

# PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - [psic28@punjabmail.gov.in](mailto:psic28@punjabmail.gov.in)

Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



## APPEAL CASE NO. 1089 OF 2021

Sh. Ajit Singh Talwandi, (8968902044)  
R/o Village Nikku Chak, Post Office Hajipur,  
Tehsil Mukerian, District Hoshiarpur-144221

...Appellant

Versus

**Public Information Officer,**  
O/o The Secretary, Chief Minister Office, Punjab,  
Chandigarh.

**First Appellate Authority**  
O/o Secretary, Chief Minister Office, Punjab,  
Chandigarh.

**Public Information Officer,**  
O/o The Senior Superintendent of Police,  
Hoshiarpur.

...Respondents

## HEARD Through CISCO WEBEX – VC/TELEPHONE

**PRESENT:** None on behalf of the Appellant.  
ASI Naresh Kumar on behalf of the Respondents.

## **ORDER:**

This case may be read with reference to the previous order dated 26.08.2021.

2. The Respondent states that when the appellant refused to accept the requisite information supplied to him by hand, the same was sent to him thrice by registered post which has been received back in their office. He further states pursuant to previous Commission orders, information consisting 11 No. pages has again been sent by registered post on 22.09.2021.

3. The Appellant is absent today and he was also absent on the previous date of hearing on 11.05.2021 and 26.08.2021.

4. While going through the case file, it has revealed that the respondents have sent the information on number of times to the appellant by hand as well as by registered post on the postal address given by the Appellant. It is observed that non-attending the hearing by the Appellant shows that neither he is interested in pursuing his instant case nor interested in getting the information.

5. In view of the above, **the case is ordered to be disposed of and closed.** Copies of the order be sent to the parties.

**Chandigarh**  
**10.11.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 1883 OF 2021**

Sh. Lovekush S/o Sh. Bhadheshwar, (9988971425)  
# 174/1, Old Project, Air Force Station,  
Village Halwara, Tehsil Raikot, District Ludhiana.

...Appellant

Versus

**Public Information Officer,**  
O/o Lajpat Rai DAV College,  
Jagraon, District Ludhiana.

**First Appellate Authority**  
O/o Lajpat Rai DAV College,  
Jagraon, District Ludhiana.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Sh. Lovekush, the Appellant.  
Sh. Subhash Aggarwal, RTI Consultant, for the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 28.09.2021.

2. The appellant states that information of point No. 1 & 3 has been received but information of point No.2 has not been supplied by the respondents.

3. Sh. Subhash Aggarwal, RTI Consultant, attending the hearing for the respondent-PIO states that as far as supply of remaining information is concerned, it is stated that records prior to 2012-13 onwards were digitalized and records prior to this period have been dumped being too old and searching such old records will be voluminous task and disproportionately diversify their resources and as such could not be provided in view of para 37 of Supreme Court verdict dated 09.08.2021 in the matter "Central Board of Secondary Education Vs. Aditya Banopadhyaya and others" (Civil Appeal No.6454 of 2011).

4. Examination of case file reveals that Email No.LC/RTI/523-524, dated 10.11.2021 received in the Commission from the Respondents is taken on record. It has further been noted that copy of this email has also been sent to the appellant by the respondents. The extracts of verdict of Supreme Court of India in the Civil Appeal No.6454 of 2011, given in the matter "Central Board of Secondary Education Vs. Aditya Banopadhyaya and others" at para 37 reproduced as under :-

*"...Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of*

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-02-

## APPEAL CASE NO. 1883 OF 2021

*public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be converted in a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of public authorities prioritizing 'information furnishing', at the cost of their normal and regular duties."*

4. In view of the above, sufficient information has been provided to the appellant by the respondents and hence, **the case is ordered to be disposed of and closed.** Copies of the order be sent to the parties.

**Chandigarh  
10.11.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**