

PUNJAB STATE INFORMATION COMMISSION

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

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Karnail Singh,
94 D, Guru Teg Nagar, Kharar,
Dist. SAS Nagar, Mohali.

Versus

Public Information Officer,
o/o Deputy Director Horticulture, Head Office,
SAS Nagar, Mohali.
First Appellate Authority,
Director, Horticulture,
Punjab, Chandigarh.

Appeal Case No. 4758 of 2022 (Video Conference Proceedings)

PRESENT:

Karnail Singh (Appellant) 75080-18890
Harmail Singh, PIO-cum-Deputy Director Horticulture (Respondent) 75080-18880

ORDER:

1. The RTI application is dated **31.5.2022** vide which the appellant has sought information **regarding options given by the retired officers in regard to 2.59 factor**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **1.7.2022** and Second Appeal was filed in the Commission on **11.10.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **13.12.2022**.

2. Both parties are present. The respondent PIO-cum-Deputy Director Horticulture, Sh. Harmail Singh, states that the information requested by the appellant was denied vide Letter No. 7490 Dated 24.6.2022 on the premise that this is part of the "Aham record."

3. The Commission notes that the respondent PIO's reply is a gross violation of the RTI Act, 2005. The PIO-cum-Deputy Director Horticulture, is herewith directed to submit a written, pointwise reply to this RTI application along with duly attested copy of the requested information of each point. For information on which he wishes to claim exemption from disclosure, the respondent PIO must cite the relevant provisions of the RTI Act, 2005, to do so. The above reply and information is to be submitted to the Commission before 19.12.2022. Failure to comply will qualify the PIO for a penalty as per the RTI Act, 2005.

4. **Next hearing on 19.12.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
13.12.2022