



Shri Gagan Kumar,
R/o 834/B14, Ward No. 42,
Islam Ganj, Ludhiana.

--Complainant.

Versus

Public Information Officer
O/o Police Station, Division No.2,
Ludhiana.

.....Respondent

Complaint Case No. 1257 of 2021

Present:- Shri Gagan Kumar, complainant/applicant is absent.
None present on behalf of the respondent.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Gagan Kumar, complainant/applicant filed RTI application dated 14.10.2021 and sought some information from the PIO, O/o Police Station, Division No.2, Ludhiana. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 11.11.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

Both the parties are absent today.

I have gone through the RTI application dated 14.10.2021 and the applicant sought information regarding his complaint No. 247-5D dated 13.09.2021.

The Hon'ble Supreme Court of India in its Order rendered on 12.12.2011 in Civil Appeal Nos. 10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file.

So, I disposed of the present complaint case with the direction to the First Appellate Authority i.e. Commissioner of Police, Ludhiana that he should call the complainant-applicant within 30 days and personally hear him and resolve the matter involved in the RTI

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application by passing a speaking order and compliance report be sent back to the Commission.
With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

**(Maninder Singh Patti)
State Information Commissioner, Punjab.**

(Regd.) CC: Commissioner of Police, Ludhiana. – For compliance of the Order.



Shri Sahil Nagpal,
H. NO. 624, Street No.2,
Near Div. No.3, Taj Ganj,
Samrala Chowk Road,
Ludhiana.

--Complainant.

Versus

Public Information Officer

O/o Police Station, New Baradari,
Jalandhar.

.....Respondent

Complaint Case No. 1255 of 2021

Present:- Shri Sahil Nagpal, complainant/applicant is present.
ASI Manohar Lal is present on behalf of the PIO, O/o Police Station, New Baradari, Jalandhar.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Sahil Nagpal, complainant/applicant filed RTI application dated 14.10.2021 and sought some information from the PIO, O/o Police Station, New Baradari, Jalandhar. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 11.11.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

Both the parties are present through CISCO Webex Meetings Software. The applicant stated that the sought for information has not been provided to him by the PIO.

On the other hand the respondent stated that the investigation related with the information sought by the applicant is still under process, so the information cannot be provided to the applicant at this stage.

The Hon'ble Supreme Court of India in its Order rendered on 12.12.2011 in Civil Appeal Nos. 10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file.

Complaint Case No. 1255 of 2021

So, I disposed of the present complaint case with the direction to the First Appellate Authority i.e. Commissioner of Police, Jalandhar that he should call the complainant-applicant within 30 days and personally hear him and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

**(Maninder Singh Patti)
State Information Commissioner, Punjab.**

(Regd.) CC: Commissioner of Police, Jalandhar. – For compliance of the Order.

Shri Sahil Nagpal,
H. NO. 624, Street No.2,
Near Div. No.3, Taj Ganj,
Samrala Chowk Road,
Ludhiana.

--Complainant.

Versus

Public Information Officer
O/o Police Station, Div. No.3,
Ludhiana.

.....Respondent

Complaint Case No. 1256 of 2021

Present:- Shri Sahil Nagpal, complainant/applicant is present.
None present on behalf of the respondent.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Sahil Nagpal, complainant/applicant filed RTI application dated 14.10.2021 and sought some information from the SPIO, O/o Police Station, Div. No.3, Ludhiana. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 11.11.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

The applicant is present through CISCO Webex Meetings Software, whereas none has come present on behalf of the respondent.

The applicant stated that the requisite information has not been provided to him by the PIO till date.

The Hon'ble Supreme Court of India in its Order rendered on 12.12.2011 in Civil Appeal Nos. 10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file.

So, I disposed of the present complaint case with the direction to the First Appellate Authority i.e. Commissioner of Police, Ludhiana that he should call the complainant-

Complaint Case No. 1256 of 2021

applicant within 30 days and personally hear him and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

**(Maninder Singh Patti)
State Information Commissioner, Punjab.**

(Regd.) CC: Commissioner of Police, Ludhiana. – For compliance of the Order.



Shri Arun Sidhu,
S/o Shri Sohan Lal,
H. No. 1108/3,
Street No. 2, Manohar Nagar,
Ludhiana.

--Complainant.

Versus

Public Information Officer
O/o Commissioner of Police,
Ludhiana.

.....Respondent

Complaint Case No. 1235 of 2021

Present:- Shri Arun Sidhu, complainant/applicant is present.
ASI Tarsem Singh-1689/LDH is present on behalf of the SPIO, O/o
Commissioner of Police, Ludhiana.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Arun Sidhu, complainant/applicant filed RTI application dated 09.08.2021 and sought some information from the SPIO, O/o Commissioner of Police, Ludhiana. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 25.10.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

Both the parties are present through CISCO Webex Meetings Software.

The complainant/applicant stated that the requisite information has not been provided to him by the PIO till date.

On the other hand the respondent stated that the information sought by the applicant is voluminous and letter no.2 dated 03.01.2022 was written to the applicant that he can collect the information by visiting the office of the RTI Branch, O/o Commissioner of Police, Ludhiana.

The Hon'ble Supreme Court of India in its Order rendered on 12.12.2011 in Civil Appeal Nos. 10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant

case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file.

So, I disposed of the present complaint case with the direction to the First Appellate Authority i.e. Commissioner of Police, Ludhiana that he should call the complainant-applicant within 30 days and personally hear him and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

**(Maninder Singh Patti)
State Information Commissioner, Punjab.**

(Regd.) CC: Commissioner of Police, Ludhiana. – For compliance of the Order.

Shri Arun Sidhu,
S/o Shri Sohan Lal,
H. No. 1108/3,
Street No. 2, Manohar Nagar,
Ludhiana.

--Complainant.

Versus

Public Information Officer
O/o Commissioner of Police,
Ludhiana.

.....Respondent

Complaint Case No. 1236 of 2021

Present:- Shri Arun Sidhu, complainant/applicant is present.
ASI Tarsem Singh-1689/LDH is present on behalf of the SPIO, O/o
Commissioner of Police, Ludhiana.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Arun Sidhu, complainant/applicant filed RTI application dated 09.08.2021 and sought some information from the SPIO, O/o Commissioner of Police, Ludhiana. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 25.10.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

Both the parties are present through CISCO Webex Meetings Software.

The complainant/applicant stated that the requisite information has not been provided to him by the PIO till date.

On the other hand the respondent stated that the information sought by the applicant is voluminous and letter no.2 dated 03.01.2022 was written to the applicant that he can collect the information by visiting the office of the RTI Branch, O/o Commissioner of Police, Ludhiana.

The Hon'ble Supreme Court of India in its Order rendered on 12.12.2011 in Civil Appeal Nos. 10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant

case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file.

So, I disposed of the present complaint case with the direction to the First Appellate Authority i.e. Commissioner of Police, Ludhiana that he should call the complainant-applicant within 30 days and personally hear him and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

**(Maninder Singh Patti)
State Information Commissioner, Punjab.**

(Regd.) CC: Commissioner of Police, Ludhiana. – For compliance of the Order.

Shri Arun Sidhu,
S/o Shri Sohan Lal,
H. No. 1108/3,
Street No. 2, Manohar Nagar,
Ludhiana.

--Complainant.

Versus

Public Information Officer
O/o Commissioner of Police,
Ludhiana.

.....Respondent

Complaint Case No. 1237 of 2021

Present:- Shri Arun Sidhu, complainant/applicant is present.
ASI Tarsem Singh-1689/LDH is present on behalf of the SPIO, O/o
Commissioner of Police, Ludhiana.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Arun Sidhu, complainant/applicant filed RTI application dated 09.08.2021 and sought some information from the SPIO, O/o Commissioner of Police, Ludhiana. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 25.10.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

Both the parties are present through CISCO Webex Meetings Software.

The complainant/applicant stated that the requisite information has not been provided to him by the PIO till date.

On the other hand the respondent stated that the information sought by the applicant is voluminous and letter no.2 dated 03.01.2022 was written to the applicant that he can collect the information by visiting the office of the RTI Branch, O/o Commissioner of Police, Ludhiana.

The Hon'ble Supreme Court of India in its Order rendered on 12.12.2011 in Civil Appeal Nos. 10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant

case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file.

So, I disposed of the present complaint case with the direction to the First Appellate Authority i.e. Commissioner of Police, Ludhiana that he should call the complainant-applicant within 30 days and personally hear him and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

**(Maninder Singh Patti)
State Information Commissioner, Punjab.**

(Regd.) CC: Commissioner of Police, Ludhiana. – For compliance of the Order.



Shri Arun Sidhu, S/o Shri Sohan Lal,
H. No. 1108/3,
Street No. 2, Manohar Nagar,
Ludhiana.

--Complainant.

Versus

Public Information Officer
O/o Commissioner of Police,
Ludhiana.

.....Respondent

Complaint Case No. 1238 of 2021

Present:- Shri Arun Sidhu, complainant/applicant is
ASI Tarsem Singh-1689/LDH is present on behalf of the SPIO, O/o
Commissioner of Police, Ludhiana.

O R D E R

The present complaint was earlier allocated to the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler in which Notice of hearing was issued for 06.01.2022. However since the Ld. State Information Commissioner, Shri Avtar Singh Kaler has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 03.01.2022.

Shri Arun Sidhu, complainant/applicant filed RTI application dated 09.08.2021 and sought some information from the SPIO, O/o Commissioner of Police, Ludhiana. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 26.10.2021. Notice of hearing was issued to both the parties for today to be heard through CISCO Webex Meetings Software.

Both the parties are present through CISCO Webex Meetings Software.

The complainant/applicant stated that the requisite information has not been provided to him by the PIO till date.

On the other hand the respondent stated that the information sought by the applicant is related with the various police stations of Ludhiana District. He further stated that reply regarding this was sent to the complainant/applicant vide letter no.2542 dated 23.08.2021 and now vide letter no.980 dated 25.12.2021.

The Commission has received an e-mail sent by the PIO, which is a copy of letter no.980-D dated 25.12.2021. I have gone through the said letter and it is replied by the PIO regarding the information sought by the applicant that there are 29 police stations under the Police Commissionerate, Ludhiana and all the police stations have their own PIOs and the complainant/applicant can get the sought for information by filing separate RTI application before the concerned PIO of the concerned police station.

So, as per the reply of the PIO as mentioned above the complainant/applicant is advised to file fresh RTI application before the concerned PIO for seeking the information. With this observation the present complaint case is **disposed of and closed**.

Dated: 06.01.2022

(Maninder Singh Patti)
State Information Commissioner, Punjab.