**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

Ph no- 0172-2864117, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)

E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Bhupinder Singh Chahal

House No. 21539, Street No. 6/2-A, Power House Road

Bathinda

Complainant

Versus

**Public Information Officer,**

O/o Principal Government Sr. Secondary

School, Kotshamir,

Bathinda

.

..Respondent

**Complaint Case No. 1318 of 2017**

Present: (i) Sh. Bhupinder Singh Chahl the complainant

(ii) For the respondent: Sh. Sanjiwan Kumar, PIO

**ORDER**

1. The RTI application is dated 12.07.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 21.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission
3. Respondent files his reply that the information demanded by the complainant is third party information. He has also submitted the consent of the concerned party mentioning therein that his information should not be disclosed to any person. Copy of the same is handed over to the complainant.

4. Moreover this is the complainant case and the complainant may take note that there is a 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).

**Complaint Case No. 1318 of 2017**

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. In view of the foregoing, no cause of action is left. The complaint filed by the complainant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Smt. Bhupinder Kaur, S/o Sh. Arvinder Singh

E4/171, Guru Hargobind Market

Partap Bazar, Chheharta

Amritsar

Complainant

Versus

**Public Information Officer,**

O/o DPI(S), Vidya Bhawan,

Block E, Phase VIII, 5th Floor,

SAS Nagar

.

..Respondent

**Complaint Case No. 1304 of 2017**

Present : Sh. Avtar Singh on behalf of the complainant without authority letter

None is present on behalf of the respondent

**ORDER**

The RTI application is dated 14.09.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 20.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. Sh. Avtar Singh, representative of the complainant stated that no response whatsoever has been received from the respondents till date. No one has put in appearance on behalf of the respondents nor has any communication been received from them. In the interest of justice, Respondent PIO is afforded one more opportunity to provide the complainant point-wise complete specific information, duly attested, free of cost, by registered post, in accordance with his RTI application and present a photocopy of the relevant postal receipt along with a copy of the information provided, before the Commission on the next date fixed, for its perusal and records. Respondents to note that in case no one comes present on their behalf on the next date fixed, punitive provisions of the RTI Act, 2005 may be invoked against the erring officer(s).

4. To come up on **13.02.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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Sh. Hakam Singh, S/o Shri Darshan Singh

R/o BPO Madhir, The Gidderbajha

Distt. Sri Mukatsar Sahib

Complainant

Versus

**Public Information Officer,**

O/o Director State Council of Education Research and Training

(SCERT), Mohali

.

..Respondent

**Complaint Case No. 1299 of 2017**

Present : Sh. Hakam singh the complainant

For the respondent : Smt. Suman, APIO

**ORDER**

The RTI application is dated 28.09.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 20.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. Respondent states that the information demanded by the Complainant is available on website. She further states that she has personally brought remaining information today in the Commission, which is handed over to the complainant. The complainant has gone through the same and is satisfied.

4. In view of the foregoing, no cause of action is left. The complaint filed by the complainant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties. Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Baljit Singh, S/o Shri Nirmal Singh

VPO Sathiala, Tehsil Baba Balkala,

Distt. Amritsar

Complainant

Versus

**Public Information Officer,**

O/o Divisional Conservator of soils,

Amritsar

**First Appellate Authority**

O/o Chief Conservator of soils

Punjab, Chandigarh

.

..Respondent

**Complaint case No. 1285 of 2017**

Present : (i) Sh. Baljit Singh the complainant

(ii) For the respondent : Sh. Jivit Kumar, Steno typist on behalf of the First Appellate Authority and Smt. Balwinder Kaur, Sr. Assistant on behalf of the respondent-PIO

**ORDER**

The RTI application is dated 13.07.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 20.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. All the points have been discussed in the Commission today in the presence of the Respondent and Complainant. Today, both the parties mutually agreed that the applicant shall visit the office of respondent on 23.01.2018 at 11.00 AM, inspect the relevant records, identify the documents copies whereof are required by him; and the respondent shall provided copies thereof, according to his RTI application, within a fortnight, in accordance with the relevant provisions of the RTI Act, 2005.

4. To come up on **13.02.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Gurinder Kumar Mangla, Advocate

Chamber No. 24, Judicial Court Complex

Budhlada, Distt. Mansa

Complainant

Versus

**Public Information Officer,**

O/o Divisional Engineer Lining Division No. 2

Punjab Water Resources Management & Development Corporation

Near Zila Parishad Building, Mansa

.

..Respondent

**Complaint Case No. 1284 of 2017**

Present : (i) None is present on behalf of the complainant

(ii) For the respondent : Sh. Jashanpreet Singh, Junior Engineer

**ORDER**

The RTI application is dated 11.10.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 20.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. The complainant is absent to today.

4. Respondent states that the information has already been sent to the Complainant. He further states that he has also brought another copy of information today in the Commission, which is taken on record.

5. The complainant is absent today, therefore, one more opportunity is given to the complainant to appear before the Commission.

6. To come up on **13.02.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Rakesh Kumar, S/o Shri Chotu Ram

R/o Village Nurpur Khurd

PO Jatauli Tehsil Sri Anandpur Sahib

Distt. Roopnagar - 140117

Complainant

Versus

**Public Information Officer,**

O/o Divisional Forest Officer,

Roopnagar

.

..Respondent

**Complaint Case No. 1279 of 2017**

Present : (i) Sh. Rakesh Kumar the complainant

(ii) For the respondent : Sh. Gurbachan Singh, Steno

**ORDER**

The RTI application is dated 05.08.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 14.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. Respondent states that the information has already been sent to the Complainant. Complainant states that he has not received any information so far. Respondent further states that he has also brought another copy of information today in the Commission, which is handed over to the complainant. The complainant has gone through the same and states that he is satisfied with the information provided.

4. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties. Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Sukhdev Singhm S/o S. Pritam Singh

R/o Basti Malsia Wali, Ward No. 2

Tehsil Zira, Distt. Ferozepur

, Complainant

Versus

**Public Information Officer,**

O/o Labour Commissioner, Punjab

SCO 47-48, Sector 17E,

Chandigarh

**Public Information Officer,**

O/o Assistant Labour Commissioner,

Room No. 214, Zila Prabandhak Complex,

Ferozepur .

..Respondent

**Complaint Case No. 1277 of 2017**

**alongwith**

**Complaint Case No. 1293 of 2017**

Present : (i) Sh. Manmohan Upneja, Advocate on behalf of the complainant

(ii) For the respondent : Sh. Sukhwinder Singh, Clerk, Sh. Baljeet Singh, Clerk, Sh. Rajbir Singh, LEO-2

**ORDER**

The RTI application is dated 13.07.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 20.11.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. A perusal of the above-said complaint cases showed that the complainant is seeking information from Labour Commissioner, Ferozepur. As in both the complaints, the Complainant and the PIO is the same and the complainant has demanded the same information, so both these has been clubbed together.

4. The complainant has authorized Sh. Manmohan Upneja to appear on his behalf. He states that the complainant has received information only on point no. 7 of RTI of the file.

5. Respondent Sh. Sukhwinder Singh Clerk states that the remaining information is lying with the Labour Commissioner, Ferozepur.

***Complaint Case No. 1277 of 2017***

***alongwith***

***Complaint Case No. 1293 of 2017***

6. Sh. Rajbir Singh from Ferozepur office states that the information demanded by the complainant is pending with Tribunal Court. Respondent is directed to file his submission on affidavit on the next date of hearing. He is also directed to bring complete information in the Commission office on the next date of hearing.

7. ***Public Information Officer, O/o Assistant Labour Commissioner, Room No. 214, Zila Prabandhak Complex, Ferozepur is directed to come present on the next date of hearing.***

8. To come up on 21.02.2018 at 11.00 AM. Copy of the order be sent to the parties **through registered post.**

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Gobind Lal, s/o Sarup Lal,

VPO Mand Distt. Jalandhar

Appellant

Versus

**Public Information Officer,**

O/o Director SCERT, Punjab

Mohali

**First Appellate Authority**

O/o Principal Secretary,

School Education Department,

Punjab Civil Sectt-2,

Chandigarh .

..Respondent

**Appeal Case No. 3327 of 2017**

Present : (i) None is present on behalf of the appellant

(ii) For the respondent : Sh. Roop Lal, Sr. Assistant and Smt. Suman, Sr. Assistant

**ORDER**

The RTI application is dated 10.07.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 20.11.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. The appellant is absent today. Respondent files their reply which is as under:

ftPk nzfes e/; ;pzXh p/Bsh j? fe gqkoEh tZb' N?N 2016 I' fe ;szpo B{z ezveN eotkfJnk frnk ;h, d/ ;ko/ T[whdtko d/ o'b Bz s/ gk; j'J/ T[whdtkoK d/ I' t/ot/ wzr/ jB, T[j Eov gkoNh ;{uBk d/ dkfJo/ ftu nkT[D ekoB ;pzXs gqkoEh B{z T[gbpX BjhA eotkJ/ ik ;ed/. I' t/ot/ wzr/ rJ/ jB T[j t/ot/ t?Zp;kfJN (ssa.com.org) s/ jB ih . T; s'A *T*[gbpX eo bJ/ ikD ih .

4. Copy of the reply as submitted by the respondent be sent to the appellant alongwith the orders. The appellant is absent today, therefore, one more opportunity is given to the appellant to appear before the Commission and state his case, otherwise appropriate orders will be taken.

**Appeal Case No. 3327 of 2017**

5. To come up on **13.02.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Manjeet singh, S/o Mohan Singh

Village Langiana Purana,

Tehsil Bagha Purana, Distt. Moga - 142038

Appellant

Versus

**Public Information Officer,**

O/o DPI(SE),

Mohali

**First Appellate Authority**

O/o DPI(SE),

Mohali

.

..Respondent

**Appeal Case No. 3332 of 2017**

Present : (i) Sh. Manjeet Singh the appellant

(ii) for the respondent : Sh.Rajiv Kumar, Clerk

**ORDER**

The RTI application is dated 09.05.2016 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 20.11.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 17.01.2018 in the Commission

3. Respondent states that the information demanded by the appellant is available on website. The appellant states that he is not satisfied with the information provided.

4. A perusal of the RTI application of the appellant clears that the information demanded by the appellant is very voluminous. Therefore, he is directed to visit the office of the respondent on 01.02.2018 at 2.00 PM , inspect the record and obtain the information. The appellant may take note that the information, which is available on website cannot be provided to him. Respondent is directed to provide the remaining information to the appellant, after inspection of record.

5. To come up on **12.02.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Ashok Kumar,

Nabhewal, Advocate, # 91,

Sector-45-A, Chd. Complainant

Versus

**Public Information Officer,**

O/o Executive Officer,

Municipal Corporation,

Kapurthala.

**First Appellate Authority**

O/o Directorate, Local Government,

Punjab, Chandigarh

.

..Respondent

**Complaint Case No. 1078 of 2017**

Present : (i) None is present on behalf of the complainant

(ii) For the respondent : Sh. Gulshan Mehta, Advocate, Sh. Avtar Singh, JA

**ORDER**

This order may be read with reference to the previous order dated 12.12.2017

2. Sh. Gulshan Mehta, Advocate, Sh. Avtar Singh, JA appeared on the behalf of the Respondent and state that the required information has already been supplied to the Complainant .They have submitted a photocopy of the letter showing acknowledgment by the Complainant , the same has been taken on record

3. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Rajinder Singh, S/o Sh Balwinder Singh,

Village Achariki, Abohar,

Distt Fazilka. Complainant

Versus

**Public Information Officer,**

O/o Director Primary Instructions (S),

Punjab, Chandigarh. .

..Respondent

**Complaint Case No. 1208 of 2017**

Present : Advocate Smt. Kanishka Goyal on behalf of the complainant

For the respondent : Sh. Rajiv Kumar, Clerk

**ORDER**

This order may be read with reference to the previous order dated 13.12.2017.

2. Smt. Kanishka Goyal is appearing on behalf of the complainant. She states that no information has been given to the complainant so far.

3. After hearing the respondent and gone through the case file thoroughly, it is clear that the information demanded by the complainant is very voluminous information. Therefore, the complainant is directed to visit the office of respondent on 01.02.2018 at 2:00 PM, inspect the relevant records, identify the documents copies whereof are required by him; and the respondent shall provided copies thereof, according to his RTI application with the relevant provisions of the RTI Act, 2005.

4. To come up on **12.02.2018 at 11.00 AM**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

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E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Gurdev Singh, S/o Sh Gaga Singh,

Village Kothe Sapoora Singh Wala,

P.O Mehma Sawai, Distt Bathinda. Appellant

Versus

**Public Information Officer,**

O/o Principal Sr. Sc. School,

Baluana, Distt Bathinda.

**First Appellate Authority**

O/o District Education Officer (S),

Bathinda .

..Respondent

**Appeal Case No. 3103 of 2017**

Present : None for the parties.

**ORDER**

This order may be read with reference to the previous order dated 13.12.2017.

2. An email has been received from the respondent mentioning therein that required information has already been supplied to the appellant. He has also attached a photocopy of the letter showing acknowledgment by the appellant, the same has been taken on record.

3. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

Ph no- 0172-2864117, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)

E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Manjit Singh, S/o Sh Bachan Singh,

R/o Village Dhaba, Near Nirmal Palace,

Ludhiana Appellant.

Versus

**Public Information Officer,**

O/o Tehsildar Central(South),

Near G.N.E College, Gill Road,

Ludhiana..

**First Appellate Authority**

O/o Tehsildar Central(South),

Near G.N.E College, Gill Road,

Ludhiana . ...Respondent

**Appeal Case No. 1352 of 2017**

Present : (i) Sh. Manjit Singh the appellant

(ii) For the respondent : Sh. Kanwar Narinder Singh, Tehsildar, Ludhiana and Sh. Gurman Singh, Patwari

**ORDER**

This order may be read with reference to the previous order dated 14.12.2017

2. Respondent states that he has brought original record today in the Commission, the appellant may go through the same. The appellant went through the same and obtained the information. The respondent has also given in writing that some record has been damaged. Copy of the same is handed over to the appellant

3. Respondent has paid an amount of compensation awarded money of Rs. 3500/- to the appellant in cash today in the Commission.

4. Since, the order of the Commission has been complied with, no further action is required. The appeal filed by the appellant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Red Cross Building, Sector-16, Chandigarh**

Ph no- 0172-2864117, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)

E-mail Id- [psic27@punjabmal.gov.in](mailto:psic27@punjabmal.gov.in).

Sh. Rajesh Dhawan Surja Ram,

Market, Tehsil Malout,

Distt Shri Mukatsar Sahib. Appellant.

Versus

**Public Information Officer,**

O/o District Education Officer (S),

Shri Mukatsar Sahib.

**First Appellate Authority**

O/o District Education Officer (S),

Shri Mukatsar Sahib . ...Respondent

**Appeal Case No. 2153 of 2017**

Present : Sh. Peerdhan on behalf of the appellant

For the respondent : Sh. Sandeep Kumar, Junior Assistant

**ORDER**

This order may be read with reference to the previous order dated 02.01.2018

2. Sh. Peerdhan is appearing on behalf of the appellant.

3. Sh. Sandeep Kumar, JA is appearing on behalf of the respondent and files a reply mentioning therein that the information is not available in their office record. Copy of the same is handed over to the representative of the appellant.

4. In view of the foregoing, no cause of action is left. The complaint filed by the complainant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 17.01.2018 State Information Commissioner**