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Sh. Tejinder Singh (9041004313) Village Bolapur, Jhabewal,

Village Bolapur, Jhabewal, PO-Ramgarh, Chandigarh Road District Ludhiana

Versus

Appellant/Complainant

Public Information Officer O/o Commissioner of Police,

Ludhiana

First Appellate Authority O/o Commissioner of Police, Ludhiana

Appeal Case No.: 1517 of 2020 Heard through CISCO WEBEX

Respondent

Present: Nobody on behalf of the appellant. For the respondent: ASI, Ramesh Kumar (9915603000)

<u>ORDER</u>

1. This order may be read with reference to the previous order dated 23.09.2020 vide which respondent PIO was directed to provide the copy of action taken report as enumerated in RTI application under the intimation to the Commission. Matter was adjourned for further hearing on 02.12.2020 i.e. today.

2. In today's hearing, respondent, ASI, Ramesh Kumar states that requisite information has already been supplied to the appellant to his satisfaction. He added that he has sent an email in this regard to the Commission along with acknowledgement signed by the appellant.

3. Appellant, Sh. Tejinder Singh is not present for today's hearing.

4. After hearing the respondent and examining the documents placed on record, it is observed that an email dated 01.12.2020 has been received from the respondent comprising a copy of letter no. 690 dated 18.11.2020 along with remarks of the appellant stating that " Today I have received complete information which is pending now. I am satisfied with the provided information, case may be disposed of. I will not object". This mail is taken on record.

5. As the appellant is satisfied with the supplied information as per the following RTI application filed by him:

1) ਇਹ ਕਿ ਪੁਲਿਸ ਕਮਿਸ਼ਨਰ ਲੁਧਿਆਣਾ ਵੱਲੋਂ ਮਿੱਤੀ: 11-3-2019 ਨੂੰ ਇਕ ਹੁਕਮ ਨੰ: 1660-64/ਪੀ.ਏ ਰਾਹੀਂ ਸ੍ਰੀ ਭੁਪਿੰਦਰ ਸਿੰਘ ਬੈਲਟ ਨੰ: 2713/ਲੁਧਿਆਣਾ ਏ.ਐਸ.ਆਈ ਇੰਚਾਰਜ, ਐਚ.ਆਰ.ਸੀ ਦੀ ਖਿਲਾਫ ਵਿਭਾਗੀ ਪੜਤਾਲ ਲਈ ਸ੍ਰੀ ਸੁਰਿੰਦਰ ਲਾਂਬਾ ਆਈ.ਪੀ.ਐਸ ਵਧੀਕ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਪੁਲਿਸ-ਸਪੈਸ਼ਲ ਬ੍ਰਾਂਚ, ਲੁਧਿਆਣਾ ਨੂੰ ਸੋਂਪੀ ਸੀ, ਇਹ ਜਾਂਚ ਡਿਊਟੀ ਵਿਚ ਲਾਪਰਵਾਹੀ ਵਰਤਣ ਸਬੰਧੀ ਦਿੱਤੀ ਸੀ, ਦੱਸਿਆ ਜਾਵੇ ਇਸ ਬਾਬਤ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਦੀ ਕੰਪਲੀਟ ਫਾਇਲ ਦੀ ਫੋਟੋ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

2) ਸਹਾਇਕ ਪੁਲਿਸ ਕਮਿਸ਼ਨਰ (ਪੂਰਬੀ) ਲੁਧਿਆਣਾ ਨੇ ਮਿੱਤੀ: 23-7-2018 ਨੂੰ ਮਾਨਯੋਗ ਪੰਜਾਬ ਰਾਜ ਮਨੁੱਖੀ ਅਧਿਕਾਰ ਕਮਿਸ਼ਨ ਵਿਚ ਆਪਣੇ ਪੱਤਰ ਨੰ: 178-5ਏ ਰਾਹੀਂ ਦੱਸਿਆ ਸੀ ਕਿ ਸ:ਬ: ਜਸਵੀਰ ਸਿੰਘ ਨੰ: 632/ਜੀਐਸਪੀ ਖਿਲਾਫ 177-5ਏ ਅਧੀਨ ਥਾਣਾ ਡਵੀਜਨ ਨੰ:7 ਮਿੱਤੀ: 19-7-2018 ਕਾਰਵਾਈ ਕਰਕੇ ਪੁਲਿਸ ਕਮਿਸ਼ਨਰ, ਲੁਧਿਆਣਾ ਨੂੰ ਭੇਜੀ ਗਈ ਹੈ। ਇਸ ਦੀ ਵੀ ਕੰਪਲੀਟ ਫਾਇਲ ਦੀ ਫੋਟੋ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ। Therefore, no further cause of action is required in this case. Hence, the instant appeal case is

disposed of & closed.

6. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh Dated: 02.12.2020

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Sh. George Subh, S/o Shri Rustam Masih, R/o Begowal, Ward No 12, Tehsil Bholath, Distt Kapurthala-144621,

Versus

Public Information Officer O/o Commissioner of Police,

Amritsar.

First Appellate Authority O/o Commissioner of Police, Amritsar.

Appeal Case No.: 1664 of 2020 Heard through CISCO WEBEX

Sh. George Subh, appellant in person.

For the respondent: Sub-Inspector, Swaran Singh (9779303800)

<u>ORDER</u>

Present:

1. This order may be read with reference to the previous order dated 23.09.2020 vide which respondent PIO was directed to provide the copy of action taken report as enumerated in RTI application under the intimation to the Commission. Matter was adjourned for further hearing on 02.12.2020 i.e. today.

2. In today's hearing, appellant, Sh. Geroge Subh states that requisite information is still pending from the respondent PIO. He demanded the folliwng information through RTI application dated 14.10.2019:

<u>ਇਹ ਕਿ ਆਪ ਜੀ ਦੇ ਅਧੀਨ ਕਿਹੜੇ ਮੁਲਾਜਮ ਜਾ ਅਧਿਕਾਰੀ ਆਪਣੇ ਨਾਮ ਨਾਲ ਮਸੀਹ (Masih) ਲਿਖਦੇ ਜਾ ਫਿਰ</u>

<u>ਆਪਣੇ ਪਿਤਾ ਜੀ ਦੇ ਨਾਮ ਨਾਲ ਮਸੀਹ (Masih) ਲਿਖਿਆ ਹੋਵੇ ਤੇ ਅਨੁਸੂਚਿਤ ਜਾਤੀ (S.C.) ਦਾ ਲਾਭ ਲੈ ਰਹੇ ਹਨ ਓਹਨਾ ਦਾ</u>

<u>ਵਿਸਤਾਰ ਪੂਰਵਕ ਵੇਰਵਾ ਲੋੜੀਂਦਾ ਹੈਂ ਅਤੇ ਨਾਲ ਹੀ ਓਹਨਾ ਦੇ ਸਰਟੀਫਿਕੇਟਾਂ ਦੀਆ ਤਸਦੀਕ ਸ਼ੁਦਾ ਨਕਲਾ ਵੀ ਲੋੜੀਂਦੀਆਂ ਹਨ |</u>

3. On this, respondent Sh. Swaran Singh states that requisite information is not compiled at one place and is personal information, accordingly it could not be supplied to the appellant and same has already been intimated to the appellant. He added that reply has also been sent to the Commission through an email dated 29.09.2020.

4. After hearing both the parties and examining the documents placed on record, reply of the respondent was received via an email dated 29.09.2020 by the undersigned bench comprising a letter no. 3335/RTI dated 26.09.2020, which is satisfactory. Representative of the respondents states that Hon'ble Supreme Court of India has time and again said that the information envisaged under the RTI Act is that which is available in the records of a public authority. No public authority is supposed to create, collate or generate information under the RTI Act on the asking of the information-seeker.

Appellant



Respondent

be sent to the parties.

5.

Chandigarh Dated: 02.12.2020

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Ms. Surinder Kaur Village Khernian, PO Musakabad, District Ludhiana-141114

Versus

Public Information Officer O/o Police Station Samrala, **District Ludhiana**

First Appellate Authority O/o Police Station Samrala, **District Ludhiana**

Appeal Case No.: 777 of 2020 Heard through CISCO WEBEX

Present: Sh. N.S. Sidhu on behalf of the appellant. For the respondent: ASI, Baljinder Singh (7009055310)

<u>ORDER</u>

1 This order may be read with reference to the previous order dated 29.09.2020 vide which respondent PIO was directed to supply the point-wise reply in writing to the appellant as per five (05) points of the RTI application before the next date of hearing with a copy to the Commission. Matter was adjourned for further hearing on 02.12.2020 i.e. today.

2. In today's hearing, representative of the appellant, Sh. N.S. Sidhu states that supplied information is unattested and information relates with SHO is still pending.

3. On this, respondent, ASI, Baljinder Singh states that no action (ਕਾਰਵਾਈ) had been

taken place related with SHO and reply relates with ASI has already been supplied to the appellant. He added that information was supplied after collecting it from the SDM Office. He

assures that he will supply the attested copy of the supplied information today itself by 02:00 P.M.

4. After hearing both the parties and examining the documents placed on record, it is observed that sufficient information has already been supplied to the appellant as per RTI application. Therefore no further cause of action in this case except to attest the supplied information. Respondent, ASI, Baljinder Singh is directed to attest the supplied information under the intimation to the Commission. On the assurance of the respondent, no further cause of action is required in this case. Hence, the instant appeal case is disposed of & closed.

Respondent

Appellant

1/2



5. Both the parties are advised to intimate the Commission today regarding the appellant

received the attested copy of the supplied information or not.

6. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh Dated: 02.12.2020

(Dr. Pawan Kumar Singla) State Information Commissioner

Note: After the hearing was over, respondent, ASI, Baljinder Singh intimated the Commission through telephonic that attested copy has been supplied to the representative of the appellant, Sh. N.S. Sidhu.

Chandigarh Dated: 02.12.2020

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Sh. Arun Garg (7888459837)

S/o Sh. Sham Lal House No. 40-41, Central Town, Village Dad, PO-Lalton Kalan, District Ludhiana-142022

Versus

Public Information Officer/APIO O/o DCP, Ludhiana.

First Appellate Authority

O/o Commissioner of Police,Ludhiana

Appeal Case No.: 802 of 2020 Heard through CISCO WEBEX

Present: Nobody on behalf of the appellant.

For the respondent: Sh. Lakhvir Singh (Building Inspector) (9914780020)

ORDER

1. This order may be read with reference to the previous order dated 29.09.2020 vide which respondent, ASI, Ramesh Kumar was directed to supply the reply/information relates with pending information in connection with point no. 1, 2 and 3 before the next date of hearing positively.

In today's hearing, respondent, ASI, Ramesh Kumar states that reply relates with point 2.

no. 1, 2 and 3 was sent to the appellant through registered post on 26.11.2020. he added that a

copy of the same is sent to the Commission through an email dated 01.12.2020 stating as

follows:

ਉਪਰੋਕਤ ਵਿਸ਼ਾ/ਹਵਾਲਾ ਅਧੀਨ ਦੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਮਾਨਯੋਗ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨ ਜੀ ਵੱਲੋਂ ਤਾਰੀਕ ਪੇਸ਼ੀ 29-09-2020 ਨੂੰ ਕੀਤੇ ਹੁਕਮਾ ਦੀ ਪਾਲਣਾ ਕਰਦੇ ਹੋਏ ਆਪ ਵੱਲੋਂ ਮੰਗ ਪੱਤਰ ਮਿਤੀ 01-04-2019 ਵਿੱਚ ਪੁਆਇੰਟ ਨੰਬਰ 1,2 ਅਤੇ 3 ਵਿੱਚ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਇੰਚਾਰਜ, ਪੁਲਿਸ ਕੰਟਰੋਲ ਰੂਮ ਲੁਧਿਆਣਾ ਪਾਸੋ ਸੂਚਨਾ ਹਾਸਲ ਕੀਤੀ ਗਈ, ਜਿਹਨਾ ਦੀ ਰਿਪੋਰਟ ਮੁਤਾਬਕ ਅਪੀਲ ਕਰਤਾ ਵੱਲੋਂ ਮੋਬਾਇਲ ਨੰਬਰ 78884-59837 ਤੋਂ ਪੀ.ਸੀ.ਆਰ ਨੰਬਰ 78370-18555 ਪਰ ਮਿਤੀ 14-12-2017 ਸਮਾ 11.19ਪੀ.ਐਮ(47ਸੈਕਿੰਡ). ਸਮਾ 11.42ਪੀ.ਐਮ(3m 9s) ਅਤੇ ਸਮਾ 11.47ਪੀ.ਐਮ(1m 49s) ਪਰ ਕੀਤੀ ਕਾਲ ਸਬੰਧੀ ਸੁਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਹੈ, ਜੋ ਇਸ ਸਮੇ ਪਰ ਕਾਲਾ ਪ੍ਰਾਪਤ ਨਹੀ ਹੋਈਆ। ਉਕਤ ਮੋਬਾਇਲ ਨੰਬਰ ਤੋ ਮਿਤੀ 14-12-2017 ਨੂੰ ਸਮਾ 11.44ਪੀ.ਐਮ ਅਤੇ 11.54ਪੀ.ਐਮ ਪਰ ਕਾਲਾ ਪ੍ਰਾਪਤ ਹੋਈਆ ਹਨ।ਮੋਬਾਇਲ ਨੰਬਰ 78884-59837 ਤੋਂ ਪੀ.ਸੀ.ਆਰ ਨੰਬਰ 78370-18555 ਪਰ ਮਿਤੀ 14-12-2017 ਨੂੰ ਸਮਾ 11.44ਪੀ.ਐਮ ਅਤੇ 11.54ਪੀ.ਐਮ ਪਰ ਪਰ ਮੋਸੂਲ ਹੋਈ ਕਾਲਾ ਸਬੰਧੀ ਇੰਚਾਰਜ ਕੰਟਰੋਲ ਰੂਮ ਲੁਧਿਆਣਾ ਪਾਸੋ ਪ੍ਰਾਪਤ ਹੋਈ ਜਾਣਕਾਰੀ ਦੇ ਕੁਲ 3 ਪੇਜ ਨੱਥੀ ਕਰਕੇ ਭੇਜੀ ਜਾਦੀ ਹੈ।

ਇੰਚਾਰਜ ਕੰਟਰੋਲ ਰੂਮ ਲੁਧਿਆਣਾ ਵੱਲੋਂ ਲੜੀ ਨੰਬਰ 03 ਵਿੱਚ ਪੀ.ਸੀ.ਆਰ ਕਰਮਚਾਰੀਆ ਦਾ ਨਾਮ ਅਤੇ ਨੰਬਰ ਦਫਤਰ ਪੀ.ਸੀ.ਆਰ ਤੋਂ ਹਾਸਲ ਕੀਤੇ ਜਾਣ ਬਾਰੇ ਲਿਖਿਆ ਗਿਆ ਹੈ, ਜਿਸ ਸਬੰਧੀ ਦਫਤਰ ਪੀ.ਸੀ.ਆਰ ਲੁਧਿਆਣਾ ਪਾਸੋ ਮਿਤੀ 14-12-2017 ਨੂੰ ਸਮਾ 11.44ਪੀ.ਐਮ ਅਤੇ 11.54ਪੀ.ਐਮ ਪਰ ਕੀਤੀਆ ਕਾਲਾ ਦੇ ਸਬੰਧ ਪਰ ਮੋਕੇ ਪਰ ਗਏ ਪੀ.ਸੀ.ਆਰ ਕਰਮਚਾਰੀਆ ਦਾ ਨਾਮ ਨੰਬਰ ਬਾਰੇ ਪਤਾ ਕੀਤਾ ਗਿਆ, ਜਿਹਨਾ ਨੇ ਦੱਸਿਆ ਕਿ ਹੋਲਦਾਰ ਮਨਮੋਹਨ ਸਿੰਘ -ਨੰਬਰ 657/ ਲੁਧਿ ਅਤੇ ਕਾਸਟੇਬਲ ਸੁਖਪ੍ਰੀਤ ਸਿੰਘ ਨੰਬਰ 708/IRB-2 ਜੋ ਪੀ.ਆਰ.ਆਰ ਪਰ ਤਾਇਨਾਤ ਸਨੁ।

3. Appellant, Sh. Arun Garg is not present for today's hearing but two emails dated 16.11.2020 and 26.11.2020 through which he alleges the undersigned bench on baseless allegations. He also mentioned that he does not wish to join the hearing to represent this case. He further added that information only relates with point no. 4 has been received. Both emails are taken on record.



Appellant

Respondent

Appeal Case No.: 802 of 2020 Heard through CISCO WEBEX

4. After hearing the respondent and examining the documents placed on record, it is observed that detailed discussion was done on the previous hearing held on 29.09.2020 regarding the requisite information and supplied information. It was observed that reply/information relates with point no. 1, 2 and 3 was pending only. In today's hearing, ASI, Ramesh Kumar also explained to the best possible extent regarding reply relates with point no. 1, 2 and 3 of the RTI application, is found satisfactory.

5. Regarding the wording written by the appellant in an email dated 16.11.2020 and 26.11.2020, in relation to the Commission/Commissioners, it is clarified that the Commission is a constitutional body. It is disgraceful to write without a solid basis/document. The Commission is duty bound morally and ethically to take decisions without bias.

6. In view of the foregoing, no further cause of action is required. Therefore, the instant appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh Dated: 02.12.2020

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Sh. Darshan Singh Dhaliwal (9463101101) #1732/6, Mohalla Sujanpuria, Jagraon, Ludhiana

Versus

Public Information Officer O/o SSP, Ludhiana (Rural), Ludhiana

First Appellate Authority O/o IGP, Ludhiana Range, Ludhiana

Appeal Case No.: 814 of 2020 Heard through CISCO WEBEX

Present: Sh. Darshan Singh Dhaliwal, appellant in person. For the respondent: ASI, Avtar Singh (9914317655)

<u>ORDER</u>

1. This order may be read with reference to the previous order dated 29.09.2020 vide which a last and final opportunity was given to the respondent, ASI, Rajinder Singh who was misleading the bench by giving different statements. Respondent PIO, Sh. Hira Singh was directed to supply the point-wise information to the appellant before the next date of hearing, failing to which punitive action as per RTI Act, 2005 will be initiated against him. A copy of previous order was sent to him by name through registered post for his ready reference. Matter was adjourned for further hearing on 02.12.2020 i.e. today.

2. In today's hearing, appellant, Sh. Sh. Darshan Singh Dhaliwal states that he has received the requisite information and requested to close this case.

3. Respondent, ASI, Avtar Singh is present for today's hearing.

4. After hearing the appellant and documents placed on record, it is observed that appellant is satisfied with the supplied information as per the following RTI application filed by him dated 16.08.2019:

1) ਐੱਸ ਐੱਸ ਪੀ ਪੁਲਿਸ ਜਿਲਾ ਬਰਨਾਲਾ ਵੱਲੋ ਐੱਸ ਐੱਸ ਪੀ ਜਗਰਾਓਂ ਨੂੰ ਲਿਖੇ ਪੱਤਰ ਨੰਬਰ 934-A ਦੀ ਨਕਲਾਂ |

- 2) ਖ਼ਬਰ ਨਾਲ ਸੰਬੰਧਤ ਦੋਸ਼ੀਆਂ ਖ਼ਿਲਾਫ ਦਰਜ FIR ਦੀ ਨਕਲ ਅਤੇ ਕੇਸ ਦੀ ਨਕਲ |
- 3) ਖ਼ਬਰ ਨਾਲ ਸੰਬੰਧਤ ਸਾਰਾ ਪੁਲਿਸ ਰਿਕਾਰਡ Inspect ਕਰਾਇਆ ਜਾਵੇ ਅਤੇ ਲੋੜੀਂਦਾ ਰਿਕਾਰਡ ਦਿਤਾ ਜਾਵੇ |

Therefore, no further cause of action is required in this case. Hence, the instant appeal case is **disposed of & closed.**

5. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh Dated: 02.12.2020 (Dr. Pawan Kumar Singla) State Information Commissioner



Respondent

Appellant

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Sh. Ajaib Singh (9257304444) House No. HJ 343, Housing Board Colony, BRS Nagar, Ludhiana-141012

Versus

Appellant

Respondent

THE PUNJab

up the Information

Public Information Officer O/o Commissioner of Police, Ludhiana.

First Appellate Authority O/o Commissioner of Police, Ludhiana

Appeal Case No.: 1107 of 2020 Heard through CISCO WEBEX

Present:

Sh. Tejbir Singh on behalf of the appellant. For the respondent: ASI, Ramesh Kumar (9915603000).

<u>ORDER</u>

1. This order may be read with reference to the previous order dated 29.09.2020 vide which a last and final opportunity was given to the appellant to comply with the order of the Commission dated 19.08.2020 regarding inspection along with directions to represent this case in person on the next date of hearing positively, failing to which case will be decided on merit basis. A copy of previous order was sent to him through registered post for his ready reference. Matter was adjourned for further hearing on 02.12.2020 i.e. today.

2. In today's hearing, representative of the appellant, Sh. Tejbir Singh states that he has visited the respondent's office and met the Commissioner of Police. He added that he came to know matter is under investigation so it could not be supplied. He further added that information relates with point no. 11 is required.

3. On this, respondent, ASI, Ramesh Kumar states that darkshat is pending before the Commissioner of Police. Accordingly requisite information could not be supplied to the appellant. He added that no rules are available in the official record as demanded by the appellant in point no. 11.

4. After hearing both the parties and examining the documents placed on record. Respondent, ASI, Ramesh Kumar is directed to supply the reply in writing/undertaking to the appellant in connection with point no. 11 with a copy to the Commission. It is also observed that appellant demanded the following information in his RTI application dated 21.10.2019:

[1] Certified copy of note sheet indicating notings by various officials and decision of competent authority on my complaint/grievance dated 22-12-2018 regarding 1481954.

[2] Certified copy of investigation report or feedback obtained with respect to the grievances raised in my complaint 1481954 dated 22-12-2018.

[3] Certified copy of letter, directions and/or instructions issued to concerned authority./ subordinate office as a follow up action based on my complaint dated 22-12-2018

[4] Copy of Name of the officials who were assigned the case date to date wise and copy of their progress report in this complaint.

[5] Copy of rule which state medical must be done in case of Fight Assault incident reported in complaint.

[5A] Copy of Breath Analyzer Report or Blood Sample Test Report indicating the level of Alcohol intake contents of culprits against complaint which was registered.

[6] Copy of Charge Framed and copy of challan of Motor Cycle without Front and Rear number plate which was impound on 28-11-2018 by Sarabha Nagar Police Station.

[7] Copy of Original Chassis Number traced by officials and Copy Of RC which they submitted for the purpose to release of motor cycle. Copy of the document on whose name bike was released with their name.

Copy of Document which assigns power to the Twitter handler of DGP i.e @gppunjabpolice and of @Ludhiana_police for blocking the general public instead of replying to queries asked.

[9] Copy of the document which assigns the authority and power for Initiating action on complaints received via Twitter with the copy of Timeframe instructed for executing and Copy of Instructions for setting of priority for dealing or delaying in reports/actions on complaints received through twitter.

[10] Copy of action taken against the Officials who failed to act on the complaint number 1481954 with Copy of their statements in delaying the process or for leaving the case without any action.

[11] Certified copy of your rules or citizens charter or any other document stipulating the time frame in number of days by which such a complaint/matter should have been dealt with and resolved by your public authority.

It is also transpired that when investigations are in progress, documents cannot be

disclosed as per Section 8(1) (g) and 8(1) (h) of the RTI Act 2005. The replies of respondent are

upheld. On the assurance of the respondent that he will supply the reply to the appellant relates with

point no. 11 as per para 4 of this order. Therefore, no cause of action is required. Hence, this instant

appeal case is disposed of & closed accordingly at Commission's end.

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6. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh Dated: 02.12.2020