

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

Appeal Order No. **0-457-459** /UT/RTI/SSP, dated : **03/01/23**

Name of Appellant : Sh. Sanjeev Joshi,
R/O # 646, 2nd Floor,
Sector 33-B, Chandigarh

Concerned CPIOs : CPIO/Hqrs

Date of RTI application : 14.10.2022

Date of CPIO's Reply : 27.10.2022

Date of 1st Appeal : 22.11.2022

ORDER

The appellant has preferred his 1st appeal through online RTI portal vide No. PODEP/A/E/22/00139 dated 22.11.2022 against the disposal of his RTI application bearing No. PODEP/R/E/22/00811 dated 14.10.2022 by CPIO/Hqrs with contentions that access to the information requested has been refused to him.

INFORMATION SOUGHT IN RTI APPLICATION :-

The appellant vide his RTI application bearing no. PODEP/R/E/22/00811 dated 14.10.2022 had sought status of complaint as well as statements of accused or any relevant documents pertaining to enquiry of complaint bearing PWS No. 2022-09388 filed by him.

COMMENTS OF CPIO/Hqrs :-

Comments of CPIO/Hqrs have been obtained who submitted that the RTI application of the appellant was received in his office through online RTI portal vide No. PODEP/R/E/22/00811 dated 14.10.2022 to supply information pertaining to complaint bearing PWS No. 2022-09388 which was pending under enquiry with DSP/PCC. Accordingly, DSP/PCC was requested to supply the requisite information who replied that requisite information cannot be supplied as the complaint in question i.e. 2022-09388 was under enquiry, hence denied u/s 8(1)(h) of RTI Act. The appellant was informed accordingly online vide letter No. 307/CPIO/Hqrs/Online/RTI-22/D-163 dated 27.10.2022.

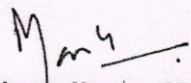
DECISION :-

I have gone through the contents of RTI application & appeal of the appellant, comments of CPIO/Hqrs vis-à-vis material available on record which revealed that CPIO/Hqrs after obtaining the requisite information from DSP/DCC informed the appellant vide letter dated 27.10.2022 that complaint in question i.e. PWS No. 2022-09388 filed by him is under enquiry, hence requisite information cannot be supplied and the same was rightly denied by CPIO/Hqrs as per section 8(1)(h) of RTI Act.

So far as the present status of the complaint in question is concerned, enquiry into the same is yet to be finalized. As the appellant himself is complainant in complaint in question, henceforth, CPIO/Hqrs is directed to supply the requisite information to the appellant as and when the enquiry into the complaint bearing PWS No. 2022-09388 is finalized, as per RTI act.

With these observations/directions, instant appeal stands disposed off accordingly.

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


(Manisha Choudhary, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
1st Appellate Authority.

Sh. Sanjeev Joshi,
R/O # 646, 2nd Floor,
Sector 33-B, Chandigarh

Copies to:-

1. CPIO/Hqrs
2. Computer Section.