

**PUNJAB STATE INFORMATION COMMISSION  
RED CROSS BUILDING, NEAR ROSE GARDEN,  
SECTOR 16, CHANDIGARH.**

**Ph: 0172-2864116, Email: - [psic26@punjabmail.gov.in](mailto:psic26@punjabmail.gov.in)**

**Visit us: - [www.infocompunjab.com](http://www.infocompunjab.com), Cisco Webex Code:15857-23975**

**Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)**



Shri Manjinder Singh,  
# 2469, Sunny Enclave,  
Sector-125, Kharar,  
District S.A.S. Nagar( Mohali).

.....Appellant

Versus

**Public Information Officer**

O/o Punjab Pollution Control Board,  
Ludhiana.

**First Appellate Authority**

O/o Sr. Environmental Engineer  
Punjab Pollution Control Board,  
Zonal Office-II, Ludhiana.

....Respondents

**AC No.3873 of 2020**

**Present:**

- (i) Appellant - absent.
- (ii) Shri Varinderjit, Sub Divisional Officer, Punjab Pollution Control Board, R.O.- III, Ludhiana, on behalf of PIO.

**ORDER:**

1. This order may be read with reference to the order dated 14.07.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today. Shri Manjinder Singh, appellant has not come present to attend the hearing before the Bench.
3. Shri Varinderjeet, SDO, R.O.-III O/o Punjab Pollution Control Board, Ludhiana comes present to attend the hearing in person before the Bench. He states that relevant official records were shown to the appellant and he has been supplied requisite information vide letter dated 27.08.2021.
4. The appellant is contacted on mobile phone. He confirms the receipt of information and also gives his consent to close the case.
5. In view of the above, no cause of **action is left in the matter. The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh  
04.10.2021**

**Sd/-  
(Lt Gen Ajae Kumar Sharma (Retd))  
State Information Commissioner, Punjab**

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Shri Rajesh Kumar,  
# 2049/9B, Jain Nagar,  
Shivpuri, Ludhiana-141008.

.....Appellant

Versus

**Public Information Officer**  
O/o Principal Secretary,  
Department of Youth Services  
and Sports, Punjab, Chandigarh.

**First Appellate Authority**  
O/o Principal Secretary,  
Department of Youth Services  
and Sports, Punjab, Chandigarh.

....Respondents

**AC No.749 of 2021**

**Present:** (i) Appellant -absent.  
(ii) Shri Harvinder Singh, Superintendent Gr.I/APIO, along with Mrs. Kamaljit Kaur, Senior Assistant, O/o Principal Secretary to Govt. Of Punjab, Department of Youth Services & Sports, Punjab Civil Secretariat-2, Sector-9, Chandigarh in person.

**ORDER:**

**(Heard in person/On Mobile Phone)**

1. This order may be read with reference to the order dated 14.07.2021 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Rajesh Kumar, appellant has not come present to attend the hearing before the Bench.
3. Shri Harvinder Singh, Superintendent Gr.I/APIO and Mrs. Kamaljit Kaur, Senior Assistant O/o Principal Secretary to Govt. Of Punjab, Department of Youth Services and Sports comes present to attend the hearing through Cisco Webex. The representative of the PIO, Mrs. Kamaljit Kaur states that the appellant has sought information regarding the diarised and despatched letters from 01.01.2013 to 31.12.2015 which comprises about 476 pages and appellant has been asked to deposit Rs.962/- on account of fee for supply of information vide letter dated 26.08.2021. On the asking of Bench regarding

Cont..P-2



-2-

**AC No.749/2021**

delayed demand of fee as RTI application is dated 16.11.2020, she states that the said RTI application has been transferred by the PIO O/o Director, Sports, Punjab.

4. The appellant is contacted on mobile phone. He is apprised of the version of the PIO regarding deposit of Rs.952/-. He states that the fee for the supply of information sought by him has not been asked for within the prescribed period and as such, he has not deposited any amount with the PIO.

5. Post deliberations, the Bench observes that delay is there in demanding the fee for the information and agrees with the contention of the appellant. The Bench also scrutinises the information as produced before the Bench by the APIO and finds it in order. Accordingly, the Bench directs the PIO that the appellant be supplied information free of cost by registered post duly attested by the PIO within next seven days.

6. The APIO assures to do the needful. Based on the assurance of the APIO to provide attested copies of information as also the acceptance of the appellant to close the case, no cause of further intervention is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh  
04.10.2021**

**Sd/-  
(Lt Gen Ajae Kumar Sharma (Retd))  
State Information Commissioner, Punjab**

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**Shri Gurdeep Singh Kahlon**

S/o Shri Boorh Singh  
C/o Kahlon Association,  
Opposite Gurudwara Kutia Sahib,  
Jamalpur, Chandigarh Road,  
Ludhiana.

.....Complainant

Versus

**Public Information Officer**

O/o Estate Officer,  
Greater Ludhiana Area Development  
Authority (GLADA), Ludhiana.

**Remanded Back**

**First Appellate Authority**

**Estate Officer, GLADA**

**Ludhiana.**

...Respondents

**CC No.184/2021**

**Present:**

- (i) **Complainant -absent**
- (ii) **None on behalf of the PIO.**

**ORDER**

**(Heard Through Cisco Webex)**

1. This order may be read with reference to the order dated 14.07.2021 passed by this Bench on the previous hearing.
2. The case was scheduled to be heard today in Commission's office at Chandigarh. The complainant Shri Gurdeep Singh Kahlon has not come present to attend the hearing before the Bench.
3. The PIO O/o Estate Officer, GLADA, Ludhiana has also not come present to attend the hearing nor he has deputed any of his representatives to attend the hearing before the Bench.
4. No contact number of the complainant is available in the case file, as such, he cannot be contacted on mobile phone to ascertain the receipt of information. The Bench observes that on the previous hearing also, none was present to attend the hearing.
5. The Bench also observes that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such, the FAA has not been able to address the grievances of the complainant.

Cont..P-2



-2-

**CC No.184/2021**

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant complaint case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

7. The instant matter is now remanded back to the First Appellate Authority i.e. **Shri Gulshan Kumar, Estate Officer, GLADA, Ludhiana**. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

8. In view of the above, **the case is disposed off and closed**. Copy of the order be sent to the parties.

**Chandigarh  
04.10.2021**

**Sd/-  
(Lt Gen Ajae Kumar Sharma (Retd))  
State Information Commissioner, Punjab**

**Copy to (By Regd. Post):**

**First Appellate Authority  
Shri Gulshan Kumar,  
Estate Officer, GLADA  
Ludhiana.**

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**Shri Jasbir Singh**

R/o Guru Nanak Nagar,  
Village Bolapur Jhabewal,  
Post Office, Ramgarh,  
District Ludhiana.

.....Complainant

Versus

**Public Information Officer**

O/o Sub Divisional Magistrate,  
Fazilka.

**Remanded Back**

**First Appellate Authority**

**Deputy Commissioner,  
Fazilka.**

...Respondents

**CC No.808/2021**

**Present:**

- (i) Complainant -absent
- (ii) Shri Jaswinder Singh, Data Entry Operator O/o SDM Fazilka  
on behalf of the PIO.

**ORDER**

**(Heard in Person/on mobile phone)**

1. The RTI application is dated 26.04.2021 vide which the Complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 23.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The case has been heard today in Commission's office. The Complainant has not come present to attend the hearing before the Bench.
3. Shri Jaswinder Singh, Data Entry Operator comes present to attend the hearing before the Bench. He states that the complainant has been supplied information vide letter dated 28.05.2021 by registered post.
4. Shri Jasbir Singh, complainant is contacted on mobile phone. He states that he has not received information on point No.2 and thus incomplete information has been provided. Then, he is made to talk to the representative of PIO to whom he clarifies the deficiencies in the information supplied.

Cont..P-2



-2-

**CC No.808/2021**

5. The Bench observes that the complainant is not satisfied with the information supplied to him. The Bench also observes that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such, the FAA has not been able to address the grievances of the complainant.

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant complaint case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

7. The instant matter is now remanded back to the First Appellate Authority i.e. **Shri Arvindpal Singh, IAS, Deputy Commissioner, Fazilka**. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

8. In view of the above, **the case is disposed off and closed**. Copy of the order be sent to the parties.

**Chandigarh  
04.10.2021**

**Copy to (By Regd. Post):**

**First Appellate Authority  
Shri Arvindpal Singh, IAS  
Deputy Commissioner,  
Fazilka.**

**Sd/-  
(Lt Gen Ajae Kumar Sharma (Retd))  
State Information Commissioner, Punjab**

