

Rohit Sabarwal,  
Kundan Bhawan, 126,  
Model Gram, Ludhdiana (Punjab)

...Appellant

V/s.

Public Information Officer,  
O/o The Secretary,  
Regional Transport Authority,  
Ludhiana (Punjab)

First Appellate Authority,  
O/o The State Transport Commissioner, Pb,  
Sector 17, Chandigarh

...Respondents

### **Appeal Case No. 4564 of 2020**

Present : Ms. Sukhjinder Kaur, Advocate, on behalf of the appellant.  
i) Sh. Munish Kumar, Section Officer-cum-PIO, in person ;  
ii) Sh. Amardeep Singh, Clerk, for the respondent.

#### **ORDER**

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 12.09.2019. First appeal is dated 17.10.2019. Second appeal has been received in the Commission on 09.12.2019.

This case was earlier fixed for hearing on 03.03.2020 and Ms. Sukhjinder Kaur, Advocate (representative of the appellant) stated that incomplete information was supplied by the respondent PIO. Sh. Kesar Pal Singh, PIO and Sh. Amardeep Singh, Clerk, appeared for the respondent.. Accordingly, respondent PIO was directed to send the remaining information to the appellant through registered post or file a proper reply in an affidavit and the case was adjourned for 11.05.2020 (was postponed) and fixed for 25.08.2020.

On the last date of hearing, held on 25.08.2020, last opportunity was given to the respondent PIO to supply the requisite information to the appellant through registered post and the appellant was advised to point out deficiencies in the information, which would be supplied, with a copy to the Commission.

In today's hearing Ms. Sukhjinder Kaur, Advocate, appeared on behalf of the appellant, Sh. Rohit Sabarwal, who appeared in person in today's hearing, states that correct information has not been supplied to the appellant.

In today's hearing, Sh. Munish Kumar, Section Officer-cum-PIO, who appeared in person with Sh. Amardeep Singh, Clerk, states that in response to the RTI request, available information as per official record has already been supplied to the appellant and a detailed reply has also been sent to the Commission, through which each and every query, raised by the appellant through RTI request, has been cleared.

After examining the documents placed on record, it is found that the respondent PIO through a reply signed by Public Information Officer-cum-Secretary, Regional Transport

Authority, Ludhiana, which has been received in the Commission through an e-mail, has intimated the Commission that the requisite information has already been supplied to the appellant, time and again. It, alongwith annexure, is taken on record.

Through that reply, it has also been submitted that the software/local server for the disposal of traffic challans, which contained the information regarding the disposal/pendency of traffic challans, was earlier installed in the 'Suwidha Centre' Ludhiana and the same was being handled by their employees. Since the said software/local server got corrupt, therefore, the information regarding disposal/pendency of traffic challans, sought by the appellant can not be retrieved and the matter was taken up with the learned Deputy Commissioner, Ludhiana regarding the data of challans for the period from 01.01.2009 to 30.06.2016, but the Addl. Deputy Commissioner(General), Ludhiana vide letter dated 24.01.2018 has intimated that the said local server is not functional, therefore, the data of challans can not be made available. The matter was also taken up with NIC staff at Ludhiana, who also reported that the local server containing the above-said information is out of order and according to them efforts were made to make it functional but it could not be restored due to technical snag and therefore, demanded information could not be supplied. Moreover, the matter has since been taken up with office of State Transport Commissioner, Punjab for sanction to get local server repaired. As soon as the local server in question becomes functional to generate information in the software, the requisite information regarding disposal/pendency of traffic challans shall be retrieved, would be supplied to the appellant on his satisfaction immediately thereafter.

After hearing the parties concerned and examining the documents placed on record, it emerges that available information as per official record has already been supplied to the appellant and a detailed reply has also been given, through which each and every query, raised by the appellant through RTI request, has been replied.

Nevertheless, an opportunity is given to the appellant to visit the office of the respondent to inspect the relevant case-file on 03.09.20 at 03:00 P. M. to collect the information.

Sh. Munish Kumar, Section Officer-cum-PIO, would remain present during the inspection of the relevant case-file.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record positively with a copy to the Commission.

With this, the case is **disposed of and closed** with the directions to the respondent PIO concerned to comply with the above-mentioned order under intimation to the Commission.

Copies of the orders be sent to the parties.

**Date :2<sup>nd</sup> September, 2020**

**(Sanjiv Garg)**  
**State Information Commissioner**  
**Punjab**