

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864113, Helpline No. 0172-2864100

Email: - psic22@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



Sh. Baru Ram (7508911634)

s/o Sh. Raja Ram,
R/o Ward No.9,
Near Janak Munadi Wala,
Mansa.

Appellant

Versus

Public Information Officer

O/o SSP, Mansa

First Appellate Authority

O/o IGP, Bathinda Range, Bathinda

Respondent

Appeal Case No.: 191 of 2022

Through CISCO WEBEX

Present:

(i) Appellant: Absent

(ii) For the respondent PIO: Ms. Reena Rani (Head Constable) (7508845740)

ORDER

1. The RTI application is dated 18.3.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 11.5.2021 and second appeal was filed in the Commission on 30.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for 3.8.2022 through CISCO WEBEX application.
2. In today's hearing, the appellant is absent despite being aware about the date of hearing in spite being registered Notice to him.
3. The respondent, Ms. Reena Rani states that the information has been provided to the appellant on 26.7.2022 .
4. After hearing the respondent and examining the case file and due to non-seriousness of the appellant, as he has not availed the opportunity to represent this case. It is also observed that no communication is received from the appellant after issuing the hearing notice to the parties, which means he has nothing to say in this regard. Therefore, no further cause of action is required in this case. Hence, this instant appeal case is **disposed of & closed**. Copies of order be sent to the parties.

Dated: 03.08.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Jasbir Singh (9888296107)

Guru Nanak Nagar,
Vill. Bolapur, Jhabewal,
PO Ramgarh
Distt. Ludhiana 141123.

Appellant

Versus

Public Information Officer

O/o State Transport Commissioner, Pb.,
Chandigarh

First Appellate Authority

O/o State Transport Commissioner, Pb.,
Chandigarh

Respondent

Appeal Case No.: 203 of 2022
Through CISCO WEBEX

Present:

- (i) Appellant: Sh. Jasbir Singh
(ii) For the respondent PIO: Ms Kulwinder Kaur, PIO

ORDER

1. The RTI application is dated 26.4.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 6.8.2021 and second appeal was filed in the Commission on 31.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for 3.8.2022 through CISCO WEBEX application.
2. In today's hearing, both the parties are present.
3. The appellant states that he has received information. He further states that he has no objection, if the present case is closed and disposed of.
4. In wake of above, no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties

Dated: 03.08.2022

(Anumit Singh Sodhi)
State Information Commissioner
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Sh. Jasbir Singh (9888296107)

Guru Nanak Nagar,
Vill. Bolapur, Jhabewal,
PO Ramgarh
Distt. Ludhiana 141123.

Appellant

Versus

Public Information Officer

O/o Secy., Regional Transport Authority,
Sangrur

First Appellate Authority

O/o Secy., Regional Transport Authority,
Sangrur

Respondent

Appeal Case No.: 207 of 2022
Through CISCO WEBEX

Present:

(i) Appellant: Sh. Jasbir Singh

(ii) For the respondent PIOs: Sh. Karbir Singh Chhina, PIO

ORDER

1. The RTI application is dated 26.4.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 6.8.2021 and second appeal was filed in the Commission on 30.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for 3.8.2022 through CISCO WEBEX application.
2. In today's hearing, both the parties are present.
3. The appellant states that he has received information. He further states that he has no objection, if the present case is closed and disposed of.
4. In wake of above, no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties

Dated: 03.08.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Jasbir Singh (9888296107)

Guru Nanak Nagar,
Vill. Bolapur, Jhabewal,
PO Ramgarh
Distt. Ludhiana 141123.

Appellant

Versus

Public Information Officer

O/o Secy., Regional Transport Authority,
Mohali

First Appellate Authority

O/o Secy., Regional Transport Authority,
Mohali

Respondent

Appeal Case No.: 208 of 2022
Through CISCO WEBEX

Present: (i) Appellant: Sh. Jasbir Singh
(ii) For the respondent PIOs: Sh. Dharminder,

ORDER

1. The RTI application is dated 11.10.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 12.11.2021 and second appeal was filed in the Commission on 30.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for 3.8.2022 through CISCO WEBEX application.
2. In today's hearing, both the parties are present.
3. The appellant states that he has received information. He further states that he has no objection, if the present case is closed and disposed of.
4. In wake of above, no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties

Dated: 03.08.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Dr. Kirpal Singh Bhullar (9814709187)

BP-47, Main Road Bashirpura,
Jalandhar-144004.

Appellant

Versus

Public Information Officer

O/o Director, Technical Education Deptt., Pb.,
Chandigarh

First Appellate Authority

O/o Director, Technical Education Deptt., Pb.,
Chandigarh

Respondent

Appeal Case No.: 281 of 2022

Through CISCO WEBEX

Present: None for the parties.

ORDER

1. The RTI application is dated 21.5.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 26.7.2021 and second appeal was filed in the Commission on 21.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for 4.5.2022 through CISCO WEBEX application.
2. In today's hearing, both the parties are not present but appellant telephonically informed the undersigned Bench that requisite information is received and appellant has no objection to close this case.
3. In wake of above, no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties

Dated: 03.08.2022

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Smt. Veena Rani (9915138813)

W/o Sh. Ram Kishore, # 265,
Guru Amardas Colony,
Near Sham Palace,
Rajpura, Distt. Patiala

Complainant

Versus

Public Information Officer

O/o Secy., Punjab State Transport,
Mohali

Remanded Back

First Appellate Authority (By Name)
(Regd. Post) O/o Secy., Punjab State Transport,
Mohali

Encl. RTI application

Respondent

Complaint case No.: 25 of 2022
Through CISCO WEBEX

Present: None for the parties.

ORDER

1. The RTI application is dated 13.9.2021 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 30.12.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 3.8.2022 through hearing in the Commission but heard through CISCO Webex application.
3. In today's hearing, both the parties are absent.
4. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme

Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, 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 which is as under:-

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).

5. As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

Complaint case No.: 25 of 2022
Through CISCO WEBEX

6. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.
7. 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.
8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Dated: 03.08.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Raminder Singh (9855808212)

S/o Sh. S/o Sh. Sarwan Singh

R/o Village Suarjpur, Tehsil Nabha

District Patiala

Appellant

Versus

Public Information Officer

O/o BDPO, Nabha

District Patiala

First Appellate Authority

O/o DDPO, Patiala

Respondent

Appeal Case No.: 315 of 2021

Through CISCO WEBEX

Present:

Appellant: Sh. Raminder Singh.

Respondent: Absent.

ORDER

1. Refer earlier order dated 29.3.2022. Matter was adjourned for further hearing on 3.8.2022 i.e. today.
2. In today's hearing, appellant states that he has received information. He further states that he has no objection, if the present case is closed and disposed of.
3. In wake of above, no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties

Dated: 3.8.2022

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Sh. Tejinder Singh (9041004313)

Civil Court, Tehsil Complex,
Backside Sanjh Kender
Phillaur-144410

Appellant

Versus

Public Information Officer

O/o Secretary, Regional Transport Authority
Ferozepur

First Appellate Authority

O/o Secretary, Regional Transport Authority
Ferozepur

Respondent

Appeal case No.: 4390 of 2021

Hearing through CISCO Webex

Present: Appellant: Sh. Tejinder Singh
Respondent: Sh. Neeraj (Clerk)

ORDER

1. Refer earlier order dated 10.5.2022. The matter was adjourned to 3.8.2022.
2. In today's hearing, both the parties are present.
3. Appellant states that he has received information. He further states that he has no objection, if the present case is closed and disposed of.
4. In wake of above, no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 3.8.2022

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

PUNJAB STATE INFORMATION COMMISSION

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Sector 16, Chandigarh.

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Sh. Tejinder Singh (9041004313)

Civil Court, Tehsil Complex,

Backside Sanjh Kender

Phillaur-144410

Appellant

Versus

Public Information Officer

O/o State Transport Commissioner,

Punjab, Chandigarh

First Appellate Authority

O/o State Transport Commissioner,

Punjab, Chandigarh

Respondent

Appeal case No.: 4391 of 2021

Hearing through CISCO Webex

Present:

(i) Sh. Tejinder Singh- the appellant in person.

(ii) For the respondent: Ms. Kulwinder Kaur (PIO)

ORDER

1. This order may be read with reference to the previous order dated 24.05.2022.
2. In today's hearing, both the parties are present.
3. The appellant states that the requisite information as per RTI application is still pending.
4. The respondent PIO states that Vintage numbers were stopped by the Hon'ble CM Punjab and the same had been stopped on 31.3.2021, which is pending in the court, so the information is not available and could not be supplied to the appellant.
5. After discussing the matter in detail with both the parties, respondent PIO, Ms. Kulwinder Kaur is directed to supply the information within 10 days from today to the appellant as per RTI application under intimation to the Commission.
6. On the assurance of the respondent PIO, no further cause of action is required. Therefore, this instant appeal case **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 3.8.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab



Sh. Gurtej Singh (8427600025)

s/o Sh. Jagjit Singh,
R/o Vill. Aulakh, Tehsil Malout,
Distt. Sri Mukatsar Sahib 152112

Complainant

Versus

Public Information Officer

O/o State Transport Commissioner, Pb.,
Chandigarh

Remanded Back:

(Regd. Post) First Appellate Authority
O/o State Transport Commissioner, Pb.,
Chandigarh

Encl. RTI application

Respondent

Complaint Case No.: 1273 of 2021
Hearing through CISCO Webex

Present: (i) Complainant: Sh. Gurtej Singh
(ii) For the respondent: Sh. Kulwinder Kaur , PIO

ORDER

1. The RTI application is dated 8.9.2019 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 15.11.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for 19.7.2022 but the hearing was postponed and fixed for hearing for 3.8.2022 through CISCO Webex application. Notice of hearing was issued to the parties for 3.8.2022 through hearing in the Commission but heard through CISCO Webex application.
2. In today's hearing, both the parties are present.
3. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, 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 which is as under:-

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).

4. As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

Complaint Case No.: 1273 of 2021
Hearing through CISCO Webex

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.
6. 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.
7. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Dated: 03.08.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Vipin Grover (9877086735)

(Journalist),

Fatehgarh Panjtoor,

Moga.

Complainant

Versus

Public Information Officer

O/o MD, PRTC, Patiala

Respondent

Complaint Case No.: 1282 of 2021

Hearing through CISCO Webex

Present:

(i) Complainant: Absent

(ii) For the respondent: Sh. Vijay Kumar, SA, PRTC (9465347614)

ORDER

1. The RTI application is dated 13.10.2019 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 15.11.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for 19.7.2022 but was postponed and fixed for hearing for 3.8.2022 through CISCO Webex application.
2. In today's hearing, the appellant is absent despite being aware about the date of hearing in spite being registered Notice to him.
3. The respondent states that they have already provided the information to the complainant on 29.10.2021, under intimation to the Commission, which is on record.
4. After hearing the respondent and examining the case file and due to non-seriousness of the appellant, as he has not availed the opportunity to represent this case. It is also observed that no communication is received from the appellant after issuing the hearing notice to the parties, which means he has nothing to say in this regard. Therefore, no further cause of action is required in this case. Hence, this instant appeal case is **disposed of & closed**. Copies of order be sent to the parties.

Dated: 3.8.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab