

CENTRAL INFORMATION COMMISSION

2nd Floor, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066

Decision No. CIC/SB/C/2015/000016

Dated 26.10.2016

Complainant : Shri Rahul Kumar Goyal,
67-C, Ground Floor,
Parsvnath Panchvati Taj Nagri,
Phase-II, Agra, UP-282 001.

Respondent : Central Public Information Officer,
O/o the ADCP/PIO,
Outer District, Delhi Police,
Pushpanjali, Delhi-34.

Date of Hearing : 26.10.2016

Relevant dates emerging from the complaint:

RTI application filed on : 27.04.2015

CPIO's reply : 05.06.2015

Complaint filed on : 19.06.2015

ORDER

1. Shri Rahul Kumar Goyal filed an application dated 27.04.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Outer District, Delhi Police seeking information regarding status report of FIR No.70 registered on 19.01.2014 against him and his family members at PS Prashant Vihar.

2. The complainant filed a complaint dated 19.06.2015 before the Commission on the grounds that he is not satisfied with the information provided to him by the CPIO.

Hearing:

3. The complainant Shri Rahul Kumar Goyal was not present despite notice. The respondent Ms. Parwati, ACP, Outer District, Delhi Police was present in person.

4. The respondent submitted that the complainant was informed vide letter dated 05.06.2015 that the information sought cannot be provided as the matter was pending investigation and, therefore, disclosure of any information relating to the case was exempted under Section 8(1)(h) of the RTI Act. The respondent further submitted that the investigation in the matter is over and an untrace report has been filed in the Court of Hon'ble Metropolitan Magistrate, Mahila Court Rohini on 13.07.2016.

Decision:

5. The Commission, after hearing the submissions of the respondent and perusing the records, observes that no case of penalty is made out since there was no obstruction to the flow of information as the complainant was informed about the status of the FIR No. 70 as per available records at the time of responding to the RTI application. In absence of malafide intent on part of the respondent, initiation of penal proceedings would not be appropriate. Hence, no further action is required in the matter.

6. With the above observations, the complaint is disposed of.

7. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer