

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, CHANDIGARH
(Telephone No. 0172-2864118, Fax-2864125-Email:- psic28@punjabmail.gov.in
Website :- www.infocommpunjab.com)

Shri Jagjeet Singh s/o Sh. Harmesh Singh,
SCO No. 374, 2nd floor, Sector 37-D,
Chandigarh.

...Appellant

Versus

Public Information Officer
O/O Punjab Subordinate Services Selection Board,
Forest Bhawan, Sector 68, SAS Nagar.

First Appellate Authority,
O/O Secretary,
Punjab Subordinate Services Selection Board,
Forest Bhawan, Sector 68, SAS Nagar.

... Respondents

Appeal Case No. 3229 of 2017

Present : Shri Jagjeet Singh, appellant, in person.
Shri Surjit Singh, Superintendent, on behalf of respondents.

ORDER:

Both the parties are present in the court.

2. The representative of respondents reiterates his earlier stand that the information, as available on the record of public authority has already been supplied to the appellant.

3. The appellant states that the supplied information is incomplete and incorrect.

4. The RTI application is discussed in the court point wise. After discussion it comes out that the remaining information is third party information which cannot be supplied to the appellant. Therefore, the case is ordered to be **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB, STATE INFORMATION COMMISSION

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

Phone. No. i) [0172-2864118](tel:0172-2864118) & FAX ii) [0172- 2864125](tel:0172-2864125) E-mail – psic28@punjabmail.gov.in

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Shri Satish Kumar Bhiri, Advocate,
Near Nehru Park, Jaito-151202
District Faridkot.

Appellant

Versus

Public Information Officer,
Director Local Government, Punjab,
(Municipal Bhawan, Sector 35A, Chandigarh.

First Appellate Authority,
Secretary to Govt. Punjab,
Municipal Bhawan, Sector 35A, Chandigarh.

Respondents.

Appeal Case No. 3478 of 2018

Present : None on behalf of appellant.
Shri Vikas Kumar, Clerk, on behalf of respondents.

ORDER:

The representative of respondents states that the information has already been supplied to the appellant.

2. The appellant is directed to point out deficiencies in the provided information and to be present in the court on the next date of hearing. Adjourned.
3. To come up on **20-02-2019 at 12.30 PM.**
4. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Surinder Kumar s/o Sh. Jagan Nath,
Mohalla Nasirpur, Sultanpur Lodhi,
Distt. Kapurthala.

Appellant

Versus

Public Information Offier,
Director Local Government, Punjab,
(Municipal Bhawan, Sector 35A, Chandigarh.

Respondent.

Complaint Case No. 1081 of 2018

Present : Shri Surinder Kumar, complainant, in person.
Shri Sanjay Tandon, SVO, on behalf of respondent.

ORDER:

Both the parties are present.

2. The representative of respondent states in the court that the inquiry in the case has been completed and the same has been forwarded to the Government for taking further action in the matter. Therefore, so long as no response is received from the Government, information cannot be supplied to the complainant.

3. The RTI application is discussed in the court. After discussion, the respondent-PIO is asked to collect the relevant information from the Local Government-3 branch of the Secretariat and to supply to the complainant. Adjourned.

4. To come up for further hearing on **20-02-2019 at 12.30 PM.**

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri P.K.Goyal,
House No.517, Block-A, Ranjit Avenue,
Amritsar-143001.

Appellant

Versus

Public Information Officer,
Secretary to Govt. Punjab,
(Local Govt. -1 Branch), Municipal Bhawan,
Sector 35A, Chandigarh.

First Appellate Authority,
Secretary to Govt. Punjab,
(Local Govt. -1 Branch), Municipal Bhawan,
Sector 35A, Chandigarh.

Respondents.

Appeal Case No. 3438 of 2018

Present : Shri P.K.Goyal, appellant, in person.
Shri Harjit Singh, Superintendent and Shri Manvir Singh, Senior Assistant on
behalf of respondents.

ORDER:

Both the parties are present in the court.

2. The representatives of respondents submit a letter dated 17-01-2019 in the court from the PIO-cum- Superintendent stating therein that the information sought vide point Nos. 1 to 3 is third party information which cannot be supplied to the appellant. The matter relating to point No. 4 is under consideration of the government.

3. The appellant states that the sought for information is not third party information. He further states that the officials junior to him have been promoted ignoring his claim for the promotion and the sought for information is not third party information.

4. The RTI application is discussed point wise in the court. After discussion, it comes out that the respondent-PIO cannot claim that the information sought is third party information. The respondents are directed to supply the information before the next date of hearing. Adjourned.

5. To come up for further hearing on **06-03-2019 at 11.00 AM.**

6 Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri P.K.Goyal,
House No.517, Block-A, Ranjit Avenue,
Amritsar-143001.

Appellant

Versus

Public Information Officer,
Secretary to Govt. Punjab,
(Local Govt. -1 Branch), Municipal Bhawan,
Sector 35A, Chandigarh.

First Appellate Authority,
Secretary to Govt. Punjab,
(Local Govt. -1 Branch), Municipal Bhawan,
Sector 35A, Chandigarh.

Respondents.

Appeal Case No. 2979 of 2018

Present : Shri P.K.Goyal, appellant, in person.
Shri Harjit Singh, Superintendent and Shri Manvir Singh, Senior Assistant on
behalf of respondents.

ORDER:

Both the parties are present.

2. The representatives of respondents submit a letter dated 17-01-2019 in the court from the PIO-cum- Superintendent stating therein that the information relating point Nos. 1 and 2 has already been supplied to the appellant. The matter relating to point No. 3 is under consideration of the government.

3. The respondents are directed to supply the information before the next date of hearing. Adjourned.

5. To come up for further hearing on **06-03-2019 at 11.00 AM.**

6. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Surjit Singh Aujla,
Village: Aujla Dhanak, PIO: Liddar Kalan,
Distt. Jalandhar- 144502.

Appellant

Versus

Public Information Officer,
Superintending Engineer,
Water Supply & Sanitation Circle, Hoshiarpur.

Respondent.

Complaint Case No. 1077 of 2018

Present : Shri Surjit Singh Aujla, complainant, in person.
Shri Alok Arora, SDE and Shri Jaswinder Singh, on behalf of respondent.

ORDER:

Both the parties are present.

2. The representatives of respondent state in the court that the information has already been supplied to the complainant.

3. The complainant states that the supplied information is incomplete.

4. The RTI application is discussed in the court. After discussion it comes out that this is a complaint case, therefore, the attention of the complainant is drawn to the decision of the Hon'ble Supreme Court of India rendered in its order dated 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. 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.**

6. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Surjit Singh Aujla,
Village: Aujla Dhanak, PIO: Liddar Kalan,
Distt. Jalandhar- 144502.

Appellant

Versus

Public Information Officer,
Superintending Engineer,
Water Supply & Sanitation Circle, Hoshiarpur.

Respondent.

Complaint Case No. 1078 of 2018

Present : Shri Surjit Singh Aujla, complainant in person.
Shri Amrik Singh, XEN, Nawanshehr, on behalf of respondent.

ORDER:

Both the parties are present.

2. The representatives of respondent state in the court that the information has already been supplied to the complainant.

3. The complainant states that the supplied information is incomplete.

4. The RTI application is discussed in the court. After discussion it comes out that this is a complaint case, therefore, the attention of the complainant is drawn to the decision of the Hon'ble Supreme Court of India rendered in its order dated 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. 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.**

6. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Pawan Kumar Sharma, Advocate,
Kothi No. 585, Phase-2, Mohali.

...Appellant

Versus

Public Information Officer
O/O District Treasury Officer, Punjab,
Sector-17, Chandigarh.

First Appellate Authority,
O/O District Treasury Officer, Punjab,
Sector-17, Chandigarh.

..... Respondents

APPEAL CASE NO.3861 of 2018

Present : Shri Pawan Kumar Sharma, appellant, in person.
Ms. Bhupinder Kaur, Treasury Officer and Shri Inder Singh, Senior Assistant on behalf of respondents.

ORDER:

Vide RTI application 20-08-2016, Shri Pawan Kumar Sharma, Advocate sought certain information from the PIO regarding Shri Bhagwant Kishore, Deputy Director (Retired). The respondent-PIO replied vide letter dated 16-09-2016 asking the appellant to provide the details of PPO No. and name of Bank from where Shri Bhagwant Kishore was drawing pension. Having not satisfied with the reply of PIO, the appellant filed a first appeal with the first appellate authority on 28-05-2018. The first appellate authority vide letter dated 19-07-2018, directed the appellant to appear before him but he did not attend the office. Instead of appearing before the first appellate authority, the appellant filed a second appeal with the Commission on 13-11-2018. Accordingly, a notice of hearing was issued to the parties for today.

2. Both the parties are present in the court.
3. The representatives of respondents state that the information has already been supplied to the appellant.
4. The appellant states that the supplied information is incomplete.
5. The RTI application is discussed in the court point wise. With regard to point Nos. 1 and 2, the respondent-PIO will furnish a duly attested affidavit in the court stating clearly that the information, as available on the record has been provided and no more information is there on the record of public authority.
6. The respondent-PIO will transfer the point Nos. 3 and 4 to the concerned PIO under Section 6(3) of the RTI Act, 2005.

Contd...p/2

7. The office of Director of Industries & Commerce is impleaded as Deemed-PIO for supplying the relevant information to the appellant and also to be present in the Commission on the next date of hearing. Adjourned.

8. To come up on **14-02-2019 at 11.00 AM.**

9. Copy of order be sent to the parties.

Sd/-

Place : Chandigarh.
Dated: 17-01-2019.

(Hem Inder Singh)
State Information Commissioner

CC: Director of Industries and Commerce, Punjab,
Udyog Bhawan, Sector-17, Chandigarh.

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Shri Bhupinder Singh,
VPO: Bahmanan, Distt. Patiala.

...Appellant

Versus

Public Information Officer
O/O Financial Commissioner, Revenue,
3rd floor, Punjab Civil Sectt. Chandigarh.

First Appellate Authority,
O/O Governor of Punjab,
Punjab Raj Bhawan, Sector-6, Chandigarh.

..... Respondents

APPEAL CASE NO.3863 of 2018

Present : Shri Bhupinder Singh, appellant, in person.
Shri Gursewak Singh, Senior Assistant and Shri Parwinderpal Singh, Clerk on behalf of respondents.

ORDER:

Shri Bhupinder Singh, appellant filed an RTI application dated 15-05-2018 with the PIO seeking certain information. Getting no information from the PIO, the appellant filed a first appeal with the first appellate authority on 29-06-2018. Having no response from the first appellate authority, the appellant filed second appeal with the Commission on 05-11-2018. Accordingly, notice of hearing was issued to the parties for today.

2. Both the parties are present in the court.
3. The representative of office of Governor of Punjab states that as the Governor is not appellate authority in the case, the RTI application of the appellant was transferred to the office of Financial Commissioner, Revenue for supplying the information.
4. The representative of office of Financial Commissioner, Revenue states that the sought for information has been supplied to the appellant on 14-08-2018 by registered post.
5. The appellant states that he has not received any information till date.
6. The PIO of office of Financial Commissioner, Revenue is directed to bring the information with him in the court on the next date of hearing for providing the same to the appellant.
7. The representative of Governor office is exempted from further appearance.
8. Adjourned and fixed for further hearing on **20-02-2019 at 12.30 PM.**
9. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Dr. Swarn Singh,
President, Apna Samaj Party,
48/3, Himgiri Enclave, Bathinda Cantt.

...Appellant

Versus

Public Information Officer
O/O Sub Divisional Magistrate, Bathinda.

First Appellate Authority,
O/O District Magistrate, Bathinda.

..... Respondents

APPEAL CASE NO.3922 of 2018

Present : Dr.Swarn Singh, appellant in person.
Shri Sonu Kumar, Junior Assistant, on behalf of respondents.

ORDER:

Dr. Swarn Singh, IAS(Retd) appellant filed an RTI application dated 10-08-2018 with the PIO seeking certain information. Getting no information from the PIO, the appellant filed a first appeal with the first appellate authority on 12-09-2018. Having no response from the first appellate authority, the appellant filed second appeal dated nil with the Commission. Accordingly, notice of hearing was issued to the parties for today.

2. Both the parties are present.

3. The sought for information is handed over to the appellant in the court. After going through the provided information the appellant states that earlier the respondents have denied him the information and now they are providing the same in the court. He requests the court to penalize the respondents for the lapse on their part.

4. The respondents are warned to be careful in future while dealing with the RTI applications. As the information stands supplied, the case is **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Sandeep Kumar Maluja s/o Sh. Om Parkash,
Gali No. 2, Shanidev Mandir Wali Gali,
Patel Nagar, Malout, Distt. Sri Muktsar Sahib.

...Appellant

Versus

Public Information Officer
O/O Executive Engineer,
Public Health, Malout, Distt. Sri Muktsar Sahib.

First Appellate Authority,
O/O Executive Engineer,
Public Health, Malout, Distt. Sri Muktsar Sahib.

..... Respondents

APPEAL CASE NO.3936 of 2018

Present : None on behalf of both the parties.

ORDER:

Shri Sandeep Kumar Maluja, appellant filed an RTI application dated 24-05-2018 with the PIO seeking certain information. Getting no information from the PIO, the appellant filed a first appeal with the first appellate authority on 10-07-2018. Having no response from the first appellate authority, the appellant filed second appeal with the Commission on 15-11-2018. Accordingly, notice of hearing was issued to the parties for today.

2. Both the parties are absent. However, an e-mail dated 16-01-2019 is received in the Commission office from the Executive Engineer, Water Supply & Sanitation Division, Malout stating therein that the sought for information has been supplied to the appellant on 31-12-2018.

3. A letter dated 07-01-2019 duly signed by the appellant, Shri Sandeep Kumar Maluja has also been sent through e-mail in which the appellant has stated that he has received the information and has requested the court to close the case.

4. As the information stands supplied, the case is **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Sandeep Kumar Maluja s/o Sh. Om Parkash,
Gali No. 2, Shanidev Mandir Wali Gali,
Patel Nagar, Malout, Distt. Sri Muktsar Sahib.

...Appellant

Versus

Public Information Officer
O/O Executive Engineer,
Public Health, Malout, Distt. Sri Muktsar Sahib.

First Appellate Authority,
O/O Executive Engineer,
Public Health, Malout, Distt. Sri Muktsar Sahib.

..... Respondents

APPEAL CASE NO.3937 of 2018

Present : None on behalf of both the parties.

ORDER:

Shri Sandeep Kumar Maluja, appellant filed an RTI application dated 24-05-2018 with the PIO seeking certain information. Getting no information from the PIO, the appellant filed a first appeal with the first appellate authority on 10-07-2018. Having no response from the first appellate authority, the appellant filed second appeal with the Commission on 15-11-2018. Accordingly, notice of hearing was issued to the parties for today.

2. Both the parties are absent. However, an e-mail dated 16-01-2019 is received in the Commission office from the Executive Engineer, Water Supply & Sanitation Division, Malout stating therein that the sought for information has been supplied to the appellant on 31-12-2018.

3. A letter dated 07-01-2019 duly signed by the appellant, Shri Sandeep Kumar Maluja has also been sent through e-mail in which the appellant has stated that he has received the information and has requested the court to close the case.

4. As the information stands supplied, the case is **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Sandeep Kumar Maluja s/o Sh. Om Parkash,
Gali No. 2, Shanidev Mandir Wali Gali,
Patel Nagar, Malout, Distt. Sri Muktsar Sahib.

...Appellant

Versus

Public Information Officer
O/O Executive Engineer,
Public Health, Malout, Distt. Sri Muktsar Sahib.

First Appellate Authority,
O/O Executive Engineer,
Public Health, Malout, Distt. Sri Muktsar Sahib.

..... Respondents

APPEAL CASE NO.3938 of 2018

Present : None on behalf of both the parties.

ORDER:

Shri Sandeep Kumar Maluja, appellant filed an RTI application dated 24-05-2018 with the PIO seeking certain information. Getting no information from the PIO, the appellant filed a first appeal with the first appellate authority on 10-07-2018. Having no response from the first appellate authority, the appellant filed second appeal with the Commission on 15-11-2018. Accordingly, notice of hearing was issued to the parties for today.

2. Both the parties are absent. However, an e-mail dated 16-01-2019 is received in the Commission office from the Executive Engineer, Water Supply & Sanitation Division, Malout stating therein that the sought for information has been supplied to the appellant on 31-12-2018.

3. A letter dated 07-01-2019 duly signed by the appellant, Shri Sandeep Kumar Maluja has also been sent through e-mail in which the appellant has stated that he has received the information and has requested the court to close the case.

4. As the information stands supplied, the case is **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-01-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner