

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

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Sh. Pardeep Kumar, S/o Shri Kundan Lal  
R/o VPO Khanpur Dhadda  
Tehsil Nakodar, Distt. Jalandhar

Vs

**Public Information Officer,**  
O/o DDPO, Jalandhar

.....Complainant

.....Respondent

**CC.No. 549 of 2019**

Present: None for the parties.

**ORDER**

This order may be read with reference to the previous order dated 10.09.2019 vide which the respondent was absent.

2. Today again the respondent is not present.
3. Since, neither the complainant nor the respondent is present, one more opportunity is given to both the parties to appear before the Commission and state their case.
4. To come up on **21.11.2019 at 11.00 AM** for further proceedings. Copy of the orders be sent to the parties.

**SD/-**

**Chandigarh**  
**Dated: 15.10.2019**

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

**Note :** Sh. Kashmir Singh, Panchayat Secretary, Nakodar appeared before the Commission after the hearing was over. He has promised that the information will be provided to the complainant before the next date of hearing.

**SD/-**

**Chandigarh**  
**Dated: 15.10.2019**

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

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Sh. Ajmer Singh,  
#429, Housefed Colony,  
Bathinda-151005

**Vs**

.....Appellant

**Public Information Officer,**  
O/o Assistant Registrar,  
Cooperative societies, Bathinda

**First Appellate Authority-cum-**  
O/o Joint Registrar,  
Cooperative Societies, Ferozepur

.....Respondent

**AC.No. 1684 of 2019**

Present: (i) Sh. Ajmer Singh the appellant  
(ii) For the respondent : Sh. Sukhpal Singh, Sr. Assistant and Sh. Gurjeet Singh, Clerk

**ORDER**

This order may be read with reference to the previous order dated 11.09.2019.

2. The respondent states that the information, as exists, in their record has already been sent to the appellant. He further states that he has also brought another copy of information today in the Commission, which is handed over to the appellant.

3. The appellant Sh. Ajmer Singh has gone through the same and is not satisfied with the same.

4. Last opportunity is given to the respondent to provide complete information to the appellant. However, if this information is not available on record, the PIO shall file an affidavit on oath stating the same.

5. To come up on **27.11.2019 (at 11.00 AM)** for further proceedings to be heard through video conference facility in the office of the Deputy Commissioner, Bathinda. Copies of the order be sent to the parties **through registered post.**

SD/-

**Chandigarh**  
**Dated: 15.10.2019**

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

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Sh Ajmer Singh,  
#429, Housefed Colony,  
Bathinda-151005

Vs

.....Appellant

**Public Information Officer,**  
O/o Registrar,  
Cooperative societies,Pb,  
Sector-17, Chandigarh

..... Respondent

**CC.No. 430 of 2019**

Present: (i) Sh. Ajmer Singh the complainant  
(ii) For the respondent: Smt. Paramjit Kaur, APIO, Sh. Samuel, Sr. Assistant, Smt. Rita Rani, Sr. Assistant and Sh. Sukhpal Singh, Sr. Assistant

**ORDER**

This order may be read with reference to the previous order dated 11.09.2019.

2. The respondent states that the information as exists in their record has been provided to the Complainant. She has also files their reply, which is taken on record.
3. The Complainant states that he is not satisfied with the same.
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).*

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**CC.No. 430 of 2019**

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.**

Sd/-

**Chandigarh**  
**Dated: 15.10.2019**

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

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Sh. Jatinder Singh, S/o Shri Ram Singh  
R/o Village Khlehari, Tehsil Budhlada  
Distt.Mansa

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Panchayat Secretary,  
Gram Panchayat , Kulehari , Tehsil Budhlada  
Distt. Mansa

**First Appellate Authority**  
O/o DDPO,Mansa

.....Respondent

**AC.No. 2181 of 2019**

Present : (i) Sh. Jatinder Singh, the appellant  
(ii) For the respondent : Sh. Dheeraj Kumar, Panchayat Secretary, Smt.  
Sarabjeet Kaur, GRS

**ORDER**

This order may be read with reference to the previous order dated 09.09.2019.

2. Respondent states that he has brought complete information today in the Commission, the same is handed over to the appellant. The appellant has gone through the same and is not satisfied. He has pointed out deficiencies. Respondent is directed to remove the same before the next date of hearing.

3. To come up on **21.11.2019 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh**  
**Dated: 15.10.2019**

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

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Sh. Amar Singh, S/o Shri Kehar Singh Virk  
VPO Hambran, Ludhiana

.....Appellant

**Vs**

**Registered post:**      **Public Information Officer,**  
                                 O/o BDPO, Ludhiana – I,  
                                 Ludhiana

**First Appellate Authority**  
O/o DDPO, Ludhiana

.....Respondent

**AC.No. 2135 of 2019**

Present:      (i) Sh. Amar Singh the appellant  
                     (ii) None is present on behalf of the respondent

**ORDER**

This order may be read with reference to the previous order dated 09.09.2019.

2.      The Appellant states that he has not received the information so far.
3.      No one has appeared on behalf of the Respondent today. They were not present on the previous date of hearing also. This shows that the respondent has no regard for the orders issued by the Commission. This is very serious matter.
4.      In view of the above, ***PIO- O/o BDPO, Ludhiana-1, Ludhiana is directed*** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his

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**AC.No. 2135 of 2019**

submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

5. To come up on **21.11.2019 at 11:00AM**. Copy of the orders be sent to the parties.

Chandigarh  
Dated: 15.10.2019

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

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Sh. Maninder Singh Deol,  
S/o S Sudagar Singh  
R/o Village Kandoor, Tehsil and Distt. Ludhiana - 141103

.....Appellant

**Vs**

**Registered post:**      **Public Information Officer,**  
O/o BDPO, Ludhiana-1  
Ludhiana

**First Appellate Authority**  
O/o DDPO, Ludhiana

.....Respondent

**AC.No. 2153 of 2019**

Present:      (i) Sh. Maninder Singh the appellant  
                  (ii) None is present on behalf of the respondent

**ORDER**

This order may be read with reference to the previous order dated 09.09.2019.

2. The Appellant states that he has not received the information so far.
3. No one has appeared on behalf of the Respondent today . They were not present on the previous date of hearing also. This shows that the respondent has no regard for the orders issued by the Commission. This is very serious matter.
4. In view of the above, ***PIO- O/o BDPO, Ludhiana-1, Ludhiana*** is directed to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his



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**AC.No. 2153 of 2019**

submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

5. To come up on **21.11.2019 at 11:00AM**. Copy of the orders be sent to the parties.

Chandigarh  
Dated: 15.10.2019

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

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Sh. Krishan Gopal Singla,  
Ward No. 16B/190,  
Sangrur Road, Dhuri, Distt. Sangrur

-----Appellant

Vs.

**Public Information Officer,**  
O/o DC, Barnala  
**First Appellate Authority**  
o/o DC, Barnala

-----Respondent

**Appeal Case No. 1619 of 2019**

Present: (i) None for the Appellant.  
(ii) For the Respondent: Sh Rupinder Singh, Clerk

**ORDER**

This order may be read with reference to the previous order dated 10.09.2019.

2. Today neither the Appellant nor the Respondent is present. However, the representative for the Appellant has sent an e-mail stating that he shall not be able to attend the hearing today.

3. The Respondent states that the information has been provided to the Appellant. He also shows a copy of the receiving given by the Appellant in view of receiving the information.

4. The perusal of the file show that the representative for the Appellant has sent an e-mail stating that he has received the information but it is not complete. Today the Respondent states that the information has been provided to the Appellant. Hence, to avoid this confusion an opportunity is given to the Appellant to appear before the Commission and state their case. To come up on **26.11.2019 at 11:00AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh**  
**Dated: 15.10.2019**

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

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Sh Jasmeet Singh, (M:9417222449)  
449, New Jawahar Nagar,  
Jalandhar

.....Appellant

**Vs**

**1. Public Information Officer,**  
O/o Commissioner of Police, Jalandhar

**First Appellate Authority,**  
O/o Commissioner of Police, Jalandhar

**2. Public Information Officer**  
O/o Smt Navjot Pal Kaur,  
Judicial Magistrate 1<sup>st</sup> class,  
Judicial Court Complex, Jalandhar

.....Respondent

**AC .No. 3915 of 2019**

Present: None for the parties.

**ORDER**

This order may be read with reference to the previous order dated 09.09.2019

2. Today neither the appellant nor the respondent is present. However, the Respondent has informed over phone that due to his ill-health he shall not be able to attend the hearing today.

3. The perusal of the file shows that the Appellant is not present today. He was not present on the previous hearings also. In the aforementioned circumstances, I am of the considered view that no useful purpose would be served by prolonging this matter any further. The case is, therefore, **closed and disposed of**. Copies of the order be sent to the parties

Sd/-

**Chandigarh**  
**Dated: 15.10.2019**

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