



Sh. Bhupinder Singh, (9814073663)

S/o Sh. Sulakhan Singh, Mohalla Baji,
Dera Baba Nanak., Gurdaspur.

.....Appellant/Complainant

Versus

Public Information Officer

.....Respondent

O/o Deputy Commissioner,

Gurdaspur.

Complaint Case No.156 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 27-10-2020

PIO replied on : -

Present: Appellant: Sh. Bhupinder Singh
Respondent: Sh. Anil Kumar, 9465562163

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 01.02.2021. Accordingly, the cases are fixed for today.
2. Appellant, Sh. Bhupinder Singh submitted that no information/reply pertaining to the RTI application has been received till date.
3. Respondent, Sh. Anil Kumar stated that a reply pertaining to the RTI application has been sent to the complainant, dated 28.04.2021 vide reference number 3032. A copy of the same is received by the undersigned bench which is taken on record and the relevant portion of which is reproduced below:-

2. ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਵੱਲੋਂ ਅਪੀਲ ਕੇਸ ਨੰਬਰ 156 ਆਫ 2021 ਜੋ ਕਿ ਮਾਨਯੋਗ ਸਟੇਟ ਇਨਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨ, ਪੰਜਾਬ ਵਿਖੇ ਦਾਇਰ ਕੀਤੀ ਗਈ ਹੈ ਜਿਸ ਅਨੁਸਾਰ ਆਪ ਵੱਲੋਂ ਕੰਪਲੇਟ ਨੰਬਰ 889/2017 ਅਨੁਸਾਰ ਗੁੰਮ ਹੋਈ ਫਾਈਲ ਦੇ ਦੋਸੀਆਂ ਅਤੇ ਜਿਨ੍ਹਾਂ ਕਰਮਚਾਰੀਆਂ ਦੀ ਅਣਗਹਿਲੀ ਕਾਰਨ ਫਾਈਲ ਗੁੰਮ ਹੋਈ ਹੈ ਉਹਨਾਂ ਦੀ ਜ਼ਿੰਮੇਵਾਰੀ ਫਿਕਸ ਕਰਨ ਸਬੰਧੀ ਮਾਨਯੋਗ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਸਾਹਿਬ ਜੀ ਦੇ ਹੁਕਮ ਮਿਤੀ 06-03-2018 ਅਨੁਸਾਰ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਸਬੰਧੀ ਮੰਗੀ ਗਈ ਸੂਚਨਾਂ ਇਸ ਪੱਤਰ ਨਾਲ ਸਾਮਲ ਕਰਕੇ ਭੇਜੀ ਜਾਂਦੀ ਹੈ। ਜਿਥੋਂ ਤੱਕ ਇਸ ਕੇਸ ਵਿੱਚ ਅਣਗਹਿਲੀ ਕਰਨ ਵਾਲੇ ਕਰਮਚਾਰੀਆਂ ਦੀ ਜ਼ਿੰਮੇਵਾਰੀ ਫਿਕਸ ਕਰਕੇ ਉਹਨਾਂ ਵਿਰੁੱਧ ਕਾਰਵਾਈ ਕਰਨ ਦਾ ਸਵਾਲ ਹੈ ਉਸ ਸਬੰਧੀ ਆਪ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਇਸ ਸਬੰਧੀ ਪੜਤਾਲ ਚੱਲ ਰਹੀ ਹੈ ਪਰੰਤੂ ਕਰੋਨਾ ਮਹਾਮਾਰੀ ਕਰਕੇ ਅਤੇ ਵੈਕਸੀਨੇਸ਼ਨ ਮੁਹਿੰਮ ਚੱਲ ਰਹੀ ਹੋਣ ਕਰਕੇ ਸਾਰੇ ਅਧਿਕਾਰੀ ਕਰੋਨਾ ਮਹਾਮਾਰੀ ਦੇ ਕੰਮ ਵਿੱਚ ਰੁੱਝੇ ਹਨ। ਇਸ ਲਈ ਇਹ ਸਪੱਸ਼ਟ ਨਹੀਂ ਦੱਸਿਆ ਜਾ ਸਕਦਾ ਕਿ ਪੜਤਾਲ ਕਦੇ ਤੱਕ ਮੁਕੰਮਲ ਹੋ ਜਾਵੇਗੀ। ਪੜਤਾਲ ਮੁਕੰਮਲ ਹੋਣ ਤੇ ਆਪ ਨਵੇਂ ਸਿਰੇ ਤੋਂ ਦਰਖਾਸਤ ਦੇ ਕੇ ਜਾਣਕਾਰੀ ਲੈ ਸਕਦੇ ਹੋ।

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4. The Commission, after hearing the submissions of both the parties and perusing the records, **is of the considered opinion that the contention of the respondent is found reasonable and there appears no reason to interfere with the same. The appellant is at liberty to obtain necessary information from the Concerned Authority at the appropriate stage.**

Accordingly, the instant Complaint case is **disposed & closed.**

Chandigarh
Dated: 03.05.2021
Pb.

Sd/-
(Maninder Singh Patti)
State Information Commissioner,



Sh. Darshan Singh, (9888945426)

S/o Sh. Joginder Singh,
172, Gurbaksh Nagar, Chabal Road,
Amritsar.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Managing Director, Markfed, Punjab,
Sector-35-B, Chandigarh.

.....Respondent

First Appellate Authority

O/o Managing Director, Markfed, Punjab,
Sector-35-B, Chandigarh.

Appeal Case No.733 of 2021
(Cisco Webex Proceedings)

RTI application filed on	:	11-09-2020
PIO replied on	:	15-09-2020
First appeal filed on	:	09-12-2020
First Appellate Authority order	:	13-01-2021

Present: Appellant: Sh. Darshan Singh

Respondent: Ms. Anita Rani (Internal Auditor, PIO), 9872092520

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 29.01.2021. Accordingly, the cases are fixed for today.

Information Sought: Information pertaining to Markfed DM's and Field Officer posted in Markfed district Amritsar.

2. Respondent, Ms. Anita Rani pleaded that the sought information is third party information. On this, appellant, Sh. Darshan Singh stated he is not satisfied with reply of the respondent as the sought information is public information.
3. After hearing the parties and on perusal of the relevant documents on file, the Commission found The PIO has rejected the request on the grounds that the same was protected under section 8(1)(j) and secondly it had no nexus with any public interest or activity.

Section 8(1)(j) of RTI Act, 2005 states as

“Notwithstanding anything contained in this act , there shall be no obligation to give any citizen information which relates to personal information the disclosure of which has no relationship to any public activity or interest , or which would cause unwarranted invasion of the privacy of the individual unless the Central Public Information officer or the State Public Information Officer or the appellate authority , as the case may be , is satisfied that the larger public interest justifies the disclosure of such information.”

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4. It follows from the aforesaid that, the PIO is justified in denying the information sought, u/s 8(1)(j) of the Act. **The replies of respondents upheld.** However the PIO is directed to supply the information pertaining to the DOB and Qualification only, of the concerned officials. A compliance report of this has to send in the Commission within 30 days of the receipt of this Order.

The matter is disposed of accordingly at Commission's end.

Chandigarh
Dated: 03.05.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.