

**PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.**

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(Regd.) Shri Lucas Bhatti,  
C/o Adv. Neha Dewan,  
House No. 2140, Second Floor,  
Sector 21-C, Chandigarh.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o Municipal Council,  
Zirakpur, Mohali.

First Appellate Authority,  
O/o Regional Deputy Director,  
Local Government, Patiala.

.....Respondent

**Appeal Case No. 1944 of 2019**

**Present:-** Shri Lucas Bhatti, appellant is absent without any intimation to the Commission. Shri Lakhvir Singh, Building Inspector is present on behalf of Shri Manvir Singh Gill, PIO-cum-EO, Nagar Council, Zirakpur.

**ORDER**

Shri Lucas Bhatti, appellant filed RTI application dated 30.07.2018 and sought some information from the office of the PIO.

The appellant is absent without any intimation to the Commission. Shri Lakhvir Singh, Building Inspector is present on behalf of the PIO.

I have gone through the Order dated 23.01.2020 and in compliance to the Order the respondent submitted a duly attested affidavit dated 11.02.2020 of Shri Manvir Singh Gill, Executive Officer, Nagar Council, Zirakpur, Distt. SAS Nagar along with a copy of letter no.711 dated 12.02.2020. Both the papers are taken in the file of the Commission.

I have gone through the affidavit submitted by Shri Manvir Singh Gill, E.O., Nagar Council, Zirakpur and it is submitted that the Chandigarh Enclave project was passed in the year 2007 and the Change of Land Use came into force vide Notification no.18/30/2009-5Hg2/4725 dated 23 October, 2012. So, the Change of Land Use was not applicable when the Chandigarh Enclave came into existence in the year 2007. So far as the non-encumbrance certificate is concerned it is submitted in the affidavit that no no-encumbrance certificate is available in the concerned file of the public authority, so the PIO is unable to provide it to the appellant.

The remaining information had already been provided to the appellant by the PIO. The Reader of the Court is directed that the attested copy of the affidavit along with the copy of Order be sent to the appellant through registered post.

**Appeal Case No. 1944 of 2019**

So far as the present appeal case is concerned regarding the sought for information, the matter has been resolved by the PIO.

Whereas in the present appeal case a Show Cause Notice was issued to Shri Girish Verma, the then PIO-cum-EO, Nagar Council, Zirakpur vide Order dated 11.09.2019 to explain in self attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished be not imposed under Section 20(1) of the RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the appellant under Section 19(8)(b) of the RTI Act, 2005 for the detriment suffered by him. In addition to the written reply, the PIO was also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

It is brought to the notice of the Bench vide letter no.711 dated 12.02.2020 that Shri Girish Verma, the then Executive Officer is under suspension vide Order passed by the Additional Chief Secretary, Department of Local Bodies, Govt. of Punjab vide letter no.6/9/2020-2SS3/336 dated 28.01.2020.

So, Shri Girish Verma is directed that he should personally come present before the Bench on the next date of hearing and file reply to the show cause notice through duly attested affidavit and an opportunity of personally hearing will be afforded to him. In case he would not come present then it would be assumed that he do not want to file reply to the show cause notice and the show cause notice will be decided in his absence on the basis of papers available in the file.

A copy of Order be sent to the Director, Local Bodies, Govt. of Punjab, Sector-35, Chandigarh through registered post.

Shri Girish Verma should personally come present on the next date of hearing on **11.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

**Regd. CC: Director, Local Bodies, Govt. of Punjab, Sector-35, Chandigarh**

**– for compliance of the above said order.**

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Shri Jagraj Singh Chahal, (M: 94784-82964),  
S/o Shri Daljit Singh,  
R/o Patti Usang, VPO Kokri Kalan,  
Moga.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o Block Development & Panchayat Officer,  
Block-1, Moga.

First Appellate Authority,  
O/o District Development & Panchayat Officer,  
Moga.

.....Respondent

**Appeal Case No. 1982 of 2019**

**Present:-** Shri Jagraj Singh Chahal, appellant is present.  
Shri Sukhvir Singh, PIO-cum-Panchayat Secretary, Gram Panchayat, Kokri  
Kalan, Tehsil & Distt. Moga is present.

**O R D E R**

Shri Jagraj Singh Chahal, appellant filed RTI application dated 30.01.2019 and sought some information from the office of the PIO.

I have gone through the Order dated 23.01.2020.

Both the parties are present today. I have heard the appellant and the respondent on the RTI application.

The PIO-cum-Panchayat Secretary, Shri Sukhvir Singh submitted a copy of letter no.Spl-1 dated 12.02.2020 along with a self declaration dated 12.02.2020, which are taken in the file of the Commission. He has provided a copy of letter no.Spl-1 dated 12.02.2020 along with attested copies of 382 pages of information to the appellant today before the Bench.

I have gone through the above said letter and the information regarding the three points raised in the RTI application has been provided to the appellant, which is regarding the grants received by the Gram Panchayat and the funds received under MANREGA by the Gram Panchayat. A detail of funds has been submitted by the PIO in the letter and attested copies of 382 pages of sought for information has been provided to the appellant.

A Show Cause Notice was issued to Shri Sukhvir Singh, Panchayat Secretary, Gram Panchayat, Kokhri kalan vide Order dated 28.11.2019 and he was directed to file reply through self attested affidavit. Today he has filed reply to the Show Cause Notice through self declaration dated 12.02.2020, which is taken in the file of the Commission.

*Contd..p2..*

**Appeal Case No. 1982 of 2019**

I have gone through the contents of the self declaration and also heard the PIO on the Show Cause Notice. The PIO submitted an un-conditional apology and assured the Commission that in future he will remain vigilant towards his duties and will provide the information to the information seekers within the stipulated period. So, the Show Cause Notice issued to Shri Sukhvir Singh, PIO-cum-Panchayat Secretary is hereby dropped and filed with a warning to the PIO that in future he should remain vigilant towards his duties and should provide the sought for information to the information seekers within the stipulated period of 30 days.

As the sought for information has been provided to the appellant by the PIO, so the present appeal case is **disposed of and closed**.

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.

..... Appellant

**Vs**

Public Information Officer,  
O/o Secretary,  
Regional Transport Authority,  
Pathankot.

First Appellate Authority,  
O/o Commissioner,  
State Transport Commissioner, Punjab,  
SCO 76-77, Sector-17, Chandigarh.

.....Respondent

**Appeal Case No. 3834 of 2019**

Present:- Shri Bhupinder Punj, appellant is present.  
None present on behalf of Shri Baldev Singh Randhawa, PIO-cum-Secretary,  
RTA, Pathankot.

**O R D E R**

Shri Bhupinder Punj, appellant is present today, but none has come present on behalf of the PIO. Today is the 4<sup>th</sup> date of hearing and the PIO or his nominee has never come present before the Commission on any date of hearing.

The appellant stated that he has filed RTI application on 29.06.2019 and the PIO has not provided him any information till today. The act and conduct of the PIO is highly condemnable. It shows that he has no respect for the law and the Commission.

So, a Show Cause Notice is issued to Shri Baldev Singh Randhawa, PIO-cum-Secretary, RTA, Pathankot that why you have not provided the sought for information to the appellant within the stipulated period and so why you may not be penalized under Section 20(1) of the RTI Act, 2005.

Shri Baldev Singh Randhawa, PIO-cum-Secretary, RTA, Pathankot is directed that he should personally come present on the next date of hearing and file reply and explain the reasons for not providing the information to the appellant and an opportunity of personal hearing will be afforded to him. IN case he would not come present then it will be assumed that he does not want to file reply to the Show Cause Notice and the Show Cause Notice will be decided after the perusal of the case file.

Contd..p2..

The PIO is further directed that attested copies of sought for information and the demand draft of Rs,2,000/-, which was awarded as compensation in favour of the appellant be provided to the appellant within 10 days.

Both the parties to come present on the next date of hearing on **11.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**

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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.



..... Appellant

**Vs**

Public Information Officer,  
O/o Secretary,  
Regional Transport Authority,  
Ferozepur

First Appellate Authority,  
O/o Commissioner,  
State Transport Commissioner, Punjab,  
SCO 76-77, Sector-17, Chandigarh.

.....Respondent

**Appeal Case No. 3835 of 2019**

Present:- Shri Bhupinder Punj, appellant is present.  
Shri Manish Gaba, Data Entry Operator is present on behalf of Shri Tarlochan Singh Sahota, PIO-cum-RTA, Ferozepur.

**O R D E R**

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, Regional Transport Authority, Ferozepur.

The appellant is present today and Shri Manoj Gaba is present on behalf of the PIO and he has provided the attested copies of sought for information to the appellant today before the Bench. After going through the information the appellant stated that he has received the information except the copies of Log Book.

All the information has been provided to the appellant except the attested copies of Log Book as was sought by the appellant through his RTI application dated 29.06.2019.

So, Shri Tarlochan Singh Sahota, PIO-cum-Secretary, RTA, Ferozepur is directed that he should personally come present before the Bench on the next date of hearing along with attested copies of log book . IN case the attested copies of Log Book would not be provided on the next date of hearing, then a Show Cause Notice will be issued to Shri Tarlochan Singh Sahota, PIO that why he is not obeying the Orders of the Commission and why he has not provided the complete information to the appellant.

Both the parties to come present on the next date of hearing on **19.02.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**

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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.



..... Appellant

**Vs**

Public Information Officer,  
O/o Secretary,  
Regional Transport Authority,  
Sangrur.

First Appellate Authority,  
O/o Commissioner,  
State Transport Commissioner, Punjab,  
SCO 76-77, Sector-17,  
Chandigarh.

.....Respondent

**Appeal Case No. 3836 of 2019**

Present:- Shri Bhupinder Punj, appellant is present.  
None present on behalf of Shri Gurcharan Singh Sandhu, PIO-cum-ATO, O/o  
Secretary, RTA, Sangrur.

**O R D E R**

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, Regional Transport Authority, Sangrur.

The appellant is present today, but none has come present on behalf of the PIO. The appellant stated that no information has been provided to him by the PIO till today.

So, Shri Gurcharan Singh Sandhu, PIO-cum-ATO, O/o Secretary, RTA, Sangrur is directed that attested copies of sought for information be sent to the appellant through registered post within a week and come present personally on the next date of hearing along with copies of information and copy of postal receipt. In case of non compliance of the Order of the Commission strict action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties to come present on the next date of hearing on **11.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**



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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o Secretary,  
Regional Transport Authority,  
Patiala.

First Appellate Authority:

O/o State Transport Commissioner, Punjab,  
SCO 177-78, Sector 17-C, Chandigarh.

.....Respondent

**Appeal Case No. 3933 of 2019**

**Present:-** Shri Bhupinder Punj, appellant is present.  
Shri Dharamvir, Jr. Asstt. is present on behalf of Shri Sham Lal, PIO-cum-ATO,  
O/o Secretary, RTA, Patiala.

**O R D E R**

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Patiala.

Both the parties are present today. The respondent stated that the amount of compensation of Rs.2,000/- has been paid to the appellant vide demand draft no.162124 dated 05.02.2020. The appellant stated that he has received the amount of compensation.

The respondent submitted a copy of letter no.111 dated 07.02.2020, a copy of letter no.3865 dated 31.12.2019 and a copy of letter no.10334 dated 16.12.2019. I have gone through the said letters and it is submitted in letter dated 07.02.2020 that the record related with the sought for information is in the custody of Shri Pardeep Singh Dhillon, Asstt. Transport Officer, Fatehgarh Sahib, now posted at Mohali.

I wonder to hear that how the record which is related with the office of the public authority, Patiala is in the custody of Shri Pardeep Singh Dhillon, ATO, Mohali. It is the duty of the Secretary, RTA, Patiala to receive back the record related with the office of RTA, Patiala and the PIO is duty bound to provide the remaining information to the appellant. In case of non compliance of the Order of the Commission strict action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on  
**06.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o Secretary,  
Regional Transport Authority,  
Bathinda.

First Appellate Authority:  
O/o State Transport Commissioner, Punjab,  
SCO 177-78, Sector 17-C, Chandigarh.

.....Respondent

**Appeal Case No. 3936 of 2019**

**Present:-** Shri Bhupinder Punj, appellant is present.  
Shri Bhupinder Singh, PIO-cum-Asstt. Transport Officer, O/o Secretary, RTA,  
Bathinda is present.

**O R D E R**

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Bathinda.

Both the parties are present today. Shri Bhupinder Singh, PIO-cum-Asstt. Transport Officer, Bathinda has provided the attested copies of sought for information to the appellant except the copies of Log Book of vehicle no. PB-13T-0013.

So, the PIO is directed that attested copies of Log Book for the period 03.06.2019 to 14.06.2019 be provided to the appellant on the next date of hearing and the demand draft of Rs.2,000/-, which was awarded as compensation in favour of the appellant to be paid from the funds of public authority, be also paid to the appellant.

Both the parties should personally come present on the next date of hearing on  
**06.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )**  
**State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o Secretary,  
Regional Transport Authority,  
Jalandhar.

First Appellate Authority:  
O/o State Transport Commissioner, Punjab,  
SCO 177-78, Sector 17-C,  
Chandigarh.

.....Respondent

**Appeal Case No. 3934 of 2019**

**Present:-** Shri Bhupinder Punj, appellant is present.  
Shri Dinesh, Accountant is present on behalf of Ms. Ambika, PIO-cum-Section Officer, O/o Secretary, RTA, Jalandhar.

**O R D E R**

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Jalandhar.

Both the parties are absent today. Shri Dinesh, Accountant has come present on behalf of Ms. Ambika, PIO-cum-Section Officer and he has submitted an Authority Letter, which is taken in the file of the Commission.

The Commission has received an e-mail sent by the PIO, which is a copy of letter no.1866 dated 11.02.2020 and it is submitted in the letter by the PIO that the sought for information was sent to the appellant through registered post on 24.01.2020.

The appellant stated that he has received the information, which was sent to him by the PIO except the attested copies of Log Book of vehicle used by the Secretary, RTA, Jalandhar for the period 03.06.2019 to 14.06.2019.

So, Ms.Ambika, PIO-cum-Section Officer is directed that attested copies of Log Book as mentioned above be provided to the appellant.

Both the parties should personally come present on the next date of hearing on **19.02.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),  
R/o 186, Village Luhara,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o Secretary,  
Regional Transport Authority,  
Jalandhar.

First Appellate Authority:  
O/o State Transport Commissioner, Punjab,  
SCO 177-78, Sector 17-C,  
Chandigarh.

.....Respondent

**Appeal Case No. 3939 of 2019**

**Present:-** Shri Bhupinder Punj, appellant is present.  
Shri Dinesh, Accountant is present on behalf of Ms. Ambika, PIO-cum-Section Officer, O/o Secretary, RTA, Jalandhar.

**O R D E R**

Shri Bhupinder Punj, appellant filed RTI application dated 25.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Jalandhar.

Both the parties are absent today. Shri Dinesh, Accountant has come present on behalf of Ms. Ambika, PIO-cum-Section Officer and he has submitted an Authority Letter, which is taken in the file of the Commission.

The Commission has received an e-mail sent by the PIO, which is a copy of letter no.1865 dated 11.02.2020 and it is submitted in the letter by the PIO that the sought for information was sent to the appellant through registered post on 24.01.2020.

The appellant stated that he has received the information, which was sent to him by the PIO except the attested copies of Log Book of vehicle used by the Secretary, RTA, Jalandhar for the period 11.03.2019 to 20.03.2019.

So, Ms.Ambika, PIO-cum-Section Officer is directed that attested copies of Log Book as mentioned above be provided to the appellant.

Both the parties should personally come present on the next date of hearing on **19.02.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

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Shri Rakesh Kumar Gupta, Advocate, (M: 98149-24851),  
R/o 8/237, Jagroan Road,  
Mandi Mullanpur,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o DGP, H.Q., Punjab,  
Sector-9, Chandigarh.

First Appellate Authority:  
O/o DGP, H.Q., Punjab,  
Sector-9, Chandigarh.

.....Respondent

**Appeal Case No. 4705 of 2019**

**Present:-** Shri Rakesh Kumar Gupta (Advocate), appellant is present.  
ASI Parshottam Kumar is present on behalf of the PIO, O/o DGP, H.Q., Punjab,  
Chandigarh.

**ORDER**

Shri Rakesh Kumar Gupta (Advocate), appellant filed RTI application dated 11.12.2019 and sought some information from the PIO, O/o DGP, H.Q. Punjab, Sector-9, Chandigarh. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 18.12.2019. Then he filed Second Appeal before the Punjab State Information Commission on 23.12.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. I have gone through the RTI application dated 11.12.2019 and discussed about the sought for information with the appellant and the respondent.

The PIO or the APIO should personally come present before the Commission on the next date of hearing and file specifically para-wise reply to the appeal filed by the appellant or provide information to the appellant, specifically para-wise.

Both the parties should personally come present on the next date of hearing on **11.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

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Shri Rakesh Kumar Gupta, Advocate, (M: 98149-24851),  
R/o 8/237, Jagroan Road,  
Mandi Mullanpur,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o DGP, H.Q., Punjab,  
Sector-9, Chandigarh.

First Appellate Authority:  
O/o DGP, H.Q., Punjab,  
Sector-9, Chandigarh.

.....Respondent

**Appeal Case No. 4707 of 2019**

**Present:-** Shri Rakesh Kumar Gupta (Advocate), appellant is present.  
ASI Parshottam Kumar is present on behalf of the PIO, O/o DGP, H.Q., Punjab,  
Chandigarh.

**O R D E R**

Shri Rakesh Kumar Gupta (Advocate), appellant filed RTI application dated 12.12.2019 and sought some information from the PIO, O/o DGP, H.Q. Punjab, Sector-9, Chandigarh. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 18.12.2019. Then he filed Second Appeal before the Punjab State Information Commission on 23.12.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. I have gone through the RTI application dated 12.12.2019 and discussed about the sought for information with the appellant and the respondent.

The PIO or the APIO should personally come present before the Commission on the next date of hearing and file specifically para-wise reply to the appeal filed by the appellant or provide information to the appellant, specifically para-wise.

Both the parties should personally come present on the next date of hearing on **11.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Rakesh Kumar Gupta, Advocate, (M: 98149-24851),  
R/o 8/237, Jagroan Road,  
Mandi Mullanpur,  
Distt. Ludhiana.

.....Appellant.

**Vs**

Public Information Officer,  
O/ o DGP, H.Q., Punjab,  
Sector-9, Chandigarh.

First Appellate Authority:  
O/o DGP, H.Q., Punjab,  
Sector-9, Chandigarh.

.....Respondent

**Appeal Case No. 4706 of 2019**

**Present:-** Shri Rakesh Kumar Gupta (Advocate), appellant is present.  
ASI Parshottam Kumar is present on behalf of the PIO, O/o DGP, H.Q., Punjab,  
Chandigarh.

**O R D E R**

Shri Rakesh Kumar Gupta (Advocate), appellant filed RTI application dated 10.12.2019 and sought some information from the PIO, O/o DGP, H.Q. Punjab, Sector-9, Chandigarh. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 18.12.2019. Then he filed Second Appeal before the Punjab State Information Commission on 23.12.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. I have gone through the RTI application dated 10.12.2019 and discussed about the sought for information with the appellant and the respondent.

The PIO or the APIO should personally come present before the Commission on the next date of hearing and file specifically para-wise reply to the appeal filed by the appellant or provide information to the appellant, specifically para-wise.

Both the parties should personally come present on the next date of hearing on **11.03.2020 at 11:00 A.M.**

**Dated: 12.02.2020**

**( Avtar Singh Kaler )  
State Information Commissioner, Punjab**