

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden
Sector:16, Chandigarh
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Sh. Rakesh Kumar Gupta,
8/237, Jagrao Road, Mandi Mullanpur,
Distt: Ludhiana.

Appellant

Versus

Public Information Officer,
O/o DFSO, Ludhiana (West),
Zone-D, M.C, Building,
Sarabha Nagar, Ludhiana.

First Appellate Authority
o/o Director,
Food Civil Supplies and Consumer Affairs,
Anaj Bhawan, Sector: 39/C, Chandigarh.

Respondent

Appeal Case No. 2767 of 2017

PRESENT: (i) Sh. Rakesh Kumar Gupta, the appellant.
(ii) Ms. Narinder Pal Kaur, DFSO on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 25.09.2018.

2. The appellant states that he has received the information except point nos. 1, 2 and 7.

3. The respondent states that the same cannot be supplied to the appellant being third party information and third party has denied that the information relating to the Mill should not be supplied to him.

4. The notice of the personal hearing be issued to Sh. Jaswinder Singh Litt, The Tajpur Rice & General Mills to appear personally in the Commission, on the next date of hearing alongwith the written reply.

5. The matter to come up for further hearing now on **20.12.2018 at 11.30AM**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
13.11.2018

(Prof. Viney Kapoor Mehra)
State Information Commissioner

CC: Sh. Jaswinder Singh Litt, (Regd.Post)
The Tajpur Rice & General Mills, Sarabha
Road,Village:Tajpur,Raikot, Distt: Ludhiana.

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Sh. Rakesh Kumar Gupta,
8/237, Jagrao Road, Mandi Mullanpur,
Distt: Ludhiana.

Appellant

Versus

Public Information Officer,
O/o DFSO, Ludhiana (West),
Zone-D, M.C, Building,
Sarabha Nagar, Ludhiana.

First Appellate Authority
o/o Director,
Food Civil Supplies and Consumer Affairs,
Anaj Bhawan, Sector: 39/C, Chandigarh.

Respondent

Appeal Case No. 2769 of 2017

PRESENT: (i) Sh. Rakesh Kumar Gupta, the appellant.
(ii) Ms. Narinder Pal Kaur, DFSO on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 25.09.2018.

2. The appellant states that he has received the information except point nos. 1, 2 and 7.

3. The respondent states that the same cannot be supplied to the appellant being third party information and third party has denied that the information relating to the Mill should not be supplied to him.

4. The notice of the personal hearing be issued to Sh. Jaswinder Singh Litt, The Tajpur Rice & General Mills to appear personally in the Commission, on the next date of hearing alongwith the written reply.

5. The matter to come up for further hearing now on **20.12.2018 at 11.30AM.**
Copies of the order be sent to the parties.

Sd/-

Chandigarh
13.11.2018

(Prof. Viney Kapoor Mehra)
State Information Commissioner

CC: Sh. Jaswinder Singh Litt, (Regd.Post)
The Tajpur Rice & General Mills, Sarabha
Road,Village:Tajpur,Raikot, Distt: Ludhiana.

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Sh. Rakesh Kumar Gupta,
8/237, Jagrao Road, Mandi Mullanpur,
Distt: Ludhiana.

Appellant

Versus

Public Information Officer,
O/o DFSO, Ludhiana (West),
Zone-D, M.C, Building,
Sarabha Nagar, Ludhiana.

First Appellate Authority
o/o Director,
Food Civil Supplies and Consumer Affairs,
Anaj Bhawan, Sector: 39/C, Chandigarh.

Respondent

Appeal Case No. 2772 of 2017

PRESENT: (i) Sh. Rakesh Kumar Gupta, the appellant.
(ii) Ms. Narinder Pal Kaur, DFSO on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated
25.09.2018.

2. The appellant states that he has received the information except
point nos. 1, 2 and 7.

3. The respondent states that the same cannot be supplied to the
appellant being third party information and third party has denied that the
information relating to the Mill should not be supplied to him.

4. The notice of the personal hearing be issued to Sh. Jaswinder Singh
Litt, The Tajpur Rice & General Mills to appear personally in the Commission, on
the next date of hearing alongwith the written reply.

5. The matter to come up for further hearing now on **20.12.2018 at 11.30AM.**
Copies of the order be sent to the parties.

Sd/-

Chandigarh
13.11.2018

(Prof. Viney Kapoor Mehra)
State Information Commissioner

CC: Sh. Jaswinder Singh Litt, (Regd.Post)
The Tajpur Rice & General Mills, Sarabha
Road,Village:Tajpur,Raikot, Distt: Ludhiana.

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Sh. Rakesh Kumar Gupta,
8/237, Jagrao Road, Mandi Mullanpur,
Distt: Ludhiana.

Appellant

Versus

Public Information Officer,
O/o DFSO, Ludhiana (West),
Zone-D, M.C, Building,
Sarabha Nagar, Ludhiana.

First Appellate Authority

o/o Director,
Food Civil Supplies and Consumer Affairs,
Anaj Bhawan, Sector: 39/C, Chandigarh.

Respondent

Appeal Case No. 2768 of 2017

Appeal Case No. 2771 of 2017

Appeal Case No. 2773 of 2017

Appeal Case No. 2774 of 2017

Alongwith

Appeal Case No. 2775 of 2017

PRESENT : (i) Sh. Rakesh Kumar Gupta, the appellant.
(ii) Ms. Narinder Pal Kaur, DFSO on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 25.09.2018.

2. The appellant states that he has received the information and is satisfied and wants to close the cases.

3. The respondent states that the information as per the RTI requests of the appellant has already been supplied to him.

4. After hearing both the parties and perusal of the record, it is ascertained that the information has already been supplied to the appellant with which he is satisfied and has given in writing his satisfaction.

5. In view of the above, no further cause of action is left in the instant Appeal cases, which are hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh
13.11.2018

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

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Adv H.S. Hundal,
Chamber No. 82, District Court Complex,
S.A.S. Nagar (Mohali).

...Appellant

Versus

Public Information Officer
O/o SDM,
Mini Sectt., Moga.

First Appellate Authority,
O/o SDM,
Mini Sectt., Moga.

...Respondent

APPEAL CASE NO. 34 OF 2017

PRESENT: (i) Sh. H.S.Hundal, the appellant.
(ii) Sh. Gurwinder Singh Johal, SDM, Moga, the respondent.

ORDER:

This order may be read with reference to the previous order dated 31.10.2018.

2. The appellant states that till today, no compensation has been paid to him.

3. Sh. Gurwinder Singh, Johal, SDM is appearing in person and states that due to technical problem in the system, the procedure to pay the compensation amount of Rs. 5000/- is still under process. He further states that he has brought cash amount of Rs. 5000/-, if the appellant wants to receive the same.

4. The appellant has denied receiving the amount of Rs. 5000/- as compensation by cash.

5. One more opportunity is given to the respondent to pay the compensation to the appellant within one week and submit the compliance report in this regard, before the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

6. The matter to come up for further hearing now on **19.12.2018 at 11.00AM**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
13.11.2018

(Prof. Viney Kapoor Mehra)
State Information Commissioner

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Adv H.S. Hundal,
Chamber No. 82, District Court Complex,
S.A.S. Nagar (Mohali).

...Appellant

Versus

Public Information Officer
O/o Tehsildar,
Mini Sectt., Moga.

First Appellate Authority,
O/o Deputy Commissioner
Moga.

...Respondent

APPEAL CASE NO. 3620 OF 2015

PRESENT: (i) Sh. H.S.Hundal, the appellant.
(ii) Sh. Gurwinder Singh Johal, SDM the respondent.

ORDER:

This order may be read with reference to the previous order dated 31.10.2018.

2. Sh. Gurwinder Singh Johal, SDM is appearing in person and files an affidavit of SH. Lakhwinder Singh Gill, Tehsildar, Moga, duly attested, which is taken on record.

3. The appellant states that he is satisfied with the affidavit and has given in writing that this case may please be closed.

4. After hearing both the parties and perusal of the record, it is ascertained that the respondent has filed an affidavit in response to the order show cause notice, which is taken on record. Keeping in view all the facts mentioned in the reply are found satisfactory. The show cause notice is hereby, dropped. The PIO is warned to be careful in future, while dealing with the RTI applications.

5. In view of the above, no further cause of action is left in the instant Appeal Case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
13.11.2018

(Prof. Viney Kapoor Mehra)
State Information Commissioner

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Adv H.S. Hundal,
Chamber No. 82, District Court Complex,
S.A.S. Nagar (Mohali).

...Appellant

Versus

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

First Appellate Authority,
O/o Secretary,
Regional Transport Authority (Main Office),
SCO:177-178, Sector:17/C, Chandigarh.

...Respondent

APPEAL CASE NO. 2698 OF 2016

PRESENT: (i) Sh. H.S.Hundal, the appellant.
(ii) Sh. Gurwinder Singh Johal, SDM the respondent.

ORDER:

This order may be read with reference to the previous order dated 31.10.2018.

2. The appellant states that till today, complete information has not been supplied to him by the respondent.

3. Sh. Gurvinder Singh Johal, SDM, files an affidavit in response to the show cause notice mentioning therein that the information has already been supplied to the appellant by the earlier PIO on 03.06.2016 and again has been supplied to him vide letter dated 14.12.2016 by him.

4. The appellant states that he has not received the complete information. The respondent has handed over the same to the appellant today in the Commission. The appellant states that he wants to inspect the original record.

5. Sh. Gurvinder Singh Johal, SDM, was directed many times to bring the original record, in the Commission, but he has not complied with the orders of the Commission. Last opportunity is given to him to bring the original record, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated against him.

Contd...p-2

6. The matter to come up for further hearing now on **19.12.2018** at **11.00AM**. Copies of the order be sent to the parties.

**Chandigarh
13.11.2018**

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

Through registered post

CC: Sh. Gurvinder Singh Johal, SDM, Dharamkot.

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Adv H.S. Hundal,
Chamber No. 82, District Court Complex,
S.A.S. Nagar (Mohali).

...Appellant

Versus

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

First Appellate Authority,
O/o Secretary,
Regional Transport Authority (Main Office),
SCO:177-178, Sector:17/C, Chandigarh.

...Respondent

APPEAL CASE NO. 2841 OF 2016

PRESENT: (i) Sh. H.S.Hundal, the appellant.
(ii) Sh. Gurwinder Singh Johal, SDM the respondent.

ORDER:

This order may be read with reference to the previous order dated 31.10.2018.

2. The appellant states that till today, complete information has not been supplied to him by the respondent.

3. Sh. Gurvinder Singh Johal, SDM, files an affidavit in response to the show cause notice mentioning therein that the information has already been supplied to the appellant by the earlier PIO on 03.06.2016 and again has been supplied to him vide letter dated 14.12.2016 by him.

4. The appellant states that he has not received the complete information. The respondent has handed over the same to the appellant today in the Commission. The appellant states that he wants to inspect the original record.

5. Sh. Gurvinder Singh Johal, SDM, was directed many times to bring the original record, in the Commission, but he has not complied with the orders of the Commission. Last opportunity is given to him to bring the original record, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated against him.

Contd...p-2

6. The matter to come up for further hearing now on **19.12.2018** at **11.00AM**. Copies of the order be sent to the parties.

Chandigarh
13.11.2018

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

Through registered post

CC: Sh. Gurvinder Singh Johal, SDM, Dharamkot.

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Sh. Rajesh Gupta,
H.No.738, Sector:41/A,
Chandigarh.

...Appellant

Versus

Public Information Officer,
O/o Director,
Animal Husbandry, Livestock Complex,
Sector:68, SAS Nagar.

First Appellate Authority
o/o Director,
Animal Husbandry, Livestock Complex,
Sector:68, SAS Nagar.

...Respondent.

Appeal Case No. 1874 of 2018

PRESENT: Sh. Rajesh Gupta, the appellant.
Dr. K.P.S Pasricha, Sr. Veterinary Officer on behalf of the respondent.

ORDER

The RTI application is dated 23.02.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 26.03.2018 and second appeal was filed in the Commission on 30.05.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of the Commission has been sent to the parties for today's hearing i.e. 13.11.2018.
3. The appellant states that no information has been supplied to him by the respondent till today.
4. The respondent states that he has brought the information to deliver it personally to the appellant. Copy of the same is handed over to the appellant today in the Commission. The respondent states that he has brought the original record, if the appellant wants to inspect, he can.
5. The appellant has inspected the original record and pointed out the documents to the respondent. The respondent-PIO is afforded one more opportunity to provide the information which has been inspected by him today, duly attested, free of cost, by registered post, in accordance with his RTI

Contd...p-2

application dated 23.02.2018, failing with punitive provisions of the RTI Act, 2005 may be invoked against the erring officer(s).

6. The matter to come up for further hearing now on **19.12.2018 at 11.00AM**. Copies of the order be sent to the parties.

**Chandigarh
13.11.2018**

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

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Sh. Sukhdhir Singh Sekhon,
R/o H.No.4, Baba Nand Singh Nagar,
Basant Avenue, Dugri, Ludhiana.

...Appellant

Versus

Public Information Officer,
O/o DPI(EE), Punjab,
Block E-6, Floor Complex,
Punjab School Education Board,
Phase-VIII, Mohali.

First Appellate Authority
o/o DPI(EE), Punjab,
Block E-6, Floor Complex,
Punjab School Education Board,
Phase-VIII, Mohali.

...Respondent

Appeal Case No.2992 of 2018

PRESENT: (i) Sh. Sukhwinder Singh on behalf of the appellant.
(ii) Smt. Jasbir Kaur, on behalf of the respondent.

ORDER

The RTI application is dated 16.05.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 21.06.2018 and second appeal was filed in the Commission on 04.09.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of the Commission has been sent to the parties for today's hearing i.e. 13.11.2018.

3. The appellant has authorized Sh. Sukhwinder Singh to appear on his behalf for today's hearing. The representative of the appellant, states that no information has been provided to the appellant.

4. The respondent states that the reply has already been sent to the appellant that the inquiry is under consideration. She further states that recently final report has been received. Copy of the reply comprising six pages is handed over to the appellant today in the Commission.

Contd...p-2

5. The respondent is directed to provide the final inquiry report to the appellant alongwith the supporting documents with the inquiry report, before the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initialed.

6. The appellant is also advised to follow up his case in the Commission, failing which decision shall be taken on merit.

7. The matter to come up for further hearing now on **18.12.2018 at 11.00AM**. Copies of the order be sent to the parties.

**Chandigarh
13.11.2018**

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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Sh. Balwinder Singh,
S/o Sh. Gurdeep Singh,
Press Secretary Pb RTI
And Human Right Club,
Jalalabad (East), Distt:Fazilka.

...Appellant

Versus

Public Information Officer,
O/o Punjab State Drugs Controller,
Chandigarh.

First Appellate Authority
o/o Punjab State Drugs Controller,
Chandigarh.

...Respondent

Appeal CASE NO. 3129 OF 2018

PRESENT: (i) Sh. Manjit Singh, on behalf of the appellant.
(ii) Dr. Gupta, Assistant Civil Surgeon, on behalf of the respondent.

ORDER

The RTI application is dated 14.06.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 30.07.2018 and second appeal was filed in the Commission on 11.09.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of the Commission has been sent to the parties for today's hearing i.e. 13.11.2018.

3. Sh. Manjit Singh is appearing on behalf of the appellant and states that till today, no information has been provided to the appellant.

4. The respondent states that the reply has already been sent to the appellant vide letter dated 09.11.2018 by registered post, mentioning therein that the information which has been sought being third party and third party has denied to disclose his information to anybody else.

5. The perusal of the RTI application of the appellant reveals that he has sought information on ten points but all the ten points are not third party information. Therefore, the respondent is directed to provide the information to the appellant, which are not related with the third party, before the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

Contd...p-2

6. The appellant is directed to justify what public interest is involved in the information asked for, before the next date of hearing.

7. The matter to come up for further hearing now on **18.12.2018 at 11.00AM.**

Copies of the order be sent to the parties.

**Chandigarh
13.11.2018**

Sd/-
**(Prof. Viney Kapoor Mehra)
State Information Commissioner**

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Sh. Balwinder Singh,
S/o Sh. Gurdeep Singh,
Press Secretary Pb RTI
And Human Right Club,
Jalalabad (East), Distt:Fazilka.

...Appellant

Versus

Public Information Officer,
O/o Punjab State Drugs Controller,
Chandigarh.

First Appellate Authority
o/o Punjab State Drugs Controller,
Chandigarh.

Public Information Officer,
O/o Civil Surgeon,
Ferozepur.

Public Information Officer,
O/o Zonal Licensing Authority,
Ferozepur.

...Respondent

Appeal CASE NO. 3072 OF 2018

PRESENT: (i) Sh. Manjit Singh, on behalf of the appellant.
(ii) Sh. Bishan Kumar, Sr. Assistant and Sh. Shant Kumar, Jr. Assistant, on behalf of the respondent.

ORDER

The RTI application is dated 18.06.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 19.07.2018 and second appeal was filed in the Commission on 11.09.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of the Commission has been sent to the parties for today's hearing i.e. 13.11.2018.

3. The appellant has authorized Sh. Manjit Singh to appear on his behalf for today's hearing. The representative of the appellant states that till today, no information has been provided to the appellant.

4. The respondent files reply to the Notice of the Commission mentioning therein that this information is to be supplied by the PIO o/o Civil Surgeon, Ferozepur from point nos. 4 and 5 and information relating to point nos. 1 to 3 and 6

Contd...p-2

to 7 is to be supplied by the Zonal Licensing Authority, Ferozepur. He further adds that the RTI application of the appellant has been transferred to the above said departments vide letter dated 13.09.2018 under Section 6(3) of the RTI Act, 2005.

5. The PIO o/o Punjab State Drugs Controller, Chandigarh, is directed to personally appear on the next date of hearing alongwith the written reply that why the delay has been occurred in transferring the RTI application of the appellant to the concerned department, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

6. Since, the information is to be provided by the PIO, O/o Civil Surgeon, Ferozepur, and Zonal Licensing Authority, Ferozepur. I, therefore, order that PIO, O/o Civil Surgeon, Ferozepur and PIO o/o Zonal Licensing Authority, Ferozepur be impleaded as Respondent No.2 and 3. I further direct that both the PIOs should supply the information to the appellant, before the next date of hearing and personally appear, on the next date of hearing alongwith the information.

7. The matter to come up for further hearing now on **18.12.2018 at 11.00AM**.
Copies of the order be sent to the parties.

**Chandigarh
13.11.2018**

Sd/-
**(Prof. Viney Kapoor Mehra)
State Information Commissioner**

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Colonel. F.S Dehal (Retd),
H.No.491, Phase-1/B,
Shivalik Avenue, Naya Nangal,
Ropar.

...Appellant

Versus

Public Information Officer,
O/o E.O,
M.C.Nangal, Distt: Roopnagar.

Public Information Officer,
O/o Deputy Director,
Urban Local Govt., Ludhiana.

...Respondents

APPEAL CASE NO. 2993 OF 2018

PRESENT : Colone, F.S.Dehal, the appellant.
Sh. Bhupinder Singh, J.E on behalf of the respondent.

ORDER:

The RTI application is dated 23.01.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 12.04.2018 and second appeal was filed in the Commission on 04.09.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of the Commission has been sent to the parties for today's hearing i.e. 13.11.2018.

3. The appellant states that till today, not a single document has been provided to him by the respondent.

4. The respondent states that the appellant has sought the information in a particular performa, which cannot be provided to him. He further states that the information which has been sought by him is very voluminous.

5. The respondent is directed to bring the original record related to the last five years for the perusal of the appellant, on the next date of hearing in the Commission, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

6. The case is adjourned for **20.12.2018 at 11:00 AM**. Copies of the order are sent to the parties.

Chandigarh
13.11.2018

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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Dr. Om Badhan, Medical Officer,
P.H.C. Bilga, Distt:Jalandhar.

...Appellant

Versus

Public Information Officer,
O/o Principal Secy.,
Health & Family Welfare, Punjab,
Sector:09, Chandigarh.

Public Information Officer,
O/o Principal Secy.,
Health & Family Welfare, Punjab,
Sector:09, Chandigarh.

...Respondents

APPEAL CASE NO. 3133 OF 2018

PRESENT : Dr. Om Badhan, the appellant.
SH. Arun Kumar, Sr. Assistant on behalf of the respondent.

ORDER:

The RTI application is dated 21.05.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 03.07.2018 and second appeal was filed in the Commission on 13.09.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of the Commission has been sent to the parties for today's hearing i.e. 13.11.2018.

3. The appellant states that till today, no single document has been provided to him by the respondent.

4. The respondent files reply to the Notice of the Commission mentioning therein that the information cannot be supplied to the appellant being third party, which is exempted under Section 8 (j)(i), Section, 9 and Section 11 of the RTI Act, 2005 and third party has denied to disclose the personal information to the anybody else. He further adds that appellant has been informed by the department time to time.

5. The respondent PIO is directed to personally present alongwith the original record relating to the RTI application of the appellant, on the next date of hearing in the Commission, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated against him.

Contd..p-2

6. The case is adjourned for **18.12.2018 at 11:00 AM**. Copies of the order be sent to the parties.

Chandigarh
13.11.2018

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner