

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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COMPLAINT CASE NO. 0286 OF 2020

Sh. Manjit Singh, (8360955109)
S/o Sh. Bakshish Singh,
Tara Chand ASI Wali Gali, Ward No. 5,
Ajit Nagar, Moga-142001

...Complainant

Versus

Public Information Officer,
O/o The Principal, (9876560789)
Data Bandhi Chhod Public School,
Adda Baouli, Ram Tirath Road
Amritsar 143001

...Respondent

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Shri Bakshish Singh Father of the applicant
Ms. Aarti Sood, Principal-cum-PIO, on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated 24.09.2020.

2. The Representative of the Complainant states that no information has been provided the Respondent till date.
3. Ms. Aarti Sood, Principal-cum-PIO states that both the children are studying in the school. The mother of the children has given in the office in writing not to disclose any information of her children to anyone. She further states that being a third party information and also keeping in view the mother's request, the sought for information cannot be provided.
4. This is a Complaint Case. Therefore, at this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

5. In view of the above, **the case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
15.10.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO.0797 OF 2020

Shri Puneet K. Sharma Advocate
Advocate Chamber No.349, 2nd Floor,
Yadwinder Complex, Lawyers Chambers,
Patiala.

...Appellant

Versus

Public Information Officer,
O/o The District Education Officer(SE)
Patiala.

First Appellate Authority

O/o The Director Public Instructions(DPI)
Secondary Education, Punjab,
PSEB Complex, Phase 8,
SAS Nagar(Mohali)

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Advocate Punit K Sharma, the appellant.
Smt. Nidhi Talwar, Principal-cum-PIO on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 24.09.2020.

2. Smt. Nidhi Talwar, Principal states that the requisite information has already been supplied to the appellant vide their letter No.364 dated 08.10.2020.

3. The appellant states that the requisite information has been received from the Respondents and he is satisfied with it. He has also shown his willingness to close the case. He further states that as the information has been supplied very late by the respondents, necessary punishment for the delay may be imposed on the respondents.

4. In view of the above, the Respondent is hereby warned to be careful, in future, to deal the RTIs within stipulated period and supply the information well in time

5. In the light of foregoing, no more intervention of the Commission is required in this case and hence, **the same is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
15.10.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner