



Sh.Rakesh Kumar Gupta, Advocate  
 R/o 8/237, Jagraon Road,  
 Mandi Mullanpur, Distt. Ludhiana

Appellant

Versus

Public Information Officer,  
 O/o Senior Superintendent of Police(Rural),  
 Jagraon, District Ludhiana.

First Appellate Authority,  
 O/o Deputy Inspector General of Police,  
 Ludhiana Range, Near Old Courts  
 Ludhiana.

Respondents

**Appeal Case No.2596/2019, 2598/2019, 2599/2019 & 2600/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
06.07.2019/	Nil	11.07.2019	Nil	15.07.2019

**Present:** Sh. Rakesh Kumar Gupta, appellant.  
 SI Jarnail Singh, APIO, O/o SSP (Rural), Jagraon.  
 Sh. Rashni Kumar, Superintendent, O/o Addl. Chief Secy, Dept. of Home Affairs-  
**for Respondents**

**ORDER**

**The case has been heard through video conferencing.**

The appellant has filed the afore mentioned appeals to the Commission invoking the provisions of Section 7(1) of RTI Act under the clause of Life & Liberty, to provide him the information within 48 hours of filing the application. Having failed to procure response from the field formation, he has approached the Commission. As the information sought is the same, and the required action is to be initiated at the field level, these appeals shall be disposed with a single order.

It is pertinent to reproduce the information sought in these appeals:-

- Certified details of records of policy of Punjab Govt. and Punjab Police to provide security to RTI Activist, General person and Press Reporters against attack or death perception.
- Certified details of records of policy of Punjab Govt. and Punjab Police to provide security to RTI Activist, General person and press reporters fatally attacked and survived with perception of another attack.
- Certified details of records of policy of Punjab Govt. and Punjab Police to provide security to RTI Activist against harassment perception and actual perception.



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- iv) Certified record of consideration by the Police Department of advisory No.24012/39/Misc./2013-CSR.III, Govt. of India, Ministry of Home Affairs dt.14.06.2013.
- v) Certified record of police protection or any other type of protection given to the applicant who is a RTI Activist, Press Reporter and Advocate who was attacked on 1.6.2019 and a FIR No.90 against the accused U/S 307, 379B, 120B IPC was registered at P.S. Dakha and who is still facing death threat from the accused gang and their accomplices.
- vi) Since the information pertains to attack on RTI Activist and Journalists (complainant), the complainant is facing threat of life and liberty from the accused and the police itself, the same be provided within 48 hours from the receipt of this application as prescribed U/S 7(1) that states "where the information sought for concerns the life or liberty of a person, the same shall be provided within forty eight hours of the receipt of the request."
- vii) In case part of the information sought by the applicant pertains to some other PIO, the application be transferred to him U/s 6(3) of RTI Act, 2005.
- viii) Kindly provide an appointment to verify the original records pertaining to information sought after providing the information

The Commission has heard the appellant. SI Jarnail Singh, APIO is present. It transpires from the discussion that the appellant apprehends threat to his life as he was assaulted by some miscreants and ad suffered severe injuries and had remained hospitalized for 17 days. He submits that he has taken it upon himself to expose a land *Mafia* operating in the area. The *Mafia* is out to eliminate him.

The respondents admit that an FIR no.90 dated 01.06.2019 has been registered at Police Station, Dakha. The assailants have been identified and Police claims to apprehend them soon. The Commission having considered the aforesaid facts, believes that he is entitled to the information in 48 hours. The respondents have failed to provide him the information despite seriousness of the issue.

The Commission directs the respondent-PIO to provide him the information



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within 48 hours from today positively. He shall take immediate steps to assess the threat perception to appellant and take immediate appropriate action under intimation to the Commission.

The matter shall be heard on **05.08.2019 at 11.30 AM through Video Conferencing at Ludhiana.**

**02.08.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

**CC: PIO, O/o Additional Chief Secretary, Department of Home Affairs, PB, Punjab Civil Secretariat-1, Sector-1, Chandigarh.**

**CC: PIO, O/o Director General of Police, Police Headquarters, Sector-9, Chandigarh.**