



Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road, Mandi Mullanpur,
Distt. – Ludhiana -141101(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Plot No. 03,
Sector 35 - A, Chandigarh

First Appellate Authority,
O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Plot No. 03,
Sector 35 - A, Chandigarh

...Respondents

Appeal Case No. 685 of 2021

Present : Sh. Rakesh Kumar Gupta, Advocate, the appellant in person.
None on behalf of the respondent.

ORDER

Heard.

The RTI request is dated 16.01.2021, which was filed in the office of the respondent PIO under Section 7 (1) of the RTI Act, 2005. First appeal is dated 25.01.2021. Second appeal was received in the Commission on 09.02.2021 under 'Life and Liberty' clause, which was allocated to the Bench of the undersigned to be considered under General category vide Office-note dated 11.02.2021.

On the last date of hearing, held on 15.12.2021,

- i) Sh. Ashish Kumar, Superintendent-cum-PIO(LG – III Branch), stated that enquiry on the complaints no. 222 of 2020 and 223 of 2020 (regarding which the information was sought through RTI request) is pending as the same is forwarded to Addl. Deputy Commissioner, Ludhiana for further investigation and a reply was sent to the appellant.
- ii) The appellant stated that reply given to him by the respondent is not satisfactory and he had pointed out certain deficiencies in the supplied information through a letter dated 10.12.2021.
- iii) Last opportunity was given to the respondent PIO concerned to supply the information, after removing the deficiencies, which were pointed out by the appellant through letter dated 10.12.2021, to him by registered post or through an e-mail with a copy to the Commission.
- iv) An opportunity was given to the appellant to confirm whether he has received the information (which would be supplied by respondent PIO) or not.

The appellant, Sh. Rakesh Kumar Gupta, Advocate, appeared in person in today's hearing.

Sh. Manoj Kumar, Senior Assistant, LG – III Branch, through a telephonic call, seeks an adjournment in this case.

After considering the telephonic communication (made by representative of the respondent), the case is adjourned to 16th March, 2022 (Wednesday) at 11:00 A. M. for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh with the directions to both the parties i. e. the appellant and the respondent PIO to be present with the information (already/would be supplied in the instant appeal-case) during the proceedings of the instant appeal-case on the next date of hearing fixed before the bench of the undersigned so that facts of this case could be cleared or the case would be decided on merits.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'



Rakesh Kumar Gupta, Advocate
8/237, Jagraon Road,
Mandi Mullanpur,
Distt. – Ludhiana -141101(Punjab)

....Appellant

V/s

i) Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
Distt. - Ludhiana (Punjab)

(Regd. Post) ii) Public Information Officer,
O/o The Administrator,
Greater Ludhiana Area
Development Authority,
(G.L.A.D.A.)
Ludhiana (Punjab)

Encl : RTI request
First Appellate Authority,
O/o The Sub Divisional Engineer,
Punjab Water Supply
and Sewerage Circle,
Ludhiana(Punjab)

...Respondents

Appeal Case No. 1070 of 2021

Present : Sh. Rakesh Kumar Gupta, Advocate, the appellant in person.
None on behalf of the respondent.

ORDER

Heard.

The RTI request is dated 09.03.2020. First appeal is dated 18.03.2020. Second appeal has been received in the Commission on 24.02.2021.

On the last date of hearing, held on 15.12.2021 ;

- i) The appellant, stated that no information was given to him by the respondent PIO.
- ii) Sh. Supinder Singh, Sub Divisional Engineer of Sub-Division, Raikot, stated that the requisite information, demanded by the appellant either relates with office of Executive Officer, Nagar Council, Mullanpur Dakha or Greater Ludhiana Area Development Authority Ludhiana, moreover, the RTI request of the appellant was addressed to PIO office of Executive Officer, Nagar Council, Mullanpur Dakhan and requested to exempt the office of Punjab Water Supply and Sewerage Board, Division Ludhiana from the instant appeal-case.
- iii) After examining the documents placed on record, it was found that the RTI request filed by the appellant is addressed to PIO office of Executive Officer, Nagar Council, Mullanpur Dakha, hence, Public Information Officer office of Executive Officer, Nagar Council, Mullanpur Dakha be remained necessary party in this case and a copy of this order was sent to him alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission.

The appellant, Sh. Rakesh Kumar Gupta, Advocate, appeared in person in today's hearing.

None came present from office of Executive Officer, Nagar Council, Mullanpur Dakha in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 377 dated 23.02.2022 signed by Executive Officer, Nagar Council, Mullanpur Dakha, which has been received in the Commission through an e-mail, has intimated the Commission that the RTI request of the appellant has been forwarded to PIO office of Greater Ludhiana Area Development Authority Ludhiana with the directions to supply the required information to the appellant. It is taken on record.

After examining the documents placed on record, it is found that the RTI request filed by the appellant is addressed to PIO office of Executive Officer, Nagar Council, Mullanpur Dakha, hence, Public Information Officer office of Executive Officer, Nagar Council, Mullanpur Dakha would be remained party in this case and a copy of this order be also sent to PIO office of Greater Ludhiana Area Development Authority Ludhiana alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission, by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

The case is adjourned to 4th May, 2022 (Wednesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl : RTI request

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'



Arvinder Pal Singh,
H. No. 32, Gurjivan Vihar,
Dhakoli, Zirakpur, Tehsil- Derabassi,
Distt. – S. A. S. Nagar (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Nagar Council, Zirakpur (Punjab)

First Appellate Authority,
O/o The Executive Officer,
Nagar Council, Zirakpur (Punjab)

...Respondents

Appeal Case No. 1209 of 2021

Present : Sh. Arvinder Pal Singh, the appellant in person.
Sh. Girish Verma, Executive Officer-cum-PIO, in person.

ORDER

Heard.

The above-mentioned has earlier heard by the bench of Hon'ble State Information Commissioner, Ms. Preeti Chawla on 17.08.2021 and Hon'ble Chief Information Commissioner vide Office Order dated 25.08.2021, has reallocated the case to the Bench of the undersigned.

On the last date of hearing, held on 20.12.2021 ;

- i) Last opportunity was given to the respondent-PIO concerned to supply the certified copies of the required information to the appellant with a copy to the Commission.
- ii) If already supplied the information, an opportunity is given to him (the respondent PIO) to send a copy of the information to the Commission with the directions to comply with the orders dated 17.08.2021 through which penalty was imposed and the order dated 18.10.2021 through which compensation was awarded to the appellant.

The appellant, Sh. Arvinder Pal Singh, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO till date.

Sh. Girish Verma, Executive Officer-cum-PIO, who appeared in person in today's hearing, states that the requisite information has already been supplied to the appellant except point no. 01 of the RTI request and the same would be supplied positively.

The appellant is advised to visit the office of the respondent PIO on 14.03.2022 at 12:00 noon to collect the remaining information.

The respondent PIO concerned is directed to facilitate the appellant during his visit to the office and supply the required information to the appellant with a copy to the Commission

An opportunity is also given to the appellant to confirm whether he has received the information or not.

Last opportunity is given to the respondent-PIO concerned to comply with the orders dated 17.08.2021 through which penalty of Rs. 10,000/- was imposed and the order dated 18.10.2021 through which compensation of 5000/- was awarded to the appellant.

The case is adjourned to 9th May, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 9th March, 2022

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'



Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road,
Mandi Mullanpur,
Distt. – Ludhiana -141101(Punjab)

....Appellant

V/s

i) Public Information Officer,
O/o The Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

(Regd. Post) ii) Public Information Officer,
O/o The Secretary
to Government. of Punjab,
Department of Personnel (Finance)
O & M Branch,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

Encl : RTI request

First Appellate Authority,
O/o The Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 861 of 2021

Present : Sh. Rakesh Kumar Gupta, Advocate, the appellant in person.
None on behalf of the respondent.

ORDER

Heard.

The RTI request is dated 14.03.2020. First appeal is dated 20.01.2021. Second appeal has been received in the Commission on 18.02.2021.

On the last date of hearing, held on 20.12.2021 ;

- i) Sh. Ashish Kumar, Superintendent of LG – III Branch, stated that a reply was given to the appellant vide letter no. 473 dated 01.03.2021 and again vide letter no. 2566 dated 13.12.2021 through registered post intimating that the information demanded relates with O & M Branch of department of Personnel (Finance).
- ii) The appellant, Rakesh Kumar Gupta, Advocate, stated that He has not received any reply from the respondent.
- iii) The concerned parties were directed to remain present during the proceedings of the instant appeal-case on the next date fixed alongwith relevant official so that facts of this case could be cleared .

The appellant, Sh. Rakesh Kumar Gupta, Advocate, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

None came present from office of respondent in today's hearing.

Contd...2/-

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 2566 dated 13.12.2021 signed by Superintendent-cum-PIO (LG-III Branch), which has been received in the Commission through Diary No. 29126 dated 30.12.2021, has intimated the Commission that the information demanded relates with O & M Branch of department of Personnel (Finance). It is taken on record.

After examining the documents placed on record, it is found that the RTI request filed by the appellant is addressed to PIO office of Secretary to Government. of Punjab, hence, Public Information Officer office of Secretary to Government. of Punjab would remain party in this case and a copy of this order be also sent to PIO office of O & M Branch of department of Personnel (Finance) alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission, by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

The concerned parties are directed to remain present during the proceedings of the instant appeal-case on the next date fixed in the office of State Information Commission, Punjab so that facts of this case could be cleared or the case would be decided on merits.

The case is adjourned to 16th March, 2022 (Wednesday) at 11:00 A. M. for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl : RTI request

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'



Jasbir Singh
S/o Sh. Harbans Singh,
Village - Jalal Khera, P. O. – Sular,
Distt. - Patiala(Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Deputy Commissioner,
Patiala (Punjab)

First Appellate Authority,
O/o The Deputy Commissioner,
Patiala (Punjab)

...Respondents

Appeal Case No. 2106 of 2020

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard.

The RTI request is dated 06.02.2020. First appeal is dated 16.06.2020. Second appeal has been received in the Commission on 07.08.2020.

On the last date of hearing, held on 22.12.2021 ;

- i) Last opportunity was given to the respondent PIO concerned to send the remaining information at point no. 01 of the RTI request to the appellant with a copy to the Commission.
- ii) If information, regarding query no. 01 of the RTI request, is not available or not maintained in the official record, he/she (respondent-PIO concerned) was directed to send/file a reply, in writing, to the particular query, to the appellant with a copy to the Commission.
- iii) An opportunity was given to the appellant to confirm whether he received the remaining information or not.

Neither the appellant, Sh. Jasbir Singh nor the respondent is present in today's hearing.

The appellant, Sh. Jasbir Singh, through a letter dated 07.03.2022, which has been received in the Commission through an e-mail, has intimated the Commission that incomplete information has been given to him by the respondent PIO till date. He has also intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Contd...2/-

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 38 dated 03.03.2022 signed by Tehsildar-cum-PIO, Patiala, which has been received in the Commission through an e-mail, has intimated the Commission that the remaining information at point no. 01 of the RTI request has already been supplied to the appellant. He also sent another letter vide no. 441 dated 09.03.2022, intimating that he is unable to attend today's hearing due to election duty and requested for an adjournment in this case. It is taken on record.

Nevertheless, an opportunity is given to both the parties i. e. the appellant and the respondent PIO to be present with the information (already supplied in the instant appeal-case) during the proceedings of the instant appeal-case on the next date of hearing fixed before the bench of the undersigned so that facts of this case could be cleared or the case would be decided on merits.

The case is adjourned to 23rd March, 2022 (Wednesday) at 11:00 A. M. for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'

Nishant Setia,
109, Street No. 01,
Panchvati Nagar,
Bathinda (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Principal,
D. A. V. College,
Abohar (Fazilka) (Punjab)

First Appellate Authority,
O/o The Registrar,
Panjab University,
Sector 14, Chandigarh

...Respondents

Appeal Case No. 892 of 2021

Present : Sh. Harsh Neyol, Advocate, on behalf of the appellant.
Sh. Aman Chowdhary, Advocate, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 05.03.2020. First appeal is dated 09.06.2020. Second

appeal has been received in the Commission on 09.02.2021.

On the last date of hearing, held on 24.01.2022 ;

- i) Sh. Harsh Neyol, Advocate (representative of the appellant, Sh. Nishant Setia) stated that incomplete information was given to him by the respondent PIO as information at point no. 05 is pending and a written-submission was sent to the Commission.
- ii) Sh. Vasu Sharma, Senior Assistant office of Registrar, Panjab University, appeared on behalf of First Appellate Authority.
- iii) Neither the respondent PIO nor any of his representative was present and taking a serious view of this casual approach of the respondent PIO, a show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned of office of Principal, D. A. V. College, Abohar (Fazilka), under the provisions of the RTI Act, 2005.
- iv) Last opportunity was given to the respondent PIO concerned to send reply/counter reply in response to the submission (earlier submitted by the appellant).

Sh. Harsh Neyol, Advocate, who appeared on behalf of the appellant, Sh. Nishant Setia, in today's hearing, states that incomplete information has been given to him by the respondent PIO as information at point no. 05 is still pending and a written-submission has been sent to the Commission vide letter dated 27.10.2021. It is placed in the case-file.

Sh. Aman Chowdhary, Advocate, who appeared on behalf of the respondent PIO in today's hearing, states that available information has already been supplied to the appellant.

After examining the RTI request, placed in the case-file, it is found that the appellant has demanded scores given to all candidates (for the post of Assistant Prof. in Commerce in an interview on 16th January, 2020) in each category and sub-category wise and a written-submission was sent to the Commission vide letter dated 27.10.2021 and the respondent has also sent a written-submission dated 27.10.2021, which has been received in the Commission vide Diary No. 24326 dated 27.10.2021. Both the above-mentioned written-submissions are placed in the case-file.

After examining the submissions placed in the case-file and hearing both the parties concerned, it emerges that an important matter is involved in the instant appeal-case, hence, the case-file be sent to the Deputy Registrar with the direction for placing it before the Hon'ble Chief Information Commissioner for constitution of a Division or Larger Bench to decide this issue.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

The Deputy Registrar

Encl : Case-File

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'



Ms. Rupinder Kaur Gill,
410, National City Homes,
G. T. Road,
Amritsar (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan,
Sector 35 - A, Plot No. 03,
Chandigarh

First Appellate Authority,
O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan,
Sector 35 - A, Plot No. 03,
Chandigarh

...Respondents

Appeal Case No. 525 of 2021

Present : Sh. Vishal Joshi on behalf of the appellant.

Sh. Gagandeep, Senior Assistant (LG – II Branch), for the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 20.08.2020. First appeal is dated 05.10.2020. Second appeal has been received in the Commission on 21.01.2021.

Sh. Gagandeep, Senior Assistant (LG – II Branch),, who appeared on behalf of the respondent PIO in today's hearing, states that complete information, after collecting the same from the office of Addl. Deputy Commissioner(Development), has been supplied to the appellant vide letter no. 403 dated 07.03.2022. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 404 dated 07.03.2022, which has been received in the Commission vide Diary No. 4746 dated 08.03.2022. It is taken on record.

Sh. Vishal Joshi, who appeared on behalf of the appellant, Ms. Rupinder Kaur Gill, in today's hearing, states that he has received the information from the respondent yesterday i. e. 08.03.2022 and seeks an adjournment so that he could go through the information supplied.

An opportunity is also given to the appellant to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

The case is adjourned to 2nd May, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. '1589136034'



Harjinder Singh
S/o Sh. Ram Kishan,
Main Road, Surjit Colony,
Raahon Road, Basti Jodhewal,
Ludhiana(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o The Executive Engineer,
Punjab Water Supply
And Sanitation,
Division – 02,
Metro Road, Partap Chowk,
Ludhiana (Punjab)

(Regd. Post) The Block Development Officer,
Ludhiana – II.

Encl : RTI request

...Respondents

Complaint Case No. 1016 of 2021

Present : Sh. Harjinder Singh, the complainant in person.
Sh. Sarabjit Singh, S. D. O., on behalf of the respondent.

ORDER

Heard.

The RTI request is dated 07.04.2021. The complaint has been received in the Commission on 03.08.2021.

The complainant, Sh. Harjinder Singh, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO and whatever information has been given is un-attested.

Sh. Sarabjit Singh, S. D. O., who appeared on behalf of the respondent PIO in today's hearing, states that part information has been supplied to the complainant and part information relates with office of Block Development Officer, Ludhiana – II.

Accordingly, a copy of this order be also sent to PIO office of Block Development Officer, Ludhiana – II alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries (whatever queries relates to his office) raised by him through RTI request with a copy to the Commission, by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

The case is adjourned to 23rd March, 2022 (Wednesday) at 11:00 A. M. for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl : RTI request



Surjit Singh S/o Sh. Gokul Singh,
V.P.O. – Jarg, Tahsil – Payal,
Distt. - Ludhiana(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The District Education Officer (Elem.),
SriFatehgarh Sahib (Punjab)

First Appellate Authority,
O/o The Director,
Public Instructions (Sec.) Pb.,
Vidya Bhawan, P.S.E.B. Complex,
Sector 62,S.A.S. Nagar (Mohali) (Punjab)

...Respondents

Appeal Case No. 3477 of 2021

Present : Sh. Surjit Singh, the appellant in person.
Ms. Ravinder Bajwa, Superintendent , on behalf of the respondent.

ORDER

Heard.

The RTI request is dated 26.04.2021. First appeal is dated 29.06.2021. Second appeal has been received in the Commission on 03.08.2021.

Ms. Ravinder Bajwa, Superintendent, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant vide letter dated 18.08.2021. She also hands over the requisite information to the appellant during the hearing in the Commission today. She also intimates the Commission that a reply has also been sent to the Commission vide letter no. 1289 dated 21.12.2021, which has been received in the Commission through an e-mail. It is taken on record.

The appellant, Sh. Surjit Singh, who appeared in person in today's hearing, states that the information given to him by the respondent PIO is not satisfactory, moreover, not as per queries raised by him through RTI request.

After examining the RTI request placed in the case-file, it is found that the appellant has demanded copy of seniority list through which promotions have been done and copy of case-file carrying record of pay fixation of promoted employees and copy of his (appellant) service book .

Nevertheless, an opportunity is given to the respondent PIO concerned to bring a copy of the information (which was already supplied to the appellant) with the relevant official record (as per queries raised through RTI request) in the office of State Information Commission, Punjab, before the bench of the undersigned on the next date of hearing fixed so that facts of this case could be cleared.

The case is adjourned to 23rd March, 2022 (Wednesday) at 11:00 A. M. for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 9th March, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

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