

PUNJAB STATE INFORMATION COMMISSION

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

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

.....Appellant.

Versus

Public Information Officer

O/o Deputy Commissioner of Police,
Amritsar.

First Appellate Authority:

O/o Commissioner of Police,
Amritsar.

.....Respondent

Appeal Case No. 2215 of 2020

Present:- Shri George Subh, appellant is present.
None present on behalf of the SPIO, O/o Deputy Commissioner of Police,
Amritsar.

O R D E R

Shri George Subh, appellant filed RTI application dated 06.05.2020 and sought some information from the SPIO, O/o Deputy Commissioner of Police, Amritsar.

Today the case is heard through CISCO Webex Meeting Software.

The appellant is present today, whereas none has appeared on behalf of the SPIO.

The SPIO though is absent today, but he has sent a mail to the Commission on 28.10.2020, diarized vide no.15084, which is a copy of letter no.3792/RTI dated 24.10.2020. I have gone through the said letter and it is submitted by the SPIO that in compliance to the Order dated 20.10.2020 passed by the Commission, the attested copies of sought for information i.e. copies of SC certificates has been sent to the appellant.

The appellant, Shri George Subh stated that he has received the information sent by the SPIO and he is satisfied with the information.

As the SPIO has resolved the matter involved in the RTI application and sent the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 02.12.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**



Shri Harmesh Singh, S/o Sh. Baraham Dass,
Village Badala, P.O. Ghaghwal,
Tehsil Mukherian, Distt. Hoshiarpur.

Appellant.

Versus

Public Information Officer

O/o Financial Commissioner (Co-operation),
Department of Co-operation, Mini Sectt., Pb.,
Sector 9, Chandigarh.

First Appellate Authority:

O/o Financial Commissioner (Co-operation),
Department of Co-operation, Mini Sectt., Pb.,
Sector 9, Chandigarh.

Respondent

Appeal Case No. 2221 of 2020

Present:- Shri Harmesh Singh, appellant is absent.
None present on behalf of the SPIO, O/o Financial Commissioner (Co-operation),
Punjab.

O R D E R

Shri Harmesh Singh, appellant filed RTI application dated 19.12.2019 and sought some information from the SPIO, O/o Financial Commissioner (Co-operation), Punjab, Chandigarh.

Today the case is heard through CISCO Webex Meeting Software.

Both the parties are absent today.

The SPIO though is absent today, but he has sent a mail to the Commission on 24.11.2020, diarized vide no.16960, which is a copy of letter no.7328 dated 23.11.2020.

I have gone through the above said letter and vide this letter the sought for information has been sent to the appellant and a copy of the same has been sent to the Commission as compliance.

I have gone through the Order dated 20.10.2020 and the SPIO was directed to send the attested copies of sought for information be sent to the appellant through registered post within a week with a copy to the Commission.

As the SPIO has complied with the Order dated 20.10.2020 passed by the Commission and sent the sought for information to the appellant and also sent compliance to the Commission, so the present appeal case is **disposed of and closed**.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Sh. Naresh Kumar,
H.No. NB 318, Neela Mahal,
P.O. New Green Market, New Dana Mandi,
Jalandhar.

Appellant.

Versus

Public Information Officer
O/o Commissioner, M.C.,
Jalandhar.

First Appellate Authority:
O/o Commissioner, M.C. Jalandhar.

Respondent

Appeal Case No. 2225 of 2020

Present:- Shri Naresh Kumar, appellant is absent.
Shri Harpreet Singh, J.E. is present on behalf of Shri Rajneesh Dogra, SPIO-
cum-S.E. (B & R Branch), O/o Commission, Municipal Corporation, Jalandhar.

O R D E R

Shri Naresh Kumar, appellant filed RTI application dated 17.02.2020 and sought some information from the SPIO, O/o Commissioner, Municipal Corporation, Jalandhar.

Today the case is heard through CISCO Webex Meeting Software.

The appellant is absent today, whereas the respondent has appeared on behalf of the SPIO and he stated that point-wise reply/information was sent to the appellant vide letter no.119/CE/W dated 17.08.2020 and a copy of the same has been sent to the Commission as compliance.

I have gone through the RTI application dated 17.02.2020 filed by the appellant and also discussed with the respondent. The appellant/applicant put up questions regarding the development of community hall. The information sought by the appellant does not come within the ambit of definition of 'information' as envisaged U/s 2 of the Right to Information Act, 2005.

So, the information sought by the appellant does not cover within the definition of 'information' as the appellant put up questions and queries to the SPIO. Hence the present appeal case is **disposed of and closed**.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Shri Prem Kumar Rattan, (M: 98722-20039),
H.No. 78/8, Park Road,
Navi Mandi, Dhuri,
Distt. Sangrur.

.....Appellant.

Vs

Public Information Officer,
O/ o Asstt. Reigstrar,
Co-operative Societies, Dhuri,
Distt. Sangrur.

First Appellate Authority:
O/o Deputy Registrar,
Co-operative Societies,
Sangrur.

.....Respondent

Appeal Case No. 1588 of 2020

Present:- Shri Prem Kumar Rattan, appellant is present.
Shri Sonu Mahajan, SPIO-cum-Asstt. Registrar, O/o Co-operative Societies,
Dhuri is present.

O R D E R

Shri Prem Kumar Rattan, appellant filed RTI application dated 02.09.2019 and sought some information from the SPIO, O/o Asstt. Reigstrar, Co-operative Societies, Dhuri, Distt. Sangrur.

Today the case is heard through CISCO WEBEX MEETINGS Software.

Both the parties are present today. The SPIO stated that in compliance to the Order dated 21.10.2020 passed by the Commission, the sought for information comprising of 80 pages has been sent to the appellant vide letter no.2273 dated 23.10.2020 through registered post and a copy of the same has also been sent to the Commission as compliance.

The Commission has received a mail sent by the SPIO on 03.11.2020, diarized vide no.15512, which is a copy of letter no.2274 dated 23.10.2020.

The appellant, Shri Prem Kumar Rattan stated that the information is incomplete.

On the other hand the SPIO stated that the information, which was available in his office has already been sent to the appellant and except that no other information is available in his office.

As the SPIO has sent the information which was available in his office, to the appellant and except that no other information is available in the office of the public authority, so the SPIO is unable to provide it to the appellant. Hence the present appeal case is **disposed of and closed.**

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab

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Lt. Col. Babu Singh (Retd.), (M: 82549-00005),
2530-A, Ward No. 6,
Daman Singh Gill Nagar,
Moga.

..... Complainant

Vs

Public Information Officer,
O/o Commissioner,
Municipal Corporation,
Moga.

.....Respondent

Complaint Case No. 380 of 2020

Present:- Lt. Col. Babu Singh (Retd.), complainant/applicant is absent.
None present on behalf of the SPIO, O/o Commissioner, M.C., Moga.

O R D E R

Lt. Col. Babu Singh (Retd.), complainant/applicant filed RTI application dated 22.06.2018 and sought some information from the SPIO, O/o Commissioner, Municipal Corporation, Moga.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

The Commission has received an e-mail sent by the complainant-applicant, Lt. Col. Babu Singh (Retd.) and it is submitted by him that he do not want to proceed further for complaint no. 380 of 2020 and also requested to drop his complaint and close the case accordingly.

A Show Cause Notice was issued to the SPIO, O/o Commissioner, Municipal Corporation, Moga vide Order dated 15.09.2020 and he was directed to file reply to the Show Cause Notice and to the complaint filed by the complainant/applicant.

As per the e-mail sent by the complainant-applicant that he do not want to proceed further for the present complaint case, so the show cause notice issued to the SPIO is hereby dropped and filed.

As the complainant-applicant requested to drop his complaint and requested to close the complaint case, so the present complaint case is **disposed of and closed**.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Chander Shekhar, (M: 89680-16131),

S/o Shri Hari Krishan,

2012, Street Murli Wali,

Katra Dullo,

Amritsar.

..... Complainant

Vs

Public Information Officer,

O/o District Food Corporation,

Amritsar.

.....Respondent

Complaint Case No. 391 of 2020

Present:- Shri Chander Shekhar, complainant/applicant is absent.
None present on behalf of Ms. Jasjeet Kaur, SPIO-cum-District Food and Supply Officer, Amritsar.

O R D E R

Shri Chander Shekhar, complainant/applicant filed RTI application dated 26.05.2020 and sought some information from the SPIO, O/o District Food Corporation, Amritsar.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

The SPIO though is absent today, but he has sent an e-mail to the Commission, which is a copy of letter no. 6425 dated 01.12.2020 along with a duly signed receipt of Shri Chander Shekhar, complainant-applicant.

I have gone through letter no. 6425 dated 01.12.2020 and it is submitted by the SPIO that the complainant-applicant has sent a duly signed receipt to the office of SPIO that he has received the sought for information and is satisfied.

I have also gone through the duly signed receipt of the complainant-applicant and he submitted that he has received the sought for information and is satisfied and he do not want any further action in this case.

As the complainant-applicant has received the sought for information and do not want any further action, so the present complaint case is **disposed of and closed**.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Chander Shekhar, (M: 89680-16131),

S/o Shri Hari Krishan,

2012, Street Murli Wali,

Katra Dullo,

Amritsar.

..... Complainant

Vs

Public Information Officer,

O/o District Food Corporation,

Amritsar.

.....Respondent

Complaint Case No. 392 of 2020

Present:- Shri Chander Shekhar, complainant/applicant is absent.
None present on behalf of Ms. Jasjeet Kaur, SPIO-cum-District Food and Supply Officer, Amritsar.

O R D E R

Shri Chander Shekhar, complainant/applicant filed RTI application dated 16.05.2020 and sought some information from the SPIO, O/o District Food Corporation, Amritsar.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

The SPIO though is absent today, but he has sent an e-mail to the Commission, which is a copy of letter no. 6426 dated 01.12.2020 along with a duly signed receipt of Shri Chander Shekhar, complainant-applicant.

I have gone through letter no. 6425 dated 01.12.2020 and it is submitted by the SPIO that the complainant-applicant has sent a duly signed receipt to the office of SPIO that he has received the sought for information and is satisfied.

I have also gone through the duly signed receipt of the complainant-applicant and he submitted that he has received the sought for information and is satisfied and he do not want any further action in this case.

As the complainant-applicant has received the sought for information and do not want any further action, so the present complaint case is **disposed of and closed**.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Chander Shekhar, (M: 89680-16131),

S/o Shri Hari Krishan,

2012, Street Murli Wali,

Katra Dullo,

Amritsar.

..... Complainant

Vs

Public Information Officer,

O/o District Food Corporation,

Amritsar.

.....Respondent

Complaint Case No. 393 of 2020

Present:- Shri Chander Shekhar, complainant/applicant is absent.
None present on behalf of Ms. Jasjeet Kaur, SPIO-cum-District Food and Supply Officer, Amritsar.

O R D E R

Shri Chander Shekhar, complainant/applicant filed RTI application dated 16.05.2020 and sought some information from the PIO, O/o District Food Corporation, Amritsar.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

The SPIO though is absent today, but he has sent an e-mail to the Commission, which is a copy of letter no. 6427 dated 01.12.2020 along with a duly signed receipt of Shri Chander Shekhar, complainant-applicant.

I have gone through letter no. 6425 dated 01.12.2020 and it is submitted by the SPIO that the complainant-applicant has sent a duly signed receipt to the office of SPIO that he has received the sought for information and is satisfied.

I have also gone through the duly signed receipt of the complainant-applicant and he submitted that he has received the sought for information and is satisfied and he do not want any further action in this case.

As the complainant-applicant has received the sought for information and do not want any further action, so the present complaint case is **disposed of and closed**.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Nitin Kumar Garg,
C/o Police Public Dairy,
15-A, Shastari Nagar, Model Town,
Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SMO,
Ludhiana.

First Appellate Authority,
O/o Civil Surgeon,
Ludhiana.

.....Respondent

Appeal Case No. 2432 of 2020

Present:- Shri Nitin Kumar Garg, appellant is absent.
Dr. Anmol is present on behalf of the SPIO, O/o SMO, Ludhiana.

O R D E R

Shri Nitin Kumar Garg, appellant filed RTI application dated 16.02.2020 and sought some information from the SPIO, O/o SMO, Ludhiana.

Today the case is heard through CISCO Webex Meetings Software.

The applicant is absent today, whereas the respondent has appeared on behalf of the SPIO and he stated that in compliance to the Order dated 12.11.2020 passed by the Commission, the sought for information comprising of 306 pages has been sent to the appellant vide letter no. 218 dated 18.11.2020 and a copy of the same has also been sent to the Commission as compliance.

The appellant has also sent an e-mail to the Commission and submitted that he has received about 300 pages of information, but as he has not gone through the said information and requested for some time to check the information.

The respondent stated that complete sought for information has been sent to the appellant vide letter no. 218 dated 18.11.2020.

As the SPIO has complied with the order of the Commission dated 12.11.2020 and sent the attested copies of 306 pages of information to the appellant and the appellant has also received the information, so the present appeal case is **disposed of and closed**.

Dated: 02.12.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Rohit Sabharwal, President,
Kundan Bhawan, 126, Model Gram,
Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SMO,
Ludhiana.

First Appellate Authority,
O/o SMO,
Ludhiana.

.....Respondent

Appeal Case No. 2814 of 2020

Present:- Advocate Sukhjinder Kaur is present on behalf of Shri Rohit Sabharwal, appellant.
Dr. Anmol is present on behalf of the SPIO, O/o SMO, Ludhiana.
Dr. Vivek Kumar, SPIO-cum-ACS, O/o Civil Surgeon, Ludhiana is present.

O R D E R

Shri Rohit Sabharwal, appellant filed RTI application dated 15.06.2020 and sought some information from the SPIO, O/o SMO, Ludhiana. When no information was provided to the appellant by the SPIO then he filed First Appeal before the First Appellate Authority on 30.07.2020 and then Second Appeal before the Punjab State Information Commission on 28.09.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software**.

Advocate Sukhjinder Kaur is present on behalf of Shri Rohit Sabharwal, appellant. Dr. Anmol is present on behalf of the SPIO, O/o SMO, Ludhiana and Dr. Vivek Kumar, SPIO-cum-ACS, O/o Civil Surgeon, Ludhiana is present.

Dr. Anmol, O/o SMO, Ludhiana stated that the information sought by the appellant is related with the office of Civil Surgeon, Ludhiana and the RTI application filed by the appellant has been transferred U/s 6(3) of the RTI Act, 2005 to the SPIO, O/o Civil Surgeon, Ludhiana vide letter no. 157 dated 29.06.2020.

Dr. Vivek Kumar, SPIO-cum-ACS, O/o Civil Surgeon Ludhiana stated that the information sought by the appellant cannot be provided to him being the personal information and the reply regarding this has been sent to the appellant vide letter no. 1178 dated 23.07.2020. He further stated that copy of the same has also been sent to the Commission as compliance.

The appellant sought personal information through his RTI application, which is exempted U/s 8(1)(j) of the RTI Act, 2005. Moreover, as per the judgement passed by the

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Appeal Case No. 2814 of 2020

Hon'ble Supreme Court of India in SLP No. 27734 of 2012 titled Girish Ramchandra Deshpande Versus Central Information Commissioner and others, the information related to the service career and promotions and properties is the personal information of the concerned employee and is exempted U/s 8(1)(j) of the RTI Act, 2005. So, the present appeal case is **disposed of and closed** as personal information is exempted U/s 8(1)(j) of the RTI Act, 2005.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Rohit Sabharwal, President,
Kundan Bhawan, 126, Model Gram,
Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SMO,
Ludhiana.

First Appellate Authority,
O/o SMO,
Ludhiana.

.....Respondent

Appeal Case No. 2815 of 2020

Present:- Adv. Sukhjinder Kaur is present on behalf of Shri Rohit Sabharwal, appellant.
Dr. Anmol is present on behalf of the SPIO, O/o SMO, Ludhiana

O R D E R

Shri Rohit Sabharwal, appellant filed RTI application dated 15.06.2020 and sought some information from the SPIO, O/o SMO, Ludhiana. When no information was provided to the appellant by the SPIO then he filed First Appeal before the First Appellate Authority on 29.07.2020 and then Second Appeal before the Punjab State Information Commission on 28.09.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software**.

Advocate Sukhjinder Kaur is present on behalf of Shri Rohit Sabharwal, appellant and Dr. Anmol is present on behalf of the SPIO, O/o SMO, Ludhiana and he stated that the reply/information has already been sent to the appellant vide letter no. 195 dated 30.07.2020.

The Commission has received a mail sent by the SPIO on 25.11.2020, diarized vide no. 17053, which is a copy of letter no. 220 dated 18.11.2020, copy of letter no. 195 dated 30.7.2020 and a copy of information.

I have gone through the said letters and it is submitted by the SPIO that the appellant sought certified copy of latest audit report of Civil Hospital, Ludhiana through his RTI application and regarding this the related department has submitted that no audit report has been received in the office of Civil Surgeon, Ludhiana from the office of A.G. Punjab. It is further submitted by the SPIO that the reply regarding this has been sent to the appellant vide letter no. 195 dated 30.07.2020.

As per the reply of the SPIO that no Audit Report has been received in the office of Civil Surgeon, Ludhiana from the office of A.G. Punjab, the present appeal case is **disposed of and closed** with the observation that whenever the Audit Report would be received in the office of the SPIO, then the copy of the same be sent to the appellant through registered post within 15 days and compliance report be sent to the Commission.

(Avtar Singh Kaler)

State Information Commissioner, Punjab.

Dated: 02.12.2020

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Shri Rohit Sabharwal, President,
Kundan Bhawan, 126, Model Gram,
Ludhiana.

..... Appellant

Vs

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

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

.....Respondent

Appeal Case No. 2834 of 2020

Present:- Advocate Sukhjinder Kaur is present on behalf of Shri Rohit Sabharwal, appellant.
ASI Ramesh Kumar is present on behalf of the SPIO, O/o Commissioner of Police, Ludhiana.

O R D E R

Shri Rohit Sabharwal, appellant filed RTI application dated 13.07.2020 and sought some information from the SPIO, O/o Commissioner of Police, Ludhiana. When no information was provided to the appellant by the SPIO then he filed First Appeal before the First Appellate Authority on 20.08.2020 and then Second Appeal before the Punjab State Information Commission on 28.09.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software.**

Advocate Sukhjinder Kaur is present on behalf of the appellant and ASI Ramesh Kumar is present on behalf of the SPIO.

The appellant filed RTI application dated 13.07.2020 and he sought information in the form of queries. The SPIO has sent reply through letter no.226-FA dated 14.09.2020 and letter no.AC-2834/2020 dated 25.11.2020 and it is submitted by the SPIO that the information sought by the appellant is personal information and is exempted U/s 8(1)(j) of the RTI Act, 2005.

I have gone through the RTI application filed by the appellant as well as the letters written by the SPIO to the Commission and to the appellant and also gone through the report of District Attorney Legal dated 19.08.2020.

Though the sought for information may be personal and is exempted U/s 8(1)(j) of the RTI Act, 2005, but in addition I am of the view that the information in the form in which the appellant is seeking is not covered within the definition of information as envisaged U/s 2 of the RTI Act, 2005. The information is to be provided by the SPIO, which is in existence in the records of the public authority, but in the present case the information may not be in existence

Contd..p2..

Appeal Case No. 2834 of 2020

rather it is to be prepared because the queries has been put up by appellant to the SPIO. So, the information may not be in existence as is being sought by the appellant.

So, the present appeal case is **disposed of and closed** with the observation that in case the appellant wants to get the information then he should specifically mention the documents, the letter numbers which are already in existence in the office of the public authority.

Dated: 02.12.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**



Shri Satish Kumar Bhiri, (M: 94176-12036),
Ward No.10, Near Nehru Park,
Jaiton, Distt. Faridkot.

.....Appellant.

Vs

Public Information Officer,
O/ o District Food and Supply Controller (DFSC),
Bathinda.

First Appellate Authority:
O/o Director, Food Civil Supplies and Consumer Affairs, Punjab,
Anaj Bhawan, Sector 39,
Chandigarh.

.....Respondent

Appeal Case No. 2829 of 2020

Present:- Shri Satish Kumar Bhiri, appellant is present.
Shri Amandeep Jindal, Inspector is present on behalf of Shri Jaspreet Singh
Kahlon, SPIO- cum-DFSC, Bathinda.

ORDER

Shri Satish Kumar Bhiri, appellant filed RTI application dated 15.06.2020 and sought some information from the SPIO, O/o District Food and Supply Controller, Bathinda. When no information was provided to him by the SPIO then he filed First Appeal before the First Appellate Authority on 16.07.2020 and then Second Appeal before the Punjab State Information Commission on 28.09.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software.**

Both the parties are present today.

The respondent stated that letter no. 5933 dated 10.07.2020 was sent to the appellant and he was informed that the sought for information is available on the official Website of the department and in case he wants to get the hard copy of the information then he should deposit the assessed fee of Rs. 2570/- with the office of the SPIO, but the appellant has not deposited the assessed fees with the office of the SPIO till today.

The appellant filed RTI application on 15.06.2020 and the SPIO wrote letter no. 5933 dated 10.07.2020 and asked the appellant to deposit the assessed fees of Rs. 2570/- but the appellant has not deposited the assessed fee.

So the present appeal case is **disposed of and closed** with the observation that in case the appellant wants to get the information then he should deposit the assessed fees of Rs. 2570/- with the office of the SPIO within 15 days and SPIO is further directed that in case the appellant deposits the requisite fees, then he should provide the attested copies of sought for information to the appellant within 10 days from the deposit of assessed fee and sent compliance to the Commission accordingly.

Dated: 02.12.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab