

**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](mailto:psic22@punjabmail.gov.in)**

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**Sh Deepak Kumar (7508060043)**

S/o Sh. Ashok Kumar  
Vill. Gopalpura, PO Kathunagal,  
Distt. Amritsar 143502.

Complainant

Versus

**Public Information Officer**

O/o Amritsar Group of Colleges,  
Amritsar.

**Remanded Back**

**First Appellate Authority (By Name)**  
(Regd. Post) O/o Amritsar Group of Colleges,  
Amritsar

Encl. RTI application

Respondent

**Complaint Case No.: 357 of 2021**

**Heard through CISCO WEBEX**

**Present:** (i) Sh Deepak Kumar, the complainant in person.  
(ii) Respondent: Dr. Vijay Kumar (PIO)

**ORDER:**

1. The above mentioned case was earlier fixed for hearing on 16.09.2021 which was postponed and fixed for hearing today i.e. 6.4.2022 at 11.00 A.M.
2. In today's hearing both complainant and respondents are present. The complainant states that the sought information as per his RTI application has not been provided by the respondent department.
3. Respondent, Sh. Vijay Kumar states that reply had already been sent to the Commission vide letter dated 09.09.2021, which is received vide diary number of the Commission 20489 dated 10.09.2021 and 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 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).*

**Complaint Case No.: 357 of 2021**

**Heard through CISCO WEBEX**

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.

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: 6.4.2022**

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

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Appellant

**Sh Rajwinder Singh**

s/o Sh. Swaran Singh,  
H.No.149, St No.6, Guru Nanak Nagar,  
Village Gill, Ludhiana

Versus

**Public Information Officer**

O/o Maharaja Ranjit Singh Technical  
University, Bathinda

**First Appellate Authority**

O/o Maharaja Ranjit Singh Technical  
University, Bathinda

Respondent

**Appeal Case No.: 1697 of 2021**  
**Heard through CISCO WEBEX**

**Present:** (i) Appellant- Absent  
(ii) Respondent: Sh. Arshwinder Singh (9417940065)

**ORDER:**

1. The above mentioned case was earlier fixed for hearing on 16.09.2021 which was postponed and fixed for hearing today i.e. 6.4.2022 at 11.00 A.M.
2. In today's hearing, respondent, Sh. Arshwinder Singh states that information has already been sent to the appellant on 08.09.2021 and after that no objections has been raised by the appellant till date. A copy of the same is also sent to the Commission, which is received vide diary no. 20393 dated 09.09.2021 and taken on record.
3. Appellant is absent despite being aware about the date of hearing, which means he has nothing to say in this regard.
4. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties

**Dated: 6.4.2022**

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

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**Sh Satnam Singh Dhawan (9501513137)**

H.No.7, GK Vihar,  
Ludhiana

Complainant

Versus

**Public Information Officer**

O/o Regional Transport Authority,  
Gurdaspur

Respondent

**Complaint Case No.: 377 of 2021**

**Heard through CISCO WEBEX**

**Present:** (i) Complainant: Absent.  
(ii) Respondent: Sh. Ravinder Singh, SO (9872508332)

**ORDER:**

1. The above mentioned case was earlier fixed for hearing on 16.09.2021 which was postponed and fixed for hearing today i.e. 6.4.2022 at 11.00 A.M.
2. In today's hearing, respondent, Sh. Ravinder states that information has already been sent to the complainant twice on 19.03.2021 and 06.09.2021 and after that no objections has been raised by the complainant till date. A copy of the same is also sent to the Commission via an email dated 06.09.2021, which is received by the undersigned Bench and taken on record.
3. Complainant is absent despite being aware about the date of hearing, which means he has nothing to say in this regard.
4. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties

**Dated: 6.4.2022**

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

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**Sh Satnam Singh Dhawan (9501513137)**

H.No.7, GK Vihar,  
Ludhiana

Complainant

Versus

**Public Information Officer**

O/o Regional Transport Authority,  
Patiala

Respondent

**Complaint Case No.: 378 of 2021**  
**Heard through CISCO WEBEX**

**Present:** None present.

**ORDER:**

1. The above mentioned case was earlier fixed for hearing on 16.09.2021 which was postponed and fixed for hearing today i.e. 6.4.2022 at 11.00 A.M.
2. In today's hearing, both the parties are absent despite being aware about the date of hearing. An email dated 13.09.2021 is received from the respondent PIO by the undersigned bench comprising a letter addressed to the appellant regarding supply of information, which is taken on record.
3. Complainant is absent despite being aware about the date of hearing, which means he has nothing to say in this regard.
4. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties

**Dated: 6.4.2022**

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

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**Sh. Harmit Singh Sidhu (9878691567)**

Reporter Rojana Desh Sewak,  
C/o Baba Kalan Finance Co.  
Phul Road, Rampuraphul,  
Bathinda

Appellant

Versus

**Public Information Officer**

O/o RTA, Bathinda

**First Appellate Authority**

O/o Secretary, RTA,  
Bathinda

Respondent

**Appeal Case No.: 306 of 2021**  
**Heard through CISCO WEBEX**

**Present:**

(i) Appellant: Sh. Harmit Singh Sidhu.

(ii) Respondent: Sh. Mukesh Kumar PIO

**ORDER**

1. This order may be read with reference to the previous order dated 5.10.2021 vide which respondent, Sh. Baljinder Singh stated that all the record had been sent to their Head Office, Chandigarh and stated that the information would be given on its return. The case was adjourned to 6.4.2022.
2. In today's hearing, both the parties are present and respondent; Sh. Mukesh (PIO) is present and states that the information is pending due to matter in the court.
3. After hearing both the parties and examining the case file, respondent PIO is directed to supply an affidavit in original as per queries raised in RTI application, to the appellant within seven days from today.
4. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties.

**Dated: 6.4.2022**

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

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**Sh. Trilochan Singh (9463658200)**

R/o # 848-A, MIG Flat,

Jamalpur Colony,

Ludhiana 141010.

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.: 969 of 2021**  
**Through CISCO WEBEX**

**Present:** (i) Appellant: Absent

(ii) For the respondent: Sh. Gurbax Singh (APIO)

**ORDER:**

1. The above mentioned case was earlier heard on 5.10.2021 vide which respondent PIO was absent. The court awarded another opportunity to the respondent APIO to represent his case on the next date of hearing. The case was adjourned for 6.4.2022.
2. In today's hearing nobody is present on behalf of the appellant.
3. The respondent APIO states that as per directions, the information has already been sent again to the appellant on 11.10.2021 and no deficiency has been pointed out by the appellant till date.
4. Appellant is absent despite being aware about the date of hearing.
5. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties.

**Dated: 6.4.2022**

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

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**Sh. Sushil Kumar (9814500575)**  
# 1410, Phase-I, Urban Estate,  
Ludhiana-141013.

Appellant

Versus

**Public Information Officer**  
O/o Police Commissioner, Ludhiana

**First Appellate Authority**  
O/o Police Commissioner, Ludhiana

Respondent

**Appeal Case No.: 1097 of 2021**  
**Through CISCO WEBEX**

**Present:** (I) Appellant: Absent.  
(ii) For the respondent: ASI, Sh. Arshwinder Singh (SA) (9417940065)

**ORDER**

1. The above mentioned case was earlier heard on 05.10.2021 vide which respondent PIO was directed to appear in person or depute an official who is well aware about this case to represent this case at PSIC office along with the relevant record as per RTI application on the next date of hearing.

Appellant was also advised to appear in person at PSIC office so that he could inspect the record and identify the required pages as per RTI application, failing to which case will be decided on merit basis. Matter was adjourned for further hearing on 06.04.2022.

2. In today's hearing, respondent Sh. Arshwinder Singh joins meeting through CISCO WEBEX and states that as per directions he is on the way for visiting office of the Commission along with record. He adds that a reply dated 31.03.2022 is also sent to the Commission via an email dated 05.04.2022, which is received by the undersigned Bench and taken on record.
3. Appellant is absent despite being aware about the date of hearing. An email dated 31.03.2022 is received from the appellant requesting therein to take action against ASI, Tarsem Singh for not providing the information. In that email he also mentions not to close this case. This email is taken on record.
4. After discussing the respondent and examining the documents placed on record, It is observed that on hearing held on 05.10.2021, respondent, ASI, Tarsem Singh stated that appellant had not visited the respondent's office on 29.07.2021 as he was advised by the Hon'ble Commission vide order dated 20.07.2021.

I am of the considered view that appellant was given sufficient opportunities to inspect the official record on 29.07.2021 and today itself (06.04.2022) at the PSIC office but he did not bother to do so, which means he is wasting Commission's time as well as of the public authority.

6. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties.

**Dated: 6.4.2022**

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