

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

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com, [Cisco Webex Code:15857-23975](#)

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



Shri Gurmeet Singh
S/o Shri Lal Singh
R/o Village Kikkar Khera,
Tehsil Abohar,
District Fazilka.

.....Appellant

Versus

Public Information Officer

O/o Estate Officer,
Bathinda Development Authority,
Bathinda.

First Appellate Authority

O/o Executive Engineer(Civil),
Bathinda Development Authority,
Bathinda.

....Respondents

AC No.3652 of 2020

Present: (i) Appellant- absent
(ii) Shri Babandeep Singh Walia, PCS, Estate Officer/PIO, in person along with Shri Harsimran Singh, Sr. Assistant, Bathinda Development Authority.

ORDER:

(Heard through Cisco Webex/on Mobile Phone)

1. This order may be read with reference to the order dated 19.07.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Gurmeet Singh has not come present to attend the hearing through through Cisco Webex.
3. Shri Babandeep Singh, Estate Officer/PIO, B.D.A. Bathinda comes present to attend the hearing along with Shri Harsimran Singh, Senior Assistant. He states that the information has been supplied to the appellant vide letters dated 06.10.2021 and 08.10.2021 and also produces copies of the said letters before the Bench. He produces original affidavit dated 11.10.2021 before the Bench. The same are taken on record. The PIO is directed to send a copy of the same to the appellant by e.mail also .

Cont..P-2



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AC No.3652/2020

4. The appellant Shri Gurmeet Singh is contacted on mobile phone. He states that he has received the information from the PIO but he has not understood certain portion of the information supplied. The appellant is made to talk to PIO who explains everything and clarifies that additional information has been sent on 08.10.2021.

5. On the asking of the Bench, the appellant expresses his satisfaction over the information supplied and gives his consent to close the case.

6. In view of the above, the Bench does not feel that there is any need of further intervention in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
11.10.2021**

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

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Shri Sukhdeep Singh(AAE)
S/o Shri Pritam Singh(SI)
R/o Gali Arre Wali,
Tarn Taran.

.....Appellant

Versus

Public Information Officer

O/o Addl. Superintending Engineer(Works)
Punjab State Power Corporation Ltd.,
Amritsar.

First Appellate Authority

O/o Chief Engineer, Border Zone,
Punjab State Power Corporation Ltd.,
Amritsar.

....Respondents

AC No.3701 of 2020

Present: (i) Appellant- absent
(ii) Shri Jatinder Singh, Addl.S.E. Works, PSPCL, Amritsar,
on behalf of the PIO.

ORDER:

(Heard through Cisco Webex/ on Mobile Phone)

1. This order may be read with reference to the order dated 19.07.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Sukhdeep Singh has not come present to attend the hearing through Cisco Webex.
3. Shri Jatinder Singh, Deputy Chief Engineer(HQ), Border Zone, PSPCL, Amritsar attends the hearing through Cisco Webex. He states that the information has been supplied to the appellant vide letter dated 19.08.2021 by registered post. He further states that as per directions of the Hon'ble Bench, an affidavit has also been sent to the appellant and he is satisfied with the information supplied. He also states that a copy of the affidavit has also been sent to the Bench by e.mail.
4. Since the appellant is absent, he is contacted on mobile phone. On the asking of the Bench, he confirms the receipt of information as also the affidavit sent by the PIO and gives his consent to close the case.

Cont..P-2



-2-

AC No.3701/2020

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
11.10.2021**

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

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Shri Gurdeep Singh Kahlon
S/o Shri Boorh Singh
C/o Kahlon Association,
Opp. Gurudwara Shri Kutia Sahib,
Jamalpur, Chandigarh Road,
Ludhiana.

.....Complainant

Versus

Public Information Officer
O/o Estate Officer,
GLADA, Ludhiana.

**Remanded Back to:
First Appellate Authority**
Estate Officer, GLADA
Ludhiana.

...Respondent

CC No.872/2021

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

ORDER:

1. The RTI application is dated 13.05.2021 vide which the Complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 06.07.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 11.10.2021 through cisco webex. Shri Gurdeep Singh Kahlon, complainant has not come present to attend the hearing through cisco webex.
3. The PIO O/o GLADA, Ludhiana has also not come present nor he has deputed any of his representatives to attend the hearing through cisco webex.
4. The Bench, on perusal of case file, observes that the complainant has not been given any response by the PIO and further observes 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.

Contd..P-2



-2-

CC No.872/2021

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 complaint case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

6. Post deliberations, the instant matter is remanded back to the First Appellate Authority i.e. **Shri Gulshan Kumar, Estate Officer, GLADA, Ludhiana**. 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. He is directed to give an early date to hear the complainant and decide the matter. 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.

**Chandigarh
11.10.2021**

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

Copy to (By Regd. Post):

First Appellate Authority
Shri Gulshan Kumar,
Estate Officer, GLADA,
Ludhiana.

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Shri Harminder Singh
R/o # 2877, Phase-7,
Mohali.



.....Complainant

Versus

Public Information Officer

O/o GMADA
Mohali.

Remanded Back to:

**First Appellate Authority
Estate Officer (Policy)
Greater Mohali Area Development
Authority (GMADA),
PUDA Bhawan, Mohali.**

...Respondent

CC No.861/2021

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

ORDER:

1. The RTI application is dated 02.05.2018 vide which the Complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 01.07.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 11.10.2021 through cisco webex. Shri Harminder Singh, complainant has not come present to attend the hearing through cisco webex.
3. The PIO O/o GMADA, Mohali has also not come present nor he has deputed any of his representatives to attend the hearing through cisco webex.
4. The Bench, on perusal of the case file, observes that the complainant has not been given any response by the PIO and further observes 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.

Contd..P-2



-2-

CC No.861/2021

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 complaint case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

6. Post deliberations, the instant matter is remanded back to the First Appellate Authority i.e **Smt. Sukhwinder Kumari, Estate Officer (Policy), GMADA, Mohali**. 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. He is directed to give an early date to hear the complainant and decide the matter. 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.

**Chandigarh
11.10.2021**

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

Copy to (By Regd. Post):

First Appellate Authority
Smt.Sukhwinder Kumari,
Estate Officer (Policy), GMADA
PUDA Bhawan, Mohali.

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Shri Manjit Singh, Advocate
Civil Courts, Chamber No.145,
City Sunam, Distt. Sangrur.

.....Complainant

Versus

Public Information Officer
O/o Asstt. Executive Engineer,
Punjab State Power Corporation Ltd.,
Nathana, District Bathinda.

Remanded Back to:
First Appellate Authority
Chief Engineer, West Zone,
PSPCL, Bathinda.

...Respondent

CC No.864/2021

Present: (i) Complainant- absent.
(ii) Smt. Beant Kaur, Sub Divisional Clerk, PSPCL, Nathana,
District Bathinda, on behalf of the PIO.

ORDER:

(Heard through Cisco Webex)

1. The RTI application is dated 10.05.2021 vide which the Complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 02.07.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 11.10.2021 through cisco webex. Shri Manjit Singh, complainant has not come present to attend the hearing through Cisco Webex.
3. Smt. Beant Kaur, Sub Divisional Clerk O/o Assistant Executive Engineer, PSPCL, Nathana, District Bathinda comes present to attend the hearing through cisco webex on behalf of the PIO. She states that the complainant's RTI application is not available in their office and requests that the complaint case may be remanded Back to the First Appellate Authority.
4. The Bench observes 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. The Bench accedes to the request of the representative of the PIO.

Contd..P-2



-2-

CC No.864/2021

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. As per the version of the representative of PIO, the complainant has failed to avail the same in the instant complaint case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

6. Post deliberations, the instant matter is remanded back to the **First Appellate Authority i.e. Shri Massa Singh, Chief Engineer, West Zone, PSPCL, Bathinda**. 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. He is directed to give an early date to hear the complainant and decide the matter. 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.

**Chandigarh
11.10.2021**

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

Copy to (By Regd. Post):

First Appellate Authority
Shri Massa Singh,
Chief Engineer, West Zone
PSPCL, Bathinda.

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Shri Harminder Singh
R/o # 2877, Phase-7,
Mohali.



.....Complainant

Versus

Public Information Officer

O/o Superintending Engineer,
Operation Circle,
Punjab State Power Corporation Ltd.,
Mohali.

Remanded Back to:

First Appellate Authority

Dy.Chief Engineer,
Operation Circle
PSPCL, Mohali.

...Respondent

CC No.862/2021

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

ORDER:

1. The RTI application is dated 21.06.2021 vide which the Complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 01.07.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 11.10.2021 through cisco webex. Shri Harminder Singh, complainant has not come present to attend the hearing through cisco webex.
3. The PIO O/o Superintending Engineer, Operation Circle, PSPCL, Mohali has also not come present nor he has deputed any of his representatives to attend the hearing through cisco webex.
4. The Bench, on perusal of the case file, observes that the complainant has not been given any response by the PIO and further observes 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.

Contd..P-2



-2-

CC No.864/2021

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 complaint case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

6. Post deliberations, the instant matter is remanded back to the First Appellate Authority i.e **Shri Mohit Sood, Dy.Chief Engineer, Operation Circle, PSPCL, Mohali**. 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. He is directed to give an early date to hear the complainant and decide the matter. 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.

**Chandigarh
11.10.2021**

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

Copy to (By Regd. Post):

First Appellate Authority
Shri Mohit Sood,
Dy.Chief Engineer, Operation Circle
PSPCL, Mohali.

