



**Sh. Baljit Singh, (9592811848)**

VPO Sahri, Tehsil Morind,  
Distt Roopnagar.

.....Appellant/Complainant

**Versus**

**Public Information Officer**

O/o General Manager,  
Govt. Sugar Mills Ltd., Morinda.

.....Respondent

**Complaint Case No. 731 of 2022**

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Date of RTI Application	Date of Reply, if any of SPIO	Date of Appeal/Complaint filed in the Commission
29.06.2022	-	26.10.2022

Present: Complainant: Sh. Baljit Singh

Respondent: Sh. Sushil Kumar Sharma (Suptd.), 9779268345

**ORDER:**

1. The Complainant filed above mentioned complaint case in the Commission. Accordingly, the case is fixed for today.
2. Both the parties are present for hearing. Respondent, Sh. Sushil Kumar Sharma submitted that with reference to your Notice on the subject to provide the information under RTI act 2005. In this regard, it is humbly submitted that the Sugarfed, Punjab has filed CWP No. 13910 of 2014 and CWP No. 5085 of 2015 in the Hon'ble High Court of Punjab & Haryana. The Hon'ble Court issued order dated 21.07.2014 (Annexure-1) in CWP No 13910 of 2014 (O&M), which is reproduced as under:

"Notice of motion for 13.10.2014. Meanwhile, the direction qua supply of information contained in the impugned order shall remain stayed"

Further, the Hon'ble Court issued order dated 23.03.2015 (Annexure-2) in CWP No 5085 of 2015 (O&M), which is reproduced as under:-

"Notice of motion for 16.07.2015. To come up along with CWP No. 13910 of 2014. Interim order in the same terms"

The case is still pending in the Hon'ble High Court and the next date is fixed for 22.08.2023

It is further submitted that the Managing Director, Sugarfed, Punjab issued order vide endst. No. PSF:2014:SA-3:744-750 dated 23.05.2014 (Annexure-4) to the General Managers of all the working Cooperative Sugar Mills in the State of Punjab (being Ex- PIOs) vide which it was directed the "since the cooperative societies are not ispo-facto covered under the right information Act-2005, all order about appointment of PIOs, APIOs& Appellate Authority under RTI Act in respect of Sugarfed and Sugar Mills are hereby withdrawn."

He further added that a copy of the above mentioned reply was endorsed to the appellant Sh. Baljit Singh by registered post but it has been received back in mills with the remarks of postal authorities that "Addressee Moved"

3. Keeping in view the facts of the case it is transpired that since the matter is sub judice, the information sought under RTI Act-2005 is not supposed to be provided to the applicant . In the light of the aforementioned settled position of law, this Commission is of the considered opinion that the contention of the respondent is found reasonable and there appears no reason to interfere with the same. The appellant is at liberty to obtain necessary information from the Disciplinary Authority at the appropriate stage.

This case is accordingly disposed of.

**Chandigarh**  
**Dated: 10.04.2023**

**Sd/-**  
**(Maninder Singh Patti)**  
**State Information Commissioner, Pb.**