

ED-1665238401N
4-8-17

ID 2165 RTI Cell/SWD.
Date 4/8/17

DCP/SW	9
Addl. DCP-I/SW	
Addl. DCP-II/SW	
Branch	RTI
No.	22993
DI.	4-8-17
Insp./Admn.	<input type="checkbox"/>

The Public Information Officer
Additional Commissioner of Police
Sector-19, Dwarka, Delhi -110075

4th August 2017

Subject: -Right to Information Act 2005 to provide information under 6(5), 6(1) (a) or 6(1) (b)

Respected Sir/Madam,

My wife Mrs. Bhawna Aggarwal filed complaint at Police Station, Dwarka Court, Sector - 10, Delhi - 110075 on 17th October 2016

This complaint comes under your office. Hence, I kindly request you to provide the below mentioned information under the 'Right to Information Act 2005' under Section 2(j) and 6(5), 6(1) (a) or 6(1) (b) of the RTI Act 2005

- (1) Provide me the copy of Complaint filed by my wife Mrs. Bhawna Aggarwal r/o WZ - 405, Gali No. 6, Sadh Nagar, Palam Colony, Delhi - 110045 on 17th October 2016 against me
- (2) Had the complainant submitted any documents in support of her complaint? Yes/No
If yes, then please provide me the copy of supporting documents of her complaint.
- (3) Had any M.L.C conducted on Complainant? Yes/No
If yes, then provide Emergency Number or M.L.C number.
- (4) Copy of M.L.C
- (5) Had the complainant submitted any Audio or Video recordings in support of her complaint? Yes/No
If yes, then please provide me the copy of supporting Audio or Video recordings of her complaint.

DA-I
Sunder
4/8/17

Note:

A. As per CIC order CIC/SS/A/2011/000863 Dated 21.09.2011, the information sought by appellant does not fall under 8(1) (j) of the RTI Act. Section 8(1) (j) exempts such information from disclosure which is personal in nature and disclosure of which cause unwarranted invasion of privacy of concerned individual. Once a complaint has been filed by an individual before the concerned authority that is competent to take action upon the said complaint, then such Complaint or the contents thereof can no more be termed as personal information of the person filing the complaint.

B. The CIC in its order number CIC/SS/2011/000350 Dated 17th August 2011 has clearly held that the person complained against has right to know the nature of the complaint made against him. Such documents cannot be treated as personal information supplied by third party.

C. Confidentiality: Section 11 of the RTI Act concerns such information which is treated as confidential by the third party. As, the CIC in its order number CIC/SS/2011/000350 Dated 17th August 2011 has clearly held that such documents can hardly be treated as personal information supplied by a third party, therefore the Respondent's PIO should not invite the Appellant's wife under Section 11 of the RTI Act to make submissions regarding whether the contents of her complaint should be disclosed to the Appellant.

Fee of Rs. 10 only Paid by Indian Postal Order No. 38 F 146993 Dated 05/07/17 issued by Ashok Vihar Post Office. As I am not aware of payee details kindly fill the appropriate details in Indian Postal Order as it is to be filled by the PIO to provide reasonable assistance under sections 5(3) of RTI Act 2005 to the applicant.

Yours faithfully

Sunny Aggarwal

(Sunny Aggarwal)

Mobile number - 8130847348

House no. 3519, Gali No.2, Narang Colony

Tri Nagar, Delhi - 110035