

**PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Building, Near Rose Garden,**

**Sector 16, Chandigarh.**

**Ph: 0172-2864119, Email: - psic29@punjabmail.gov.in**

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Shri Kulwinder Singh, (M: 94062-06782),  
QR-1A, Street No. 21, Sector-2,  
Bhilai Nagar, Durg,  
Chhattisgarh – 490001.

..... Appellant

**Vs**

Public Information Officer,  
O/o District Registrar,  
Birth & Death Department,  
Nawanshehar.

First Appellate Authority,  
O/o District Registrar,  
Birth & Death Department,  
Nawanshehar.

.....Respondent

**Appeal Case No. 1667 of 2020**

Present:- Shri Kulwinder Singh, appellant is present.  
Dr. Kuldeep Rai, District Health Officer, Nawanshehar is present.

**O R D E R**

Shri Kulwinder Singh, appellant filed RTI application dated 12.12.2019 and sought some information from the PIO, O/o District Registrar, Birth & Death Department, Nawanshehar.

**Today the case was heard through CISCO Webex Meetings Software.**

Both the parties are present today. The SPIO stated that the sought for information was sent to the appellant vide letter no. 161-62 dated 04.09.2020 through registered post.

The appellant stated that he has received the information, but the information relating to point no. 4 i.e. the copy of death certificate has not been provided to him by the SPIO.

The SPIO stated that for getting the copy of death certificate the appellant should apply at Seva Kendra by depositing the requisite fees.

The sought for information has been provided to the appellant by the SPIO except the copy of death certificate, which he can get by applying at the Seva Kendra by depositing the requisite fee. Hence the present appeal case is **disposed of and closed**.

**Dated: 06.10.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**

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Shri Kulwinder Singh, (M: 94062-06782),  
QR-1A, Street No. 21, Sector-2,  
Bhilai Nagar, Durg,  
Chhattisgarh – 490001.

..... Appellant

**Vs**

Public Information Officer,  
O/o Director,  
Health & Family Welfare, Punjab,  
Sector 34, Chandigarh.

First Appellate Authority,  
O/o Director,  
Health & Family Welfare, Punjab,  
Sector 34, Chandigarh.

.....Respondent

**Appeal Case No. 1668 of 2020**

Present:- Shri Kulwinder Singh, appellant is present.  
Dr. Balwinder Singh, SPIO-cum-Asstt. Civil Surgeon O/o Civil Surgeon, Ludhiana is present.

**O R D E R**

Shri Kulwinder Singh, appellant filed RTI application dated 31.07.2019 and sought some information from the PIO, O/o Director, Health & Family Welfare, Punjab, Chandigarh.

**Today the case was heard through CISCO Webex Meetings Software.**

Both the parties are present today.

I have gone through the RTI application dated 31.07.2019 and the appellant sought information regarding Shri Nabh Kanwal Raja Sahib Charitable Hospital, Majara Nau Aabaad, Tehsil Banga, Distt. SBS Nagar.

The SPIO sent the reply to the Commission as well as to the appellant through letter no.205 dated 01.10.2020 and submitted that the appellant sought information regarding Shri Nabh Kanwal Raja Sahib Charitable Hospital, which is a private entity and is not a public authority as defined U/s 2(h) of the RTI Act, 2005, so the said trust is not a public authority and does not come within the ambit of the RTI Act, 2005.

I have gone through the RTI application and the reply submitted by the SPIO and also gone through Section 2(h) of the RTI Act, 2005, which envisaged as under :-

*“public authority means any authority or body or institution of self-government established or constituted :*

*a) By or under the Constitution.*

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**Appeal Case No. 1668 of 2020**

- b) *By any other law made by Parliament.*
- c) *By any other law made by State Legislature.*
- d) *By notification issued or order made by the appropriate Government, and includes any :-*
  - i) *Body owned, controlled or substantially financed;*
  - ii) *Non-Government organization substantially financed, directly or indirectly by funds provided by the appropriate Government. “*

I have gone through the letter of the SPIO as well as Section 2(h) of the RTI Act, 2005. Shri Nabh Kanwal Raja Sahib Charitable Hospital is not a public authority as defined U/s 2(h) of the RTI Act, 2005, so the RTI application filed by the appellant does not lie. Hence the present appeal case is **disposed of and closed.**

**Dated: 06.10.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**

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Shri Makhan Singh, (M: 99151-69047),

S/o Shri Jagir Singh,

Village Bika,

Distt. SBS Nagar.

.....Appellant.

**Vs**

Public Information Officer,

O/ o Commissioner of Police,

Jalandhar.

First Appellate Authority:

O/o Commissioner of Police,

Jalandhar.

.....Respondent

**Appeal Case No. 1547 of 2020**

**Present:-** Shri Makhan Singh, appellant is present.

SI, Balwinder Kumar, O/o Commissioner of Police, Jalandhar is present.

**O R D E R**

Shri Makhan Singh, appellant filed RTI application dated 08.01.2020 and sought some information from the PIO, O/o Commissioner of Police, Jalandhar.

**Today the case is heard through CISCO Webex Meetings Software.**

Both the parties are present today.

The respondent stated that the point-wise information/reply to the RTI application filed by the appellant is ready and a copy of the same has been sent to the Commission through e-mail as compliance.

I have gone through the e-mail sent by the SPIO, which is a copy of letter no.12A-III dated 05.10.2020. I have gone through the RTI application and also gone through the said letter. The SPIO has replied each and every paragraph of the RTI application.

So the present appeal case is **disposed of and closed** with a direction to the SPIO that the copy of information be also sent to the appellant within 2 days through registered post.

**Dated: 06.10.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

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Shri Rajiv Kumar Arora, S/o Shri Wazir Chand,  
H.No. 36, Gali NO.3, Rishi Vihar,  
Majitha Road, Amritsar.



..... Appellant

**Vs**

Public Information Officer,  
O/o Food Supply and Consumer Affairs  
Department, Ram Tirath Road,  
Amritsar.

First Appellate Authority,  
O/o Food Supply and Consumer Affairs  
Department, Ram Tirath Road,  
Amritsar.

.....Respondent

**Appeal Case No. 1986 of 2020**

Present:- Shri Rajiv Kumar Arora, appellant is present.  
Ms. Pardeep Kaur, Inspector is present on behalf of the SPIO, O/o Food Supply  
and Consumer Affairs Department, Amritsar.

**O R D E R**

Shri Rajiv Kumar Arora, appellant filed RTI application dated 21.01.2020 and sought some information from the SPIO, O/o Food Supply and Consumer Affairs Deptt. Amritsar. When no information was provided to him by the SPIO, then he filed First Appeal before the First Appellate Authority on 02.03.2020 and then Second Appeal before the Punjab State Information Commission on 29.07.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software.**

Both the parties are present today. I have gone through the RTI application dated 21.01.2020 and also discussed about the sought for information with both the parties. The information sought by the appellant is voluminous and not specific, which is not permissible under the RTI Act, 2005.

The appellant sought information regarding the whole Ration Depots of District Amritsar and the access to this information is not possible as to prepare this information the maximum staff would be occupied and this will hamper the whole routine work of the office of the public authority.

As the information sought by the appellant is vague and is not specific and voluminous, so the present appeal case is **disposed of and closed** with the observation that the applicant can file another RTI application for getting the specific information.

**(Avtar Singh Kaler)**

**State Information Commissioner, Punjab.**

**Dated: 06.10.2020**

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Shri George Subh, S/o Shri Rustam Masih, (M: 98141-00191),

R/o Begowal, Ward No. 12,

Tehsil Bholath, Distt. Kapurthala.



..... Complainant

**Vs**

Public Information Officer,

O/o Commandant-cum-Dy. Director,

PPA, Phillaur, Distt. Jalandhar.

.....Respondent

**Complaint Case No. 487 of 2020**

Present:- Shri George Subh, complainant/applicant is present.  
DSP Ashok Kumar is present on behalf of Shri Ravcharan Singh, PPS, SPIO-cum-Commandant-cum-Dy. Director, PPA, Phillaur, Distt. Jalandhar.

**O R D E R**

Shri George Subh, complainant/applicant filed RTI application dated 19.02.2020 and sought some information from the SPIO, O/o Commandant-cum-Dy. Director, PPA, Phillaur, Distt. Jalandhar. When no information was provided to him by the SPIO then he filed complaint against the SPIO before the Punjab State Information Commission on 30.07.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today through **CISCO Webex Meetings Software**.

Both the parties are present today. I have gone through the RTI application dated 19.02.2020 and also discussed about the sought for information with both the parties.

The respondent stated that the information sought by the complainant/applicant through his RTI application is exempted U/s 8(1)(e) and (j) of the RTI Act, 2005. He further stated that the reply regarding this has also been sent to the Commission as compliance.

I have gone through the detailed reply sent by the SPIO dated 30.09.2020 and it is submitted by the SPIO that the applicant filed RTI application dated 19.02.2020 and the reply regarding this has already been sent to the applicant vide letter no.43/RTI/LIT/D dated 16.03.2020. It is further submitted by the SPIO in the reply that the applicant sought information regarding the name of the officials belonging to a particular caste falls within the exemption contained in Section 8(1)(e) and (j) of the RTI Act, 2005 being personal information of the officials. He has also mentioned about the Order passed by the Hon'ble Supreme Court of India in its landmark judgment titled as *Girish Ramchandra Deshpande Vs Central Information Commission* in CWP 27734 of 2012.

So as per the reply submitted by the SPIO that the information sought by the applicant is exempted Under Section 8(1)(e) and (j) of the RTI Act, 2005 being personal information and moreover there is no larger public interest involved in disclosure of information, so the present complaint case is **disposed of and closed**.

**(Avtar Singh Kaler)**

**State Information Commissioner, Punjab.**

**Dated: 06.10.2020**

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S/o Shri Rustam Masih,  
R/o Begowal, Ward No. 12,  
Tehsil Bholath,  
Distt. Kapurthala.

..... Appellant

**Vs**

Public Information Officer,  
O/o Inspector General of Police (PAP),  
Jalandhar.

First Appellate Authority,  
O/o Special Director General of Police,  
Armed Battalion, Jalandhar.

.....Respondent

**Appeal Case No. 2093 of 2020**

Present:- Shri George Subh, appellant is present.  
DSP Ravinder Singh is present on behalf of the SPIO, O/o IGP (PAP), Jalandhar.

**O R D E R**

Shri George Subh, appellant filed RTI application dated 11.05.2020 and sought some information from the SPIO, O/o IGP (PAP), Jalandhar. A reply was sent to him by the SPIO vide letter no. 7906 dated 22.05.2020 and the information was declined by the SPIO-cum-IGP (PAP), Jalandhar that the Punjab Armed Police is exempted U/s 24 of the RTI Act, 2005 from the purview of the Right to Information by the Govt. of Punjab vide Notification No.S.O.49/C.A..22/2005/S.24/2016 dated 07.06.2016.

But the appellant filed First Appeal against the Order of the SPIO before the First Appellate Authority on 03.06.2020. The First Appellate Authority rejected the First Appeal of the appellant vide Order dated 22.06.2020. The appellant aggrieved by the decision of the SPIO and the First Appellate Authority filed Second Appeal before the Punjab State Information Commission on 04.08.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software**.

Both the parties are present today. I have gone through the RTI application dated 11.05.2020 and also discussed about the sought for information with the appellant.

The SPIO has sent a mail to the Commission on 01.10.2020, diarized vide no. 13218, which is a copy of letter no. 13739 dated 28.09.2020 along with a detailed reply of Shri M.F. Farooqui, IPS, SPIO-cum-Inspector General of Police, Punjab Armed Police (PAP), Jalandhar and a copy of Gazette Notification issued by the Govt. of Punjab dated 7<sup>th</sup> June, 2016 through which some security agencies have been exempted from the purview of Right to

Contd..p2..

**Appeal Case No. 2093 of 2020**

Information Act, 2005 and at point no. 2 of the Notification Armed Police including Punjab Armed Police has been exempted by the Govt. of Punjab.

I have gone through the detailed reply of the SPIO and satisfied that the Punjab Armed Police (PAP) does not come within the ambit of Right to Information Act, 2005 and is exempted U/s 24(4) of the Act by the Punjab Government vide Notification No. S.O.49/C.A..22/2005/S.24/2016 dated 07.06.2016. The present appeal is devoid of any merit, hence **dismissed and disposed of** accordingly.

**Dated: 06.10.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**



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Shri George Subh, (M: 98141-00191),  
S/o Shri Rustam Masih,  
R/o Begowal, Ward No. 12,  
Tehsil Bholath,  
Distt. Kapurthala.

..... Appellant

**Vs**

Public Information Officer,  
O/o Inspector General of Police (PAP),  
Jalandhar.

First Appellate Authority,  
O/o Special Director General of Police,  
Armed Battalion, Jalandhar.

.....Respondent

**Appeal Case No. 2091 of 2020**

Present:- Shri George Subh, appellant is present.  
DSP Ravinder Singh is present on behalf of the SPIO, O/o IGP (PAP), Jalandhar.

**O R D E R**

Shri George Subh, appellant filed RTI application dated 08.06.2020 and sought some information from the SPIO, O/o IGP (PAP), Jalandhar. A reply was sent to him by the SPIO vide letter no. 9192 dated 16.06.2020 and the information was declined by the SPIO-cum-IGP (PAP), Jalandhar that the Punjab Armed Police is exempted U/s 24 of the RTI Act, 2005 from the purview of the Right to Information by the Govt. of Punjab vide Notification No.S.O.49/C.A..22/2005/S.24/2016 dated 07.06.2016.

But the appellant filed First Appeal against the Order of the SPIO before the First Appellate Authority on 20.06.2020. The First Appellate Authority rejected the First Appeal of the appellant vide Order dated 03.07.2020. The appellant aggrieved by the decision of the SPIO and the First Appellate Authority filed Second Appeal before the Punjab State Information Commission on 04.08.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software**.

Both the parties are present today. I have gone through the RTI application dated 08.06.2020 and also discussed about the sought for information with the appellant.

The SPIO has sent a mail to the Commission on 01.10.2020, diarized vide no. 13217, which is a copy of letter no. 13751 dated 28.09.2020 along with a detailed reply of Shri M.F. Farooqui, IPS, SPIO-cum-Inspector General of Police, Punjab Armed Police (PAP), Jalandhar and a copy of Gazette Notification issued by the Govt. of Punjab dated 7<sup>th</sup> June, 2016 through which some security agencies have been exempted from the purview of Right to

Contd..p2..

**Appeal Case No. 2091 of 2020**

Information Act, 2005 and at point no. 2 of the Notification Armed Police including Punjab Armed Police has been exempted by the Govt. of Punjab.

I have gone through the detailed reply of the SPIO and satisfied that the Punjab Armed Police (PAP) does not come within the ambit of Right to Information Act, 2005 and is exempted U/s 24(4) of the Act by the Punjab Government vide Notification No. S.O.49/C.A..22/2005/S.24/2016 dated 07.06.2016. The present appeal is devoid of any merit, hence **dismissed and disposed of** accordingly.

**Dated: 06.10.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**

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S/o Shri Rustam Masih,

R/o Begowal, Ward No. 12,

Tehsil Bholath,

Distt. Kapurthala.

..... Appellant

**Vs**

Public Information Officer,

O/o SSP,

Fatehgarh Sahib.

First Appellate Authority,

O/o IGP, Roopnagar Ragne,

Roopnagar.

.....Respondent

**Appeal Case No. 2089 of 2020**

Present:- Shri George Subh, appellant is present.

ASI Ranjit Singh is present on behalf of the SPIO-cum-SSP, Fatehgarh Sahib.

**O R D E R**

Shri George Subh, appellant filed RTI application dated 25.02.2020 and sought some information from the SPIO, O/o SSP, Fatehgarh Sahib. A reply was sent to him by the SPIO vide letter no. 541 dated 24.03.2020 and the information was declined by the SPIO. Aggrieved by the decision of the SPIO, the appellant filed First Appeal before the First Appellate Authority on 13.05.2020 and then filed Second Appeal before the Punjab State Information Commission on 04.08.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software**.

Both the parties are present today. I have gone through the RTI application dated 25.02.2020 and also discussed about the sought for information with the appellant.

The appellant sought information regarding all the employees and officials related with schedule caste category. The SPIO sent the reply to the appellant vide letter no. 541 dated 24.03.2020 and the information was declined by the SPIO submitting that as per the decision of Hon'ble Central Information Commission passed in 236/IC (A)/2006 F.No. CIC/MA/2006/00636 dated 11.09.2006, the information which needs to be collected and to be prepared is not permissible under RTI Act, 2005.

I have gone through the RTI application dated 25.02.2020 and also gone through the reply submitted by the SPIO. The SPIO has rightly declined the RTI application of the appellant. Hence the present appeal case is **disposed of and closed**.

**(Avtar Singh Kaler)**

**State Information Commissioner, Punjab.**

**Dated: 06.10.2020**

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S/o Shri Rustam Masih,  
R/o Begowal, Ward No. 12,  
Tehsil Bholath,  
Distt. Kapurthala.

..... Appellant

**Vs**

Public Information Officer,  
O/o Deputy Commissioner of Police,  
Jalandhar.

First Appellate Authority,  
O/o Commissioner of Police,  
Jalandhar.

.....Respondent

**Appeal Case No. 2092 of 2020**

Present:- Shri George Subh, appellant is present.  
SI Balwinder Kumar is present on behalf of the SPIO, O/o Deputy Commissioner of Police, Jalandhar.

**O R D E R**

Shri George Subh, appellant filed RTI application dated 19.02.2020 and sought some information from the SPIO, O/o Deputy Commissioner of Police, Jalandhar. A reply was sent to him by the SPIO vide letter no. 31 ACP-III dated 06.07.2020 and the information was denied by the SPIO U/s 2(f) and 8(1) (j) of the RTI Act, 2005. Aggrieved by the decision of the SPIO, the appellant filed First Appeal before the First Appellate Authority on 15.05.2020 and then filed Second Appeal before the Punjab State Information Commission on 04.08.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today **through CISCO Webex Meetings Software.**

Both the parties are present today. I have gone through the RTI application dated 19.02.2020 and also discussed about the sought for information with the appellant.

The appellant sought information regarding all the employees and officials related with schedule caste category. The SPIO sent the reply to the appellant vide letter no. 31 ACP-III dated 06.07.2020 and the information was denied by the SPIO U/s 2(f) and 8(1) (j) of the RTI Act, 2005.

I have gone through the RTI application dated 19.02.2020 and also gone through the reply submitted by the SPIO. The SPIO has rightly declined the RTI application of the appellant. Hence the present appeal case is **disposed of and closed.**

**(Avtar Singh Kaler)**

**State Information Commissioner, Punjab.**

**Dated: 06.10.2020**