

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000093

Dated 23.09.2016

Appellant : ShriGurnam Singh,
H. No. 498, Street No.2,
Near Post Office, Santosh Colony,
Jaitpur Village,
New Delhi-110044.

Respondent : Central Public Information Officer,
Delhi Police, O/o the DCP,
South East District, Sarita Vihar,
Delhi-110 076.

Date of Hearing : 23.09.2016

Relevant dates emerging from the appeal:

RTI application filed on : 02.03.2015

CPIO's reply : 07.04.2015

09.04.2015

First appeal filed on : 07.05.2015

FAA's order : 04.06.2015

Second appeal filed on : 15.06.2015

ORDER

1. ShriGurnam Singh filed an application dated 02.03.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Delhi Police Headquarter seeking information on nine points pertaining

to his complaint dated 29.01.2015 against Shri Nirmal Singh and some others sent to DCP, Sarita Vihar and SHO, P.S. Jaitpur and six calls (complaints) made on Police Control Room (PCR) through Mobile Nos. 9958235615 & 7838688723 on 17.01.2015, including (i) action taken on his complaint dated 29.01.2015 and day to day progress of his case and (2) all call details along with mobile Nos, durations, recordings, D.D Nos, time of complaint made to PCR from 2.30 PM to 4.30 PM on 17.01.2015 in connection to his complaint at P.S. Jaitpur.

2. The appellant filed a second appeal dated 15.06.2015 before the Commission on the grounds that the Investigating Officer, CPIO and FAA are favouring the accused persons for reasons best known to them and not filing the charge sheet and are withholding the information and also not disclosing the progress in the case. The appellant requested the Commission to provide the information sought along with all documents related to his case free of cost as per RTI rules and that penalty be imposed under Section 20(1) of the RTI Act against the concerned Delhi Police officials for not supplying the information.

Hearing:

3. The appellant Shri Gurnam Singh and the respondent Shri B.S. Khatana, ACP, South-East District, Delhi Police were present in person.

4. The appellant submitted that complete information as sought has not been provided to him by the respondent. The appellant further submitted that he had sought copies of Medico Legal Case (MLC) report of all the injured persons including the appellant. However, copy of MLC of only the appellant was provided and the remaining MLCs were not provided. The appellant also stated that he had sought inspection of the relevant records in point no. 9 of the RTI application but the permission for the same was not provided to him.

5. The respondent (PCR) submitted that information as per available records was provided to the appellant vide letter dated 09.04.2015. The respondent further submitted that since the case falls under the jurisdiction of South-East District, the RTI application was transferred under Section 6(3) of the RTI Act to the CPIO, South-East District, Delhi Police vide letter dated 11.03.2015.

6. The respondent (South-East District) submitted that on receipt of the RTI application from Police Head Quarters, the appellant was informed vide letter dated 07.04.2015 that the required documents can be obtained on payment of Rs. 18 towards photocopy charges.

Decision:

7. The Commission, after hearing both the parties and perusing the records, observes that complete information has not been provided to the appellant on point no. 4 of the RTI application wherein the appellant had sought copies of MLCs of all injured persons. However, the appellant was provided with a copy of his own MLC. In view of this, the Commission directs the respondents, CPIO, South-East District, Delhi Police to provide copies of MLCs of all the injured persons related to the incidents to the appellant. The Commission further observes that the appellant had made a specific request for inspection of relevant documents but inspection was not provided to him by the respondent. In view of this, the Commission directs the respondent to provide inspection of the relevant files to the appellant on a mutually decided date and time. Copies of the relevant documents as sought by the appellant after inspection shall be provided free of cost to the appellant. The above directions, shall be complied with within a period of four weeks from the date of receipt of a copy of this decision.

8. With the above observations, the appeal is disposed of.
9. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer