

OFFICE OF THE  
DIRECTOR GENERAL OF POLICE,  
HIMACHAL PRADESH, POLICE HEADQUARTERS  
SHIMLA-171002.

(APPELLATE AUTHORITY)

Appeal No. P.III-5(01)-RTI – Neel Chand/2024-(17)-

Dated

Appellant:

Shri Neel Chand, S/o Sh. Prem Dass  
R/o Village Gadouri, P.O. Mohal,  
Tehsil Bhunter, District Kullu.

Vs.

State Public Information Officer: The Public Information Officer-cum-Superintendent of Police, Welfare, Police Headquarters, H.P, Shimla-171002.

**“O R D E R”**

This is the 1<sup>st</sup> appeal preferred by Shri Neel Chand S/o late Shri Prem Dass, Village Gaduri, P.O. Mohal Tehsil Bhunter District Kullu, H.P., against the order of Public Information Officer-cum- Superintendent of Police, Welfare, PHQ, HP, Shimla under RTI Act with reference to his RTI application dated 28.11.2023 under RTI Act 2005.

2. The appellant feeling aggrieved with the decision that the Public Information Officer State Police Headquarter H.P Shimla-2 provided the information incomplete vide his office letter No.P-III-5(12)RTI-Neel Chand/2023-(05)-57 dated 06.01.2024, preferred the 1<sup>st</sup> appeal under RTI Act.

(i) No seniority list provided by P.I.O. PHQ Shimla stating that no seniority list available in record for the year 2016. It is not understood that how seniority list cannot be available in Head office. Although P.I.O can provide such list through any I.G.Ps office or from any S.Ps office.

(ii) P.I.O cum S.P. Welfare PHQ supplied unsigned service particulars instead of recommendation duly signed by competent authority.

A copy of appeal was supplied to the PIO to offer para-wise comments on the appeal. The comments offered by PIO are as under:-

1) RTI application which was received in the office of PIO on 01.12.2023.

1347541/2024

2)

It is also submitted that after receiving of aforesaid RTI application of the appellant under RTI ACT, 2005, the information seeks from the concerned branches of PHQ vide his office U.O. No. 24269 dated 04.12.2023 and 24098 dated 18.12.2023. The concerned branches of State Police Headquarter H.P. Shimla have provided the requisite information from their branches vide U.O. No. 24128 dated 18.12.2023 & No. 24767 dated 27.12.2023. Accordingly, additional fee was demanded from appellant vide letter No.24800 dated 27.12.2023 and after receiving of document charges from the appellant, the requisite information pertaining to PHQ provided to him vide letter No.57 dated 06.01.2024 through registered post.

3) I have also perused the records/requisite information sought by the appellant. The personal hearing was fixed on 15.02.2024 through Video Conference at 11.00 AM. The undersigned also heard appellant through Video Conference on his Whatsapp in the matter which was fixed on 15.02.2024 at 11.00 A.M. The PIO PHQ State Police H.P. Shimla and dealing Assistants of Personnel-I and Personnel-II branch of PHQ who deal the said matter were also present during the personal hearing.

- (i) Dealing Assistant Personnel-II branch of PHQ has intimated that only Provisional Seniority List of Inspector was issued on 12.02.2016 and same was finalized in the year 2018. Subsequently, appellant has requested to provide him provisional Seniority List for the year 2016.
- (ii) The appellant has submitted in his appeal that the PIO supplied the un-signed service particulars instead of recommendation duly signed by competent authority. Dealing Assistant Personnel-I branch of PHQ has intimated that as per record service particular have not been signed. I have gone through the record available with the dealing assistant of concerned branch. The PIO has rightly supplied this information as available in the record.

4. I am of the opinion that a citizen has a right to seek such information from public authority which is held by the public authority or which is held under its control. The PIO PHQ is hereby directed that to provide the Provisional Seniority List of Inspector which was issued in the year 2016 free of cost.

5. In view of the above, the aforesaid appeal is disposed of accordingly, keeping in view the principles of natural justice.

CID

PHQ-P-30DA-5/1/2024-aig hq-GoHP

1/347541/2024

In case the appellant is not satisfied with this order, he may file an appeal within ninety days from the date on which the decision should have been or was actually received, before the 2<sup>nd</sup> Appellant Authority-cum-State Information Commission, Himachal Pradesh, Keonthal Commercial Complex, Khalini, Shimla-171002

Signed by

Anupam Sharma

Date: 19-02-2024 10:41:33

(Anupam Sharma) IPS  
1<sup>st</sup> Appellate Authority-cum-  
Dy. Inspector General of Police (Admn.),  
Himachal Pradesh, Shimla-171002  
e-Mail ID: -igp-adm-hp@nic.in

Endst. No. As Above-  
Copy is forwarded to:-

1/347541/2024

Dated 19.02.2024

1. Shri Neel Chand S/o late Shri Prem Dass, Village Gadouri, P.O. Mohal Tehsil Bhunter District Kullu, H.P. (Registered Post)
2. The Public Information Officer-cum- Superintendent of Police, Welfare, PHQ, Shimla-171002 for further necessary action.
3. Incharge SCRB to upload the said order HP Police Web Portal.
4. Guard File.

(Anupam Sharma) IPS  
1<sup>st</sup> Appellate Authority-cum-  
Dy. Inspector General of Police (Admn.),  
Himachal Pradesh, Shimla-171002

