

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
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Helpline No. 0172-2864100



Sh Ajay Nand/Ajay Kumar Mehta,  
#C-118, East Mohan Nagar,  
Chamrang Road, Amritsar( M- 98146-46309)

.....Appellant

**Vs**

**Public Information Officer,**  
O/o SSP, Vigilance Bureau, Kitchlu Chowk,  
Amritsar

**First Appellate Authority**  
O/o DGP, Vigilance Bureau, Punjab  
Sector-68, Vigilance Bhawan, Mohali

.....Respondent

**AC.No. 1212 of 2020**  
**Through CISCO Webex**

Present: (i) None for the Appellant  
(ii) For the Respondent: ASI Rupinder Kaur (81465-90039)O/o Vigilance Bureau, Amritsar and Inspector Sukhminder Singh, (98782-00382) O/o Vigilance Bureau, Pb, SAS Nagar.

**ORDER**

This order may be read with reference to the previous order dated 16.02.2021.

2. The Appellant is not present today. He has sent a letter vide which he demands to transfer his case.

3. ASI Rupinder Kaur appearing on behalf of the Respondent states that the information running into 48 pages has been provided to the Appellant. The Appellant has also given his receiving regarding the same. Copy of the same is taken on record. Further, she states that the information, as available in their official record has been provided to the Appellant. For the rest of the information, the Respondent states that the information is voluminous. The Respondent-PIO has filed their reply regarding the same. The appellant may take note that there is the judgment of The Supreme Court of India in Civil Appeal No. 6454 of 2011 Central

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**AC.No. 1212 of 2020**

Board of Secondary Education Vs Aditya Bandopadhyay and ors. has in its judgment dated 09.08.2011 observed as under –

*(37 Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of a public authorities prioritising 'information furnishing', at the cost of their normal and regular duties.)*

4. After perusing the documents placed on record, it is ascertained that the information, as available, in the official record of the Respondent has been provided to the Appellant. Further, the Appellant has also filed an application for transfer of his case.

5. I have gone through the contents of letter. The reasons for transfer of case are not substantial. To deal with such kind of transfer applications various courts have held:-

*"Hon'ble Allahabad High Court in Application No.111257 of 2014 in C.M.W.P. No.5822 of 2014 dated 27.3.2014 "held that the application is thoroughly improper and lacking in substance. Such uncalled for aspersions against the Bench must be deprecated". Rejected."*

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**AC.No. 1212 of 2020**

6. Against the above said order of the Division Bench in S.L.P. one of the respondents moved the Hon'ble Supreme Court of India on 10.3.2014 that the Presiding Judge of D.B. should recuse himself from the case. The Hon'ble Supreme Court declined the request for transfer as well.

7. Hon'ble Supreme Court in Jaswant Singh vs. Virender Singh 1995 Supp (1) SCC 384 has also held that "it is most unbecoming for an advocate to make imputations against the Judge only because he does not get the expected result, which accordingly to him is the fair and reasonable result available to him. Judges cannot be intimidated to seek favourable orders...."

8. In a subsequent decision in Chetak Construction Ltd. V. Om Prakash and others, (1998) 4 SCC 577, the Supreme Court while adverting to these observations held thus:

*"Indeed, no lawyer or litigant can be permitted to browbeat the Court or malign the presiding officer with a view to get a favourable order. Judges shall not be able to perform their duties freely and fairly if such activities were permitted and in the result administration of justice would become a causality and rule of law would receive a setback. The Judges are obliged to decide cases impartially and without any fear or favour. Lawyers and litigants cannot be allowed to "terrorize" or "intimidate" Judges with a view to "secure" orders which they want. This is basic and fundamental, and no civilized system of administration of justice can permit it. We certainly, cannot approve of any attempt on the part of any litigant to go "forum-shopping". A litigant cannot be permitted "choice" of the "forum" and every attempt at "forum-shopping" must be crushed with a heavy hand."*

9. Keeping in view, the contents of transfer application, facts of the case and case law on the subject, the transfer application is rejected. The complainant/applicant is directed to desist from making such transfer applications.

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**AC.No. 1212 of 2020**

10. In view of the position stated above, the appeal is **dismissed and closed**.  
Copies of the order be sent to the parties.

Dated: 14.07.2021

Sd/-  
**(Preety Chawla)**  
State Information Commissioner  
Punjab

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Sh Ajay Nand/Ajay Kumar Mehta,  
#C-118, East Mohan Nagar,  
Chamrang Road, Amritsar( M- 98146-46309)

.....Appellant

**Vs**

**Public Information Officer,**  
O/o SSP, Vigilance Bureau, Kitchlu Chowk,  
Amritsar

**First Appellate Authority**  
O/o DGP, Vigilance Bureau, Punjab  
Sector-68, Vigilance Bhawan, Mohali

.....Respondent

**AC.No. 1168 of 2020**  
**Through CISCO Webex**

Present: (i) None for the Appellant  
(ii) For the Respondent: ASI Rupinder Kaur (81465-90039)O/o Vigilance Bureau, Amritsar and Inspector Sukhminder Singh, (98782-00382) O/o Vigilance Bureau, Pb, SAS Nagar.

**ORDER**

This order may be read with reference to the previous order dated 16.02.2021.

2. The Appellant is not present today. However, he has filed his submissions via e-mail. Copy of the same is taken on record.
3. ASI Rupinder Kaur appearing on behalf of the Respondent states that the information, as available in their official record has been provided to the Appellant. They have also filed their reply regarding the same.
4. After perusing the documents placed on record, it is ascertained that the information as available in the official record of the Respondent has been provided to the Appellant. Further, the Appellant has filed an application for transfer of his case.

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**AC.No. 1168 of 2020**

5. I have gone through the contents of letter. The reasons for transfer of case are not substantial. To deal with such kind of transfer applications various courts have held:-.

*"Hon'ble Allahabad High Court in Application No.111257 of 2014 in C.M.W.P. No.5822 of 2014 dated 27.3.2014 "held that the application is thoroughly improper and lacking in substance. Such uncalled for aspersions against the Bench must be deprecated". Rejected."*

6. Against the above said order of the Division Bench in S.L.P. one of the respondents moved the Hon'ble Supreme Court of India on 10.3.2014 that the Presiding Judge of D.B. should recuse himself from the case. The Hon'ble Supreme Court declined the request for transfer as well.

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8. In a subsequent decision in Chetak Construction Ltd. V. Om Prakash and others, (1998) 4 SCC 577, the Supreme Court while adverting to these observations held thus:

*"Indeed, no lawyer or litigant can be permitted to browbeat the Court or malign the presiding officer with a view to get a favourable order. Judges shall not be able to perform their duties freely and fairly if such activities were permitted and in the result administration of justice would become a causality and rule of law would receive a setback. The Judges are obliged to decide cases impartially and without any fear or favour. Lawyers and litigants cannot be allowed to "terrorize" or "intimidate" Judges with a view to "secure" orders which they want. This is basic and fundamental, and no civilized*

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**AC.No. 1168 of 2020**

*system of administration of justice can permit it. We certainly, cannot approve of any attempt on the part of any litigant to go "forum-shopping". A litigant cannot be permitted "choice" of the "forum" and every attempt at "forum-shopping" must be crushed with a heavy hand."*

9. Keeping in view, the contents of transfer application, facts of the case and case law on the subject, the transfer application is rejected. The complainant/applicant is directed to desist from making such transfer applications.
10. In view of the position stated above, the appeal is **dismissed and closed**. Copies of the order be sent to the parties.

Dated: 14.07.2021

Sd/-  
**(Preety Chawla)**  
State Information Commissioner  
Punjab

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Sh. Ajaib Singh, S/o Late Sh. Narata Singh,  
Village Bakarpur, Tehsil and Distt. Mohali

.....Appellant

..Vs

**Public Information Officer,**  
O/o SSP, Mohali

**First Appellate Authority**  
O/o SSP, Mohali

.....Respondent

**AC No. 1037 of 2021**  
**Through CISCO Webex**

Present: (i) None for the appellant  
(ii) For the respondent : Head Constable Maninder Singh (78377-41687)

**ORDER**

This order may be read with reference to the previous order dated 07.06.2021.

2. The Appellant is not present today.
3. The Respondent has filed his reply as under:-

*“ਵਿਸ਼ਾ ਅੰਕਿਤ ਮਾਮਲੇ ਸਬੰਧੀ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਵਿੱਚ ਅਪੀਲ ਕਰਤਾ ਵਲੋਂ ਜਿਸ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਹੈ, ਉਸ ਸਬੰਧੀ ਜਵਾਬ ਪੁਆਇੰਟ ਨੰਬਰ 10 ਅਤੇ 11 ਦਾ ਜਵਾਬ ਸੈਨਾ ਕਲਰਕ ਜਿਲਾ ਐਸ.ਏ.ਐਸ ਨਗਰ ਪਾਸੇ ਹਾਸਲ ਕਰਕੇ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰਬਰ 56661/ਜੀ/ਆਰ.ਟੀ.ਆਈ ਮਿਤੀ 24.12.2020 ਰਾਹੀਂ ਪ੍ਰਾਰਥੀ ਦੇ ਪਤੇ ਪਰ ਭਜਿਆ ਜਾ ਚੁੱਕਾ ਹੈ ਜੀ ਅਤੇ ਪੁਆਇੰਟ ਨੰਬਰ 1 ਤੇ ਲੈ ਕੇ 9 ਤੱਕ ਮੁਕੱਦਮੇ ਸਬੰਧੀ ਰਿਪੋਰਟ ਪੀ.ਪੀ ਸਨੇਟਾ ਚੋਕੀ ਥਾਣਾ ਸੋਹਾਣਾ ਵਲੋਂ ਹਾਸਲ ਕੀਤੀ ਗਈ ਅਤੇ ਉਹਨਾ ਦੀ ਰਿਪੋਰਟ ਮੁਤਾਬਿਕ ਮੁਕੱਦਮਾ ਦਾ ਚਲਾਣ ਮਾਨਯੋਗ ਹਾਈਕੋਰਟ ਵਿਖੇ ਪੇਸ਼ ਕਰ ਦਿੱਤਾ ਗਿਆ ਹੈ ਜੀ ਅਤੇ ਪੂਰੀ ਫਾਇਲ ਮਾਨਯੋਗ ਹਾਈਕੋਰਟ ਵਿੱਚ ਹੋਣ ਕਰਕੇ ਪ੍ਰਾਰਥੀ ਉਕਤ ਮੁਕੱਦਮੇ ਸਬੰਧੀ ਸੂਚਨਾ ਮਾਨਯੋਗ ਹਾਈਕੋਰਟ ਵਿੱਚੋਂ ਹਾਸਲ ਕਰ ਸਕਦਾ ਹੈ ਜੀ।”*

4. I have gone through the reply and have agreed with it. In view of the foregoing, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

**Dated: 14.07.2021**

**(Preety Chawla)**  
State Information Commissioner  
Punjab



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Smt. Manpreet Kaur, (7009057042)  
Village Maujpur, Distt & Tehsil- Mohali -140307

.....Appellant

..Vs

**Public Information Officer,**  
O/o SSP, Mohali

**First Appellate Authority**  
O/o SSP, Mohali

.....Respondent

**AC No. 994 of 2021**  
**Through CISCO Webex**

Present: (i) None for the Appellant

(ii) For the respondent: Head Constable Maninder Singh (78377-41687)

**ORDER**

This order may be read with reference to the previous order dated 07.06.2021.

2. The Appellant is not present today.

3. The Respondent states that, as directed in the previous hearing, the Appellant did not inspect the record in their office. Further, he states that the information demanded by the Appellant is under enquiry. The Respondent-PIO has filed their affidavit via e-mail regarding the same, which is as under:-

*“ That the FIR No. 412 dated 20.12.2020 us 406, 498A IPC PS Sohana against (Sas) Rani W/o Satpal, (Sahora) Satpal S/o Late Amr Chand R/o H.No. 144/2, Village Maloya, Chandigarh & husband Shivraj S/o Satpal R/o H.No. 940, LIC Colony Village Mundi Kharar, Distt S.A.S Nagar (Mohali) Rani W/o Satpal & Satpal S/o Late Amar Chand arrested on 17.01.2021 on the bail. Shivraj S/o Satpal CRM-M 5984-2020 to Punjab & Haryana High Court Chandigarh arrested on 16.02.2021 & pending next dated 27.07.2021. Above FIR is under investigation.”*

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**AC No. 994 of 2021**

4. I have gone through the reply and have agreed with it. In view of the foregoing, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

**Dated: 14.07.2021**

**(Preety Chawla)**  
State Information Commissioner  
Punjab

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Smt. Manpreet Kaur, (7009057042)  
Village Maujpur, Distt & Tehsil- Mohali -140307

.....Appellant

..Vs

**Public Information Officer,**  
O/o SSP, Mohali

**First Appellate Authority**  
O/o SSP, Mohali

.....Respondent

**AC No. 72 of 2021**  
**Through CISCO Webex**

Present: (i) None for the Appellant

(ii) For the respondent: Head Constable Maninder Singh (78377-41687)

**ORDER**

This order may be read with reference to the previous order dated 07.06.2021.

2. The Appellant is not present today.

3. The Respondent states that, as directed in the previous hearing, the Appellant had inspected the record in their office and obtained the information. The Respondent also files a copy of the receiving given by the Appellant in lieu of receiving the information.

4. Since, the information has been provided to the Appellant therefore, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

**Dated: 14.07.2021**

**(Preety Chawla)**  
State Information Commissioner  
Punjab