

[See Rule -7(1)]

Form of Memorandum of Appeal to the First Appellate authority under section 9(1) of the Act.

From:

Sh. Gopal Khari
Son of Sh. Inder Singh
R/o WP-174 Wazirpur Village
Delhi-110052

DCP
RTI Appeal

BEFORE

FIRST APPELLATE AUTHORITY

Sh. Milind Mahadeo Dumbere
1st Appellate Authority cum DCP North West District
PS Ashok vihar, Delhi-110052

Dy. No. 955/Appeal Cell/RTI/NWD

Dated 21/09/17

Particulars of the Public Information Officer : Addl DCP North West District, PS Ashok Vihar, Delhi-52
Date of the receipt of Order appealed against. : 30/08/2017 vide ID no. 2030/17/4655

Particulars of the Information

(a) Nature and subject matter of the information : Status of Complainant given vide DD no. 26B dated 05.04.2017
(b) Name of the office or Department to which The information relates : PS Ashok Vihar

Appeal No. 206/Appeal Cell/RTI/NWD

Dated 21/09/2017

That the applicant aggrieved by the incorrect information provided by the PIO, filing this appeal before the Hon'ble 1st Appellate Authority to direct the PIO to provide the complete and correct information.

Grounds of Appeal:

That applicant and his family members have been falsely implicated in the alleged FIR no. 0123/2017 dated 20.03.2017 u/s 308/341/34 IPC registered in the PS Ashok Vihar on the statement of the complainant Ashish whereas on the alleged date and time mentioned in the FIR applicant and other family were not present at the spot of incident as mentioned consequently applicant submitted complaint against the complainant Ashish vide DD no. 26B dated 05-04-2017 along with the supporting evidence sufficient to establish that applicant and his family were falsely been implicated in the said FIR, but Police Office were not ready to provide any information to the applicant/victim constrained to file RTI application u/s 7(1) of the RTI but PIO failed to provide the correct information within the stipulated period as prescribed and provided incorrect and dubious information after the said period, hence this First appeal.

1. That in DD no. 26B dated 05.04.2017 my first submission was to collect the evidences as mentioned in Para no. 4 in the interest of justice as are necessary to establish beyond doubt the innocence of the applicant and his family members and modus operandi of the

complainant Ashish who falsely implicated the applicant and his family members. Para no. 1 of RTI relates to that portion of the submission but instead of providing the correct information whether they have collected the necessary evidence as requested or not provided vague and dubious reply to the Para no. 1 of the RTI application.

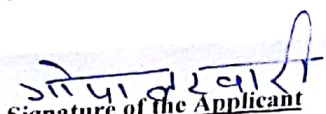
2. That in reply to Para no. 2 of the RTI application PIO has denied to provide information claiming the umbrella of section 8 1 (h) of the RTI act which says as:- "*information which would impede the process of investigation or apprehension or prosecution of offenders;* But PIO failed to appraised that I am the person who initially provided all the evidence duly collected by me with my sole efforts and as being the victim in the interest of justice has full right to have such documents which proves my innocence and suffering due to the illegal act of the complainant Ashish.

3. That reply to Para no. 2 of the RTI application PIO has denied to provide information claiming the umbrella of section 8 1 (h) and denying to provide the information to the complainant why police officer don't want to register case against the culprit who provided them false information seems very ridiculous and unreasonable, hence the denial of the PIO is unsustainable in the eyes of the law and complainant has full right to have information regarding the action taken against the person making false statement before the police authority.

Hence it is requested to direct the PIO to provide the true and exact information as seeking in the RTI application in the interest of justice as my life and liberty is at stake.

Verification:-

I, Gopal Khari son of Inder Khari hereby declare that the particulars furnished in the appeal are to the best of my knowledge and belief is true and correct and that I have not suppressed my material fact.


Signature of the Applicant

Ph. No: 9899274033

Encl:

- Copy of FIR
- Copy complaint dated 05.04.2017 vide DD No. 26B
- Copy of Reply of RTI application