CHANDIGARH
POLICE

KETAN BANSAL
IPS

Superintendent of Police,Headquarters
First Appellate Authority (under RTI Act)
Police Headquarters (U.T.), 4th floor
Additional Deluxe Building, Sector-9
U.T.,Chandigarh.

ORDER

Appellant	:	Ms. Jaskirandeep Kaur
Public Authority	:	Chandigarh Police
CPIO	:	DSP/HQ-Cum- Establishment
CPIOs Reply	:	188/RTI-23/CPIO/Estt/UT/37812 Dated 14.09.2023.

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This is an order on First Appeal preferred by Ms. Jaskirandeep Kaur R/o # 118/A, NPL Sector- 26, Chandigarh,under RTI Act 2005, received in this office against the disposal of her RTI application dated 16.08.2023 dealt by CPIO/Establishment.

Facts:-

2. Vide her RTI application dated 16/08/2023, the appellant had sought information in10 points from Incharge, Public Window (PHQ)-cum-CAPIO/PHQ w.r.t. promotion of Sub-Inspector, exemption from Upper School Course and her other requests regarding pay fixation. CAPIO/PHQ further transferred the RTI application to CPIO/Establishment and CPIO/Accounts vide No. 663/RTI/CAPIO(PHQ)/UT/PWS dated 16.08.2023 for the disposal of same at their own level being the custodian of the information.CPIO/Establishment has disposed off the RTI application vide no. 188/RTI-23/CPIO/Estt/UT/37812 dated 14.09.2023.

3. The appellant is not satisfied with the information supplied by the CPIO/Establishment against her RTI application and filed the instant appeal on 11.10.2023, against the point nos. 3,4,5,7,8,9 & 10 mentioning therein that the CPIOhas provided incomplete, misleading and incorrect information.

4. The Comments of DSP/Hqrs-cum-CPIO/Establishment were sought vide no. D-822/RTI/SP/Hqrs dated 17.10.2023, who intimated that the informationis already provided to the applicantvide letter no. 188/RTI-23/CPIO/Estt/UT 37812 dated 14.09.2023 within stipulated period as per provision of RTI Act, 2005 except information seeking in point nos. 8 & 9 related with pay fixation of SI Suresh Kumar No. 1296/CHG, which was denied being third party information as SI Suresh Kumar No. 1296/CHG has denied to supply his information to the appellant.

DECISION

5. I have considered the appeal filed by the appellant viz–a-viz comments of CPIO/Establishment. From the comments and scrutiny of document/paper placed on file, the undersigned found that the appellant is not satisfied with the reply of CPIO/Establishment on point No. 3,4,5,7,8,9 & 10.

The pointwise decision of the undersigned is as under:-

Information Sought in RTI application	Reply of CPIO	Decision
Point No. 3 Provide the list of the officials who have been exempted from Upper School Course for promotion as Sub-Inspector w.e.f 2010 to till date with copy of orders and the correspondence and noting also.	**Point No. 3** Copy enclosed page (1-3)	**Point No. 3 & 4** The undersigned found that the CPIO has already supplied the information on these points.
Point No. 4 Provide the copy of promotion orders of the officials as Sub-Inspectors who were exempted from Upper School Course till date with noting and correspondence.	**Point No. 4** Copy enclosed page (4-8)	
Point No. 5 Whether the same exemption criteria is also applicable to myself i.e. ASI Jaskirandeep Kaur No.1498/CHG or otherwise. If exemption was not given, whether there was any official order debarring me for the same exemption or my case was never considered for grant of exemption before competent authority.	**Point No. 5** Requisite information does not fall under the definition of information u/s 2(f) of RTI Act 2005.	**Point No. 5** The undersigned agrees with the reply of CPIO.
Point No. 7 Provide the rule and criteria, on the basis, the case of only those persons has been processed for exemption and not for me, despite my appointment under the court order dated 04.07.2018 and 08.02.2019 after quashing order of appointment of SI Suresh Kumar No.1296/CHG issued in year-2016.	**Point No. 7** As per PPR 13.21	**Point No. 7** CPIO/Establishment is directed to supply the copy of PPR 13.21 to the applicant.
Point No. 8 Provide the copy of application/written request along with noting and all correspondence vide which SI Suresh Kumar No.1296/CHG was shifted to OBC Category from Ge Category after order dated 04.07.2018 in my case OA No.60/3/2017 and the review application RA.60/44/2018 filed by SI Suresh Kumar who was private respondent in my case.	**Point No. 8** Requisite information cannot be provided being third party information u/s 8(1)(j) of RTI Act 2005.	**Point No. 8 & 9** CPIO in her comments has submitted that on 23.08.2023, SI Suresh Kumar No. 1296/CHG has given in written that his information may not be given. Therefore, CPIO cannot supply the information being third party information u/s 8(1)(j) of RTI Act 2005.
Point No. 9 Provide the detail against which post than ASI Suresh Kumar No. 1296/CHG was working from 08.03.2019 to 04.04.2019 as I was given the appointment against General post of ASI which was hold by him and there was no other vacancy except 01 OBC post against which he was shifted vide order dated 04.04.2019.	**Point No. 9** As above	
Point No. 10 Provide the copies of all requests made by me w.e.f year-2022 to till date regarding the pay fixation along with noting and correspondence and any kind of order relates to my these application.	**Point No. 10** Copy enclosed (page 9-11)	**Point No. 10** The undersigned found that the CPIO has already supplied the information.

6. The appeal is hereby disposed off, accordingly.

(KETAN BANSAL, IPS)
Superintendent of Police, Hqrs.
First Appellate Authority(under RTI Act)

No. D-856-58 **Rd/RTI /SP/Hqrs. Dated Chandigarh, the:** 31/10/2023.

Copies to:-

1. Ms. Jaskirandeep Kaur R/o # 118/A, NPL, Sector- 26, Chandigarh
2. CPIO/Establishment-Cum-DSP/Hqrs U.T., Chandigarh
3. I/C Computer Section.

2nd Appellate Authority:- Chief Information Commission, CICBhawan, Baba Gangnath Marg, Munrika, New Delhi-110067 within a period of 90 days..Phone: 26161137

(2nd Appeal limitation period—90 days)