO/Rectt. & Trg. for necessary action.
- ✓ 2. I/C Computer Section for updating the Web.