



Central Information Commission

Room No. 305, 2nd Floor, 'B' Wing, August Kranti Bhavan,

Bhikaji Cama Place, New Delhi-110066

Web: www.cic.gov.in Tel No: 26167931

Case No. CIC/SS/A/2012/000859

Dated: 15.06.2012

Name of Appellant : Shri Gyanendra
Name of Respondent : Delhi Police, Outer District
Date of Hearing : 07.06.2012

ORDER

Shri Gyanender, hereinafter called the appellant has filed the present appeal dated 24.1.2012 before the Commission against the respondent Delhi Police, Outer District for not providing satisfactory and complete information in reply to his RTI-application dated 18.10.2011. The matter came up for hearing on 07.06.2012. The appellant was present whereas the respondent were represented by Shri Hem Chand, ACP, Shri Shambhu Dayal, Inspector and Shri Chandra Shekhar, SI.

2. The appellant had filed an application dated 18.10.2011 under the provisions of the RTI Act in which he sought information on six queries in respect of crackers licenses issued by PS Narela from 2006 to 2011 and remaining five queries pertaining to photocopies of his complete file declaring him as Bad Character (B.C) and criteria for declaring a person B.C.. The CPIO vide his letter No. 6606/ID No. 2619/11/RTI Cell/Outer District dated 16.11.2011 provided necessary point-wise information except certified copy of his file of B.C being exempted information under the provisions of Section 8(1)(e) & (g) of the RTI Act, 2005.

3. Not satisfied with the reply of the CPIO, the appellant filed first-appeal on 14.12.2011 before the FAA. The FAA vide his order No. 23-24/Appeal/RTI/Outer District dated 10.1.2012 has upheld the reply of the CPIO stating that no relief can be granted to the appellant.

4. The main issue before the Commission in the present appeal is whether the complete file regarding declaration of the appellant as a B.C. can be provided to him under the RTI Act. It is the submission of the respondent that the information/documents regarding declaration of B.C. cannot be provided since the B.C. file contains such information as the companion details of the B.C. history of crime, information provided to the police by informers, name of associates involved in crime, details of persons providing shelter to the B.C. etc. such information cannot be provided under the provisions of Section 8(1)(e) and (g) of the RTI Act.

5. Having considered the submissions of the parties, the Commission observes that there is merit in the contention of the respondent, the provisions of Section 8(1) (e) and (g) apply in this case. The Commission finds no reason to interfere with the replies of respondent.

The matter is disposed of on the part of the Commission.

(Sushma Singh)
Information Commissioner

Authenticated true copy:

(K.K. Sharma)
OSD & Deputy Registrar

Address of the parties:

Shri Gyanendra,
S/O late Sadhu Ram,
407/1, Pana Udyan,
Narela,
Delhi-110040.

The Addl. Dy. Commissioner of Police & CPIO,
Delhi Police, Outer District,
Pushpanjali,
Delhi-110034.

The Addl. Commissioner of Police & FAA,
Delhi Police, Outer District,
Pushpanjali,
Delhi-110034.