

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.
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Helpline No.0172-2864100(From 10.00 AM to 04.00 PM on working days)

Shri Naresh Kumar,
H NO- N.H 318, Neela Mahal,
P.O New Grain Market,
New Dana Mandi ,
Jalandhar.

.....Appellant

Versus

Public Information Officer
O/o Jalandhar Development Authority,
Jalandhar.

First Appellate Authority
O/o Jalandhar Development Authority,
Jalandhar.

....Respondents

AC No. 2010 of 2023

Present: i) Shri Naresh Kumar - Appellant – in person
ii) Shri Pawan Kumar, SDO-cum-PIO, Public Health O/o Jalandhar Development Authority, Jalandhar – in person

ORDER:

1. The RTI application is dated 16.12.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 30.01.2023 and the second appeal was filed in the Commission on 22.03.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The case has been heard today. As per appellant, he has not been provided any information so far.
3. As per PIO, since the information sought is third party information related to commercial confidence and the third party has not given its consent to disclose the information, it cannot be provided. Reply to this effect has been sent to the appellant vide letter dated 02.06.2023. The PIO also submits a copy of reply to the Bench which is taken on record.
4. Having gone through the RTI application and copy of reply received from the PIO, the Bench upholds the PIO's decision. The PIO is however directed to call the appellant to his office and allow him access to the official records. The appellant be permitted to examine the documents, however, no documents to be provided as documents sought may harm the competitive position of the third party.
5. The appellant is advised to contact Shri Pawan Kumar, SDO-cum-PIO O/o JDA Jalandhar - Mobile No. 8837787677 prior to visiting for inspection of records. The PIO is directed to ensure that official records related to RTI application of the appellant are presented for examination. The PIO and the appellant are also directed to come present in person before the Bench to attend the next hearing.
6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 24.07.2023 at 11.30 AM before the Bench in Commission's Office at Chandigarh.** Copies of the order be sent to the concerned parties.

Chandigarh
05.06.2023

Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner