

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864115, Email: - [psic25@punjabmail.gov.in](mailto:psic25@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Helpline No. 0172-2864100



Sh. Rajinder Singh, # 71,  
Green Field Avenue, Majitha Road  
Amritsar

....Complainant

V/s

Public Information Officer,  
O/o Department of Finance, Punjab  
F.P.I. Branch, Punjab Civil Sectt-1,  
Sector 1, Chandigarh

...Respondents

**Complaint Case No.709 of 2022**

Present : (i) None is present on behalf of the complainant  
(ii) For the respondent : Sh. Rakeshwar Singh, Sr. Assistant

**ORDER**

This order may be read with reference to the previous order dated 21.12.2022 vide which the complainant was not present.

2. The complainant is absent today. He has sent his submissions via mail which is taken on record.

3. The respondent states that the information has been sent to the complainant

4. After hearing the respondent and going through the case file, it is observed that the complainant is absent for second consecutive hearing. The information has been sent to the complainant by the respondent. Moreover 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:-

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*(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).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. In the complaint cases, it is to be seen whether the intention of the respondent-PIO is clear or not. The respondent-PIO has given reply to the RTI application. Hence, the complaint case filed in the Commission is **disposed of and closed**. Copies of the order be sent to the parties.

Date :9<sup>th</sup> January, 2023

Sd/-  
**(Amrit Partap Singh Sekhon)**  
State Information Commissioner  
Punjab