

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



FINAL ORDER REMAND BACK TO FAA

To,
First Appellate Authority,
o/o Additional Deputy Commissioner (UD),
Patiala.

Rajesh Kumar Sharma,
149, St.No.3, Jaspal Colony,
Nabha, Distt. Patiala.

Versus

Public Information Officer,
o/o EO, Municipal Council, Nabha,
Distt. Patiala.

Complaint Case No. 574 of 2022 (Video Conference Proceedings)

PRESENT:

Sudhir Sharma, Advocate (for the Complainant)
Gurinder Pal Singh, Sanitary Inspector (for the Respondent) 82888-10013

ORDER:

1. The complainant, **Rajesh Kumar**, filed this RTI application dated **14.6.2022** and sought information:

Stipulated Time of information : From 01-04-2017 To 30-09-2020

1. Kindly provide Total number of fogging machines purchased or used during Stipulated Time.
2. Kindly supply information of the total consumption of fuel in fogging machines.
3. Kindly supply detail of the expenditures on repair & maintenance of fogging machines and autos used for fogging.
4. Kindly supply information of mode of payments regarding point no. 3 along with certified copy of related documents.
5. Kindly supply certified copy specifications of fogging machine.
6. Kindly supply certified copies of log book and expenditure register.

from the PIO o/o **EO, MC, Nabha, Patiala**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **8.9.2022**. Notice was issued to the parties for first hearing in the Commission on **6.12.2022**.

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2. Both parties are present. This RTI application was submitted on 14.6.2022, following the respondent PIO raised a demand of Rs. 2,166.00 as the cost of copying the requested information, vide Letter No. 1984 Dated 13.7.2022. The appellant deposited said sum vide his letter dated 18.7.2022. However, despite that, the respondent did not provide any information. This is however, a Complaint Case and the only question with the Commission is whether there was any malafide intent in denial of the requested information. The appellant Sh. Rajesh Kumar, represented by his counsel Sh. Sudhir Sharma, states that his main objective is to obtain the information requested in the RTI application, as he has also stated in his complaint to the Commission.

3. In view of the above, this Case is remanded back to the First Appellate Authority-cum-Additional Deputy Commissioner (UD), Patiala, with a direction to hear both parties and issue an appropriate Order.

4. In case the complainant is not satisfied with the FAA's Order, he shall have the option to approach this Commission by filing a fresh Second Appeal. This Complaint is **Disposed of**.

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

Chandigarh
6.12.2022