

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000018

Dated 26.10.2016

Appellant : Shri Pawan Gupta,
58, Sharda Niketan,
Pitampura,
Delhi-110 034.

Respondent : The Public Information Officer,
Delhi Police, O/o ADCP cum PIO
Outer District,
Pushpanjali
Delhi-110 034

Date of Hearing : 26.10.2016

Relevant dates emerging from the appeal:

RTI application filed on : 02.02.2015

CPIO's reply : 20.02.2015

First Appeal filed on : 09.03.2015

FAA's Order : 01.04.2015

Second Appeal filed on : 15.06.2015

ORDER

1. Shri Pawan Gupta filed an application dated 02.02.2015 under the Right to Information Act, 2005 (RTI Act) before the Public Information Officer (PIO), O/o DCP, Outer District, Delhi Police seeking information on ten points pertaining to his complaint dated 28.10.2014 at P.S. Begampur, Delhi against Shri Rajesh Dabas and Shri Sanjay Bhardwaj including (1) what action has been taken on this complaint and his subsequent complaints along

with action taken reports and their copies and (2) what type of enquiry has been conducted so far along with the enquiry reports.

2. Shri Pawan Gupta filed a second appeal dated 15.06.2015 before the Commission on the grounds that the information provided by the PIO was neither satisfactory nor point-wise and every point was suppressed and no proper and relevant reply was given and that the FAA too did not give a satisfactory reply and no reason has been given for not registering the FIR so far in his complaint against Shri Sanjay Bhardwaj and Shri Rajesh Dabas. The appellant requested the Commission to give proper order to all concerned in the case with directions to supply him satisfactory and relevant replies.

Hearing:

3. Both the appellant Shri Pawan Gupta and the respondent Ms. Parwati, ACP, Outer District, Delhi Police were present in person.

4. The appellant submitted that the complete and correct information has not been provided to him by the respondent. The appellant also stated that the replies were evasive in nature. The appellant further submitted that the respondent should have provided information regarding the circulars/orders governing the initiation and conduct of enquiry in the matter.

5. The respondent submitted that based on report/ comment/ documents obtained from SHO, Begum Pur, the CPIO has provided a reply to the appellant vide letter dated 20.02.2015. The respondent further submitted that the FAA vide order dated 01.04.2015, had informed the appellant that a fresh report had been obtained from SHO, Begum Pur and as per report as regards point nos. (a, b, c, d & g), the appellant was informed that the complaint is pending enquiry with SHO, Begum Pur and no case has been registered on the complaint till date. With regards to point nos. (e) and (f), the appellant was informed that this type of query did not come under the purview of RTI Act and with regards to point no.(h), the appellant was informed that

no interim reply has been sent to any senior officer. Regarding point nos. (i) and (j) of the RTI application, the respondent submitted that a copy of complaint with remarks of senior officers was provided to the appellant. The respondent further submitted that the appellant wants redressal of his grievance, however, the same cannot be redressed under the RTI Act as there are other appropriate forums for the redressal of the same.

Decision:

6. The Commission, after hearing both the parties and perusing the records, observes that the respondent has not informed the appellant about the nature of the enquiry as well as the circulars/orders relating to the enquiry undertaken in the matter. The Commission, therefore, directs the respondent to provide the above mentioned information to the appellant within a period of four weeks from the date of receipt of a copy of this order.

7. With the above observations, the appeal is disposed of.

8. Copy of the decision be provided to both the parties free of cost.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer