



Sh. Daljit Singh Chhabra,
S/o Late Sh. Jiwan Singh, R/o SCO 193,
Sidak Tower, Gujral Nagar, Jalandhar-44001Complainant
..Vs

Public Information Officer,
O/o Sant Baba Bhag Singh University
Village Khiala, PO Padhiana, Distt JalandharRespondent

CC No. 689 of 2020
(Through CISCO-Webex)

Present i) Sh J.S Sodhi, Counsel for the complainant
ii) For the respondent : Smt. Amrita Garg , Counsel for the respondent

ORDER

This order may be read with reference to the previous order dated 10.05.2021.

2. Sh J.S Sodhi, Counsel for the complainant states that the complainant has not received the complete information so far. The complainant Sh. Daljit Singh Chhabra has also filed his submission via e-mail. Copy of the same is taken on record.

3. The Counsel for the Respondent files their reply as under:-

*" That as per the order dated 10.06.2021, information was to be supplied regarding point of the RTI application filed by the complainant dated 22.07.2020 whereby details were sought regarding the order constituting the Search-cum- Selection Committee for the post of Vice Chancellor of the Respondent University. Accordingly, a copy of such order dated 25.05.2020 constituting the Search-cum-Selection Committee is annexed herewith as **Annexure R-1***

That further information was to be supplied regarding Point 3 of the RTI application filed by the complainant, wherein details were sought interviews of candidates for selection to the post of Vice-Chancellor on 05.06.2020 and thereafter, recommended five names for the same. A copy of the final



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*recommendations of the Search-cum-Selection Committee is annexed herewith as **Annexure R-2**.*

*That further, directions were issued to provide information on Point 5 of the RTI Application, whereby a copy of joining report of the current Vice-Chancellor of the Respondent University was sought. Accordingly, a copy of the joining report dated 08.06.2020 is annexed herewith as **Annexure R-3***

Copy of the same is taken on record.

4. After hearing both the parties and perusing the documents placed on record, it is ascertained that the information, as available, in the official record of the Respondent has been provided to the Complainant. The Respondent has also filed copy of affidavit in this regard. Further, the Complainant has filed an application to review the orders of the Commission dated 10.05.2021. The complainant may take note that there is no provision in the RTI Act 2005, conferring the power of review of the orders passed by the Commission on the judicial side. The review application is, therefore, rejected.

5. In view of the foregoing, no further cause of action is left. Hence, the Complaint case filed by the complainant **is disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
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Helpline No. 0172-2864100



Sh. Inder Mohan Singh, District Manager, PUNSUP (retd)

#1663, Sector 80, Mohali-140308 (M-9646547697)

.....Appellant

..Vs

Public Information Officer,
O/o Managing Director, PUNSUP, Punjab
36-40, Sector 34A, Chandigarh-160022

First Appellate Authority,
O/o Managing Director, PUNSUP, Punjab
36-40, Sector 34A, Chandigarh-160022

.....Respondent

AC No.3422 of 2020
(through CISCO-Webex)

Present : (i) Sh. Inder Mohan Singh the appellant
(ii) None for the respondent

ORDER

This order may be read with reference to the previous order dated 10.05.2021

2. The Appellant states that the information has been provided to him and he is satisfied with it.

3. In view of the foregoing, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Sh.Kawaljit Singh, (M-94630-22924)
H.No163,Gali No 2, Guru Ram Dass Colony,
Batala-143505

.....Complainant

..Vs

Public Information Officer,
O/o Principal Secretary,
Health and Family Welfare, Pb,
Chandigarh

Registered post

Remanded back to
First Appellate Authority
O/o Principal Secretary,
Health and Family Welfare, Pb,
Chandigarh

.....Respondent

CC No.837 of 2020
(through CISCO WEBEX)

Present (i) Sh. Kawanljit Singh the complainant
(ii) For the respondent : Sh Balvir Singh, Sr Asstt. (7973798057)

ORDER

This order may be read with reference to the previous order dated 10.05.2021.

2. The Complainant was present in the hearing today but did not presented his case due to some technical fault at his end.

3. The Respondent states that the complete information, as available in their official record, has been provided to the Complainant. They have also filed their reply vide Commission diary no. 13383 dated 21.06.2021. Copy of the same is taken on record.

4. After going through the file, it is observed that this is the complaint case. 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



CC No.837 of 2020

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.

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.

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CC No.837 of 2020

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**.

Sd/-

Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Jasbir Singh,
O/o Guru Nanak Nagar, Village Bholapur,
Jhabewal, PO Ramgarh, Distt Ludhiana

.....Appellant

..Vs

Public Information Officer,
O/o SDM, Balachaur, Distt SBS Nagar
First Appellate Authority,
O/o SDM, Balachaur, Distt SBS Nagar

.....Respondent

AC No. 536 of 2021
(through CISCO-Webex)

Present : (i) None is appearing on behalf of the appellant
(ii) For the respondent : Sh. Sukhwinder Singh, Jr. Assistant
(9855400806)

ORDER

This order may be read with reference to the previous order dated 10.05.2021.

2. The appellant has sent a letter mentioning therein that he has received the information and is satisfied.

3. The respondent states that the information has been provided to the appellant.

4. Since the appellant has received the information and is satisfied, hence no cause of action is left, therefore the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab



Sh. Pardeep Kumar ,Sarpanch Gram Panchayat,
Taggar Kalan, Block Mukerian,
Distt- Hoshiarpur (M-9878216070)

.....Appellant

..Vs

Public Information Officer,
O/o XEN, District Mining Office r,
Hoshiarpur
First Appellate Authority,
O/o XEN, District Mining Office r,
Hoshiarpur

.....Respondent

AC No. 2779 of 2020

(Through CISCO-Webex)

Present : (i) None is appearing on behalf of the appellant
(ii) For the respondent : Sh. Ajay Pandey, Jr Engineer (9041657667)

ORDER

This order may be read with reference to the previous order dated 10.05.2012.

2. The appellant is absent today.
3. The respondent states that the information, as exists, in the record has already been sent to the appellant.
4. The perusal of the file shows that the appellant is absent for third consecutive hearing and the respondent states that the information has been sent to the appellant. The appellant is absent for third consecutive hearing. He has even not bothered to inform the Commission about his absence. Hence it is presumed that he is satisfied with the information provided.
5. In view of the foregoing, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Ravi Kumar, S/o Sh. Dharminder Kumar,
House No 107, Near Santpura, Gurudwara Sahib
Patiala Gate, Sangrur

.....Appellant

..Vs

Public Information Officer,
O/o Deputy Commissioner, Sangrur
First Appellate Authority,
O/o Deputy Commissioner, Sangrur

.....Respondent

AC No. 2132 of 2020

Alongwith

AC No. 2133 of 2020

(Through CISCO-Webex)

Present : (i) None is present on behalf of the appellant
(ii) For the respondent : Sh. Amrinder Singh (9855983377)

ORDER

This order may be read with reference to the previous order dated 10.05.2021.

2. The appellant is absent today.
3. The respondent states that the information, as exists, in the record has been provided to the appellant.
4. After hearing the respondent and examining the case file, it is observed that the information has been sent to the appellant by the respondent. The appellant is absent for second consecutive hearing. He has not even informed the Commission about his absence. Hence it is presumed that the appellant is satisfied with the information provided.
5. In view of the foregoing, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Smt Ekta Nayyar, (M-98768-63346),
D/o Sh Vinod Kumar Khosla,
R/o 229, Tilak Nagar, Amritsar-143001

.....Appellant

..Vs

Public Information Officer,
O/o AIGP (Admn) Bureau of Investigation, Pb
Sector-9, Chandigarh

First Appellate Authority-cum-IGP,
Bureau of Investigation, Pb., Sector-9, Chandigarh

.....Respondent

AC No. 545 of 2021
(Through CISCO-Webex)

Present : (i) Smt Ekta Nayyar, the appellant
(ii) For the respondent : Sh. Sarwan Singh, Inspector (9779303800)

ORDER

This order may be read with reference to the previous order dated 10.05.2021 vide which the respondent stated that the case is pending with the Hon'ble Court.

2. During the last hearing, the respondent was directed to file an affidavit that nothing is left in their official record. After going through the case file, it is observed that the respondent has sent his reply mentioning therein that nothing is left in their official record.

3. In view of the above the reply filed by the respondent appears to be convincing, hence, no cause of action is left. Hence, the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 05.07.2021

(Preety Chawla)
State Information Commissioner
Punjab