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Sh. Hardiyal Singh, s/o Sh. Sher Singh (M 9877709415) VPO Dhablan,

Tehsil and District Patiala. ...Appellant

Vs

Public Information Officer, o/o, Director, Rural Development and Panchayat, Pb. Vikas Bhawan, Secotor 62, Mohali.

First Appellate Authority, o/o Director, Rural Development and Panchayat,Pb. Vikas Bhawan, Sector 62, Mohali.

Public Information Officer o/o Director, Rural Dev. & Pan. Punjab, (Complaint Branch) Vikas Bhawan, Sector 62, Mohali.

...Respondents

Appeal Case No. 988 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Hardiyal Singh, appellant, in person.

Sh. Lehambar Dass, Supdt 9888323915 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 28.10.2020 vide which the case was adjourned to 9.12.2020 but due to administrative reasons the case was further adjourned for today i.e. 14.12.2020.

- 2. The appellant states that he has received the complete information except the following:-
  - 1. Copy of bank draft bearing No. 9208 dated 28.1.2019 which has been written as attached;
  - 2. Noting portion of the file No. 6/12/2019-4RDE1 relates to the letter No. 1834 dated 24.5.2019;
  - 3. Copy of enquiry report mentioned in the letter No. 6001 dated 14.10.2019 issued by the Complaints Branch o/o the Financial Commissioner, Rural Development & Panchayat Deptt.,Pb.

He also states that the respondent-Public Information Officer is knowingly not providing the complete information as the information has been sought from the office of the Director, Rural Development & Panchayat, Pb. He also requested for the compensation in this case due to delay and harassment caused to him in getting the sought information.

3. However, the representative of the respondents states that the copy of the bank draft bearing No. 9208 dated 28.1.2019 is not available on the case file. With regard to the noting portion of the case file No. 6/12/2019-4RDE1 related to the letter No. 1834 dated 24.5.2019, the respondent-Public Information Officer states that the correspondence of the

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Appeal Case No. 988 of 2020

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file has been traced but no noting portion of the said case file has been traced so far. The respondent-Public Information Officer also submitted a copy of the noting mentioning the same, which is taken on record. A copy of the same is also **sent** to the appellant with this order. Regarding the enquiry report mentioned in the letter No. 6001 dated 14.10.2019, the respondent-Public Information Officer-cum-Supdt, RDE1 Branch states that the letter relates to the Complaint Branch o/o the Financial Commission, Rural Development & Panchayat Deptt.,Pb.

- 4. It is a fact on record that the appellant filed the RTI application on 18.4.2019 and first appeal on 10.12.2019 but till date, the complete information has not been supplied to the appellant. The APIO vide letter No. 5633 dated 16.12.2019 sent the seven pages and stated that the information related to Point No. 1 & 2 of the RTI application. But later it has transpired that the partial information has been supplied to the appellant pertaining to Point No.1 and nothing has been supplied to him regarding the information pertaining to Point No. 2 of the RTI application. Furthermore, the remaining information has been supplied after so many hearings but still the noting portion of the file No. 6/12/2019-4RDE1 related to the letter No. 1834 dated 24.5.2019 is yet to be supplied and now the APIO given an undertaking that the same could not be traced. From the above it is apparent that there is a delay in supplying the information on the part of the department as such, Sh.Lehambar Dass, 9888323915 Superintendent-Public Information Officer is thus issued a show cause notice to explain in a self-attested affidavit as to why a compensation to the appellant for detriment suffered by him under section 19(8) of the RTI Act, 2005 may not be awarded.
- 5. In addition to the written reply, the Public Information Officer is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before awarding the compensation on the next date of hearing. He may take a note that in case he does not file his written reply and do not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed exparte.
- 6. Accordingly, the Public Information Officer, Complaint Branch o/o the Financial Commission, Rural Development & Panchayat Deptt., Pb. is impleaded as necessary party in this case to file the reply regarding the enquiry report mentioned in the letter No. 6001 dated 14.10.2019.
- 7. To come up on 1.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala/Cisco Webex.

Dated: 14.12.2020

sd/ (Suresh Arora) Chief Information Commissioner, Punjab.

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Sh. Hardial Singh S/o Sh. Sher Singh, VPO Dhablan, Tehsil & Distt Patiala.

M: 9877709415

Appellant

Vs

Public Information Officer,
O/o Director,
Rural Development and Panchayat Department, PB,
Mohali.
First Appellate Authority
O/o Director,
Rural Development and Panchayat Department, PB,
Mohali.

Public Information Officer By name Registered o/o the Addl. Deputy Commissioner (Dev.),
Mini Secretariat, Patiala

....Respondents

Appeal Case No. 2515 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Hardial Singh, appellant, in person.

Sh. Lehambar Dass, Supdt 9888323915 on behalf of the respondents.

**ORDER** 

This order may be read with reference to the previous order dated 10.11.2020.

- 2. A response has been received from the Public Information Officer o/o the Addl. Deputy Commissioner (Dev.) Patiala regarding the sought information, which is taken on record. However, the appellant states that he has sought the information from the office of the Public Information Officer o/o the Director, Rural Development & Panchayat, Pb., but till date complete information is not being supplied. Whereas, the respondent-Public Information Officer-cum-Supdt RD1 states that the information as available on record has already been supplied pertaining to the RD1 branch (Point No. 2 of the RTI application). With regard to the remaining information the respondent-Public Information Officer, after deliberations, states that the rest of the information relates to the Complaint Branch/General Branch office of the Director, Rural Development & Panchayat Deptt., Pb.
- 3. Also the response has been received from the Addl. Deputy Commissioner (Dev.) Patiala pertaining to the RTI application vide which the status of the each complaint as has been sought by the appellant has been mentioned. It has also mentioned in the said letter that
  - ".....ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਇੱਕ ਹੀ ਸ਼ਿਕਾਇਤ ਇੱਕ ਤੋਂ ਵੱਧ ਅਧਿਕਾਰੀਆਂ ਨੂੰ ਕਰ ਦਿੱਤੀ ਜਾਂਦੀ ਹੈ। ਅਜਿਹੇ ਕੇਸਾਂ ਵਿੱਚ ਹਦਾਇਤਾਂ ਮੁਤਾਬਿਕ ਪੜਤਾਲ ਕੇਵਲ ਇੱਕ ਹੀ ਅਧਿਕਾਰੀ ਵੱਲੋਂ ਕੀਤੀ ਜਾਣੀ ਹੁੰਦੀ ਹੈ ਅਤੇ ਬਾਕੀ ਦੀਆਂ ਸ਼ਿਕਾਇਤਾਂ ਉਸ ਸ਼ਿਕਾਇਤ ਨਾਲ (ਜਿਸ ਤੇ ਕਾਰਵਾਈ ਕੀਤੀ ਜਾ ਰਹੀ ਹੁੰਦੀ ਹੈ) ਨਾਲ ਜੋੜ ਦਿੱਤੀਆਂ ਜਾਂਦੀਆਂ ਹਨ। ਪ੍ਰਾਰਥੀ ਨੂੰ ਭਲੀ ਭਾਂਤ ਪਤਾ ਹੈ ਕਿ ਉਸ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਸ਼ਿਕਾਇਤ ਦੀ ਪੜਤਾਲ ਕਿਸ ਅਧਿਕਾਰੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਹੈ ਅਤੇ ਉਸ ਵਲੋਂ ਉਸ ਅਧਿਕਾਰੀ ਪਾਸਾਂ ਪੜਤਾਲ ਦੀਆਂ ਕਾਪੀਆਂ ਵੀ ਪ੍ਰਾਪਤ ਕਰ ਲਈ ਜਾਂਦੀਆਂ ਹਨ ਪਰੰਤੁ ਜਾਣਬੁੱਝ ਕੇ ਦੂਜੇ ਅਧਿਕਾਰੀਆਂ ਪਾਸਾਂ ਸੁਚਨਾਂ ਦੀ ਮੰਗ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਨ੍ਹਾਂ ਵੱਲੋਂ ਪ੍ਰਾਰਥੀ ਦੀ

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Appeal Case No. 2515 of 2020

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ਦਰਖੁਸਾਤਾਂ ਤੇ ਕੀ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ। ਜਿਵੇਂ ਕਿ ਪੈਨਸਨਾਂ ਦੀ ਗਲਤ ਵੰਡ ਸਬੰਧੀ ਕੀਤੀ ਗਈ ਸਿਕਾਇਤ ਵਿੱਚ ੳਸ ਵੱਲੋਂ ਮੰਗੀਆਂ ਗਈਆਂ ਸਾਰੀਆਂ ਸਚਨਾਵਾਂ ੳਸ ਨੂੰ ਦਿੱਤੀਆਂ ਜਾ ਚੁੱਕੀਆਂ ਹਨ ਅਤੇ ੳਸਨੂੰ ਭਲੀ ਭਾਂਤ ਪਤਾ ਹੋਣ ਦੇ ਬਾਵਜਦ ਵੀ ਜਿਲਾ ਵਿਕਾਸ ਤੇ ਪੰਚਾਇਤ ਅਫਸਰ, ਪਟਿਆਲਾ ਪਾਸੋਂ ਆਪਣੀ ਸਿਕਾਇਤ ਤੇ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਬਾਰੇ ਲੋਕ ਸਚਨਾਂ ਐਕਟ, 2005 ਤਹਿਤ ਸੂਚਨਾਂ ਦੀ ਮੰਗ ਕੀਤੀ ਜਾ ਰਹੀ ਹੈ। ਇਸ ਤਰ੍ਹਾ ਸਪਸਟ ਹੈ ਕਿ ਉਸ ਵੱਲੋਂ ਲੋਕ ਸਚਨਾਂ ਐਕਟ ਦਾ ਲਾਭ ਲੈ ਕੇ ਅਧਿਕਾਰੀਆਂ ਦਾ ਕੇਵਲ ਸਮਾਂ ਬਰਬਾਦ ਕੀਤਾ ਜਾ ਰਿਹਾ ਹੈ। ਉਕਤ ਮਤਾਬਿਕ ਉਸ ਵੱਲੋਂ ਅਪੀਲ ਵਿੱਚ ਜਿਨ੍ਹਾਂ ਪੱਤਰਾਂ ਤੇ ਕਾਰਵਾਈ ਕੀਤੇ ਜਾਣ ਬਾਰੇ ਸੂਚਨਾਂ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਹੈ ਉਨ੍ਹਾਂ ਬਾਰੇ ਪਹਿਲਾਂ ਹੀ ਉਸਨੂੰ ਲਿਖਤੀ ਸੂਚਨਾਂ ਦਿੱਤੀ ਜਾ ਚੁੱਕੀ ਹੈ ਅਤੇ ਕੋਈ ਵੀ ਅਜਿਹਾ ਹਵਾਲਾ ਨਹੀਂ ਜਿਸ ਬਾਰੇ ਉਸਦੀ ਮੰਗ ਮੁਤਾਬਿਕ ਉਸਨੂੰ ਸੂਚਨਾਂ ਨਾ ਦਿੱਤੀ ਗਈ ਹੋਵੇ। ਇਸ ਲਈ ਸਾਰੇ ਤੱਥ ਧਿਆਨ ਵਿੱਚ ਲਿਆਕੇ ਆਪ ਜੀ ਨੂੰ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਵਿਸ਼ਾ ਅਧੀਨ ਅਪੀਲ ਨੂੰ ਨਾ ਮੰਨਜੂਰ ਕਰਨ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਤਾਂ ਜੋ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਲੋਕ ਸੂਚਨਾਂ ਐਕਟ, 2005 ਦਾ ਸਹਾਰਾ ਲੈ ਕੇ ਸਰਕਾਰ ਦੇ ਅਧਿਕਾਰੀਆਂ ਦਾ ਬੇਲੋੜਾ ਸਮਾਂ ਨਸਟ ਨਾ ਕੀਤਾ ਜਾਵੇ। ਇਸ ਤੋਂ ਇਲਾਵਾ ਇਹ ਵੀ ਧਿਆਨ ਵਿੱਚ ਲਿਆਂਦਾ ਜਾਂਦਾ ਹੈ ਕਿ ਪਾਰਥੀ ਵਲੋਂ ਕੀਤੀ ਗਈ ਸਿਕਾਇਤ ਦੀ ਜਿਸ ਸਮੇਂ ਕਿਸੇ ਵੀ ਪੜਤਾਲੀਆ ਅਫਸਰ ਵੱਲੋਂ ਪੜਤਾਲ ਸਰ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਇਸ ਵਲੋਂ ਉਸਦੇ ਕੰਮ ਕਾਜ ਤੇ ਵੀ ਪ੍ਰਸ਼ਨ ਚਿੰਨ੍ਹ ਖੜੇ ਕਰ ਦਿੱਤੇ ਜਾਂਦੇ ਹਨ ਅਤੇ ਹਰ ਪੇਸ਼ੀ ਤੇ ਮੁੱਢਲੀ ਸ਼ਿਕਾਇਤ ਤੋਂ ਇਲਾਵਾ ਨਵੀਆਂ ਹੋਰ ਸ਼ਿਕਾਇਤਾਂ ਦੇ ਦਿੱਤੀਆਂ ਜਾਂਦੀਆਂ ਹਨ ਜਿਸ ਕਾਰਨ ਅਧਿਕਾਰੀਆਂ ਨੂੰ ਪੜਤਾਲ ਮੁਕੰਮਲ ਕਰਨ ਵਿਚ ਮਸਕਲ ਪੇਸ ਆਉਂਦੀ ਹੈ। ਇੱਥੋਂ ਤੱਕ ਕਿ ਪ੍ਰਸਾਸਨਿਕ ਅਧਿਕਾਰੀਆਂ ਵੱਲੋਂ ਪਾਰਥੀ ਦੀਆਂ ਸਿਕਾਇਤਾਂ ਇਨ੍ਹਾਂ ਕਾਰਨਾਂ ਕਰਕੇ ਮੁੱਖ ਦਫਤਰ ਨੂੰ ਵਾਪਸ ਕਰ ਦਿੱਤੀਆਂ ਜਾਂਦੀਆਂ ਹਨ।"

A copy of the letter sent by the Public Information Officer o/o the Addl. Deputy Commissioner (Dev.) is **sent** with this order to the appellant to file the rejoinder, if any.

- 3. Also the Public Information Officer's of Complaint branch/General Branch office of the Financial Commissioner, Rural Development & Panchayat Deptt., Pb. are impleaded as necessary party in this case to file the reply/supply the information before the next date of hearing. A copy of the RTI application is **sent** with this order.
- 4. To come up on 1.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala/cisco webex.

sd/

Dated: 14.12.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab

CC

Complaint/General Branch, o/o Financial Commissioner, Rural Development and Panchayat Department, Punjab,Sector 62,Mohali.

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Sh. Tarsem Singh, S/o Sh. Sadhu Singh, R/o Village Athwal, Tehsil Majitha,

Distt Amritsar. M: 7973011197 ....Complainant

Vs

**Public Information Officer** o/o Gram Panchayat, Village Athwal, c/o Block Development and Panchayats Officer Block Majitha, District Amritsar

Public Information Officer-cum-Panchayat Secretary, Athwal, c/o Block Development and Panchayats Officer Block Majitha, District Amritsar

....Respondents

Complaint Case No. 710 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Sh. Tarsem Singh, appellant. Present:-

Sh. Amanpreet Singh, Panchayat Secretary 8872480006 on behalf of the

respondents.

**ORDER** 

The RTI application is dated 19.9.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 25.9.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

- The complainant states that no information is being supplied by the respondent-Public Information Officer. However, the respondent-Public Information Officer states that he is not aware of the RTI application and after deliberations it has appeared that the complainant has sent the RTI application to the Sarpanch. The respondent-Public Information Officer requested for the copy of the RTI application and assured that he will file the reply/supply the information to the complainant before the next date of hearing.
- Accordingly, the RTI application of the complainant is sent with this order to the respondent-Public Information Officer with the directions to file the reply/supply the information before the next date of hearing as per the assurance given by him.
- To come up on 20.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

sd/

Dated: 14.12.2020 (Suresh Arora)

Chief Information Commissioner,

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

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Sh. Tarsem Singh, S/o Sh. Sadhu Singh, R/o Village Athwal, Tehsil Majitha,

Distt Amritsar. M: 7973011197 .....Appellant

Vs

Public Information Officer o/o Panchayat Secretary Gram Panchayat, Athwal, Block Majitha, District Amritsar

First Appellate Authority o/o Sub Divisional Magistrate, Majitha, District Amritsar.

Public Information Officer-cum-Panchayat Secretary, Athwal, c/o Block Development and Panchayats Officer Block Majitha, District Amritsar

....Respondents

Appeal Case No. 2797 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Tarsem Singh, appellant.

Sh. Amanpreet Singh, Panchayat Secretary 8872480006 on behalf of the

respondents.

**ORDER** 

Dated: 14.12.2020

The RTI application is dated 7.11.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 23.1.2020 and second appeal was filed in the Commission on 28.9.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

- 2. The appellant states that the respondent-Public Information Officer is not providing the complete information. However, the respondent-Public Information Officer states that the complete information has already been supplied which is available on record. He also states that the appellant may inspect the record pertaining to the RTI application of the appellant with which the appellant agreed to. With the mutual understanding, the date of inspection has been fixed as 21.12.2020.
- 3. Accordingly, the appellant is advised to visit the office of the respondents and get the record inspected pertaining to the RTI application. Also the respondent-Public Information Officer is directed to make available the record for inspection on the said date and time and supply the documents if so identified by the appellant. The respondent-Public Information Officer is also directed to give the specific reply in case no record is available with the office and a copy of the same be sent to the Commission before the next date of hearing.
- 4. To come up on 20.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

sd/ (Suresh Arora) Chief Information Commissioner, Punjab.

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Whatsapp No. 62848-20189

Sh. Balwinder Singh 9781277029

Village Hambran, Green Park, Mullanpur Road,

District Ludhiana

....Appellant

۷s

**Public Information Officer** o/o Block Development and Panchayats Officer Block Ludhiana-1, District Ludhiana

First Appellate Authority, o/o District Development and Panchayats Officer, District Ludhiana.

....Respondents

Appeal Case No. 2604 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Sh. Balwinder Singh, appellant. Present:-

Sh. Parminder Singh GRS 8847280050, on behalf of the respondents.

**ORDER** 

This order may be read with reference to the previous order dated 20.11.2020.

- 2. The appellant states that he has sought the information under RTI Act, 2005 so the respondents may be directed to provide the hard copy of the information. However, the representative of the respondents states that since the information has been sought from 2013 to 2020 and the same is available on the website at <a href="www.narega.nic.in">www.narega.nic.in</a> and requests that the appellant may be directed to see and download the sought information from the website. He has also guided the appellant in this regard and also sent the relevant link of the website through whatsapp to the appellant during the course of hearing. After going through the link of the website, the appellant requested for the short adjournment of the case.
- 3. According to the submissions of the appellant, the case is adjourned to go through the same.
- To come up on 21.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

sd/

Dated: 14.12.2020 (Suresh Arora)

Chief Information Commissioner,



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

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Whatsapp No. 62848-20189

Sh. Baljit Singh Gill, S/o Sh. Gurcharan Singh,

Patti Nangal, VPO Kokari Kalan,

Distt Moga-142054.M: 9855464180; 8427800076

....Appellant

Public Information Officer o/o District Development and Panchayats Officer, Moga.

First Appellate Authority

o/o District Development and Panchayats Officer,

Moga ....Respondents

Appeal Case No. 2838 of 2020

۷s

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Baljit Singh Gill, appellant.

Sh. Sukhwinder Singh, Block Development and Panchayats Officer on behalf

of the respondents.

**ORDER** 

The RTI application is dated 24.6.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 28.7.2020 and second appeal was filed in the Commission on 28.9.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

- 2. The appellant states that he has received the information comprising 25 pages from the respondents and requested for the short adjournment of the case to go through the same.
- 3. According to the submissions of the appellant, the case is adjourned with the advice to go through the same and point out deficiency, if any, before the next date of hearing.
- 4. To come up on 21.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Moga/cisco webex.

sd/

Dated: 14.12.2020 (Suresh Arora)

Chief Information Commissioner,



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

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Whatsapp No. 62848-20189

Sh. Ajay Nand, 9814646309, # C 118, East Mohan Nagar, Chamrang Road, District Amritsar

....Appellant

Vs

Public Information Officer, o/o Chief Minister, Punjab, Punjab Civil Secretariat-1, Chandigarh.

First Appellate Authority o/o Chief Minister, Punjab, Punjab Civil Secretariat-1, Chandigarh.

....Respondents

Appeal Case No. 2599 of 2020

(Video Conference/Cisco webex/Phone Proceedings)

Present:- Sh. Ajay Nand, appellant.

Sh. Jasbir Singh, on behalf of the respondents.

**ORDER** 

The RTI application is dated 24.2.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 19.6.2020 and second appeal was filed in the Commission on 11.9.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for 19.11.2020 but due to administrative grounds the case was adjourned for today i.e. 14.12.2020.

2. After hearing both the parties and going through the letter submitted by the respondents vide No. E 380507 dated 23.10.2020, which is taken on record, the case is 'Reserved' and will be pronounced later on.

sd/

Dated: 14.12.2020 (Suresh Arora)

Chief Information Commissioner,

