

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

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Whatsapp No. 62848-20189 Cisco Webex: 158 708 3455



Sh. Baldev Singh S/o Sh. Parkash Singh,  
R/o Village Malikpur,  
Tehsil & Distt SBS Nagar.M : 6284578545

....Complainant

Vs

Public Information Officer, (By Name)  
O/o District Development and Panchayats Officer,  
SBS Nagar.

Sh. Gurtej Singh Garcha, 9814672476,  
Public Information Officer  
o/o the District Mining Officer,  
Room No. 25, 1<sup>st</sup> Floor,  
SDM Office,(Old DC Office Building)  
SBS Nagar.

Sh. Hardeep Singh, Executive Engineer-cum-  
Public Information Officer  
o/o the Director, Mining,  
Old Hydrel Building,  
1<sup>st</sup> Floor, Sector 18,  
Madhya Marg, Chandigarh. 9888545999

....Respondents

Complaint Case No.668 of 2020  
(Cisco Webex/Telephone proceedings)

Present:- Advocate Deepak Verma 9814671446 8699903235, through cisco webex on behalf of the complainant.  
Sh. Davinder Kumar, District Development and Panchayats Officer, on telephone and Sh. Gurtej Singh Gharcha, Distt. Mining Officer, on telephone on behalf of the respondents. 9814672476. 9781169111

## ORDER

This order may be read with reference to the previous order dated 28.7.2021.

2. The complainant has sought the following information:-

“Attested copy of assessment made by Mining Officer on 25.1.2018 amounting to Rs.3,71,00,000/- (Three Crore Seventy One lac) of the illegal Mining done by Sarpanch Kulwant Kaur w/o Santokh Singh & Lakhvir Singh s/o Santokh Singh residents of Village Malikpur Tehsil Nawanshehar District SBS Nagar.”

3. During the last hearing, keeping in view the specific submission made by the counsel on behalf of the complainant, the Public Information Officer o/o the District Development and Panchayats Officer and the Public Information Officer o/o the Distt. Mining Officer, SBS Nagar were directed to file their response before the next date of hearing regarding

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Complaint Case No.668 of 2020

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annexure C-4 placed on record by the counsel on behalf of the complainant. A copy of the annexure C-4 was also **sent** to them along with the order.

4. During the hearing today i.e. 9.8.2021 the Public Information Officer o/o the District Mining Officer, SBS Nagar has sent his reply which is reproduced below:-

“... ਕਿ ਕੰਪਲੇਂਟ ਕੇਸ ਨੰ: 668 ਆਫ 2020, ਸਿਸਕੋ ਵੈਬਐਕਸ/ਟੈਲੀਫੋਨ ਪ੍ਰੋਸੀਡਿੰਗ ਮਿਤੀ 28.7.2021 ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ (Annexure C-4) ਇਸ ਦਫਤਰ ਦੇ ਰਿਕਾਰਡ ਵਿੱਚ ਉਪਲਬਧ ਨਹੀਂ ਹੈ ਅਤੇ ਨਾ ਹੀ ਇਹ ਰਿਕਾਰਡ ਇਸ ਦਫਤਰ ਨਾਲ ਸਬੰਧਤ ਹੈ।”

5. Also the Public Information Officer o/o the District Development and Panchayats Officer SBS Nagar has also sent the specific reply which is reproduced below:-

“ਕਿ ਅਪੀਲਕਰਤਾ ਸ੍ਰੀ ਬਲਦੇਵ ਸਿੰਘ ਪੁੱਤਰ ਸ੍ਰੀ ਪ੍ਰਕਾਸ਼ ਸਿੰਘ ਵਾਸੀ ਪਿੰਡ ਮਲਿਕਪੁਰ ਤਹਿਸੀਲ ਨਵਾਂਸ਼ਹਿਰ ਨੇ ਆਪਣੇ ਵਕੀਲ ਰਾਹੀਂ ਜੋ ਅਨੈਕਸਚਰ ਸੀ 4 ਲਗਾਇਆ ਗਿਆ ਹੈ, ਉਸਦਾ ਜਵਾਬ ਦਿੱਤਾ ਜਾਵੇ। ਆਪ ਜੀ ਨੂੰ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਜੋ ਅਪੀਲਕਰਤਾ ਵੱਲੋਂ ਅਨੈਕਸਚਰ ਸੀ 4 ਲਗਾਇਆ ਗਿਆ ਹੈ, ਉਸ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਦਾ ਰਿਕਾਰਡ ਘੋਖਿਆ ਗਿਆ। ਦਫਤਰੀ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਇਹ ਪੱਤਰ ਇਸ ਦਫਤਰ ਦਾ ਨਹੀਂ ਹੈ ਅਤੇ ਨਾ ਹੀ ਇਹ ਪੱਤਰ ਕਿਸੇ ਵਿਭਾਗ ਵੱਲੋਂ ਇਸ ਦਫਤਰ ਨੂੰ ਪ੍ਰਾਪਤ ਹੋਇਆ ਹੈ। ਇਹ ਆਪ ਜੀ ਦੀ ਸੂਚਨਾ ਅਤੇ ਅਗਲੇਰੀ ਕਾਰਵਾਈ ਹਿੱਤ ਪੇਸ਼ ਹੈ ਜੀ।”

6. Sh. Gurtej singh Garcha, District Mining Officer, SBS Nagar also tenders unconditional apologies regarding delay in this case. He has already sent the written reply regarding show cause notice issued to him and requested to withdraw the show cause notice in this case.

7. As per the submissions made by Sh. Gurtej Singh Garcha, District Mining Officer, SBS Nagar, the show cause notice issued to him is hereby withdrawn.

8. Keeping in view the specific submission made by the respondent authorities mentioned herein, the Commission observes that no further action is required to be taken in this case. Hence, the case is disposed of and closed. However, in view of the larger public interest in the sought information, which relates to the illegal mining having financial implications, a copy of the case file is being **sent** to the Enforcement Directorate Mining, Punjab and the Chief Director Vigilance Bureau, Punjab to look into the matter and take further appropriate action as per the law.

sd

(Suresh Arora)

Chief Information Commissioner,  
Punjab.

Dated: 9.8.2021

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CC

Sh. B.K. Uppal, IPS,

**Registered**

Chief Director,

Vigilance Bureau, Punjab

Vigilance Bhawan,

Mohali

Sh. R.N. Dhole, IPS

**Registered**

A.D.G.P. Enforcement Dir.,

Mining,

Intelligence Headquarter,

Sector 77,

Mohali.

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Sh. Pawan Kumar Sharma Advocate,  
# 585, Phase 2,  
Mohali 160055 9463950619

....Appellant

vs

Public Information Officer  
o/o Principal Secretary,  
Parliamentary Affairs Branch, Punjab  
Punjab Civil Secretariat-1, Chandigarh.

First Appellate Authority  
o/o Principal Secretary,  
Parliamentary Affairs Branch, Punjab  
Punjab Civil Secretariat-1, Chandigarh.

....Respondents

Appeal Case No. 2752 of 2021

(Video Conference Proceedings)

Present:- Sh. Sarabjit Singh, Sr. Asstt 9646033480, GR 1 Branch, Sh. Malkiat Singh, Sr. Asstt, Parliamentary Branch, Sh. Balram Singh, Supdt 9815946262 Vigilance Department and Sh. Heera Singh, Sr Asstt 9463241516 on behalf of the respondents.

## ORDER

The RTI application is dated 27.3.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 28.4.2021 and second appeal was filed in the Commission on 15.6.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information:-

1. Pb. Govt. Instruction/Guide lines to Punjab Government Departments, all, including Police, Vigilance etc. to conduct complete Departmental Enquiries against Govt. Official as well as Officers of all ranks and in case by Police Department against Public, more specific in case of requests for registering FIR by public inter see public and govt. official/officers. , FIR.
  - Guide lines /instructions to State Information Commission to pass an order(s) while disposing off Second Appeal(s)/Complaint case(s) When Police/Govt. Department(s) takes plea before the Ld. Commission that
- "... THE MATTER IS UNDER

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Appeal Case No. 2752 of 2021

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INVESTIGATION AND HON, BLE  
COMMISSIONER(s) are of the  
view, Commission cannot pass  
order for supply of  
information on completion of  
investigation, in FUTURE.  
3. DETAILS OF STEPS TAKEN BY  
Punjab Govt. to Ensure Proper  
Implementation of RTI ACT by  
PUNJAB Govt. Offices after  
issuance of letter No.  
10/1/2019-4ps1/1430098/1  
dated 27-02-2019, end no.  
Number 10/1/2019-  
4ps1/1430098/2 dated 27-02-  
2019 by Pb. Govt.  
Administrative Reforms and  
Complaints Deptt.  
(Administrative Reforms-1  
Section).  
4. Present position prevailing  
in the Punjab State as  
regards to Implementation of  
RTI Act inter alia position  
of FILING RTI  
Application/Complaint and  
Second Appeal before the  
State Information Commission.

3. After point wise deliberations with both the parties, the information pertaining to Point No. 3 of the RTI application i.e. Governance Reforms 1 Branch is being sent along with the order, copy of which has been placed on record by the representative of the respondents duly certified during the course of hearing.

4. Regarding Point No. 2 & 4 of the RTI application, the representative of the respondents states that the copy of RTI Rules, 2017 can be downloaded from the website of the Commission i.e. [www.infocommpunjab.com](http://www.infocommpunjab.com).

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Appeal Case No. 2752 of 2021

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5. Regarding Point No. 1 of the RTI application, the representative of the Vigilance Department, Punjab assured that a copy of the Punjab Government Instruction/guidelines to Punjab Government Departments to conduct and complete departmental enquiries will be sent to the appellant within 10 days and in case there is no time line fixed by the Government in this regard then specific reply will be sent to the appellant.

6. Keeping in view the assurance given by the respondent-Public Information Officer on behalf of the Vigilance Department, Punjab that the information pertaining to Point No. 1 of the RTI application will be sent to the appellant within 10 days, the Commission observes that no further action is required to be taken in this case at this stage. However, the liberty is granted to the appellant to approach the Commission within four weeks in case he does not receive the information pertaining to Point No. 1 of the RTI application.

Dated: 9.8.2021

(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Bitu s/o Sh. Om Kumar,  
Village Bholapur, PO Sahibana,  
Chandigarh Road, District Ludhiana  
9872455496

..Complainant

Vs

Public Information Officer  
o/o SDM  
Samrala,  
District Ludhiana

....Respondents

Complaint Case No. 707 of 2021  
(Video Conference Proceedings)

Present:- None on behalf of the parties.

ORDER

The RTI application is dated 1.5.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 7.6.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The complainant has sought the following information:-

“ਸ੍ਰੀ ਰਾਜਵੀਰ ਸਿੰਘ, ਰਜਿਸਟਰੀ ਕਲਰਕ, ਸਬ ਰਜਿਸਟਰਾਰ ਸਮਰਾਲਾ ਜ਼ਿਲਾ ਲੁਧਿਆਣਾ ਦੀ ਪੋਸਟਿੰਗ ਕਿਸ ਮਿਤੀ ਨੂੰ ਹੋਈ, ਉਸ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

2. ਸ੍ਰੀ ਰਾਜਵੀਰ ਸਿੰਘ, ਰਜਿਸਟਰੀ ਕਲਰਕ, ਸਬ ਰਜਿਸਟਰਾਰ ਸਮਰਾਲਾ ਜ਼ਿਲਾ ਲੁਧਿਆਣਾ ਵੱਲੋਂ ਰਜਿਸਟਰੀ ਕਲਰਕ ਦਾ ਕੋਰਸ ਦੇ ਸਰਟੀਫਿਕੇਟਸ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।”

3. The complainant has sent the written submission that he has received the information and no further information is required in this case. Accordingly, the respondent authority have been informed not to appear in this case.

4. According to the submission made by the complainant, the Commission observes that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated: 9.8.2021

sd  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.



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Sh. Pankaj Kumar s/o Sh. Nabh Singh

MCB Zone 6 House No. 3225

Gali No. 1 B, Sukhpeer Road,

Bathinda 151001

9988241285

....Appellant

Vs

Public Information Officer

o/o Deputy Director,

Animal Husbandry,

Bathinda

First Appellate Authority

o/o Deputy Director,

Animal Husbandry,

Bathinda

....Respondents

Appeal Case No. 2795 of 2021

(Video Conference Proceedings)

Present:- Sh. Pankaj Kumar, appellant.

Dr. Rajdeep 9907300088 on behalf of the respondents.

## ORDER

The RTI application is dated 5.2.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 12.3.2021 and second appeal was filed in the Commission on 16.6.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information:-

- (1) ਸਾਲ 2010 ਤੋਂ ਲੈਕੇ ਸੂਚਨਾ ਦੇਣ ਤੱਕ ਬਠਿੰਡਾ ਦੇ ਵੈਟਨਰੀ ਹਸਪਤਾਲ ਵਿੱਚ ਪਸ਼ੂਆਂ ਅਤੇ ਜਾਨਵਰਾਂ ਨੂੰ ਦਿਖਾਉਣ ਦੀ ਜੇ ਫੀਸ ਸੀ/ਹੈ ਉਸ ਦੀ ਰਕਮ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ ਮਿਤੀਆਂ ਸਹਿਤ ਅਤੇ ਜੇ ਵੀ ਪਰਚੀ ਕੱਟ ਕੇ ਦਿੱਤੀ ਜਾਂਦੀ ਹੈ ਉਸ ਦੀ ਨਕਲ ਦਿੱਤੀ ਜਾਵੇ ਅਗਰ ਨਹੀਂ ਦਿੱਤੀ ਜਾਂਦੀ ਤਾਂ ਜਿਸ ਰਿਕਾਰਡ ਤੇ ਦਰਜ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਇਸ ਦੀ ਨਕਲ ਦਿੱਤੀ ਜਾਵੇ।
- (2) ਬਠਿੰਡਾ ਦੇ ਵੈਟਨਰੀ ਹਸਪਤਾਲ ਵਿੱਚ ਪਸ਼ੂਆਂ ਅਤੇ ਜਾਨਵਰਾਂ ਦੇ ਟੈਸਟਾਂ ਦੀ ਜੇ ਫੀਸ ਨਿਰਧਾਰਿਤ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ ਅਤੇ ਜੇ ਟੈਸਟ ਫੀ ਕੀਤੇ ਜਾਂਦੇ ਹਨ ਉਸ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ।
- (3) ਬਠਿੰਡਾ ਦੇ ਵੈਟਨਰੀ ਹਸਪਤਾਲ ਵਿੱਚ ਪਸ਼ੂਆਂ ਅਤੇ ਜਾਨਵਰਾਂ ਦੇ ਓਪਰੇਸ਼ਨਾਂ ਦੀ ਜੇ ਫੀਸ ਨਿਰਧਾਰਿਤ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ ਅਤੇ ਜੇ ਓਪਰੇਸ਼ਨ ਫੀ ਕੀਤੇ ਜਾਂਦੇ ਹਨ ਉਸ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ।
- (4) ਬਠਿੰਡਾ ਦੇ ਵੈਟਨਰੀ ਹਸਪਤਾਲ ਵਿੱਚ ਕੰਮ ਵਾਲੇ ਦਿਨ (OPD), ਛੁੱਟੀ ਵਾਲੇ ਦਿਨ ਅਤੇ ਐਮਰਜੈਂਸੀ ਦੇ ਸਮੇਂ ਪਸ਼ੂਆਂ ਅਤੇ ਜਾਨਵਰਾਂ ਨੂੰ ਦੇਖਣ/ਇਲਾਜ ਕਰਨ ਦੇ ਸਮੇਂ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ ਅਤੇ ਉਸ ਸਮੇਂ ਜੇ-ਜੇ ਡਾਕਟਰ ਅਤੇ ਸਟਾਫ ਮੈਂਬਰ ਹੁੰਦਾ ਹੈ ਉਸ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ ਪਦਨਾਮ ਸਹਿਤ।
- (5) ਬਠਿੰਡਾ ਦੇ ਵੈਟਨਰੀ ਹਸਪਤਾਲ ਵਿੱਚ ਐਮਰਜੈਂਸੀ ਦੇ ਸਮੇਂ ਜੇ-ਜੇ ਇਲਾਜ, ਟੈਸਟ ਅਤੇ ਓਪਰੇਸ਼ਨ ਆਦਿ ਹਸਪਤਾਲ ਵੱਲੋਂ ਫੀ ਕੀਤੇ ਜਾਂਦੇ ਹਨ ਉਹਨਾਂ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ।
- (6) ਮਿਤੀ 01.01.2020 ਤੋਂ ਲੈਕੇ ਸੂਚਨਾ ਦੇਣ ਤੱਕ ਪਸ਼ੂ ਪਾਲਣ ਵਿਭਾਗ, ਬਠਿੰਡਾ ਦੇ ਵੱਲੋਂ ਕਾਰਡਯੂ, ਲਾਕ ਡਾਊਨ ਸਮੇਂ ਜੇ ਪਾਸ ਬਣਾਏ ਗਏ ਹਨ ਉਹਨਾਂ ਕੁੱਲ ਖੇਸ਼ਾਂ ਦੀ ਗਿਣਤੀ ਦੀ ਸੂਚਨਾ ਦਿੱਤੀ ਜਾਵੇ।
- (7) ਮਿਤੀ 01.01.2020 ਤੋਂ ਲੈਕੇ ਸੂਚਨਾ ਦੇਣ ਤੱਕ ਪਸ਼ੂ ਪਾਲਣ ਵਿਭਾਗ, ਬਠਿੰਡਾ ਦੇ ਵੱਲੋਂ ਕਾਰਡਯੂ, ਲਾਕ ਡਾਊਨ ਸਮੇਂ ਜੇ N.G.O.s, ਸਮਾਜਿਕ ਅਤੇ ਧਾਰਮਿਕ ਸੰਸਥਾਵਾਂ, ਸਮਾਜ ਸੇਵਕਾਂ ਆਦਿ ਦੇ ਪਾਸ ਬਣਾਏ ਦਿੱਤੇ ਗਏ ਹਨ ਉਹਨਾਂ ਦੀ ਕੁੱਲ ਗਿਣਤੀ ਅਤੇ ਜਿਸ ਰਿਕਾਰਡ ਵਿੱਚ ਦਰਜ ਹਨ ਉਹਨਾਂ ਦੀਆਂ ਨਕਲਾਂ ਦਿੱਤੀਆਂ ਜਾਵੇ।
- (8) ਮਿਤੀ 01.01.2020 ਤੋਂ ਲੈਕੇ ਸੂਚਨਾ ਦੇਣ ਤੱਕ ਪਸ਼ੂ ਪਾਲਣ ਵਿਭਾਗ, ਬਠਿੰਡਾ ਪਾਸ ਕਰਡਯੂ, ਲਾਕ ਡਾਊਨ ਸਮੇਂ ਜੇ ਫੰਡਸ, ਸਮਾਨ ਪਸ਼ੂਆਂ, ਪੰਛੀਆਂ, ਜਾਨਵਰਾਂ ਆਦਿ ਦੇ ਹਰੇ-ਚਾਰੇ, ਦੇਖਭਾਲ, ਇਲਾਜ, ਦਾਣੇ-ਚੇਗੇ ਆਦਿ ਦੇ ਲਈ ਆਇਆ ਹੈ ਜਿਵੇਂ ਕਿ ਕੇਂਦਰ ਸਰਕਾਰ, ਪੰਜਾਬ ਸਰਕਾਰ, ਲੋਕਾਂ ਦੇ ਰਾਹੀਂ, ਮੋਹਾਲੀ ਵਾਲੇ ਦਫ਼ਤਰ ਆਦਿ ਤੋਂ ਉਸ ਦੀ ਡਿਟੇਲ ਦਿੱਤੀ ਜਾਵੇ।
- (9) ਲੜੀ ਨੰਬਰ 8 ਅਨੁਸਾਰ ਆਏ ਫੰਡਸ ਅਤੇ ਸਮਾਨ ਵਿੱਚੋਂ ਜੇ ਫੰਡਸ ਅਤੇ ਸਮਾਨ ਖਰਚ ਕੀਤਾ ਗਿਆ ਹੈ ਉਸ ਦੀ ਡਿਟੇਲ ਦਿੱਤੀ ਜਾਵੇ।



# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 62848-20189 Cisco Webex: 158 708 3455



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3. The appellant states that he has received the complete information in this case except the few pages which are not legible. However, the representative of the respondents requested that the appellant may come to the office along with the information supplied and in case the pages are not legible then another copy of the same will be supplied to the appellant with which the appellant agreed to.

4. Accordingly, the appellant is advised to visit the office of the respondent-Public Information Officer along with the information supplied and get the certified copies of remaining pages in case the same are not legible. Also the respondent-Public Information Officer is directed to supply the same as and when the appellant visit the office of the respondent-Public Information Officer. Hence, the case is disposed of and closed.

sd

Dated: 9.8.2021

(Suresh Arora)  
Chief Information Commissioner,  
Punjab.