

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/VS/C/2015/000051/SB

Dated 04.10.2016

Complainant : Shri J.K. Mittal,
57, East End Enclave,
Delhi-110 092.

Respondent : Public Information Officer,
Delhi Police, O/o the DCP, East District,
Mandawali, Fazalpur, Delhi.

Date of Hearing : 04.10.2016

Relevant dates emerging from the appeal:

RTI application filed on : 27.11.2014

CPIO's reply : 02.12.2014(transfer)/08.12.2014/23.12.2014

Complaint filed on : 23.01.2015

ORDER

1. Shri J.K. Mittal filed an application dated 27.11.2014 under the Right to Information Act, 2005 (RTI Act) before the Public Information Officer (CPIO), O/o Commissioner of Police, Delhi Police Headquarters seeking information on his application dated 24.11.2014 to Joint Police Commissioner (Eastern Region) for ensuring security of life and property of himself and his family due to serious threat perception because of demolition drive in his colony to free public land of several crores of rupees, which was grabbed for the last several years.

2. The complainant filed a complaint dated 23.01.2015 before the Commission on the grounds that the information provided by the PIO is incomplete as it fails to answer complete and specific answers to the questions raised by him. The complainant also submits that the PIO stated that “information does not relate”, in other words, information was related to the PIO, PHQ, who failed to provide the information.

Hearing:

3. Representative of the appellant, Shri Rajveer Singh and the respondent Shri Armendra Singh, Inspector, Delhi Police were present in person.

4. The appellant submitted that he had filed the complaint against the Delhi Police Headquarters (PHQ), who had without sufficient cause transferred the RTI application to CPIO, East District, Delhi Police under Section 6(3) of the RTI Act although, the information sought is held by the PHQ. However, the notice of hearing dated 26.08.2016 read with 07.09.2016 was issued by the Commission to the CPIO, East District. The appellant submitted that the CPIO, PHQ should be issued a fresh notice.

5. The respondent submitted that the RTI application dated 27.11.2014 has been transferred to CPIO, East District by the PHQ and a reply dated 23.12.2014 has duly been furnished.

Interim Decision:

6. The Commission, after hearing submissions of both the parties and perusing the records, observes that the complaint dated 23.01.2015 has been filed against the CPIO, PHQ. Therefore, a fresh notice may be issued to the CPIO, Delhi Police (PHQ) by the registry.

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

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer