

**OFFICE OF THE DIRECTOR GENERAL (PRISONS)
PRISON HEADQUARTERS: GOVT. OF NCT OF DELHI
NEAR LAJWANTI GARDEN CHOWK: NEW DELHI-110064**

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Name of applicant	Date of applications	Reply given by PIOs	Date of filing of Appeal	Date of Hearing of Appeal	Appeal No.	ID No.
Sh. Sunil Kumar, Ex. Supdt.	09/02/2022	PIO-CJ-10 -26/02/2022	30/03/2022	21/04/2022	34/2022	Appeal General

Appellant Sh. Sunil Kumar, Ex. Supdt. is present for hearing through video conferencing being jail inmate. Sh. Praveen Kumar, Dy. Superintendent and Sh. Jitender Patel, Asstt. Supdt. are present for hearing on behalf of PIO CJ-10.

Case heard. Through the appeal, the Appellant has stated that the PIO CJ-10 has not provided information till date.

The appellant vide his application dated 09/02/2022 has sought the certified copies of Register No.1 maintained in Rohini Jail of the date 08/07/2020 when accused Sukesh was admitted in Rohini Jail first time and date 04/11/2020 & 09/12/2020, when he returned from custody during the period 31/12/2019 to 10/12/2020/

Whereas, the PIO CJ-10 vide his communication dated 26/02/2022 has stated that the information cannot be disclose in view of section 8 (1) (g), 8 (1) (h) & 8 (1) (j) of RTI Act 2005.

The PIO CJ-10 (Rohini) has also filed his rejoinder to Appeal petition vide his communication dated 17/04/2022 vide which he stated that the register No. 1 contains information related to the accused Sukesh. Sharing of which would endanger the life and safety of the individual concerned, hence, the same could not be shared as per provision of section 8 (1) (g) of RTI Act2005.

Further, it is also submitted that matter pertaining to stay of the accused Sukesh is being investigated by the Investigating Agency, hence sharing of enteries related to the UTP Sukesh in the Register No.1 may impede the process of the investigation, hence, the same could not be shared as per the provision of section 8 (1) (h) of RTI Act 2005.

They also submitted that register No.1 contains personal information related to the accused Sukesh (i.e. name/detail of the family members, phone number, address, occupation, income etc.), hence, the same could not be shared as per provision of section 8 (1) (j) of the RTI Act 2005.

The representative of the PIO CJ-10 has also stated that UTP Sukesh has already denied to disclose his information to any one until there is a direction from the Hon'ble Court. They also stated that the copy of reply dated 26/02/2022 was also sent to the appellant through SCJ-2 on 02/03/2022.

From the facts available on file and oral submission made during the hearing, it is observed that the PIO CJ-10 has rightly denied to provide the information in view of section 8 (1) (g) and 8 (1) (h) of RTI Act.2008. Further, the PIO CJ-10 is directed to serve a copy of reply dated 26/02/2022 to the appellant immediately after receipt of this order. SCJ-2 is directed to ascertain the reasons for not delivering reply dated 26/02/2022, received by its jail, to the appellant.

Case is accordingly disposed off.

If applicant is not satisfied with this direction, he/she may file second appeal before the Hon'ble CIC, Baba Gang Nath Marg, Munirka, New Delhi-67.

(MUKESH PRASAD)
ADDL. INSPECTOR GENERAL OF PRISONS/
FIRST APPELLATE AUTHORITY

**Sh. Sunil Kumar, Ex. Supdt.
Presently lodged in Central Jail No-2,
Tihar, New Delhi-11064**

F10(3476489)/ID-Appeal General/CJ/Legal/2022/

Dated: 22/4/2022

Copy for necessary action/information:-

PIO CJ-10

PIO CJ-2