**STATE INFORMATION COMMISSION, PUNJAB**

**SCO 32-34 SECTOR-17-C, CHANDIGARH**

**(0172-4630069 Fax-4630888 –www.infocommpunjab.com)**

Shri Amar Nath s/o Sh. Sita Ram,

Ward No.2, Tohana Road, Moonak,

Distt. Sangrur- 148003.

Complainant

Versus

Public Information Officer,

O/O District Education Officer (S),

Ludhiana.

First Appellate Authority,

o/o Director Public Instruction (SE),

Punjab School Education Board Complex,

Sector-62, SAS Nagar. Respondents

**COMPLAINT CASE NO. 122 of 2017.**

**ORDER**

Present: None on behalf of complainant.

Shri Manjot Singh, Clerk-cum-APIO on behalf of respondents.

The respondent states that information relating to point No.1 has been supplied. So far as point No.2 is concerned, no such record is available in the office as no person informs the office whether he is getting family pension or not. The complainant is not present to confirm that he has received the information relating to point No.1 and is satisfied or not with the provided information.

2. The respondent is directed to submit written submission from PIO that no record of family pensioners is available in the office and case is adjourned and fixed for hearing on **22-05-2017 at 12.00 Noon.**

3. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

**SCO 32-34 SECTOR-17-C, CHANDIGARH**

**(0172-4630069 Fax-4630888 –www.infocommpunjab.com)**

Shri Pawan Kumar Sharma,

H.No. 585, Phase-2, SAS Nagar. Appellant

Versus

Public Information Officer,

O/O Municipal Committee, Banur,

Distt. SAS Nagar.

First Appellate Authority,

O/O Deputy Director, Local Govt.,

Patiala. Respondents.

APPEAL CASE NO. 513 of 2017

Order

Present: Shri Pawan Kumar Sharma, appellant, in person.

Shri Hardeep Singh, JE and Shri Baljeet Singh, Pump Operator, on behalf of respondents.

The case was last heard on 21-03-2017 when the respondent has stated that the information has been supplied by registered post. The appellant, who is present in the court, admits that he has received the information but the same is incorrect and incomplete. He further says that information relating to point No. 7 is correct, rest is incomplete and incorrect.

2. After hearing both the parties, the respondent-PIO is directed to remove the deficiencies pointed out by the appellant in the provided information and to provide complete and correct information before the next date of hearing.

3. Case is adjourned and fixed for hearing on **16-05-2017 at 11.00 AM.**

4. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

**SCO 32-34 SECTOR-17-C, CHANDIGARH**

**(0172-4630069 Fax-4630888 –www.infocommpunjab.com)**

Shri Kamal Kishor Arora, Advocate,

E-407, Ranjit Avenue, Amritsar- 143001. Appellant

Versus

Public Information Officer,

O/O Tehsildar (Sales) Amritsar.

First Appellate Authority,

O/O Sub Divisional Magistrate, Amritsar. Respondents.

APPEAL CASE NO. 463 of 2017

Order

Present: None on behalf of appellant.

Shri Hardev Singh, Patwari, on behalf of respondents.

The case was last heard on 20-03-2017 when the respondent has stated that the sought information has been sent to the appellant through registered post on 20-03-2017. On that date, the appellant was not present. Today also he is not present in the court. It is difficult to confirm whether he has received the information and is satisfied or not with the provided information.

2. One more chance is given to the appellant to be present in the court on the next date of hearing.

3. Case is adjourned and fixed for hearing on **17-05-2017 at 11.00 AM.**

4. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Ms. Seema Rani w/o Sh. Deepak Sood,

Ward No. 10, Shiv Mandir Colony, Bhadson,

Distt. Patiala. …Appellant

Versus

1. Public Information Officer

O/o District Education Officer (EE),

Patiala.

2. First Appellate Authority, …Respondents

O/o Director Public Instruction (EE),

Punjab School Education Board Complex,

Sector-62, SAS Nagar.

Appeal Case No. 593 of 2017

Order

Present: Ms. Seema Rani, appellant, in person.

Shri Hans Raj, BPEO, Bhadson and Shri Bhupinder Singh Cheema, from DPI office, on behalf of respondents.

In this case, Ms. Seema Rani, appellant, vide her RTI application dated 06-10-2016 addressed to the PIO, sought information regarding her GPF Account No. 7352 for the period from 2010 to2016. On getting no information, she filed first appeal dated 18-11-2016 before the First appellate authority. Getting no response from the first appellate authority also, she filed a second appeal dated nil with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. Today both the parties are present. The respondent states that he has brought the sought information with him, which is handed over to the appellant in the court. After going through the provided information, the appellant states that information is incomplete and points out certain deficiencies, which are brought to the notice of respondent.

3. After hearing both the parties, respondent-PIO is directed to provide the correct and complete information to the appellant before the next date of hearing.

4. Case is adjourned and fixed for hearing on **16-05-2017 at 11.00 AM.**

5. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Gajjan Singh Jassal,

H.No. 15053, Street No. 1, Guru Arjun Dev Nagar,

Dholewal, Ludhiana. …Appellant

Versus

1. Public Information Officer

O/o District Education Officer (S),

Ludhiana.

2. First Appellate Authority, …Respondents

O/o District Education Officer (S),

Ludhiana.

.

Appeal Case No. 589 of 2017

Order

Present: None on behalf of appellant.

Shri Manjot Singh, on behalf of respondents.

In this case, Shri Gajjan Singh Jassal, appellant, vide his RTI application dated 26-08-2016 addressed to the PIO, sought information regarding Mr. Anil Sandhir. On getting no information, he filed first appeal dated 21-11-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 16-01-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The respondent submits a letter dated 07-04-2017 to the address of Commission, which is taken on record. The respondent has stated that the sought information is third party information and the person, whose information is sought, has denied to provide his personal information, hence information has not been supplied to the appellant.

3. As the appellant is not present in the court to plead his case, one more chance is given to him to be present in the court on the next date of hearing.

4. Case is adjourned and fixed for hearing on **22-05-2017 at 11.00 AM.**

5. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Gajjan Singh Jassal,

H.No. 15053, Street No. 1, Guru Arjun Dev Nagar,

Dholewal, Ludhiana. …Appellant

Versus

1. Public Information Officer

O/o District Education Officer (S),

Ludhiana.

2. First Appellate Authority, …Respondents

O/o District Education Officer (S),

Ludhiana.

.

Appeal Case No. 592 of 2017

Order

Present: None on behalf of both the parties.

In this case, Shri Gajjan Singh Jassal, appellant, vide his RTI application dated 14-09-2016 addressed to the PIO, sought information regarding number of persons who have applied for transfer in Ludhiana district for the period from 01-10-2015 to 31-08-2016. On getting no information, he filed first appeal dated 21-11-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 16-01-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. Today, none is present on behalf of both the parties. Therefore, one more chance is given to them to present their case, and the case is adjourned and fixed for hearing on **22-05-2017 at 11.00 AM**.

3. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Gajjan Singh Jassal,

H.No. 15053, Street No. 1, Guru Arjun Dev Nagar,

Dholewal, Ludhiana. Complainant

Versus

Public Information Officer

O/o District Education Officer (S),

Ludhiana. Respondent

Complaint Case No. 186 of 2017

Order

Present: None on behalf of complainant.

Shri Gurdarshan Singh, Clerk, on behalf of respondent.

In this case, Shri Gajjan Singh Jassal, appellant, vide his RTI application dated 30-09-2016 addressed to the PIO, sought information regarding pattern of examination duties etc. for the period 2015-16 and 2016-2017. On getting no information, he filed first appeal dated 21-11-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 16-01-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The respondent states that information is voluminous and very large and it will take time to compile the same and seeks adjournment. The complainant is not present, therefore, one more chance is given to him to be present in the court on the next date of hearing and the case is adjourned and fixed for hearing on **22-05-2017 at 11.00 AM**.

3. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Surinder Kumar s/o Sh. Bhagwan Dass,

Ward No. 8, Fatehgarh Churian,

Distt. Gurdaspur. …Appellant

Versus

1. Public Information Officer

O/o Sub Divisional Officer,

Water Supply & Sanitation, Batala, Distt.Gurdaspur.

2. First Appellate Authority, …Respondents

O/o Executive Engineer,

Water Supply & Sewerage Division,

Gurdaspur.

.

Appeal Case No. 568 of 2017

Order

Present: Shri Surinder Kumar, appellant, in person.

Shir Jugal Kishore, SDO and Shri Aman Kumar, JE, on behalf of respondents.

In this case, Shri Surinder Kumar, appellant, vide his RTI application dated 16-09-2016 addressed to the PIO, sought information regarding Water Supply & Sewerage bills for the period from 01-04-2016 to 10-09-2016. On getting no information, he filed first appeal dated 20-10-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 10-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The respondent submits a copy of sought information in the court which is handed over to the appellant in the court. The appellant, after going through the supplied information, says that he is satisfied with the information and asks the case to be closed.

3. Since the information stands supplied, case is **closed and disposed.**

4. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Ajaib Singh s/o Sh. Kapoor Singh,

Village: Patti Amra Urf Patti Sadiq,

Tehsil Abohar, Distt. Fazilka. …Appellant

Versus

1. Public Information Officer

O/o Deputy Commissioner, Fazilka.

2. First Appellate Authority, …Respondents

O/o Additional Deputy Commissioner (General ),

Fazilka.

.

Appeal Case No. 644 of 2017

Order

Present: None on behalf of appellant.

Shri Manjeet Singh, Superintendent, on behalf of respondents.

In this case, Shri Ajaib Singh, appellant, vide his RTI application dated 18-11-2016 addressed to the PIO, sought copies of action taken on his application No. 168, dated 25-03-2016. On getting no information, he filed first appeal dated 22-12-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 14-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. Respondent submits a letter dated 06-04-2017, which is taken on record, in which it has been mentioned that enquiry is pending and information will be provided to the appellant after its completion and he seeks adjournment.

3. The case is adjourned and fixed for hearing on **17-05-2017 at 11.00 AM.**

4. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Surjeet Singh s/o Sh. Daya Singh,

Village: Raowal, PO: Fatehgarh Panjtoor,

Distt. Moga. …Appellant

Versus

1. Public Information Officer

O/o Deputy Commissioner, Moga.

2. First Appellate Authority, …Respondents

O/o Additional Deputy Commissioner (G),

Moga.

.

Appeal Case No. 679 of 2017

Order

Present: Shri Surjeet Singh, appellant, in person.

Shri Vishnu Parkash, Panchayat Secretary, on behalf of respondents.

In this case, Shri Surjeet Singh, appellant, vide his RTI application dated 19-09-2016 addressed to the PIO, sought information regarding grants/funds received by the Gram Panchayat, Raowal. On getting no information, he filed first appeal dated 14-12-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 22-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. Respondent states that he has brought the sought information with him, which is handed over to the appellant in the court. The appellant submits that information is incomplete.

3. After hearing both the parties, respondent is directed to provide complete and correct information to the appellant before the next date of hearing.

4. Case is adjourned and fixed for hearing on **30-05-2017 at 11.00 AM.**

5. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Surjeet Singh s/o Sh. Daya Singh,

Village: Raowal, PO: Fatehgarh Panjtoor,

Distt. Moga. …Appellant

Versus

1. Public Information Officer

O/o Deputy Commissioner, Moga.

2. First Appellate Authority, …Respondents

O/o Additional Deputy Commissioner (G),

Moga.

.

Appeal Case No. 680 of 2017

Order

Present: Shri Surjeet Singh, appellant, in person.

Shri Vikram Ghumber, Naib Tehsildar, Dharamkot and Shri Jagsir Singh, Accountant, on behalf of respondents.

In this case, Shri Surjeet Singh, appellant, vide his RTI application dated 18-10-2016 addressed to the PIO, sought information regarding Government Elementary School, Rauwal. On getting no information, he filed first appeal dated 14-12-2016 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 22-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The respondent states that he has brought the sought information with him, which is handed over to the appellant in the court. The appellant states that the information is incorrect and incomplete.

3. After hearing both the parties, respondent, Naib Tehsildar, Dharamkot is directed to get the demarcation done of the land in question and satisfy the appellant which he agrees to do.

4. Case is adjourned and fixed for hearing on **30-05-2017 at 11.00 AM.**

5. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Kulwinder Singh s/o Sh. Gurnam Singh,

Dhani Sucha Singh, Bahawal Bassi,

Tehsil Abohar, Distt. Fazilka. …Appellant

Versus

1. Public Information Officer

O/o Tehsildar, Abohar,

Distt. Fazilka.

2. First Appellate Authority, …Respondents

O/o Deputy Commissioner, Fazilka.

.

Appeal Case No. 639 of 2017

Order

Present: Shri Kulwinder Singh, appellant, in person.

Shri Mukesh Joshi, Clerk, on behalf of respondents.

In this case, Shri Kulwinder Singh, appellant, vide his RTI application dated 26-02-2015 addressed to the PIO, sought information on eight points. On getting no information, he filed first appeal dated 28-09-2015 before the First appellate authority. Getting no response from the first appellate authority also, he filed a second appeal dated 15-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. Respondent submits a letter dated 07-04-2017 in the court, which is taken on record, wherein it is stated that sought information has already been supplied to appellant on 25-03-2015 and the copies of revenue record can be obtained by depositing the government fee with the Patwari on any working day, but the appellant states that the supplied information is incomplete.

3. After hearing both the parties, the respondent is directed to provide the complete and correct information to the appellant before the next date of hearing.

3. Case is adjourned and fixed for hearing on **17-05-2017 at 11.00 AM**.

4. Copies of orders be sent to the parties.

Sd/-

( Hem Inder Singh )

10-04-2017 State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Harpal Singh,

Village: Sandhari Majra, PO: Sidhupur Kalan,

Tehsil Khamano, Distt. Fatehgarh Sahib.

Complainant.

Versus

Public Information Officer,

o/o Agriculture Development Officer,

Khamano, Distt. Fatehgarh Sahib. Respondent

**Complaint Case No. 219 of 2017**

**ORDER**

Present: Shri Harpal Singh, complainant, in person.

None on behalf of respondent.

In this case, Shri Harpal Singh, complainant, vide his RTI application dated 16-01-2017 addressed to the PIO, sought information regarding Gobar Gas connections in village Sandhari Majra. On getting no information, he filed a complaint dated 20-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The appellant states that no information has been provided till date. As none is present on behalf of respondent, therefore, one more chance is given to respondent to be present on the next date of hearing.

3. Case is adjourned and fixed for hearing on 16-05-2017 at 11.00 AM.

4. Copies of orders be sent to the parties. Sd/-

(Hem Inder Singh )

Dated: 10-04-2017. State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Ranjit Singh s/o Sh. Bachan Singh,

Village: Nasrali, Tehsil Khanna,

Distt. Ludhiana.

Complainant.

Versus

Public Information Officer,

o/oController,

Printing & Stationery, Punjab,

Sector-18, Chandigarh. Respondent

**Complaint Case No. 194 of 2017**

**ORDER**

Present: Shri Ranjit Singh, complainant alongwith Shri Ashok Kumar Garg, Advocate.

Shri Gurpreet Singh, DCFA, on behalf of respondent.

In this case, Shri Ranjit Singh, complainant, vide his RTI application dated nil addressed to the PIO, sought information regarding Ms.Harjinder Kaur, Clerk working at Patiala. On getting no information, he filed a complaint dated 18-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The respondent submits a letter dated 05-04-2017, which is taken on record,stating therein that the sought information is third party information and cannot be provided to the complainant as per Section 11 of the RTI Act, 2005.

3 After hearing both the parties, it comes out that though the PIO has provided the available information to the complainant, yet the complainant insists that the information is incomplete. This is a complaint case and court cannot give directions to the respondent-PIO to provide the information as per Supreme Court ruling as under:-

“Hon’ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP © No. 32768- 32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the

Contd..p/2

**CC No. 194/17**  **-2-**

RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file. “

4. Keeping the above facts in view, case is, therefore, remanded to the First Appellate Authority and **closed.**

5. Copies of orders be sent to the parties.

Sd/-

(Hem Inder Singh )

Dated: 10-04-2017. State Information Commissioner

**FAA:**  Principal Secretary to Govt. Punjab, Department of Printing & Stationery,

Mini Sectt. Sector-9, Chandigarh for information in the light of above orders.

**STATE INFORMATION COMMISSION, PUNJAB**

SCO No.32-34, SECTOR 17-C,CHANDIGARH-160017.

( 0172-4630069, Fax-4630888-www.infocommpunjab.com)

Shri Ranjit Singh s/o Sh. Bachan Singh,

Village: Nasrali, Tehsil Khanna,

Distt. Ludhiana.

Complainant.

Versus

Public Information Officer,

o/o Controller,

Printing & Stationery, Punjab,

Patiala. Respondent

**Complaint Case No. 211 of 2017**

**ORDER**

Present: Shri Ranjit Singh, complainant alongwith Shri Ashok Kumar Garg, Advocate.

Shri Jagdish Singh, Accounts Clerk, on behalf of respondent.

In this case, Shri Ranjit Singh, complainant, vide his RTI application dated nil addressed to the PIO, sought information regarding Ms.Harjinder Kaur, Clerk working at Patiala. On getting no information, he filed a complaint dated 18-02-2017 with the Commission. Accordingly, a notice of hearing was issued to the parties for today.

2. The respondent submits a letter dated 05-04-2017, which is taken on record, stating therein that the sought information is third party information and cannot be provided to the complainant as per Section 11 of the RTI Act, 2005.

3 After hearing both the parties, it comes out that though the PIO has provided the available information to the complainant, yet the complainant insists that the information is incomplete. This is a complaint case and court cannot give directions to the respondent-PIO to provide the information as per Supreme Court ruling as under:-

“Hon’ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP © No. 32768- 32769/ 2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the

Contd..p/2

**CC No. 211/17**  **-2-**

RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availe in the instant case. The matter is remanded to the First Appellate Authority to take appropriate decision after hearing both the parties and examining the record brought on file. “

4. Keeping the above facts in view, case is, therefore, remanded to the First Appellate Authority and **closed.**

5. Copies of orders be sent to the parties.

Sd/-

(Hem Inder Singh )

Dated: 10-04-2017. State Information Commissioner

**FAA:**  Principal Secretary to Govt. Punjab, Department of Printing & Stationery,

Mini Sectt. Sector-9, Chandigarh for information in the light of above orders.