



Sh. Ram Singh, (9464506754)

H No A-54, Road No 2, PDA Omaxe City,
Sirhind Road, Patiala-147001.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Block Development and Panchayat Officer,
Patiala.

.....Respondent

Complaint Case No.1066, 1067 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 21-06-2021
PIO replied on : -

Present: Complainant: Sh. Ram Singh

Respondent: Sh. Navneet Gupta (Panchayat Secy.), 9914100171

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 19.08.2021. Accordingly, the cases are fixed for today. As both parties are same, therefore a single speaking order is being passed in both the above mentioned cases

2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

The 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.

3. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order.

4. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

Complaint Case No.1066, 1067 of 2021
(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Sh. Ram Singh** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed off accordingly, with the above observations and directions.

Chandigarh
Dated: 10.11.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.

First Appellate Authority – for compliance of the Order
O/o District Development and Panchayat Officer,
Patiala.



Sh. Ram Singh, (9464506754)

H No A-54, Road No 2, PDA Omaxe City,
Sirhind Road, Patiala-147001.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Block Development and Panchayat Officer, Patiala Rural
Patiala.

.....Respondent

Complaint Case No.1068 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 05-07-2021

PIO replied on : -

Present: Complainant: Sh. Ram Singh

Respondent: Sh. Navneet Gupta (Panchayat Secy.), 9914100171

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 19.08.2021. Accordingly, the cases are fixed for today.

2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

The 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.

3. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order.

4. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

Complaint Case No. 1068 of 2021
(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Sh. Ram Singh** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed off accordingly, with the above observations and directions.

Chandigarh
Dated: 10.11.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.

First Appellate Authority – for compliance of the Order

O/o District Development and Panchayat Officer,
Patiala.



Sh. Ram Singh, (9464506754)

H No A-54, Road No 2, PDA Omaxe City,
Sirhind Road, Patiala-147001.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Block Development and Panchayat Officer,
Patiala.

.....Respondent

Complaint Case No.1069 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 05-07-2021

PIO replied on : -

Present: Complainant: Sh. Ram Singh

Respondent: Sh. Navneet Gupta (Panchayat Secy.), 9914100171

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 19.08.2021. Accordingly, the cases are fixed for today.

2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

The 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.

3. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order.

4. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

Complaint Case No. 1069 of 2021
(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Sh. Ram Singh** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed off accordingly, with the above observations and directions.

Chandigarh
Dated: 10.11.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.

First Appellate Authority – for compliance of the Order

O/o District Development and Panchayat Officer,
Patiala.



Sh. Ram Singh, (9464506754)

H No A-54, Road No 2, PDA Omaxe City,
Sirhind Road, Patiala-147001.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Block Development and Panchayat Officer, Patiala Rural
Patiala.

.....Respondent

Complaint Case No.1070 and 1071 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 22-06-2021

PIO replied on : -

Present: Complainant: Sh. Ram Singh

Respondent: Sh. Navneet Gupta (Panchayat Secy.), 9914100171

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 19.08.2021. Accordingly, the cases are fixed for today. As both parties are same, therefore a single speaking order is being passed in both the above mentioned cases

2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

The 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.

3. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order.

4. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

Complaint Case No.1070 and 1071 of 2021
(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Sh. Ram Singh** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed off accordingly, with the above observations and directions.

Chandigarh
Dated: 10.11.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.

First Appellate Authority
O/o District Development and Panchayat Officer,
Patiala.