

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

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Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)



Shri Prem Kumar Rattan
H.No.78/8, Park Road,
Navi Mandi, Dhuri,
District Sangrur.

.....Appellant

Versus

Public Information Officer

O/o Director, Technical Education &
Industrial Training Deptt., Punjab
Sector-36, Chandigarh.

First Appellate Authority

O/o Principal Secretary to the,
Govt. of Punjab, Department of
Tech. Education & Indl. Training,
Chandigarh.

....Respondents

AC No.1593 of 2020

Present:

- (i) **Shri Prem Kumar Rattan, Appellant**
- (ii) **Shri Rupinder Singh, Deputy Director, O/o Director, Tech. Education & Industrial Training, Punjab/PIO, in person before the Bench.**

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 04.08.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. at DC Office, Sangrur. Shri Prem Kumar Rattan, appellant comes present for the hearing. He states that he has been supplied information, but he is not satisfied as the information supplied is partial and copy of one letter dated 31.08.2020 written to Shri Parduman Singh, Craft Instructor, ITI Nabha by the Department of Technical Education & Industrial Training is yet to be provided.
3. Shri Rupinder Singh, Deputy Director, O/o Director, Tech. Education & Industrial Training, Punjab/PIO, comes present in person before the Bench. He states that the requisite information has been supplied to the appellant vide letter dated 02.09.2020. He further states that the appellant has sought information regarding the Rules/Law under which Shri Parduman Singh, Craft Instructor, ITI Nabha has been released his retirement dues, which has been replied vide letter dated 20.09.2020 that no dues have been released to the said Shri Parduman Singh.

Cont...P-2



-2-

AC No.1593/2020

4. The Bench, post deliberations and perusing the RTI application, observes that adequate information stands supplied. The Bench observes that in fact, the information sought in the instant appeal case is third party information serving no public interest and should have been denied under Section 8(1)(j) of the RTI Act.

5. In view of the above, no further cause of action is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
09.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Janpal Singh
S/o Shri Gehal Singh
VPO Makroad Sahib,
Tehsil Moonak,
District Sangrur.

.....Appellant

Versus

Public Information Officer

O/o Pepsu Road Transport Corpn.,
Head Office, Patiala.

First Appellate Authority

O/o O/o Pepsu Road Transport Corpn.,
Head Office, Patiala.

....Respondents

AC No.1828 of 2020

Present: (i) Appellant- absent
(ii) None on behalf of the PIO.

ORDER

1. The RTI application is dated 17.01.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 18.02.2020 and the second appeal was filed in the Commission on 07.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 09.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Sangrur.
3. Neither the appellant has come present to attend the hearing nor the PIO or any other official on behalf of the PIO has come to attend the hearing through V.C. in DC Office, Sangrur.
4. On perusal of the file, the Bench observes that the appellant has been supplied information vide letter dated 04.09.2020. A letter dated 08.09.2020 has also been received from the appellant by e.mail giving confirmation for having received the information and has given his consent to close the case.
5. In view of the above, no further action is called for in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
09.09.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma, Retd.)
State Information Commissioner, Punjab**

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Shri Tejinder Singh, Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender, Phillaur,
District Jalandhar.

...Complainant

Versus

Public Information Officer
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

Remanded Back
First Appellate Authority
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

....Respondents

CC No.474 of 2020

Present: (i) **Appellant- absent**
(ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh in person before the Bench.**

ORDER

1. The RTI application is dated 02.06.2020 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 27.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 09.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Jalandhar.
3. The case was scheduled to be heard today through V.C. in DC Office, Jalandhar. The appellant has not come present to attend the hearing. However, he has sent an e.mail stating that he will not be able to attend the hearing at Jalandhar and has requested for direction to the PIO to supply information.
4. Shri Piara Singh, Assistant Transport Officer/PIO, O/o S.T.C. Punjab comes present and produces a letter dated 09.09.2020 stating that 17 employees have been found Corona positive in their office and the office has been closed for 10 days due which only 50% staff was coming to the office, as such, the information could not be provided to the appellant.
5. From perusal of the record as available on the file, it is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

Cont..P-2



-2-

CC No.474/2020

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case.

7. In view of the aforesaid, the instant matter is remanded to the First Appellate Authority. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

8. In view of the above, **the case is disposed off and closed.** Copy of the order be sent to the parties.

Sd/-

**Chandigarh
09.09.2020**

**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy to (Regd.Post)

**The First Appellate Authority, O/o State Transport Commissioner, Punjab, Sector-17,
Chandigarh.**

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Shri O.P. Garg, Secretary,
R/o # 478, Phase-II,
Urban Estate, Patiala.

.....Appellant

Versus

Public Information Officer
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

First Appellate Authority
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

....Respondents

AC No.1130 of 2020

Present: (i) **Shri O.P. Garg, Appellant**
(ii) **Shri Piara Singh, PIO O/o State Transport Commissioner, Punjab, Chandigarh in person before the Bench.**

ORDER

(Heard through Mobile Phone)

1. This order may be read with reference to the order dated 4.08.2020 passed by this Bench on the previous date of hearing.
2. The case was scheduled to be heard today through V.C. at DC Office, Patiala. Shri O.P. Garg, appellant has not come present for the hearing.
4. Shri Piara Singh, PIO, O/o State Transport Commissioner, Punjab, Chandigarh comes present in person before the Bench. He states that 17 employees have been found Corona positive in their office and the office was closed for 10 days due which only 50% staff was coming to the office, as such, the information as directed on previous hearing could not be provided to the appellant. He produces an affidavit dated 08.09.2020 to this effect and assures to supply the copies of file notings to the appellant within 15 days.
5. The Bench contacts the appellant on mobile phone and apprises the appellant about the version of the PIO. He agrees to the same.
6. In view of the assurance given by the PIO to make available file notings to the appellant as also the affidavit duly filed by the PIO and attested by Notary Public, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
09.09.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab



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Shri Ravinder Singh Gill,
986, Near Dev Hotel,
Main Bazar, Moga.

.....Complainant

Versus

Public Information Officer

O/o P.H.G. Cannie Training &
Breeding Institution, Sundran,
PO Mubarakpur, Tehsil Dera Bassi
District S.A.S. Nagar (Mohali).

Remanded Back

First Appellate Authority

O/o PHG Cannie Training &
Breeding Institution, Sundran,
PO Mubarakpur, Tehsil Dera Bassi
District S.A.S. Nagar (Mohali).

....Respondents

CC No.488 of 2020

PRESENT: **None is present.**

ORDER:

1. The RTI application is dated 26.06.2020 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 30.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 09.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Moga.
3. Neither the complainant nor the PIO nor any of his representative has come present to attend the hearing through V.C.
4. From perusal of the record as available on the file, it is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.
5. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case.

Cont..P-2



-2-

CC No.488/2020

6. In view of the aforesaid, the instant matter is remanded to the First Appellate Authority. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

7. In view of the above, **the case is disposed off and closed.** Copy of the order be sent to the parties.

Sd/-

**Chandigarh
09.09.2020**

**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy (By regd. post) to:

**First Appellate Authority, O/o PHG Cannie Training & Breeding Institution, Sundran,
PO Mubarakpur, Tehsil Dera Bassi, District S.A.S. Nagar (Mohali).**

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Shri Gaurav Singla
S/o Shri Tarsem Chand
Main Road, Kainchian, Ward No.1
R/o Baretta, District Mansa.

... Complainant

Versus

Public Information Officer

O/o Regional Transport Authority,
Bathinda.

....Respondent

CC No.446 of 2020

PRESENT: (i) **Shri Garuav Singla, appellant**
(ii) **None is present on behalf of the PIO.**

ORDER:

(Heard Through Video Conferencing)

1. The RTI application is dated 08.07.2020 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 30.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 09.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Mansa.
3. Shri Gaurav Singla, complainant has come present to attend the hearing. He states that he has not received any information.
4. Neither the PIO nor any of his representative has come present to attend the hearing through V.C. However, Shri Baljit Singh, Section Officer O/o Secretary, R.T.A. Bathinda/PIO rang up to say that they have just received the RTI application and the information as sought by the complainant will be supplied.
5. Post deliberations with the complainant as also with the PIO by contacting him on mobile phone, the Bench decides that the complainant will visit the office of PIO on 21.09.2020 at 11.30 AM. The PIO is directed to allow him access to the relevant official records to enable him to identify the information as required by him. The PIO will ensure to provide the information so identified by the complainant.
6. With the aforesaid directions, the matter is adjourned. **To come for hearing on 19.10.2020 at 11.30 AM in Commission's office at Chandigarh.** Both the Complainant and PIO will attend the hearing in person at Chandigarh. Copies of the order be sent to the concerned parties.

**Chandigarh
09.09.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**



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Shri Darshan Lal Chopra,
S/o Shri Amarnath,
Ex-Vice President,
Nagar Council, Sri Hargobindpur,
District Gurdaspur.

.....Complainant

Versus

Public Information Officer

O/o Nagar Council, Sri Hargobindpur,
Tehsil Batala, District Gurdaspur.

Remanded Back

First Appellate Authority

O/o Deputy Director,
Urban Local Bodies, Amritsar.

....Respondents

CC No.517 of 2020

PRESENT: (i) Shri Darshan Lal Chopra, complainant
(ii) None on behalf of the PIO.

ORDER:

(Heard Through Video Conferencing)

1. The RTI application is dated 23.06.2020 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 07.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 09.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Gurdaspur.
3. The complainant has come present to attend the hearing through V.C. He states that he has not been provided any information.
4. Neither the PIO has come present nor he has deputed any other official to attend the hearing on his behalf.
5. From perusal of the record as available on the file, it is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.



-2-

CC No.517/2020

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case.

7. In view of the aforesaid, the instant matter is remanded to the First Appellate Authority. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

8. In view of the above, **the case is disposed off and closed.** Copy of the order be sent to the parties.

Sd/-

**Chandigarh
09.09.2020**

**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy (By Regd.post) to

First Appellate Authority, O/o Deputy Director, Urban Local Bodies, Amritsar.

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Sh. Surinder Kumar
S/o Sh.Bhagwan Dass
Partap Nagar, Welfare Society
Ward No.8, Fatehgarh Churian,
District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o The Executive Officer,
Municipal Council,
Fatehgarh Churian,
District Gurdaspur.

First Appellate Authority

O/o Deputy Director,
Urban Local Bodies, Amritsar.

...Respondents

AC No.2140/2020

Present:

- (i) Sh.Surinder Kumar, Appellant.
- (ii) Shri Suresh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian, District Gurdaspur, on behalf of the PIO.

ORDER

(Heard through video conferencing)

1. The RTI application is dated 18.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 07.06.2020 and the second appeal was filed in the Commission on 11.08.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice was issued to the parties for hearing through Video Conferencing in the office of D.C. Gurdaspur for 09.09.2020.
3. Shri Surinder Kumar, appellant comes present to attend the hearing through V.C. He states that the information supplied to him is not as sought vide his RTI application.
4. Shri Suresh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian attends the hearing on behalf of the PIO. He states that the information stands supplied to the appellant as existing in the official records. He clarifies to the appellant that the record relating to only two properties of the appellant exists in the official records of Municipal Council and accordingly, the information has been provided to the appellant as available in the records.



-2-

AC No.2140/2020

5. Post deliberations, the Bench directs the PIO to file an affidavit within next fifteen days duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in Appeal Case No.2140 of 2020 has been supplied to the appellant. Beyond that no other information is available. Nothing has been concealed therein. The statement made is true and correct. Original copy of the affidavit be given to the appellant and a photocopy of the same be sent to the Commission for record.

6. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
09.09.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**