



CHANDIGARH POLICE

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

Appeal Order No. D-96-98 /UT/RTI/SSP, dated : 22.04.2021

Name of Appellant : Mr. Ram Kumar Garg,
R/o # 3328 Sector 27-D, Chandigarh

Concerned CPIOs : CPIO/PHQ

Date of RTI application : 04.02.2021

Date of CPIO's Reply : 16.03.2021

Date of 1st Appeal : 17.03.2021

ORDER

The appellant has preferred 1st appeal (bearing No. PODEP/A/E/21/00021 dated 16.03.2021) against the reply/order of CPIO/PHQ in connection with his RTI application (bearing No. PODEP/R/E/21/00070 dated 04.02.2020) with the contentions that requisite information was not supplied to him. The instant appeal was received from the FAA-cum-AO, Estb. UT, Chandigarh and the same was diarized vide No. 21/UT/RTI/FAA/SSP dated 24.03.2021 for further proceeding under RTI Act.

INFORMATION SOUGHT IN RTI APPLICATION:-

Appellant had sought information on 5 points i.e. copy of letter No. 809-HIII(2)-2019/4666 dated 01.04.2019, detail of staff attached with public grievance cell, detail of cases u/s 7 of PC Act 1988 since 01.04.2019 to date and copy of terms & conditions one man police commission for Chandigarh Police with details of expenditure etc.

COMMENTS OF CPIO/PHQ: -

CPIO/PHQ submitted that application of the appellant was received in his office from Superintendent Police-cum-CPIO, Chandigarh Administration & CLPIO Establishment, Sector 9, Chandigarh for supplying requisite information. After obtaining the requisite information from quarter concerned, appellant was in this regard vide letter No. 77/CPIO/Hqrs/Online RTI-21, D-257 dated 08.04.2021.

DECISION:-

I have gone through the contents of RTI application & appeal of the appellant, comments of CPIO/PHQ vis-à-vis material available on record which revealed that appellant had sought information on 5 points i.e. copy of letter No. 809-HIII(2)-2019/4666 dated 01.04.2019, detail of staff attached with public grievance cell, detail of cases u/s 7 of PC Act 1988 since 01.04.2019 to date and copy of terms & conditions one man police commission for Chandigarh Police with details of expenditure etc.

Whereas, point No. 1, 2, 3 & 6 are not related with CPIO/PHQ, therefore, he had transferred RTI application to the concerned CPIOs. Accordingly, instant appeal has also been transferred to the FAA-cum-DIGP/UT.

Insofar as appeal is concerned with regard to point No. 4, appellant had sought detail of cases filed u/s 7 of Prevention of Corruption Act, 1988. But CPIO/PHQ had denied the information by applying section 8(1)(j) of RTI Act being a personal information of third party. As appellant has sought information regarding corruption cases, therefore, figures of corruption cases can be furnished to him without disclosing the personal information of any individual.

As for as point No. 5 is concerned, CPIO/PHQ had submitted that requisite information is sensitive in nature and by disclosing such information would defeat confidentiality of preventive measures for curbing crime which is very essential for maintaining Law & Order situation and security of the city. Hence, CPIO/PHQ has aptly denied the information as per the provision of section 8(1) (g) of RTI Act.

Hence, CPIO/PHQ is hereby directed to furnish the information of point No. 4 of application as observed above. Appeal stands disposed of.

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



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

1. Mr. Ram Kumar Garg,
R/o # 3328 Sector 27-D, Chandigarh
2. CPIO/PHQ
3. Computer Section.