



Sh P.D Bansal,  
#94, City Homes colony,  
Near Spring Dale School,  
Khanna, Distt Ludhiana.

... Complainant

Versus

Public Information Officer,  
O/o SMO, Civil Hospital,  
Khanna, Distt Ludhiana.

...Respondent

**Complaint Case No. 956 of 2021**

**PRESENT: Sh.P.D.Bansal as the Appellant**  
**Dr.Harvinder Singh for the Respondent**

**ORDER:**

The complainant through an RTI application dated 15.04.2021 has sought information on 09 points regarding the number of Govt residential accommodations available for doctors/SMO in civil hospital Khanna since 2001 – detail of allotment of Govt accommodation to doctors – copies of allotment letters and date of vacation of accommodation in each and every allottee and other information as enumerated in the RTI application from the office of SMO-Civil Hospital, Khanna, Distt. Ludhiana. The complainant was not satisfied with the information provided by the PIO vide letter dated 06.05.2021 after which the complainant filed a complaint in the Commission on 22.07.2021.

The case has come up for hearing today through video conferencing at DAC Ludhiana. As per the respondent, the information has been provided to the complainant vide letter dated 06.05.2021.

The complainant is not satisfied.

Having gone through the record, the Commission observes that since this is a complainant case and the complainant has come to the Commission under the provision of Section 18 of the RTI Act, 2005 in which no directions for providing further information can be given by the Commission.

The Hon'ble Supreme Court of India in its Order dated 12.12.2011 in Civil Appeal Nos.10787-10788 of 2011 (arising out of SLP No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information.

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

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

**Complaint Case No. 956 of 2021**

In view of the observations noted above, the instant case is remanded back to the concerned First Appellate Authority-cum-Civil Surgeon, Ludhiana with a copy of RTI application for their ready reference and is also directed to call the complainant within 15 days of the receipt of the order, provide the information/reply pertaining to this RTI application. A compliance report of the same be sent to the Commission.

With the above observation and order, the case is **disposed of and closed**.

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**CC to: Civil Surgeon, Ludhiana**



Sh Jaspreet Singh,  
R/o 23, Street No-3,  
Ganpati Vihar,  
Near Baba Balaknath Mandir,  
Jamalpur, Distt Ludhiana.

... Complainant

Versus

Public Information Officer,  
O/o District Program Officer,  
Ludhiana.

...Respondent

**Complaint Case No. 947 of 2021**

**PRESENT: Sh.Jaspreet Singh as the Appellant  
Sh.Deepak Kumar, Legal Officer for the Respondent**

**ORDER:**

The complainant through an RTI application dated 02.12.2020 has sought information regarding the rule under which the salary of the complainant from Oct. 2018 to 12.06.2019 was blocked – the name of the officer responsible for the same, information relating to EPF & ESI as enumerated in the RTI application from the office of District Programme Officer, Ludhiana. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 19.07.2021.

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent has brought the information and handed it over to the complainant.

The complainant has received the information and is satisfied.

Since the information has been provided, no further course of action is required.

The case is **disposed of and closed.**

Chandigarh  
Dated: 14.02.2022

Sd/-  
(Khushwant Singh)  
State Information Commissioner



Sh Jasbir Singh,  
Guru Nanak Nagar,  
Village Bolapur, Jhabewal,  
P.O Ramgarh, Distt Ludhiana.

... Complainant

Versus

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

...Respondent

**Complaint Case No. 999 of 2021**

**PRESENT:   None for the Complainant  
              None for the Respondent**

**ORDER:**

The complainant through an RTI application dated 29.06.2021 has sought information regarding samples collected for wine/alcohol from the year 2015 – a copy of the entry of samples in register – a copy of receipts provided to the contactors for getting samples as enumerated in the RTI application from the office of Civil Surgeon, Mohali. The complainant was not provided with the information after the complainant filed a complaint in the Commission on 02.08.2021.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Chandigarh. Both the parties are absent.

The complainant vide letter received in the Commission on 03.02.2022 has informed that he has received the information and does not want to pursue the case further.

Since the information has been provided, no further course of action is required. The case is **disposed of and closed**.

**Chandigarh  
Dated: 14.02.2022**

**Sd/-  
(Khushwant Singh)  
State Information Commissioner**



Sh Jasbir Singh,  
Guru Nanak Nagar,  
Village Bolapur, Jhabewal,  
P.O. Ramgarh, Distt. Ludhiana.

... Complainant

Versus

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

...Respondent

**Complaint Case No. 1002 of 2021**

**PRESENT:   None for the Complainant**  
**None for the Respondent**

**ORDER:**

The complainant through an RTI application dated 29.06.2021 has sought information regarding samples collected for wine/alcohol from the year 2015 – a copy of the entry of samples in register – a copy of receipts provided to the contactors for getting samples as enumerated in the RTI application from the office of Civil Surgeon, Roopnagar. The complainant was not provided with the information after the complainant filed a complaint in the Commission on 02.08.2021.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Chandigarh. Both the parties are absent.

The complainant vide email has informed that he has received the information and does not want to pursue the case further.

Since the information has been provided, no further course of action is required. The case is **disposed of and closed**.

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**



Sh Jasbir Singh,  
Guru Nanak Nagar,  
Village Bolapur, Jhabewal,  
P.O Ramgarh, Distt Ludhiana.

... Complainant

Versus

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

...Respondent

**Complaint Case No. 1006 of 2021**

**PRESENT:     None for the Complainant**  
**None for the Respondent**

**ORDER:**

The complainant through an RTI application dated 29.06.2021 has sought information regarding samples collected for wine/alcohol from the year 2015 – a copy of the entry of samples in register – a copy of receipts provided to the contactors for getting samples as enumerated in the RTI application from the office of Civil Surgeon, Hoshiarpur. The complainant was not provided with the information after the complainant filed a complaint in the Commission on 02.08.2021.

The case has come up for hearing today through video conferencing at DAC Hoshiarpur/Ludhiana. Both the parties are absent.

The complainant vide letter received in the Commission on 03.02.2022 has informed that he has received the information and does not want to pursue the case further.

Since the information has been provided, no further course of action is required. The case is **disposed of and closed**.

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**



Sh Tejinder Singh,  
Civil Court, Tehsil Complex,  
Backside Sanjh Kender,  
Phillaur.

... Appellant

Versus

Public Information Officer,  
O/o Superintendent,  
Health & Family Welfare (Health Branch-1),  
Sector-34-A, Chandigarh.

First Appellate Authority,  
Principal Secretary,  
Health Deptt, Govt of Punjab,  
Sector-34-A, Chandigarh.

...Respondent

**Appeal Case No. 3539 of 2021**

**PRESENT:     None for the Appellant**  
**Sh.Harvinder Singh, Sr.Assistant for the Respondent**

**ORDER:**

The appellant through an RTI application dated 23.11.2020 has sought information regarding the file relating to the suspension case of District Health Officer Sh.Ramesh Maheshwari Bathinda – enquiry report on the enquiry conducted – a copy of show cause notice issued to the officer as enumerated in the RTI application from the office of Health and Family Welfare Pb Chandigarh. The appellant was not satisfied with the reply of the PIO dated 23.12.2020 after which the appellant filed the first appeal before the first appellate authority on 13.02.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Chandigarh. As per the respondent, after the receipt of the report of the concerned SHO, the officer was arrested and the department has placed him under suspension as per department rules. Now since the matter is pending in the court, the information cannot be provided and the reply has been sent to the appellant vide letter dated 23.12.2020.

The appellant is absent nor is represented. There is nothing on record that states that there is a larger public interest in the disclosure of this information.

The view of the PIO is upheld and the case is **closed**.

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Tejinder Singh,  
Civil Court, Tehsil Complex,  
Backside Sanjh Kender,  
Phillaur.

... Appellant

Versus

Public Information Officer,  
O/o Food Safety Officer,  
Fatehgarh Sahib.

First Appellate Authority,  
O/o Assistant Commissioner Food,  
Fatehgarh Sahib.

...Respondent

**Appeal Case No. 3542 of 2021**

**PRESENT:     None for the Appellant**  
**Sh.Satwinder Singh, Food Safety Officer for the Respondent**

**ORDER:**

The appellant through an RTI application dated 15.04.2021 has sought information regarding a number of alcohol contracts registered in Fatehgarh Sahib alongwith the fees deposited by them – allotment of fuel for the vehicle provided to the designated officer – instructions for taking samples from Food & Drug Administration in a month as enumerated in the RTI application from the office of Food Safety Officer, Fatehgarh Sahib. The appellant was not provided with the information after which the appellant filed the first appeal before the first appellate authority on 21.06.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Chandigarh. As per the respondent, no contractor was registered and the point-wise reply has been sent to the appellant vide letter dated 27.04.2021 with a copy of the reply sent to the Commission.

The appellant is absent nor is represented.

I have gone through the RTI application and the reply of the PIO and find that the RTI application has been sufficiently replied to and no further interference from the Commission is required.

The case is **disposed of and closed.**

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**



**PUNJAB STATE INFORMATION COMMISSION**  
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**Sector 16, Chandigarh.**  
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**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Jagshir Singh, S/o Sh Gian Singh,  
# 9/20, Mandi Mullanpur, Ludhiana.

... Appellant

Versus

Public Information Officer,  
O/o SHO, Police Station,  
Ghal Khurd, Ferozpur.

First Appellate Authority,  
O/o IGP, Ferozpur Range,  
Ferozpur.

...Respondent

**Appeal Case No. 3410 of 2021**

**PRESENT:     None for the Appellant**  
**Sh.Baljinder Singh, ASI –PS-Ghal Khurd for the   Respondent**

**ORDER:**

The appellant through an RTI application dated 07.04.2021 has sought information regarding FIR No.58/19 dated 30.06.2019 comprising date of filing challan in the court-copies of zimnies- present status of the case – allowing inspection of the record as enumerated in the RTI application from the office of SHO-Police Station, Ghal Khurd, Distt.Ferozpur. The appellant was not provided with the information after which the appellant filed the first appeal before the first appellate authority on 07.05.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Ferozpur. The respondent present informed that since the enquiry is pending and the challan has yet to be filed in the court, the information cannot be provided and the reply has been sent to the appellant vide letter dated 02.02.2022 alongwith a copy of the complaint relating to point-4 as well as a copy to the Commission.

The appellant is absent nor is represented.

Having gone through the RTI application and the copy of the reply received from the PIO, the Commission finds that the RTI application has been sufficiently replied to and no further interference of the Commission is required.

The case is **disposed of and closed.**

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**



Sh Jasbir Singh,  
Guru Nanak Nagar,  
Village Bolapur Jhabewal,  
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,  
O/o Commissioner,  
Food and Drugs Administration,  
Kharar.

First Appellate Authority,  
O/o Commissioner,  
Food and Drugs Administration,  
Kharar.

...Respondent

**Appeal Case No. 3357 of 2021**

**PRESENT:     None for the Appellant**  
**Sh.Amandeep Singh, Clerk for the Respondent**

**ORDER:**

The appellant through an RTI application dated 28.12.2020 has sought information regarding Sh.Sanjay Katial, Food safety Officer District Sri Mukatsar Sahib and Smt.Rakhi Ninayak, Food Safety Officer, Distt. Roopnager – complaints received/complaints disposed of/complaints pending against these officers from Jan.2015 and cases sent to the Govt. as enumerated in the RTI application from the office of Food and Drug Administration, Kharar. The appellant was not provided with the information after which the appellant filed the first appeal before the first appellate authority on 08.02.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Chandigarh. The appellant is absent and vide email has informed that the PO has not supplied the information.

As per the respondent, since the information is 3<sup>rd</sup> party information, it cannot be provided and the reply has been sent to the appellant vide letter dated 03.09.2021 (by PIO-Civil Surgeon, Sri Mukatsar Sahib) and 06.09.2021 (by PIO-Civil Surgeon, Roopnager).

Having gone through the RTI application, the Commission observes that the appellant has picked up two specific employees to seek information, and prima facie it appears to be an outcome of a personal grudge between them. The appellant is absent, nor represented and there is nothing on record that establishes that there is a larger public interest in the disclosure of the sought information, which is a matter between the employer and the employee. Given the above, I uphold the PIO's view.

The case is **disposed of and closed.**

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
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Sh Jasbir Singh,  
Guru Nanak Nagar,  
Village Bolapur Jhabewal,  
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,  
O/o Director,  
Health and Family Welfare,  
Sector-34-A, Chandigarh.

First Appellate Authority,  
O/o Director,  
Health and Family Welfare,  
Sector-34-A, Chandigarh.

...Respondent

**Appeal Case No. 3354 of 2021**

**PRESENT:     None for the Appellant**  
**Sh.Amandeep Singh, Clerk for the Respondent**

**ORDER:**

The appellant through an RTI application dated 01.12.2020 has sought information regarding action taken on the application dated 23.11.2020 and other information as enumerated in the RTI application from the office of Director Health and Family Welfare Pb, Chandigarh. The appellant was not provided with the information after which the appellant filed the first appeal before the first appellate authority on 02.01.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Chandigarh. The appellant is absent and vide email has informed that the PO has not supplied the information.

The respondent present from the office of Food and Drug Administration informed that they received the RTI application from the office of Director Health and Family Welfare and since the information relates to different food safety officers, the RTI application has been transferred under section 6(3) to all the designated food safety officers on 12.01.2021 with the direction to provide information directly to the appellant.

Having gone through the RTI application, the Commission observes that the appellant has asked for information on action taken on his application dated 23.11.2020 and the PIO has transferred/forwarded the application of the appellant to all concerned designated food safety officers for further action and has sent a reply to the appellant. Hence the RTI application has been sufficiently replied.

The case is **disposed of and closed.**

**Chandigarh**  
**Dated: 14.02.2022**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**



Sh. Manu Bhargav, S/o Sh Vijay Kumar,  
R/o Vrindavan House, Mohalla Kali Kambli Ashram,  
Back Side of Aman Hospital, Hoshiarpur.

... Appellant

Versus

**Public Information Officer,**  
O/o Civil Surgeon,  
SBS Nagar.

**First Appellate Authority,**  
O/o Civil Surgeon,  
SBS Nagar.

...Respondent

**Appeal Case No. 3402 of 2021**

**PRESENT: Dr.Sh.Manu Bhargav as the Appellant**  
**Dr.Balwinder Kaur O/o Civil Surgeon-SBS Nagar and Sh.Bahadur Singh-**  
**APIO O/o DC SBS Nagar for the Respondent**

**ORDER:**

The appellant through an RTI application dated 29.07.2020 has sought a copy of all complaints/grievances/emails investigated by the Health Department, Pb SBS Nagar given by Manu Bhargav alongwith action taken on all the complainants – copies of emails forwarded by other officers alongwith action report – copies of complaints against Guru Nanak Mission Hospital from 01.01.2010 to 31.10.2020 and other information as enumerated in the RTI application concerning the office of Civil Surgeon SBS Nagar. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 11.09.2020 which took no decision on the appeal.

The case first came up for hearing before Ms Preeti Chawla, State Information Commissioner, on 09.02.2021 and again on 17.03.2021. None was present from both the parties and the case was adjourned.

On the date of hearing on 10.08.2021, Dr.Jasdev Singh, Addl Civil Surgeon appeared and stated that the information relates to the office of DC SBS Nagar and a reply has already been sent to the appellant. The PIO O/o DC SBS Nagar was impleaded as respondent No.2 and directed to provide information to the appellant. Respondent No.1 was directed to file an affidavit for the delay in attending the RTI application.

On the date of the hearing on 24.08.2021, none was present on behalf of the respondents. The PIO- O/o Civil Surgeon, SBS Nagar and PIO-O/o DC SBS Nagar were issued a show-cause notice under section 20 of the RTI Act. The PIOs were given one last opportunity for a personal hearing and to file a reply on the show cause notice.

After the retirement of Ms.Preeti Chawla, State Information Commissioner, the case was allotted to this Bench as per the order of the Hon'ble Chief Information Commissioner dated 07.09.2021.

The case came up for hearing **before this bench, on 05.01.2022** through video conferencing at DAC SBS Nagar. As per the appellant, the PIO did not supply the information.

## Appeal Case No. 3402 of 2021

The respondent pleaded that the contents of the RTI application which they received on 01.09.2020 and the copy of the RTI application which the appellant filed in the Commission were different and they had not received the RTI application which the appellant attached with the appeal filed in the Commission. The PIO also sent his reply dated 27.12.2021 which was taken on record.

The plea of the PIO that they had not received the RTI application was not justified since the RTI application which the appellant had attached with the appeal filed in the Commission was also attached with the Commission's notice issued to PIO but the PIO deliberately not provided the information.

A copy of the RTI application was provided to the respondent via WhatsApp and another copy of the RTI application was sent to the PIO-DC SBS Nagar.

The respondent was directed to bring the entire record relating to this RTI application to the office of Deputy Commissioner, Hoshiarpur on the next date of hearing for inspection by the appellant, and provide information as per the RTI application of that. The respondent, after providing information as per record, was also directed to file an affidavit stating that whatever the information has been provided is true, complete and no further information is available in the record relating to this RTI application.

Both the PIOs(PIO-Civil Surgeon and PIO-DC SBS Nagar) were also directed to file a reply to the show-cause issued to them on 24.08.2021 notice on an affidavit.

### **Hearing dated 14.02.2022:**

The case has come up for hearing today through video conferencing at DAC Hoshiarpur. The appellant during the hearing informed that he has inspected the record and identified the required information. The appellant further informed that the PIO has assured to supply the information within a day or two and requested that the case be closed. However, the appellant vide email changed his stance from what he said in the open court and asked that the case may not be closed till the supply of complete information.

The reply of both the PIO has been received, which has been taken on the file of the Commission. The respondent has assured to provide the rest of the information and requested to close the case.

Having gone through the reply, and the request of the appellant to close the case, the show-cause is dropped and the case is closed.

The plea of the appellant via an email after making a request to close the case in the open court is rejected and the case is **disposed of**.

Chandigarh  
Dated: 14.02.2022

Sd/-  
(Khushwant Singh)  
State Information Commission