ORDER

Shri Bharat Sharma, Appellant, filed an application dated 17.09.2009, seeking the following information under the RTI Act, 2005:-

1. I appeared in ‘A’ List Test held in the year 2007. On Intra DP the marks/number of my ACR’s were shown as three only. Is it correct or not ?

2. In the year 2008, I had again appeared in ‘A’ List Test, the marks/number of my ACR’s were shown as 4 ½ (Four and half only). Is it correct or not ?

    Record of Marks/number shown on Intra D.P. for the year 2007 and 2008 A list test are enclosed herewith.”

The RTI Application was transferred by PHQ, Delhi Police to the Dy. Commissioner of Police Traffic (HQ), who vide his letter dated 14.12.2009 replied to the Appellant as follows:-
“As already conveyed to you by APIO/Estt./PHQ vide letter dated 06.10.2009 endorsed vide their office endst. No.XXIV/ 29/ Spl./ ID376/ 2009/1428/RTI/ESTT./PHQ, dated 06.10.2009, the numbers on account of ACRS are calculated on the basis of ACR record i.e. grading etc. in the Infra DP by the concerned unit. However, the ACRs for the period from 01.04.2004 to 31.03.2005 and 24.11.2005 to 31.08.2006 have been sent to DCP/EOW (through Joint CP/Crime) for GEQD examination vide this office letter No.9902/SIP-T(D-II), dated 16.11.2009 and the result of the same is still awaited.”

The Addl.DCP (Traffic)/FAA vide his order dated 17.12.2009 upheld the reply of the CPIO, hence present appeal before the Commission.

During the hearing the Appellant submits that the marks awarded to him for his ACRs in the Intra DP for the year 2007 and 2008 have been communicated to him. He submits that, as per Rules, marks awarded to him in his ACR cannot increase by 1½ point. It can only increase by 1 point or by ½ point. Therefore, he should be told categorically whether the marks awarded to him are correct or not and also if correct/not correct, the marks of which year are correct/incorrect. The Respondent does not dispute the fact that the marks awarded for ACRs can only increase by ½ point or 1 point and not by 1-1/2 points. However, the Respondent submit that there is a suspicion regarding the recorded ACRs, as mentioned in the reply of the CPIO, and these have been sent to DCP/EOW for GEQD examination, result of which is still awaited.

The Appellant further submits that his apprehension is that he has in fact obtained 3 ½ points for his ACRs during the year 2007 and not 3 points, as shown. This would have made him eligible for promotion to the rank of Head Constable with the seniority of that batch, therefore, proper calculation of the ACR point for the year 2007 and 2008 may be done and communicated to him. The Respondent admits that it is the ACR which have been sent for GEQD examination and not the marks awarded to the Appellant on account of the ACRs.

After hearing the parties and on perusal of relevant document on file, the Commission finds that the Appellant only seeks to know which is the correct marks awarded to him by the Intra DP held in the year 2007 and 2008. Apparently there
has been some mistake in the marking. It is also noted that the Intra DP was held in the year 2007 and 2008 whereas the ACR has been sent for verification only on 16.11.2009 i.e. after the marks awarded for ACRs in the Intra DP held in the year 2007 and 2008. The Appellant has to be informed of the correctness of the points awarded to him in the Intra DP held in the year 2007 and 2008. Accordingly, the Commission directs the Respondent to provide the requisite information to the Appellant within 10 days of receipt of Commission’s order.

(Sushma Singh)
Information Commissioner
29.11.2010

Case No. CIC/SS/A/2010/000414.

Authenticated true copy:

(S.Padmanabha)
Under Secretary & Deputy Registrar

Copy to:

Bharat Sharma,
Belt No, 2464/DAP,
3rd Bn. DAP Vikas Puri,
New Delhi.
2. The C.P.I.O,
   Deputy Commissioner of Police/Traffic HQ,
   Sector-12, R.K. Puram,
   New Delhi – 110022.

3. The First Appellate Authority,
   Office of Joint Commissioner of Police/Traffic HQ,
   Sector-12, R.K. Puram,
   New Delhi – 110022.