

**CENTRAL INFORMATION COMMISSION**

2<sup>nd</sup> Floor, August Kranti Bhawan,  
Bhikaji Cama Place, New Delhi-110066

**Decision No. CIC/SB/A/2015/000203**

**Dated 28.10.2016**

**Appellant** : Shri Ved Prakash,  
S/o Shri Kripa Ram,  
310-A, Chuna Bhatti,  
Main Mathura Road,  
Badarpur,  
New Delhi-110044.

**Respondent** : Central Public Information Officer,  
Delhi Police, O/o DCP,  
South East District,  
Sarita Vihar, Delhi.

**Date of Hearing** : 28.10.2016

**Relevant dates emerging from the appeal:**

RTI application filed on : 22.04.2015

CPIO's reply : 18.11.2015

First appeal filed on : 05.06.2015

FAA's order : 02.07.2015

Second appeal filed on : 24.07.2015

**ORDER**

**1.** Shri Ved Prakash filed an application dated 22.04.2015 under the Right to Information Act, 2005 (RTI Act) before the Public Information Officer (PIO), South East District, Sarita Vihar, Delhi Police seeking information on action taken on his complaint dated 13.03.2015 along with copies of all the related documents.

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2. The appellant filed a second appeal dated 24.07.2015 before the Commission on the grounds that the CPIO, withheld the information on the whimsical ground that complaint of the appellant is pending in the civil court and the First Appellate Authority (FAA) upheld the decision of the PIO. The appellant requested the Commission to impose a penalty of Rs. 25,000/- upon the department or the person who was responsible to provide the information.

**Hearing:**

3. The appellant Shri Ved Prakash was not present despite notice. The respondent Shri Bir Singh Khatana, ACP, South-East District, Delhi Police was present in person.

4. The respondent submitted that the appellant was informed vide letter dated 18.11.2015 that the matter is sub-judice before the Civil Court. The respondent further submitted that an enquiry on the complaint dated 13.03.2015 is still pending and, therefore, disclosure of information is exempted under Section 8(1)(h) of the RTI Act.

**Decision:**

5. The Commission, after hearing the submissions of the respondent and perusing the records, observes that the respondent had denied information to the appellant on the ground of Section 8(1)(h) of the RTI Act. However, the respondent could not establish as to how disclosure of information would impede the process of enquiry. In view of this, the Commission, directs the respondent to provide the relevant documents pertaining to the complaint of the appellant, within a period of two weeks from the date of receipt of a copy of this decision.

6. With the above observations, the appeal 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**