

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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COMPLAINT CASE NO. 989 OF 2019

Sh. Vipin Grover (Journalist),
Village Fatehgarh Panjtoor,
Moga-142043
Mo: 9877086735

...Complainant

Versus

Public Information Officer,
O/o The Deputy Commissioner,
Moga.

...Respondent

REVISED ORDER

Reference e-mail dated 01.03.2020 of the Complainant it is made clear that order dated 19.02.2020 the complaint case was disposed on the basis of discussion of the RTI of the complainant in the court. While perusing the case file it transpired that he has not mentioned any specific date in the RTI to seek the demanded information. This contention was also taken by the Respondents during the discussion in the court resulting showing their inability to furnish the information. The complainant agreed to the same.

2. This is a complaint case. Therefore, the attention of the complainant is drawn to the decision of the Hon'ble Supreme Court of India rendered in its order dated 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. The complainant is advised to approach the first appellate authority in this behalf.

3. If, however, the Complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under section 19 (3) of the RTI Act, 2005.

4. In view of the aforementioned, the complaint case was disposed of and closed. Copies of the order be sent to the parties.

Chandigarh
03.03.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner