



Sh Gian Chand Goyal,
New Market, Jaito,
Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o Assistant Food Supplies Officer,
Jaito.

First Appellate Authority,
O/o Director,
Food Civil Supplies & Consumer Affairs,
Sector-39-C, Chandigarh.

...Respondent

Appeal Case No. 1487 of 2022

PRESENT: Sh.Gian Chand Goyal as the Appellant
Sh.Nishan Singh, Sr.Assistant and Sh.Amandeep –AFSO for the
Respondent

ORDER:

The appellant, through an RTI application dated 24.12.2021 has sought the details of storage of wheat in Brahma Rice Mill Bajakhana in April 2021 in place of of Brar Rice Mills relating to village Ramoana centre – the distance between Brahma Rice Mill and Brar Rice Mill – area of Brahma Rice Mills machinery detail of Brahma Rice Mill - as enumerated in the RTI application from the office of Assistant Food Supply Officer, Jaito. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 28.01.2022, which did not decide on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot.

As per the respondent, the information has been provided to the appellant vide letter dated 09.06.2022.

As per the appellant, the information is incomplete.

Having gone through the RTI application, the reply of the PIO and hearing both the parties, the following is concluded:

- Point 1, 2, 3,7&8 - Provided/sufficiently replied
- Point-4 to 6 - The reply of the PIO that the information is 3rd party is not maintainable, and there is prima facie evidence that the PIO could be stonewalling the information. Also, there has been an enormous delay in attending to the RTI application. The Commission has taken a serious view of this and hereby directs the PIO to **show cause why penalty be not imposed on him under section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time. He/she should file an affidavit in this regard.** If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such person(s) of the show cause and direct them to appear before the Commission along with the written replies.

The PIO is again directed to provide information on points 4 to 6 immediately.

To come up for further hearing on **26.12.2022** at 11.00 AM through video conference facility available in the office of Deputy Commissioner, Faridkot.

Sd/-

(Khushwant Singh)
State Information Commissioner

Chandigarh
Dated: 04.10.2022