

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
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Shri Rajnish Bharara,
520, Preet Colony,
Zirakpur, Distt. Mohali.

.....Appellant

Versus

Public Information Officer

O/o Additional S.E,
PSPCL, Zirakpur,
District Mohali.

First Appellate Authority

O/o Chief Engineer, (DS),
South Zone, PSPCL, Patiala.

....Respondents

AC No. 4942 of 2022

Present: i) **Shri Rajnish Bharara, appellant in person.**
ii) **Shri Shaminder Singh Sidhu, SDO, Sub Division, PSPCL, Banur,
District Mohali, on behalf of the PIO/Respondent- in person.**

ORDER:

1. The RTI application is dated 23.06.2022 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 16.08.2022 and the second appeal was filed in the Commission on 19.10.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 26.12.2022. Accordingly, the case has been heard today. Shri Rajnish Bharara, appellant comes present to attend the hearing in person before the Bench.
3. Shri Shaminder Singh Sidhu, SDO Sub Division, Banur comes present in person before the Bench. He states that the information on Point No.1 has been supplied to the appellant vide letter dated 09.08.2022 by registered post and Point No.2 & 3 relate to Head Office of PSPCL, Patiala. On filing of First Appeal, information was again supplied vide letter dated 14.09.2022 stating that sanction to hire vehicles is obtained and it is on outsource basis. He further stated that the information has been supplied again vide letter dated 16.12.2022. The information supplied is true and correct and is as per official records and official procedures in vogue.

4. Shri Rajnish Bharara, appellant expresses dis-satisfaction and does not agree with the contention of the respondent and states that regarding the points relating to Head Office PSPCL, Patiala, the RTI application should have been transferred to Head Office, PSPCL, Patiala under Section 5(4) of RTI Act. The Bench is of the opinion that it is not an extension of PSPCL, Zirakpur and is a separate office in itself.

5. On the asking of the Bench, the respondent stated that the information as available in the official records has been supplied to the appellant.

6. The appellant presses for imposing penalty on the PIO. The Bench, post deliberations and examination of documents on file, is of the considered view that response at regular intervals has been given and imposition of penalty by the Bench without a show cause notice is not warranted.

7. Post deliberations, the PIO is directed to file an affidavit on e-stamp paper, within 21 (Twenty one) days, duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.4942/2022 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and copy of the same be sent to the Commission for record.

8. With the aforesaid discussions, **the instant appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
26.12.2022**

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