

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Sh. Akash Verma,
S/o Sh. Ashok Kumar Verma
#80, New Officer Colony,
Stadium Road, Patiala

..Appellant

Vs

Public Information Officer,
O/o Director General of Police, Punjab
Sector-9, Chandigarh

Public Information Officer,
O/o Director Bureau of Investigation, Punjab,
Punjab Police Head Quarter,
Sector-9, Chandigarh

First Appellate Authority
O/o Director Bureau of Investigation, Punjab,
Punjab Police Head Quarter,
Sector-9, Chandigarh

..Respondent(s)

Appeal Case No. 2073 of 2020

ORDER:

This order may be read with reference to the previous order dated 05.12.2024 vide which the case was reserved to be pronounced.

2. The appellant sought the following information as per his RTI application:

“Subject: CCTNS Record Tampering, PS Tripuri Patiala in FIR 203/18, 234/18 u/s 353, 186 IPC Dated 15/09/2018. Comp No. 256/DGP Dated 11/10/2019.

Kindly supply certified records of following information:

- i) Detailed Enquiry Report & Action Taken Report.
- ii) Report of CCTNS HQ regarding online/offline & Record Tampering (CAS, Error logs etc.)
- iii) Reasons for operating CCTNS offline & Cert. copy of Permissions issued by competent Authority permitting the same.
- iv) Statements of Police officials involved in record tampering.
- v) List of CCTNS Nodal officers & District Incharge & date of their posting/transfer.

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- vi) Corrective Action/Recommendations taken/passed to avoid CCTNS Record Tampering.
- vii) Grounds for inaction if any.
- viii) Orders received & reports submitted to Central Govt./Governor/ National Crime Record Bureau, if any.”

3. During the hearing dated 29.10.2024, the appellant requested that the directions may be issued to the respondent PIO to supply the information pertaining Point No. 1 and 2 of the RTI application. The appellant has not pointed out any deficiency/objection with regard to the remaining points i.e. Point No. 3 to Point No. 8 of the RTI application. Also, during the said hearing appellant contended that 33 numbers of FIRs were lodged at Police Station, Tripuri, Patiala on a single day i.e. 15.09.2018. Also, the appellant alleged that the respondent willfully and intentionally changed the FIR no. 234 to FIR no. 203. In view of the submissions made by the appellant the directions were issued to the respondent PIO, O/o SSP, Patiala to remain present along with the original record related to FIR No. 204 to 233 of year 2018. As the appellant also alleged that in the CCTNS software the concerned employees uploaded the general complaints of people where as in the said software only record related to FIR have to be uploaded. The details of FIR lodged in Police Station, Tripuri from No. 204 to 234 of 2018 are as follows:

FIR No.	Date & Time	Acts	Sections	Parties
0204	20.09.2018 15:30 hrs	The Punjab Excise Act, 1914, 1 of 1914	61, 1,14	Sh. Jarnail Singh Vs. Sh. Ravinder Singh
0205	22.09.2018 11:20 hrs	IPC 1860	420, 120-B	Ms. Prem Kumari Vs. Sh. Mahesh Kumar, Ms. Sakantla, Sh. Inderjeet Singh
0206	23.09.2018 12:36 hrs	IPC 1860 Punjab Prevention of Human Smuggling Act, 2012	420 13	Sh. Baljeet Singh Vs. Sh. Kamalpreet Singh

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0207	23.09.2018 16:21 hrs	IPC 1860	420, 120-B	Sh. Rajeev Saini Vs. Sh. Jagroop Singh Sh. Rajeshwar Singh Ms. Beant Kaur
0208	24.09.2018 16:40 hrs	IPC 1860	420, 465, 468,471,120-B	Ms. Ranjeet Kaur Vs. Sh. Madan Lal, Ms. Seela Devi, Ms. Raj Rani Ms. Chinki
0209	26.09.2018 15:30 hrs	IPC 1860	346	Sh. Rajesh Kumar Vs. Unknown1
0210	26.09.2018 19:55 hrs	IPC 1860	498-A, 376, 34, 377	Ms. Lakhwinder Kaur Vs. Sh. Harman
0211	28.09.2018 17:29 hrs	The Punjab Gambling Act 1867	13A, 3, 67	ASI, Sh. Ram Karan 687 Vs. Sh. Hira Singh Sh. Inderpal Singh Sh. Harpreet Singh Sh. Sher Singh Sh. Gurpreet Singh Sh. Malkit Singh
0212	29.09.2018 09:57 hrs	IPC 1860	376, 354-C, 34	Ms. Neelu rani Vs. Sh. Jaswinder Singh Ms. Manpreet Kaur Ms. Kamalpreet Kaur
0213	30.09.2018 21:10 hrs	IPC 1860	324, 506	Sh. Asees Kumar Vs. Sh. Amrinder Singh
0214	07.10.2018 11:42 hrs	IPC 1860	457, 380	Sh. Prem Singh Vs. Sh. Jatinder Singh Sh. Palwinder Singh alias Sunny Sh. Manpreet Singh

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0215	08.10.2018 18:43 hrs	IPC 1860	324, 506	Sh. Balveer Singh Vs. Sh. Shubham
0216	09.10.2018 11:57 hrs	The Punjab Gambling Act 1867	13A, 3, 67	Sh. Jatinder Kumar Vs. Sh. Rakesh Kumar
0217	09.10.2018 17:20 hrs	The Punjab Excise Act, 1914, 1 of 1914	61, 01, 14	Sh. Raj Singh Vs. Sh. Sachin Kumar
0218	09.10.2018 22:11 hrs	The Punjab Excise Act, 1914, 1 of 1914	61, 1, 14	Sh. Balwinder Singh Vs. Ms. Surinder Kaur
0219	10.10.2018 16:07 hrs	IPC 1860	302	Sh. Harbhajan Singh Vs. Sh. Lakhwinder Singh
0220	11.10.2018 23:24 hrs	IPC 1860 ARMS ACT, 1959	307 25	Sh. Sukhwinder Singh Vs. Sh. Bhagwan Singh
0221	13.10.2018 11:28 hrs	IPC 1860 Information Technology Act, 2000	420 66	Sh. Pawan Kumar Vs. Sh. Amit Gupta
0222	14.10.2018 15:12 hrs	IPC 1860	302	Sh. Sukhjeet Singh Vs. Unknown1
0223	16.10.2018 22:52 hrs	IPC 1860	353, 186, 341, 147, 149	Sh. Amandeep Arora, Forest Guard Incharge, Patiala Vs. Sh. Naresh Kumar Sh. Jatinder Saah Sh. Jatinder Singh Sh. Sanjay Sh. Pardeep Kumar Sh. Lambu Sh. Amres Sh. Bhupinder Singh
0224	17.10.2018 13:35 hrs	IPC 1860	420, 120-B	Sh. Sanjeev Kumar Vs. Ms. Rajni Ms. Sajni

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0225	18.10.2018 15:55 hrs	IPC 1860	408, 420, 465, 467, 468, 471	Sh. Dalip Mishra & others Vs. Sh. Chamkaur Singh
0226	19.10.2018 09:57 hrs	IPC 1860	420, 465, 467, 468, 471, 120-B	Ms. Harbans Kaur Vs. Farji Female Ms. Harbans Kaur Farji Witness Sh. Suresh Real Witness Sh. Nachatar Singh Nambardar Farji Buyer Sh. Dinesh Kumar
0227	19.10.2018 16:00 hrs	IPC 1860	457, 380, 511	Sh. Shavinder Singh Vs. Unknown1
0228	21.10.2018 19:10 hrs	Narcotics Drugs and Psychotropic Substances Act, 1985	21	SI, Sh. Gurmel Singh Number 1868/Patiala Vs. Sh. Lakhveer Singh
0229	22.10.2018 13:45 hrs	IPC 1860	406, 420	Sh. Sudesh Kumar Vs. Sh. Mahmood Akram
0230	24.10.2018 10:27 hrs	The Punjab Excise Act, 1914, 1 of 1914	61, 1, 14	Sh. Ram Karan Vs. Sh. Kulwinder Singh
0231	29.10.2018 17:40 hrs	IPC 1860	379B	Ms. Mona Sharma Vs. Unknown1
0232	01.11.2018 21:06 hrs	The Punjab Gambling Act, 1867	13A, 3, 67	Sh. Charan Singh Vs. Sh. Arjan Kumar
0233	04.11.2018 21:35 hrs	The Punjab Excise Act, 1914, 1 of 1914	61, 1, 14	Sh. Jatinder Kumar Vs. Sh. Harpreet Singh
0234	05.11.2018 21:30 hrs	Narcotics Drugs and Psychotropic Substances Act, 1985	15, 61	Sh. Jasvir Singh Vs. Ms. Manjeet Kaur Sh. Jasvir Singh

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4. During the last hearing, 05.12.2024, the respondent brought the original record related to the FIR which was entered in the CCTNS software and after perusal, the same was returned to the respondent as the version made by the appellant that the officials uploaded the complaints instead of records related to FIR and all the FIRs were lodged at Police Station Tripuri, Patiala on a single day i.e. 15.09.2018 is not tenable as FIRs were lodged on different dates and under different Sections.

5. Also, it is a fact that the PIO, O/o the Bureau of Investigation, PIO, O/o TS Wing, PIO, O/o SHO, Tripuri, Patiala, PIO, O/o SSP, Patiala and the appellant were directed to make their final submissions within fifteen days. Only the written submissions have been received from the PIO, O/o TS Wing & PIO, O/o Bureau of Investigation and the appellant, which are taken on record. The written submissions made by the appellant are as follows:

- i) That CCTNS (Crime and Criminal tracking & Networking System) Is mandatory digitalization & software form of all police records & registers & since 2015 no hard copy records is valid before any court of Law since all the thana registers are updated online this software.
- ii) That the informations sought pertains to action taken against Director BOI by S/o to DGP Pb. Regarding FIR No. tampering.
- iii) That the H'Ble Court had impleaded the Technical dept in Subject case to file the reply but they submitted their misleading reply through a private lawyer, without any authority letter. That the said lawyer represented Tata Company who have developed CCTNS software.
- iv) The BOI is custodian of information pertaining to record tampering of CCTNS.
- v) That CCTNS when operated in offline mode (without internet) gives alert of tampering at any thana to O/o DBOI.
- vi) That in present case DBOI is suspect and the Inquiry Officer is S/o to DGP Pb., therefore report is in custody of s/o to DGP & the tampering log is in custody of BOI."

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6. Also, the respondent PIO, O/o TS Wing sent the written submissions and the relevant portion of the same is as follows:

“Please refer to the subject cited above, in this regard it is submitted that Information sought at the Point No. 1(i.e. detailed enquiry report and action taken report) of RTI application by appellant Akash Verma is not related to this office and regarding the Point No.2 (i.e. report of CCTNS HQ regarding online/offline and record tempering (CAS, error logs etc)) is that no such report is available with this office. Further it is informed that any request for any change/amendment in the FIR under CCTNS Project is not being dealt with this office directly, however in this regard the concerned district may write to IG/SCRB through proper channel as per order No. 35780-812/CCTNS-305 dated 30-08-2016. Attested copy of the order No. 35780-812/CCTNS-305 dated 30-08-2016 is enclosed herewith.”

7. Also, the PIO, O/o the Bureau of Investigation made the written submissions and the relevant portion of the same is as follows:

ਹਵਾਲਾ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ: 998/ਆਰ.ਟੀ.ਆਈ-ਬੀ.ਓ.ਆਈ ਮਿਤੀ 24.10.2024, ਪੱਤਰ ਨੰ: 1174/ਆਰ.ਟੀ.ਆਈ.-ਸੀ.ਸੀ. ਮਿਤੀ 04.12.2024, ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਦੇ ਹੁਕਮ ਨੰ:13717 ਮਿਤੀ 05.11.2024 ਅਤੇ ਜੁਬਾਨੀ ਹੁਕਮ ਮਿਤੀ 05.12.2024, ਵਿਸ਼ਾ ਉਕਤ ਦੇ ਸਬੰਧ ਵਿੱਚ |

2. ਇਸ ਕੇਸ ਵਿੱਚ ਸ਼੍ਰੀ ਅਕਾਸ਼ ਵਰਮਾ ਵਾਸੀ ਪਟਿਆਲਾ ਨੇ ਇਕ ਦਰਖਾਸਤ ਦਫਤਰ ਡੀ .ਜੀ.ਪੀ. ਪੰਜਾਬ ਵਿਖੇ ਦਿਤੀ ਸੀ, ਜੋ ਉਨ੍ਹਾਂ ਵਲੋਂ ਨੰਬਰ 256/ਜੀ.ਸੀ.-2, ਡੀ.ਜੀ.ਪੀ., ਮਿਤੀ 11.10.2019 ਰਾਹੀਂ ਇਸ ਦਫਤਰ (ਬੀ.ਓ.ਆਈ., ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ) ਨੂੰ ਭੇਜੀ ਸੀ, ਜੋ ਕਿ ਇਸ ਦਫਤਰ ਵਲੋਂ ਪੱਤਰ ਨੰ:ਏ-829/ਸੀ.ਸੀ. ਮਿਤੀ 23.10.2019 ਰਾਹੀਂ ਸੀਨੀਅਰ ਕਪਤਾਨ ਪੁਲਿਸ, ਪਟਿਆਲਾ ਨੂੰ ਆਪਣੇ ਪੱਧਰ ਤੇ ਕਾਰਵਾਈ ਕਰਨ ਲਈ ਭੇਜੀ ਸੀ |

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3. ਆਪ ਜੀ ਦੇ ਧਿਆਨ ਵਿੱਚ ਲਿਆਂਦਾ ਜਾਂਦਾ ਹੈ ਕਿ ਇਸ ਦਫਤਰ ਦਾ ਉਕਤ ਕੇਸ ਵਿੱਚ ਕੋਈ ਵੀ ਰੋਲ ਨਹੀਂ ਹੈ ਕਿਉਂਕਿ ਦਫਤਰ ਡੀ.ਜੀ.ਪੀ.ਪੰਜਾਬ ਵਲੋਂ ਸ਼੍ਰੀ ਅਕਾਸ਼ ਵਰਮਾ ਦੀ ਦਰਖਾਸਤ ਇਸ ਦਫਤਰ ਵਿਖੇ ਪ੍ਰਾਪਤ ਹੋਣ ਤੇ ਇਸ ਦਫਤਰ ਵਲੋਂ ਸਿਰਫ ਅਤੇ ਸਿਰਫ ਉਹ ਦਰਖਾਸਤ ਸੀਨੀਅਰ ਕਪਤਾਨ ਪੁਲਿਸ , ਪਟਿਆਲਾ ਨੂੰ ਆਪਣੇ ਪੱਧਰ ਤੇ ਕਾਰਵਾਈ ਹਿੱਤ ਹੀ ਭੇਜੀ ਗਈ ਸੀ | ਜਿਸ ਤੇ ਸੀਨੀਅਰ ਕਪਤਾਨ ਪੁਲਿਸ , ਪਟਿਆਲਾ ਵਲੋਂ ਪੜਤਾਲ ਕਰਨ ਉਪਰੰਤ ਮਾਮਲੇ ਦੀ ਰਿਪੋਰਟ ਵੀ ਸਿੱਧੇ ਤੌਰ ਤੇ ਡੀ .ਜੀ.ਪੀ. ਪੰਜਾਬ , ਚੰਡੀਗੜ੍ਹ ਜੀ ਦੇ ਦਫਤਰ ਨੂੰ ਹੀ ਭੇਜੀ ਸੀ |
4. ਇਸ ਲਈ ਆਪ ਜੀ ਨੂੰ ਬੇਨਤੀ ਹੈ ਕਿ ਦਫਤਰ ਬਿਊਰੋ ਆਫ ਇੰਨਵੈਸਟੀਗੇਸ਼ਨ ਪੰਜਾਬ ਚੰਡੀਗੜ੍ਹ ਨੂੰ ਇਸ ਕੇਸ ਵਿੱਚੋਂ ਬਾਹਰ ਕਢਦੇ ਹੋਏ ਸਬੰਧਤਾ ਨੂੰ ਸਿੱਧੇ ਤੌਰ ਤੇ ਪਾਰਟੀ ਬਣਾਇਆ ਜਾਵੇ ਜੀ |”

8. Keeping in view the submissions made by the PIO, O/o the Bureau of Investigation with regard to Point No. 1, mentioned in para 7 above, is accepted. Therefore, no further directions can be given to the respondent PIO, O/o Bureau of Investigation as the said office has filed the specific reply. With regard to Point No. 2, the respondent PIO, O/o TS Wing sent the written reply that no such report is available with the said office regarding online/offline and record tampering (CAS, error logs etc.)

9. Also, it is a fact that the respondent PIO, O/o TS wing informed that any request for change/amendment in the FIR under CCTNS Project is not being dealt with by the said office directly and to make any amendment in the said software, the respondent placed on record a copy of an order dated 30.08.2016 vide which the instructions were issued to make an amendment under the CCTNS Project, which are being followed. The relevant portion of the said instructions are as follows:

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- i) Any request for amendment in the FIR should be made only in extremely exceptional cases.
- ii) Such request should be sent to IGP/SCRB by the District SSP/Dy. Commissioner of Police/AIG, GRP/AIG, NRI/AIG, SSOC/AIG, State Crime/AIG, Cyber Crime under his own signature. It should not be signed by any other officer/official. Copies of such request should be endorsed to ADGP/IT & T, Zonal IsG/Range DisG/ Commissioners of Police/ IGP NRI/ADGP GRP/ ADGP INT/ Director Bol (as the case may be).
- iii) The request should state detailed reasons for seeking the amendment.
- iv) Such requests should be sent to IGP/SCRB within 2 (two) working days of the problem arising. IGP/SCRB will convey the decision on each request within 2 (two) working days to all concerned.
- v) Since the mistakes made while registering the FIRs are due to willful negligence or carelessness, the concerned SSP/DCP/AIG will initiate departmental action immediately against the official who made the wrong entries and mention this fact while sending the request for amendment. Final outcome of the departmental action will also be communicated in due course to IGP/SCRB with copy to ADGP/IT&T.

10. Since, the main contention of the appellant in seeking the information is that the FIR lodged against him was amended but the respondent replied that no such report is available with this office. As such the respondent PIO, O/o TS wing is directed to send a specific reply to the appellant that no amendment was made at the level of TS Wing and in case any amendment was carried out at the level of the TS Wing, then the information be supplied to the appellant within one month from the receipt of the order under intimation to the Commission.

11. Keeping in view the above, the Commission is of the view that no further action is required to be taken. Hence, the case is **disposed of & closed**. However, the appellant is at liberty to approach the Commission within two months in case he does not receive the response of the respondent for reconsideration of this case.

(Virinderjit Singh Billing)
State Information Commissioner
Punjab

(Inderpal Singh)
Chief Information Commissioner
Punjab

Date: 30.12.2024

G

CC:

- PS/SIC (VSB) for kind information.