

# **PUNJAB STATE INFORMATION COMMISSION**

**RED CROSS BUILDING, NEAR ROSE GARDEN,**

**SECTOR 16, CHANDIGARH.**

Ph: 0172-2864118, Email: - [psic28@punjabmail.gov.in](mailto:psic28@punjabmail.gov.in)

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## **COMPLAINT CASE NO. 0719 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o Principal,  
Ramgarhia College of Education,  
Satnampura, Phagwara, District Kapurthala.

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Dr. Surinderjit Kaur, Principal –cum – PIO (9855449039).

### **ORDER:**

The RTI application is dated 13.05.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent states that requisite information has been supplied to the complainant vide letter no. RCE/1922, dated 17.06.2021 by registered post, copy of the same received in the Commission vide diary no. 20804, dated 13.09.2021.

The Complainant states that incomplete information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

Cont...Pg2

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- 02 -

## **COMPLAINT CASE NO. 0719 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 13.05.2021.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).

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## **COMPLAINT CASE NO. 0734 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o Principal,  
Ramgarhia College of Education,  
Satnampura, Phagwara, District Kapurthala.

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Dr. Surinderjit Kaur, Principal –cum – PIO (9855449039).

### **ORDER:**

The RTI application is dated 23.09.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent states that requisite information has been supplied to the complainant vide letter no. RCE/1450, dated 19.10.2019 by registered post, copy of the same received in the Commission vide diary no. 20805, dated 13.09.2021.

The Complainant states that incomplete information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

Cont...Pg2

# **PUNJAB STATE INFORMATION COMMISSION**

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- 02 -

## **COMPLAINT CASE NO. 0734 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby,  
**Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 23.09.2019.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).

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## **COMPLAINT CASE NO. 0735 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o Principal,  
Ramgarhia College of Education,  
Satnampura, Phagwara, District Kapurthala.

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Dr. Surinderjit Kaur, Principal –cum – PIO (9855449039).

### **ORDER:**

The RTI application is dated 24.09.2019 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent states that requisite information has been supplied to the complainant vide letter no. RCE/1448, dated 18.10.2019 by registered post, copy of the same received in the Commission vide diary no. 20806, dated 13.09.2021.

The Complainant states that incomplete information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

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## **COMPLAINT CASE NO. 0735 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby,  
**Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 24.09.2019.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).

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## **COMPLAINT CASE NO. 0736 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o Principal,  
Ramgarhia College of Education,  
Satnampura, Phagwara, District Kapurthala.

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Dr. Surinderjit Kaur, Principal –cum – PIO (9855449039).

### **ORDER:**

The RTI application is dated 24.03.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent states that requisite information has been supplied to the complainant vide letter no. RCE/1876, dated 27.04.2021 by registered post, copy of the same received in the Commission vide diary no. 20807, dated 13.09.2021.

The Complainant states that incomplete information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

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- 02 -

## **COMPLAINT CASE NO. 0736 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 24.03.2021.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).



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## **COMPLAINT CASE NO. 0737 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o Principal,  
Ramgarhia College of Education,  
Satnampura, Phagwara, District Kapurthala.  
~ NOW ~

**Public Information Officer,**  
O/o DPI (Colleges), Punjab,  
PSEB Complex, Phase-VIII,  
S.A.S. Nagar (Mohali).

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Dr. Surinderjit Kaur, Principal –cum – PIO (9855449039).

### **ORDER:**

The RTI application is dated 09.10.2019 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent states that requisite information has been supplied to the complainant vide letter no. RCE/1450, dated 19.10.2019 by registered post, copy of the same received in the Commission vide diary no. 20808, dated 13.09.2021.

The Complainant states that incomplete information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

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## **COMPLAINT CASE NO. 0737 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 09.10.2019.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).

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## **COMPLAINT CASE NO. 0738 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o DPI (Colleges), Punjab,  
PSEB Complex, Phase-VIII,  
S.A.S. Nagar (Mohali).

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Sh. Sarabjit Singh, Sr. Assistant on behalf of the Respondents. (9464741009)

### **ORDER:**

The RTI application is dated 10.12.2019 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent orally states that information/reply has already been supplied to the complainant whereas the complainant states that no information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

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## **COMPLAINT CASE NO. 0738 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh**  
**16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 10.12.2019.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).

# **PUNJAB STATE INFORMATION COMMISSION**

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## **COMPLAINT CASE NO. 0765 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o DPI (Colleges), Punjab,  
PSEB Complex, Phase-VIII,  
S.A.S. Nagar (Mohali).

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Sh. Sarabjit Singh, Sr. Assistant on behalf of the Respondents. (9464741009)

### **ORDER:**

The RTI application is dated 23.11.2020 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent orally states that information/reply has already been supplied to the complainant whereas the complainant states that no information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

Cont...Pg2

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- 02 -

## **COMPLAINT CASE NO. 0765 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby,  
**Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 23.11.2020.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).

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## **COMPLAINT CASE NO. 0766 OF 2021**

Dr. Neelam Sharma,  
Assistant Professor (Education),  
Mehsampur Road, V.P.O. Rurka Kalan,  
Tehsil Phillaur, District Jalandhar-144031

...Complainant

Versus

**Public Information Officer,**  
O/o DPI (Colleges), Punjab,  
PSEB Complex, Phase-VIII,  
S.A.S. Nagar (Mohali).

...Respondent

## **HEARD THROUGH CISCO WEBEX/TELEPHONE**

**PRESENT:** Dr. Neelam Sharma, Complainant.  
Sh. Sarabjit Singh, Sr. Assistant on behalf of the Respondents. (9464741009)

### **ORDER:**

The RTI application is dated 23.11.2020 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.06.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 16.09.2021.

The Respondent orally states that information/reply has already been supplied to the complainant whereas the complainant states that no information has been provided to him.

In these circumstances, 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. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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.

Cont...Pg2

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- 02 -

## **COMPLAINT CASE NO. 0766 OF 2021**

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.

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 about the provided information, 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.

Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

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.

In view of the observations noted above, the instant Complaint Case is hereby,  
**Disposed Off and Closed.** Copies of the order be sent to the parties.

**Chandigarh  
16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

**Copy to intimation and necessary action along with RTI application dated 23.11.2020.**

**First Appellate Authority,**  
O/o Director Public Instructions, Punjab,  
Colleges, Branch Grant-I,  
Vidya Bhawan, PSEB Complex, Sector-68, S.A.S Nagar (Mohali).



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## APPEAL CASE NO. 1314 OF 2021

Sh. Amritpal Singh S/o Sh. Avtar Singh, (9815362281)  
R/o H. No. 263/A/13, Gali No. 8,  
Hussainpura East, Amritsar.

...Appellant

Versus

**Public Information Officer,**  
O/o Commissioner,  
Municipal Commissioner, Amritsar.

**First Appellate Authority**  
O/o Commissioner,  
Municipal Commissioner, Amritsar.

...Respondents

## HEARD Through CISCO WEBEX – VC/TELEPHONE

**PRESENT:** Sh. Amritpal Singh, Appellant.  
Sh. Dharminderjit Singh, PIO –cum – Estate Officer on behalf of the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 07.07.2021.

The Respondent states that the information/reply has already been supplied to the appellant vide letter dated 31.08.2021 whereas the appellant states that incomplete information has been provided to him.

In view of the above, the appellant is advised to visit the respondent's office immediately and revert back within an hour. The Respondent is directed to allow inspection of records and provide the complete information, as available in the official record.

The Respondent states that requisite information/reply has been handed over to the appellant. The appellant telephonically confirms the receipt of information and gives his consent to close the case.

In view of the above, no further cause of action is left in the matter, hence the instant appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

**Chandigarh**  
**16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

### **Copy to intimation and further necessary action:-**

- 1) The PIO –cum – Estate Officer,  
Municipal Corporation, Amritsar.
- 2) The PIO –cum – Executive Officer,  
Town Improvement Trust, Ranjit Avenue, Amritsar.

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## APPEAL CASE NO. 1315 OF 2021

Sh. Amritpal Singh, (9815362281)  
S/o Sh. Avtar Singh,  
R/o H. No. 263/A/13, Gali No. 8,  
Hussainpura East, Amritsar.

...Appellant

Versus

**Public Information Officer,**  
O/o Commissioner,  
Municipal Commissioner, Amritsar.

**First Appellate Authority**  
O/o Commissioner,  
Municipal Commissioner, Amritsar.

...Respondents

## HEARD Through CISCO WEBEX – VC/TELEPHONE

**PRESENT:** Sh. Amritpal Singh, Appellant.  
Sh. Anil Kumar, Inspector on behalf of the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 07.07.2021.

The Respondent orally states that the remaining information has been supplied to the appellant.

The appellant states that he has received the information and expresses his satisfaction with the same.

In view of the above, the remaining information has been supplied to the appellant by the respondent and the appellant has given his consent to close the case. Therefore, no further cause of action is left in the matter, hence the instant appeal case is **disposed of and closed.**

Copies of the order be sent to the parties.

**Chandigarh**  
**16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

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## APPEAL CASE NO. 1316 OF 2021

Sh. Amritpal Singh, (9815362281)  
S/o Sh. Avtar Singh,  
R/o H. No. 263/A/13, Gali No. 8,  
Hussainpura East, Amritsar.

...Appellant

Versus

**Public Information Officer,**  
O/o Commissioner,  
Municipal Commissioner, Amritsar.

**First Appellate Authority**  
O/o Commissioner,  
Municipal Commissioner, Amritsar.

...Respondents

## HEARD Through CISCO WEBEX – VC/TELEPHONE

**PRESENT:** Sh. Amritpal Singh, Appellant.  
Sh. Dharminderjit Singh, PIO –cum – Estate Officer on behalf of the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 07.07.2021.

The Respondent states that the information/reply has already been supplied to the appellant vide letter dated 31.08.2021 whereas the appellant states that incomplete information has been provided to him.

In view of the above, the appellant is advised to visit the respondent's office immediately and revert back within an hour. The Respondent is directed to allow inspection of records and provide the complete information, as available in the official record.

The Respondent states that requisite information/reply has been handed over to the appellant. The appellant telephonically confirms the receipt of information and gives his consent to close the case.

In view of the above, no further cause of action is left in the matter, hence the instant appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

**Chandigarh**  
**16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

### **Copy to intimation and further necessary action:-**

- 1) The PIO –cum – Trust Engineer, Town Improvement Trust, Ranjit Avenue, Amritsar.
- 2) The APIO –cum – Assistant Town Planner, Improvement Trust, Ranjit Avenue, Amritsar.

# **PUNJAB STATE INFORMATION COMMISSION**

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## **APPEAL CASE NO. 1432 OF 2021**

Sh. Amritpal Singh, (9815362281)  
S/o Sh. Avtar Singh,  
R/o H. No. 263/A/13, Gali No. 8,  
Hussainpura East, Amritsar.

...Appellant

Versus

**Public Information Officer,**  
O/o Estate Officer,  
Municipal Commissioner, Amritsar.

**First Appellate Authority**  
O/o Commissioner,  
Municipal Corporation, Amritsar.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Sh. Amritpal Singh, Appellant.  
Sh. Satpal Singh, Superintendent for the Respondents. (9780032325)

### **ORDER:**

This order may be read with reference to the previous order dated 08.07.2021.

The Respondent states that the requisite information/reply has already been supplied to the appellant vide letter dated 12.08.2021.

The appellant states that he has received the information and expresses his satisfaction with the same.

In view of the above, the remaining information has been supplied to the appellant by the respondent and the appellant has given his consent to close the case. Therefore, no further cause of action is left in the matter, hence the instant appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

**Chandigarh**  
**16.09.2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

### **Copy to the following for intimation and further necessary action: -**

- 1) The Public Information Officer,**  
General Branch  
O/o Municipal Corporation, Amritsar.
- 2) The Public Information Officer,**  
O/o The Commissioner,  
Municipal Corporation, Amritsar.