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Shri Ujagar Singh

s/o Late Shri Bant Singh,

St. No.1, Mann Colony, Daba,

Ludhiana-141014. -----Appellant

**Vs.**

Public Information Officer

o/o Deputy Commissioner of Police,

Ludhiana.

First Appellate Authority,

O/o Commissioner of Police,

Ludhiana. -------Respondents

**Appeal Case No. 778 of 2018**

Present:- Shri Ujjagar Singh, Appellant, in person.

Shri Dev Raj, Inspector and Shri Daljit Singh, ASI, on behalf of the respondents.

**ORDER**

Shri Ujjagar Sigh, Appellant, vide an RTI application dated 06.12.2017, addressed to PIO, sought certain information on 6 points regarding complaint No. UID-1038747, dated 03.10.2017.

2. In this case, during hearing on 14.05.2018, the representative of the respondents informed that inquiry in the matter had been marked to Shri Daljit Singh, ASI, Police Station Daba, Ludhiana. Accordingly, the PIO was directed to supply an inquiry report to the appellant, with a copy to the Commission, before the next date of hearing. The case was adjourned to 11.06.2018.

Contd……..p/2

**AC - 778 of 2018 -2-**

3. On 11.06.2018, none was present on behalf of the respondents without any intimation. Accordingly, one more opportunity was afforded to the PIO to supply the requisite information to the appellant before the next date of hearing, under intimation to the Commission. The case was adjourned for today.

4. Today, Shri Daljit Singh, ASI, Police Station Daba, Ludhiana, informs that inquiry in the matter has been conducted and inquiry report has been submitted to the competent authority for approval. Accordingly, it is directed that after the approval of the inquiry report by the competent authority, a copy of the same be supplied to the appellant, under intimation to the Commission.

5. To come up on **18.09.2018** **at 11.30 A.M. for confirmation of compliance of orders.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Gurinder Singh s/o

Shri Jatinder Singh

r/o Street No.1, Gurpreet Nagar,

Daba, Ludhiana-141014. ……..Appellant

**Vs.**

Public Information Officer

o/o Station House Officer,

Women Cell, Lakad Bridge,

Ludhiana.

First Appellate Authority,

O/o Commissioner of Police, Ludhiana. -------Respondents

**Appeal Case No. 2732 of 2017**

Present:- Shri Ujjagar Singh, on behalf of the appellant.

None on behalf of the respondents.

**ORDER**

The case was last heard on 11.06.2018, when the appellant informed that the information regarding 6 points had been supplied to him and some information was still pending. Accordingly, the appellant was directed to point out deficiencies in the provided information to the PIO, with a copy to the Commission. The case was adjourned for today.

2. Today, none is present on behalf of the respondents. However, a letter No. 297-5A/PSW, dated 03.07.2018 has been received from Shri Tarsem Singh, ASI, SHO, Police Station(Women), Ludhiana vide which it has been informed that the

Contd……p/2

**AC - 2732 of 2017 -2-**

information has already been supplied to the appellant. The representative of the appellant expresses dis-satisfaction with the provided information. Consequently, after hearing the representative of the appellant and discussing the matter at length, the appellant is directed to contact SHO, Police Station(Women), Ludhiana, who is directed to allow the inspection of the relevant police file to the appellant to identify the specific documents required by him and on identification supply the same to him on the spot, in addition to the information, which has already been provided to him.

3. To come up on **18.09.2018 at 11.30 A.M. for further proceedings.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Ramesh Bhardwaj

s/o Shri Babu Ram Bhardwaj,

r/o H.No.109, Shahid Karnail Singh Nagar,

Phase-1, Phakowal Road, Ludhiana-141003. ----------Appellant

**Vs**

Public Information Officer

O/o Deputy Inspector General of Police (Crime)

C/o Director General of Police, Punjab,

Chandigarh.

First Appellate Authority

O/o Inspector General of Police (Crime)

C/o Director General of Police, Punjab,

Chandigarh. -------Respondents

**Appeal Case No.1449 of 2018**

Present:- None for the appellant.

Shri Prem Masih, ASI, on behalf of the respondents.

**ORDER**

Shri Ramesh Bhardwaj, Appellant, vide an RTI application dated 11.01.2016, addressed to Chief Secretary to Government of Punjab, sought certain information regarding cases referred to Central Bureau of Investigation, which were transferred to DGP, Punjab, Chandigarh.

2. The case was last heard on 11.06.2018, when the appellant was not present. The representative of the respondents submitted a letter No. 900/C.B.-4/RTI/CC, dated 11.06.2018 from AIGP Admn.-cum-PIO Crime, office of B.O.I, Punjab, Chandigarh, with a copy to the appellant vide which it had been informed that a reply

Contd……p/2

**AC - 1449 of 2018 -2-**

had already been sent to the appellant vide letter No. 1994/C.B.-4, dated 16.06.2016 and letter No. 454/C.B.-4, dated 08.02.2018. Accordingly, the appellant was directed to send his observations, if any, on the reply sent by the PIO, to him, with a copy to the Commission. The case was adjourned for today.

3. Today, the representative of the respondents states that reply has already been sent to the appellant and no observations have been received from him.

4. The appellant is not present without any intimation nor any observations, on the reply of the PIO, have been received from him, which shows that he is satisfied with the reply received from the PIO.

5. Accordingly, the case is **disposed of and closed.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Harpreet Singh

s/o Shri Balbir Singh

r/o H.No.265, Village Sunet,

Near BRS Nagar, Ludhiana. ---------Appellant

**Vs**

Public Information Officer

o/o Deputy Commissioner,

Ludhiana.

First Appellate Authority

o/o Deputy Commissioner,

Ludhiana. --------Respondents

**Appeal Case No. 1465 of 2018**

Present:- Shri Harpreet Singh, Appellant, in person.

None for the respondents.

**ORDER**

Shri Harpreet Singh, Appellant, vide an RTI application dated 18.01.2018, addressed to the PIO, sought certain information regarding Sale Deeds registered by Shri Mandeep Singh Dhillon, as Tehsildar West and Tehsildar East, Ludhiana.

2. The case was last heard on 11.06.2018, when the appellant informed that no information had been supplied to him as yet. None was present on behalf of the respondents without any intimation nor any reply had been filed by the PIO. Viewing the callous attitude of the PIO seriously, he was directed to supply the requisite

Contd…..p/2

**AC - 1465 of 2018 -2-**

information to the appellant before the next date of hearing with a copy to the Commission and submit a status report on the next date of hearing, alongwith reasons for delay. The case was adjourned for today.

3. Today, none is present on behalf of the respondents. However, a letter No. 729/SR(W), dated 11.07.2018 has been received from Sub-Registrar, Ludhiana(West) through e-mail informing that he is unable to attend hearing. He has requested to adjourn the case to some other date.

4. On the request of Sub-Registrar, Ludhiana(West), the case is adjourned to **18.09.2018 at 11.30 A.M.** with the directions that requisite information be supplied to the appellant, before the next date of hearing.

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Narinder Pal Singh

s/o Late S. Ajit Singh, H.No.11851,

St. No.3, SAS Nagar, Ludhiana-141003. -------------Appellant

**Vs.**

Public Information Officer

o/o Commissioner of Police, Ludhiana.

First Appellate Authority,

O/o Commissioner of Police,

Ludhiana. -------Respondents

**Appeal Case No. 2977 of 2017**

Present:- Shri Narinder Pal Singh, appellant, in person.

Shri Dev Raj, Inspector; Shri Rajinder Pal Singh, ASI and Shri Ram Singh, ASI, on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the appellant stated that he had applied for seeking information on 09.08.2017 but no information had been provided to him causing avoidable inconvenience and hardship to him. Accordingly, a compensation of Rs. 2000/- was awarded to him to be paid by the Public Authority for the loss and detriment suffered by him. In connection with a Show-Cause Notice issued to, Shri Mohd. Jamil, SHO, PS, Shimlapuri, Ludhiana on the last date of hearing, he was present and explained his position stating that RTI application was handed over to Shri Ram Singh, ASI No.542, Police Station, Shimla Puri, Ludhiana for taking action, who was responsible for not supplying the information to the appellant.

Contd…..p/2

**AC - 2977 of 2017 -2-**

Accordingly, a show cause notice was issued to Shri Ram Singh, ASI, Police Station, Simla Puri, Ludhiana for imposition of penalty. The case was adjourned for today.

2. Today, Shri Dev Raj Inspector; Shri Ram Singh, ASI and Shri Rajinder Pal Singh, ASI explain the position of the case in detail stating that no delay has occurred in the supply of information as a compromise had been arrived at between the parties. They submit a copy of compromise statement, which is taken on record. Consequently, the show-cause notice issued to Shri Ram Singh, ASI is dropped and the order for rewarding compensation of Rs. 2000/- to the appellant is hereby withdrawn.

3. Accordingly, the case is **disposed of and closed.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Ashok Kumar,

#105, New Punjab Mata Nagar,

Pakhowal Road, Ludhiana-141013 --------Appellant

**Vs.**

Public Information Officer

o/o Commissioner of Police, Ludhiana.

First Appellate Authority,

O/o Commissioner of Police, Ludhiana. -------Respondents

**Appeal Case No. 3157 of 2017**

Present:- Shri Ashok Kumar, appellant, in person.

Shri Dev Raj, Inspector, on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the appellant submitted that he had applied for seeking information on 09.08.2017 but till date no information had been provided to him causing avoidable inconvenience and hardship to the him. He requested that he might be suitably compensated for the loss and detriment suffered by him. None was present on behalf of the respondents without any intimation. Viewing the callous attitude of the respondent PIO seriously, a show cause notice was issued to Shri Ashwani Kapoor, Deputy Commissioner of Police, Ludhiana for imposition of penalty and a compensation of Rs. 2000/- was awarded to the appellant for the loss and detriment suffered by him. Besides, the PIO was directed to pass a speaking order with regard to issuance of Look Out Notice against Manav Sharma. The case was adjourned for today.

Contd…….p/2

**AC - 3157 of 2017 -2-**

2. Today, the representative of the respondents submits an affidavit from Shri Ashwani Kapoor, Deputy Commissioner of Police, Ludhiana vide which reply to the Show-Cause Notice has been furnished, which is taken on record. The representative of the respondents also explains reasons for their absence on the last date of hearing stating that an e-mail message was sent to the Commission informing that they were unable to attend hearing as they had been deputed on special duty due to a call for Bharat Bandh. The e-mail message could not be down-loaded due to power failure in the office of the Commission.

3. The representative of the respondents further informs that after adopting the prescribed procedure Look Out Notice has been got issued and requisite information has been supplied to the appellant and no intentional delay has occurred in this case. The appellant confirms that he has received the information to his satisfaction. Accordingly, while accepting the plea put forth by Shri Ashwani Kapoor, Deputy Commissioner of Police, Ludhiana, Show-Cause Notice issued to him is hereby dropped and order for awarding compensation to the appellant is withdrawn.

4. Since the requisite information stands provided to the appellant, the case is **disposed of and closed.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Tejinder Singh

r/o Village Bholapur, P.O. Ramgarh,

Chandigarh Road, Ludhiana. ------Complainant

**Vs.**

Public Information Officer

o/o Station House Officer,

Division No.7, Backside Vardhman Mill, Ludhiana. -------Respondent

**Complaint Case No. 1234 of 2017**

Present:- Shri Tejinder Singh, Complainant, in person.

Shri Gurdial Singh, Head Constable, on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the complainant was not present. However, he informed vide letter received through e-mail that the respondent had not complied with the order dated 4.4.2018 of the Commission. The respondent was not present during four consecutive hearings nor any reply had been filed in the Commission. Accordingly, viewing the callous attitude of the PIO seriously, a Show-Cause Notice was issued to him for imposition of penalty. An opportunity of personal hearing was also afforded to him on the next date of hearing i.e. today.

2. Today, the representative of the respondent informs that a reply has been sent to the complainant. The complainant states that he has not received any reply as yet. Accordingly, the respondent is directed to hand over a copy of the reply to the complainant and the complainant is directed to his send his observations, if any, on the reply of the PIO, to the PIO with a copy to the Commission.

3. To Come up on **18.09.2018 at 11.30 A.M. for further proceedings.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Manjeet Singh

s/o Late Shri Amar Singh,

r/o 4780, Shiva Ji Nagar,

Ludhiana. --------Complainant  **Vs.**

Public Information Officer

o/o Station House Officer,

Thana Division No.6,

Ludhiana. -------Respondent

**Complaint Case No. 871 of 2017**

Present:- Shri Tejinder Singh, on behalf of the complainant.

Shri Balwinder Ram, Head Constable, on behalf of the respondent-PIO.

**ORDER**

The case was last heard on 07.06.2018, when the complainant was not present. However, he informed vide a letter that no information had been supplied to him till date. The respondent was not present without any intimation. Accordingly, a Show-Cause Notice was issued to the PIO for imposing penalty for the delay in the supply of information. Besides, an opportunity of personal hearing was also afforded to him on the next date of hearing i.e. today.

2. Today, the representative of the respondent submits a point-wise detailed reply, a copy of which is handed over to the representative of the complainant, who after perusing the same, expresses satisfaction.

3. Accordingly, the case is **disposed of and closed.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

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Shri Varinder Kumar (Latti),

President All India Anti Corruption Morcha,

H.O.Chowk Shakti Nagar, Amritsar. --------Complainant

**Vs.**

Public Information Officer

o/o Station House Officer,

Police Station Sadar,

Majitha Road, Amritsar. -------Respondent

**Complaint Case No. 644 of 2017**

Present:- None for the complainant.

Shri Mohinder Singh, ASI, on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the representative of the complainant places on record letter dated 7.6.2018 during the hearing, vide which deficiencies in the provided information had been furnished. Since none was present on behalf of the respondent-PIO, the complainant was advised to send a copy of this letter to the respondent-PIO for removing the deficiencies and supplying the balance information to the complainant before the next date of hearing. The case was adjourned for today.

2. Today, the complainant is not present without any intimation. The representative of the respondent informs that reply has already been sent to the complainant. Accordingly, the complainant is directed to send his observations, if any, on the reply received from the PIO, with a copy to the Commission.

3. To come up on **18.09.2018 at 11.30 A.M. for further proceedings.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Tejinder Singh, Advocate

r/o 836, MIG, PHB Colony,

Jamalpur Ludhiana. --------Appellant

**Vs.**

Public Information Officer

o/o Station House Officer,

Police Station, Basti Jodhewal,

Ludhiana.

First Appellate Authority,

O/o Commissioner of Police,

Ludhiana. -------Respondents

**Appeal Case No. 2334 of 2017**

Present:- Shri Tejinder Singh, Appellant, in person.

Shri Surinder Singh, Head Constable, on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the appellant was not present. However, a letter was received from him through e-mail informing that the information running into two pages has been supplied to him, which does not relate to his case. He has requested to take strict action against the erring police officials. The representative of the respondents placed a copy of letter dated 18.3.2018 on the record of the case file. After hearing the representative of the respondents and going through the record available on the case file, the respondent was directed to supply point-wise reply/complete information to the appellant before the next date of hearing. The case was adjourned for today.

Contd…….p/2

**AC - 2334 of 2017 -2-**

2. Today, the appellant informs that compensation amount has not been paid to him as yet. Accordingly, the PIO is directed to pay compensation amount to the appellant before the next date of hearing failing which it will be enhanced.

3. The representative of the respondents hands over information to the appellant, who is directed to send his observations, if any, on the provided information, to the PIO with a copy to the Commission.

4. To come up on **18.09.2018 at 11.30 A.M. for further proceedings.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Manjeet Singh

s/o 4780, Shiva Ji Nagar,

Ludhiana. --------Appellant **Vs.**

Public Information Officer

o/o Police Commissioner,

Ludhiana. -------Respondents

**Complaint Case No. 567 of 2017**

Present:- Shri Tejinder Singh, on behalf of the complainant.

Shri Dev Raj, Inspector on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the appellant was not present. However, he informed vide a letter received through e-mail that he has received information consisting of two pages, not relating to his case. Accordingly, the respondents were directed to supply point-wise information/reply to the information-seeker, before the next date of hearing. The case was adjourned for today.

2. Today, the representative of the respondents informs that the information regarding Points No. 2 and 3 has already been supplied to the complainant and now the information regarding Point No. 1 has also been sent. The representative of the complainant expresses satisfaction.

3. Accordingly, the case is **disposed of and closed.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Rakesh Kumar Gupta,

8/237, Jagraon Road, Mandi Mullanpur,

District: Ludhiana. -------Appellant

**Vs.**

Public Information Officer

o/o Deputy Superintendent of Police, Dakha,

Mullanpur Dakha, Distt. Ludhiana

FAA-Senior Superintendent of Police,

Ludhiana Rural at Jagraon. -------Respondents

**Appeal Case No. 2974 of 2017**

Present:- None on behalf of the appellant.

Shri Ravinder Singh, Head Constable, on behalf of the respondents.

**ORDER**

The case was last heard on 07.06.2018, when the appellant was not present . However, a letter dated 07.06.2018 was received from him through e-mail vide which he furnished deficiencies in the provided information. The representative of the respondents informed that he had brought complete information as sought by the appellant for handing over to him. Since the appellant was not present, the respondent was directed to send that information to the appellant by registered post and the appellant was directed to send deficiencies, if any, to the PIO with a copy to the Commission. The case was adjourned for today.

2. Today, the representative of the respondents informs that the requisite

Contd…….p/2

**AC - 2974 of 2017 -2-**

Information has been supplied to the appellant, which has been duly received by him on 13.06.2018.

3. The appellant is not present nor any observations, on the provided information, have been received from him, which shows that he is satisfied with the provided information.

4. Accordingly, the case is **disposed of and closed.**

**Sd/-**

**Dated : 11.07.2018 ( S.S. Channy)**

**Chief Information Commissioner Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Gurpreet Singh,

S/o Shri Hardyal Singh,

House No. 167, Street No. 2,

Moti Bagh, Phullanwal, Ludhiana. -------Appellant

**Vs.**

Public Information Officer

O/o District Education Officer(EE),

Ludhiana.

First Appellate Authority,

O/o District Education Officer(EE),

Ludhiana. -------Respondents

**Appeal Case No. 464 of 2018**

Present:- Shri Gurpreet Singh, Appellant, in person alongwith Shri Manjit Singh.

Shri Kuldeep Singh, Deputy D.E.O.(EE), Ludhiana, on behalf of the respondents.

**ORDER**

In this case, Shri Gurpreet Singh, Appellant, vide his RTI application dated 03.11.2016, addressed to the PIO, sought certain information on 7 points in respect of Bal Bharti Public School, Dugri, Ludhiana.

2. This case was earlier heard by Smt. Preety Chawla, SIC and during last date of hearing, i.e. 05.06.2018, she recommended for adjudication of this case by a Larger Bench. Consequently, a Larger Bench consisting of Dr. S. S. Channy, Ld. Chief Information Commissioner and Smt. Preety Chawla, Ld. State Information Commissioner, was constituted and a Notice of Hearing was issued for today.

Contd……p/2

**AC - 464 of 2018 -2-**

3. Today, Shri Kuldeep Singh, Deputy D.E.O.(EE), Ludhiana, appearing on behalf of the respondents states that the appellant has sought information in respect of

Bal Bharti Public School, Dugri, Ludhiana, which is a private school and is getting no grant from the government. He further states that whatever information in respect of this school, the office has, is available on the official Web-Site of the Department and the same can only be supplied. Consequently, after hearing both the parties and discussing the matter at length, the respondent is directed that the information in respect of the said school, available with them, be supplied to the appellant. The respondent assures to comply with the orders of the Commission.

4. On the assurance given by the respondent, the case is **disposed of and closed.**

**Sd/-** **Sd/-**

**(Preety Chawla) (S.S. Channy)**

**S.I.C. C.I.C.**

**Dated : 11. 07. 2018**

CC:

PS/Hon'ble SIC(PC) for the kind information of Hon'ble SIC (PC)

**PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Bhawan, Near Rose Garden, Madhya Marg,**

**Sector: 16, Chandigarh.**

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Shri Jaspal Vir Singh,

# 134, Hardev Nagar,

Kapurthala Road, Jalandhar. -------Appellant

**Vs.**

Public Information Officer

O/o Sikh Missionary College(Regd.)

1051/14, Field Ganj, Ludhiana.

First Appellate Authority,

O/o Head/Chairman,

Sikh Missionary College,

1051/14, Field Ganj, Ludhiana. -------Respondents

**Appeal Case No. 374 of 2012**

Present:- None on behalf of the appellant.

Shri G. S. Dhillon, Advocate, on behalf of the respondents.

**ORDER**

In this case, Shri Jaspal Vir Singh, Appellant, vide his RTI application dated 13.11.2011, addressed to the PIO, sought certain information on 15 points in respect of Sikh Missionary College Institution(Society) and Sikh Missionary College(Regd.) Ludhiana.

2. Shri Harbhajan Singh, Principal, Sikh Missionary College, Ludhiana made a written submission inter-alia stating that Sikh Missionary College, Ludhiana, is a registered body under the Societies Registration Act XXI of 1860 as amended by Punjab Amendment Act, 1957 and is not a Government grant-in-aid or aided body and thus is not covered under the Right to Information Act, 2005.

Contd…….p/2

**AC - 374 of 2012 -2-**

3. This case was heard by Shri R.I. Singh, Chief Information Commissioner, Punjab, who vide his order dated 31.12.2012 held that the respondent is a public authority and therefore, it is bound to comply with the provisions of the RTI Act by appointing a PIO. Vide this order, the respondents were directed to furnish the requisite information to the appellant.

4. This order of the Commission was challenged in the Hon’ble Punjab and Haryana High Court by the respondent Institute vide CWP No. 6241 of 2014, which was decided by Shri Rajan Gupta, Judge on 31.12.2017. The Hon’ble Judge set aside the order of the Commission and the matter was remitted to State Information Commission for decision afresh as per law after affording opportunity of hearing to the parties.

5. The matter was allotted to Dr. Pawan Kumar Singla, SIC for adjudication, who during hearing on 22.05.2018 recommended for constitution of a Full Bench to decide the issue. Consequently, a Larger Bench consisting of Dr. S. S. Channy, Ld. Chief Information Commissioner and Dr. Pawan Kumar Singla, Ld. State Information Commissioner, was constituted and a Notice of Hearing was issued to the parties for today.

6. Today, the appellant is not present. However, a letter dated 11.07.2018 has been received from him through e-mail informing that he is unable to attend hearing due to some emergency.

7. Ld. Counsel for the respondents refers to the judgement of Hon’ble

Contd…….p/3

**AC - 374 of 2012 -3-**

Supreme Court of India passed in the case titled Thalappalam Service Cooperative Bank Ltd. and others versus State of Kerala and others in Civil Appeal 9017 of 2013 arising out of SLP© No. 24290 of 12, contending that the respondent Institute cannot be said to be a public authority under the Right to Information Act, 2005. As the onus, to prove that the said Institute is a Public Authority, lies on the appellant, he is directed to submit documentary evidence to vindicate his stand, on the next date of hearing.

8. To come up on **19.09.2018 at 1.30 P.M. for further proceedings.**

**Sd/- Sd/-**

**(Pawan Kumar Singla) (S.S. Channy)**

**S.I.C. C.I.C.**

**Dated : 11. 07. 2018**

CC:

PS/Hon'ble SIC(PKS) for the kind information of Hon'ble SIC (PKS)

**PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Bhawan, Near Rose Garden, Madhya Marg,**

**Sector: 16, Chandigarh.**

**Tel. No.0172-2864100-01, Fax No.0172-2864110**

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Shri Yogesh Aggarwal,

Gali Vaid Tirath Ram,

Opposite Civil Hospital, MOGA. ---------Appellant

**Vs.**

Public Information Officer

O/o Secretary, District Bar Association, Moga.

First Appellate Authority,

O/o President, District Bar Association, Moga. -------Respondents

**Appeal Cases No. 2055 and 2121 of 2017**

Present:- Shri Yogesh Aggarwal, Appellant, in person.

None on behalf of the respondents.

**ORDER**

As the appellant and the respondents are the same and nature of information sought, by and large, is identical, these appeals have been clubbed to be decided by a single order.

2. The relevant facts succinctly are mentioned hereunder.

Shri Yogesh Aggarwal, filed RTI applications to seek certain information from Secretary, District Bar Association, Moga and on receiving no information filed first appeals with President, District Bar Association, Moga and subsequently approached the Commission in Second Appeal. The cases were allotted to Dr. Pawan Kumar Singla, SIC for adjudication, which were last heard on 23.05.2018 when during hearing it was recommended to constitute a Full Bench/Larger Bench to decide an important issue involved in these cases. Consequently, a Larger Bench consisting of Dr. S.S. Channy, Ld. Chief Information Commissioner and Dr. Pawan Kumar Singla, Ld. State Information Commissioner was constituted and a Notice of Hearing was sent to the concerned parties for today.

Contd…….p/2

**AC - 2055 and 2121 of 2017 -2-**

3. Today, none is present on behalf of the respondents. The appellant submits that Bar Council of India, New Delhi is a Public Authority under the RTI Act, 2005 and Central Information Commission has declared Bar Council of Delhi also as a Public Authority under the Act ibid. He requests that District Bar Association, Moga may also be declared as a Public Authority under the RTI Act, 2005 and they may be directed to appoint PIO and First Appellate Authority and also may be directed to supply the information asked for by him to him.

4. Consequently, after hearing the appellant and discussing the matter at length, the appellant is advised to approach Bar Council of India, New Delhi or Central Information Commission, New Delhi to get District Bar Association, Moga declared as a Public Authority under the RTI Act or in the alternative he is advised to submit necessary documents for declaring District Bar Association, Moga as a Public Authority as per the guidelines laid down in the judgement of Hon’ble Supreme Court of India passed in the case titled Thalappalam Service Cooperative Bank Ltd. and others versus State of Kerala and others in Civil Appeal 9017 of 2013 arising out of SLP© No. 24290 of 12.

5. To come up on **19.09.2018 at 1.30 P.M. for further proceedings.**

**Sd/- Sd/-**

**(Pawan Kumar Singla) (S.S. Channy)**

**S.I.C. C.I.C.**

**Dated : 11. 07. 2018**

CC:

PS/Hon'ble SIC(PKS) for the kind information of Hon'ble SIC (PKS)