

## PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864113, Helpline No. 0172-2864100

Email: - [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



**Ms. Manjit Kaur (93572-71895)**

S/o Shri BalKrishan,

R/o Bhadson, Tehsil Nabha, District Patiala.

Complainant

Versus

**Public Information Officer**

O/o RayatBahra Group of Institute,

Patiala.

Respondent

**Complaint Case No.: 906 of 2020**  
**Through CISCO WEBEX**

**Present:**

Complainant: Absent

Respondent: Sh. Harinder Singh (9888993715)

**ORDER:**

1. This order may be read with reference to the previous order 01.03.2023 vide which complainant expressed his dissatisfaction on the supplied information and respondent, Ms. Kamal showed her inability to attend the meeting. Both the parties were called in the PSIC's office on the next date of hearing i.e. today (03.04.2023).
2. In today's hearing, respondent Sh. Harinder Singh states that whatever information was available in the official record had already been provided to the complainant. He adds that complainant was asked to fill the claim form to clear the rest of the matter but till today not filled by the complainant. He submits a letter no. 79 dated 12.01.2023 addressed to Sh. Baldev Chand, AGM(HR-cum-PIO), RGI, Railmajra signed by the director (PR & SW) dated 12.01.2023 with supporting documents (33 pages), which are seen and taken on record.
3. Complainant, Ms. Manjeet Kaur is absent without any intimation to the commission in spite of registered post order issued to him by the Commission, which leads to wastage of precious time and resources of the Commission.
4. After discussing with the respondent and examining the documents placed on record, the attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

**Complaint Case No.: 906 of 2020**  
**Through CISCO WEBEX**

5. Despite of being a complaint case, respondent PIO complied with orders of the Commission and supplied reply/information time and again but complainant has not reverted back regarding claim form to the respondent PIO as per email from respondent department ([bgoipta@gmail.com](mailto:bgoipta@gmail.com)) dated 22.06.2022 sent to the complainant ([manjeetbhadson@gmail.com](mailto:manjeetbhadson@gmail.com)) as per the case file. In that email department also mentioned that complainant was called on 03.06.2022 to solve grievances regarding pendency of dues and salaries and she was asked to fill the claim form in that meeting with supporting documents to solve the matter, which is not received. In that email department also mentioned to send the required documents immediately for further action. Copy of this email is received in the Commission via a reply vide letter no. RGI/PTA/22/284 dated 23.11.2022 addressed to the complainant, which is received vide diary no. 27495 dated 29.11.2022 in the Commission and taken on record.
6. Respondent PIO is advised to supply the employment letter issuing date (as demanded in RTI application and salary details (earlier supplied) again with clear attestation, within ten days after receipt of this order.
7. Complainant is advised to fill the claim form within ten days after receipt of this order, if she wants to clear her dues, if any, pending with the respondent department, failing which it will be presumed that she is not interested to clear her dues as per RTI application.
8. With aforesaid directions, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties

**Date: 03.04.2023**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**

**Note:** After the hearing was over, complainant, Ms. Manjeet Kaur appeared before the undersigned Bench at 11:45 A.M. and she is apprised with today's proceedings. She is not willing to fill the claim form at any cost and wording/comments used by her against the bench alleging, it is disgraceful to without a solid basis/document. It is clarified that the Commission is a constitutional body and this bench is bound by an oath of allegiance to the Constitution of India to discharge its duties without fear or favor.

The Commission is duty bound morally and ethically to take decisions without bias or ill-will against anyone.

The Commission considers it appropriate to underline here that no litigant should be allowed to browbeat or arm-twist an adjudicating body to seek a decision in his favor or to choose one of his choice.

Commission has taken serious notice for such false allegations against Commission/Commissioners, which is unbearable and the complainant has defamed the Commission by doing so. Complainant is strictly advised/prohibited to use such un-charitable, filthy and unbearable language for the Commission as well as for the Commissioners in future.

Decision stands same i.e. **disposed of & closed**.

**Date: 03.04.2023**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**