

**THE SENIOR SUPERINTENDENT OF POLICE HQs.-CUM-APPELLATE
AUTHORITY-PLWC, UNDER RIGHT TO INFORMATION ACT, 2005.**

ORDER

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/22/00100 dated 25/08/2022, against the disposal of his online RTI Application bearing No. PODEP/R/E/22/00535/1 dated 19/07/2022 by DSP-cum-CPIO/PLWC.

(2) The appellant, vide his application dated 19/07/2022 under RTI Act 2005, had requested RTI Nodal Officer PHQ to supply him some information about all types of requests/demands moved/forwarded regarding the visit of Shri Amit Shah, Union Home Minister on 27.03.2022. CPIO/PLWC has disposed of the RTI application on 17/08/2022.

(3) The appellant, not satisfied with the manner CPIO/PLWC has disposed of the RTI application, as the information was Denied to supply the requisite information u/s 8 of RTI Act and has filed the instant online appeal to provide complete information.


(4) Comments of CPIO/PLWC have been called for. I have gone through the RTI appeal, vis-a-vis facts of the RTI application & comments by CPIO/PLWC The information sought by the appellant, 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
Please provide me following information under the RTI Act related to Police Lines or PLWC: 1) Provide me certified copies of all types of requests/requisitions/demands moved/forwarded from Police Lines or PLWC, Sector-26, Chandigarh pertaining to purchase/hiring of items related to events/occasions dated 27.3.2022, when Shri Amit Shah, Union Home Minister had visited Chandigarh for various purposes including for the opening of a residential complex of the Chandigarh Police in Dhanas.	Denied to supply the requisite information u/s 8 of RTI Act.	The CPIO/PLWC has refused to provide information in straight violation of the provisions of the RTI Act 2005 and rules 2012. The concerned CPIO/PLWC has intimated that the information could not be provided as per provisions contained in Section 8 of the RTI Act 2005. Whereas, as per section 7 (1) of the RTI Act, it has been clearly mentioned that the CPIO either provide the information or reject the request for any of the reasons specified in Section 8 and 9. In violation to it, the concerned CPIO/PLWC has not mentioned proper reasons as specified. The Honble CIC Court has earlier also directed in its various orders that unless an exemption is specifically mentioned, information cannot	CPIO/PLWC in her comments has submitted that the sought information had been denied u/s 8 (1) (g) of RTI Act 2005. CPIO/PLWC is directed to inform the appellant accordingly.

		<p>be denied. Moreover, it is also pertinent to mention here that earlier in another RTI No.PODEP/R/E/22/00422 information regarding various different bills were provided related to said event dated 27.3.2022 and after examining the same, lot of irregularities were found. The RTI Act has been framed to promote transparency and accountability in working of every public authority and to contain corruption. Merely, mentioning section 8, without providing any specific reasons as specified in Section 8 (1), is a blatant misuse of powers. The concerned CPIO has failed to give decision on the request in accordance with section 7 (1) of the RTI Act and therefore, it shall also be deemed that the concerned CPIO has refused the request of the applicant. It is, therefore, requested that the concerned CPIO/PLWC may be directed to provide complete information at the earliest in accordance with the provisions of the RTI Act.</p>	
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(5) The online appeal bearing no. PODEP/A/E/22/00100 filed against online RTI application bearing no. PODEP/R/E/22/00535/1 is disposed of accordingly.

(6) 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
Sr. Superintendent of Police, HQs
-cum-Appellate Authority/PLWC,
Under RTI Act, U.T., Chandigarh.

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

No. D- 714-716 /RTI/SSP/HQs. dated Chandigarh, the: - 23/9/2022

Copies to the: -

1. DSP-cum-CPIO/PLWC for necessary action.
2. I/C Computer Section for updating the Web.