

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Tejinder Singh (Advocate (9041004313))
Civil Court Complex,
Backside Sanjh Kender
Phillaur 144410.

Appellant

Versus

Public Information Officer
O/o State Transport Commissioner Pb.,
Chandigarh

First Appellate Authority
O/o State Transport Commissioner Pb.,
Chandigarh

Respondent

Appeal Case No.: 2373 of 2021
Heard through CISCO WEBEX

Present: (i) Sh. Tejinder Singh (Advocate), the appellant
(ii) For the respondent: Smt. Kulwinder Kaur (PIO).

Order:

1. The RTI application is dated 02.10.2020 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 28.12.2020 and second appeal was filed in the Commission on 18.05.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 14.10.2021 i.e. today.
2. In today's hearing, both the parties are present. Respondent, Ms. Kulwinder Kaur states that requisite information has already been supplied to the appellant in another case (Appeal Case no. 1557 of 2021) which was filed with the same RTI application by the appellant. She adds that Appeal Case No. 1557 of 2021 was disposed of & closed by the undersigned Bench vide order dated 14.09.2021.
3. After hearing the respondent PIO and examining both the case files (Appeal Case No. 2373 of 2021 and Appeal Case No. 1557 of 2021), it is observed that RTI application is same in both the cases to deal with. On the hearing held on 14.09.2021 in appeal case no. 1557 of 2021, appellant intimated the Commission that he is satisfied with the supplied information and requested to close that case.
4. As the information had already been supplied in the Appeal Case No. 1557 of 2021, no further cause of action is required in this present case i.e. Appeal Case No. 2373 of 2021. Therefore, this instant appeal case is **disposed of & closed**.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Sachin Kumar (9700002371)
s/o Sh. Rakesh Kumar,
R/o Ward No.4, Gaushala Road,
Budhwala, Distt. Mansa.

Appellant

Versus

Public Information Officer
O/o SSP, Mansa

First Appellate Authority
O/o IG.Bathinda Range, Bathinda

Respondent

Appeal Case No.: 2411 of 2021
Heard through CISCO WEBEX

Present: (i) Nobody on behalf of the appellant.
(ii) For the respondent: Sh. Amrit Pal Singh.

Order:

1. The RTI application is dated 17.02.2021 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 30.03.2021 and second appeal was filed in the Commission on 20.05.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 14.10.2021 i.e. today.
2. In today's hearing, respondent states that requisite information has already been supplied to the appellant and acknowledgment of receiving information dated 14.07.2021 signed by him has already been sent to the Commission vide letter no. 186/RTI dated 13.10.2021, which is received in the Commission vide diary no. 23639 dated 21.10.2021 and taken on record.
3. As the information stands supplied and on the request of the appellant; no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Gaurav Kumar (9417754500)
s/o Sh. Dharam Pal,
R/o Ward No.4, Water Works Road,
Budhlada, Distt. Mansa.

Appellant

Versus

Public Information Officer
O/o IG.Bathinda Range, Bathinda

First Appellate Authority
O/o DGP PB, Chandigarh

Respondent

Appeal Case No.: 2412 of 2021
Heard through CISCO WEBEX

Present: (i) Sh. Gaurav Kumar, the appellant through Phone call.
(ii) For the respondent: Sh. Gurmeet Singh, ASI (9878220400) along with Ms. Sarabjeet Kaur (SA) (9592487249).

Order:

1. The RTI application is dated 17.02.2021 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 30.03.2021 and second appeal was filed in the Commission on 20.05.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 14.10.2021 i.e. today.
2. In today's hearing, respondent, Sh. Gurmeet Singh states that requisite information has already been sent to the appellant on 24.05.2021.
3. Appellant, Sh. Gaurav Kumar telephonically intimated to the undersigned Bench that he is satisfied with the supplied information and requests to close this case.
4. As the information stands supplied and on the request of the appellant; no further cause of action is required in this case. Therefore, this instant appeal case is **disposed of & closed**.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864113, Helpline No. 0172-2864100

Email: - psic22@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



(Regd. Post) **Sh. Bittu (9872455496)**
s/o Sh Om Kumar
Vill. Bolapur, Jhabewal, PO Ramgarh
Distt. Ludhiana 141123

Versus

(Regd. Post) **Public Information Officer**
O/o State Transport Commissioner, Pb,
Chandigarh

Complainant

Remanded Back-

(Regd. Post) **Public Information Officer (By Name)**
O/o State Transport Commissioner, Pb,
Chandigarh

Encl. RTI application.

Respondent

Complaint No.: 598 of 2021
Heard through CISCO WEBEX

Present: (i) Sh. Bittu, the complainant.
(ii) For the respondent: Smt. Kulwinder Kaur (PIO)

Order:

1. The RTI application is dated 25.03.2021 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 19.05.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 14.10.2021 through CISCO Webex application.
3. The complainant is not present and respondent appearing on behalf of department states that the information has already been supplied to the complainant twice but till date no deficiency has been pointed out by the complainant.
4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).

Complaint No.: 598 of 2021
Heard through CISCO WEBEX

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. 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 reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.
6. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.
7. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties through **registered post**.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Manjinder Singh (9872015069)

#2469, Sunny Enclave,
Sector-125, Kharar,
District Mohali-140301

Appellant

Versus

Public Information Officer

O/o Secretary, Regional Transport Authority,
Jalandhar

Sh. Balwant Singh

O/o Secretary, Regional Transport Authority,
Jalandhar

First Appellate Authority

O/o State Transport Commissioner,
Punjab, Chandigarh

Respondent

Appeal Case No.: 3874 of 2020

Through CISCO WEBEX

Present:

- (i) Nobody on behalf of the appellant.
- (ii) For the respondent: Ms. Manish (SO-cum-PIO) (7900010070).

ORDER

1. This order may be read with reference to the previous order(s) dated 09.06.2021 & 4.8.2021 vide which, appellant was advised to visit the respondent's office to inspect the official record relates with RTI application. The case was adjourned for further hearing on 14.10.2021.
2. In today's hearing the respondent states that inspection has been done and information has already been provided to the appellant on his visit. He adds that appellant signed the acknowledgement of receiving information.
3. Neither the appellant is present for today's hearing nor did he file reply in this regard despite being aware about the date of hearing.
4. In wake of above, it is presumed that he has nothing to say in this case and satisfied with the supplied information. Therefore, no further cause of action is required in this case. Hence, this instant appeal case is **disposed of & closed**.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Manjit Singh (8427498620)
s/o Sh. Gurcharan Singh,
Vill. Manemajra, Tehsil Chamkaur Sahib,
District Ropar

Complainant

Versus

Public Information Officer
O/o General Manager, Pb. Roadways,
Ludhiana

Respondent

Complaint Case No.: 307 of 2021
Heard through CISCO WEBEX

Present: (i) Nobody on behalf of the complainant.
(ii) For the respondent: Sh. Rajnish Bansal (Superintendent) (9888809268)

Order

1. The order may be read with order dated 5.8.2021 whereby the respondent was directed to supply the information to the complainant through registered post before the next date of hearing and the hearing was adjourned to 14.10.2021 i.e. today.
2. In today's hearing the complainant is not present.
3. The respondent states that as per directions dated: 5.8.2021 the information has already been supplied by registered post to the complainant on 13.8.2021. Two months (60 days) has elapsed no deficiency has been pointed by the complainant.
4. In view of above I am of the considered view that, no further cause of action is required in this case. Therefore, this instant complaint case is **disposed off & closed**.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Bhupinder Punj (9915235955)
s/o Sh. Braham Prakash,
186, VPO Lohara, Ludhiana.

Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Ludhiana.

First Appellate Authority
O/o Secy, Regional Transport Authority,
Ludhiana

Respondent

Appeal Case No.: 1423 of 2021
Heard through CISCO WEBEX

Present: (i) Sh. Bhupinder Punj, the appellant.
(ii) For the respondent: Sh. Amardeep (Clerk) (9878977003).

ORDER

1. This order may be read with reference to the previous order of the Commission dated 11.8.2021 vide appellant was advised to point out specifically deficiency in writing within seven days with a copy to the Commission after receipt the information. The case adjourned for hearing from 14.10.2021 i.e. today.
2. In today's hearing, both the parties are present. Appellant is present for today's hearing states that partial information has been supplied to him.
3. On this, respondent states that the sought information has already been supplied to the appellant through registered post on 4.8.2021 but no deficiency has been pointed out by the appellant till date.
4. After hearing both the parties and examining the documents placed on record, it is observed that information has already been supplied to the appellant but after the lapse of sufficient time, appellant failed to point out deficiencies, as per the previous order dated 11.08.2021. Therefore, no further cause of action is required in this case. Therefore, this instant complaint case is **disposed off & closed**. Copy of the order be sent to the parties.

Dated: 14.10.2021

(Anumit Singh Sodhi)
State Information Commissioner
Punjab