

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864115, Email: - psic25@punjabmail.gov.in

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Smt Inderjit Kaur
W/o Sh Gurinder Pal,
Village Chak Gujjra, PO Bassi Ballo,
Tehsil & Distt- Hoshiarpur (144208)

....Complainant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
Hoshiarpur.

....Respondent

CC No. 205 of 2022

PRESENT: None on behalf of the Complainant.
ASI Rajinder Singh on behalf of the Respondents (94174 78832)

ORDER:

The RTI application is dated 03.12.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 13.04.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 17.06.2022.

2. The Complainant is absent without any intimation.
3. The Respondent appears in person and states that information sought by the complainant is under the consideration therefore cannot be provided to her and the same has been conveyed to her vide letter dated 12.01.2022. Copy of the same retained in case file.
4. 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. 205 OF 2022

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.

6. 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.

7. 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.

8. 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 9 (3) of the RTI Act, 2005.

9. 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
17.06.2022**

**Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab**

Copy to intimation and necessary action along with RTI application dated 03.12.2021.

**First Appellate Authority,
O/o Deputy Inspector General of Police,
Jalandhar Range,
Jalandhar.**

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Smt. Rama,
W/o Sh Rajinder Parshad,
Kashmiri Mohalla, Street No 8,
Haryana, Distt- Hoshiarpur.

....Appellant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
Hoshiarpur.

....Respondent

CC No. 210 of 2022

PRESENT: Smt. Rama, Complainant along with her Husband.
ASI Rajinder Singh on behalf of the Respondents (94174 78832)

ORDER:

The RTI application is dated 05.10.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 19.04.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 17.06.2022.

2. The Complainant appears in person along with her Husband Shri Rajinder Parsad and states that no information has been provided to him by the respondents till date.

3. The Respondent appears in person and states that an investigation is pending in the information sought by the complainant therefore cannot be provided to her under section 8 (1) (h) of the RTI Act, 2005 and the same has been conveyed to her vide letter dated 02.05.2022. Copy of the same retained in case file.

4. 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. 210 OF 2022

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.

6. 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.

7. 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.

8. 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 9 (3) of the RTI Act, 2005.

9. 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
17.06.2022**

**Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab**

Copy to intimation and necessary action along with RTI application dated 05.10.2021.

**First Appellate Authority,
O/o Deputy Inspector General of Police,
Jalandhar Range,
Jalandhar.**

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Shri Ankur Sharma S/o Sh Ashok Kumar, (75330 60004)
Sukhmani Tower, Balongi,
Near Jolly Medical, Balongi,
Tehsil & Distt S.A.S Nagar (Mohali)

....Appellant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
S.A.S Nagar (Mohali).

First Appellate Authority
O/o Senior Superintendent of Police,
S.A.S Nagar (Mohali).

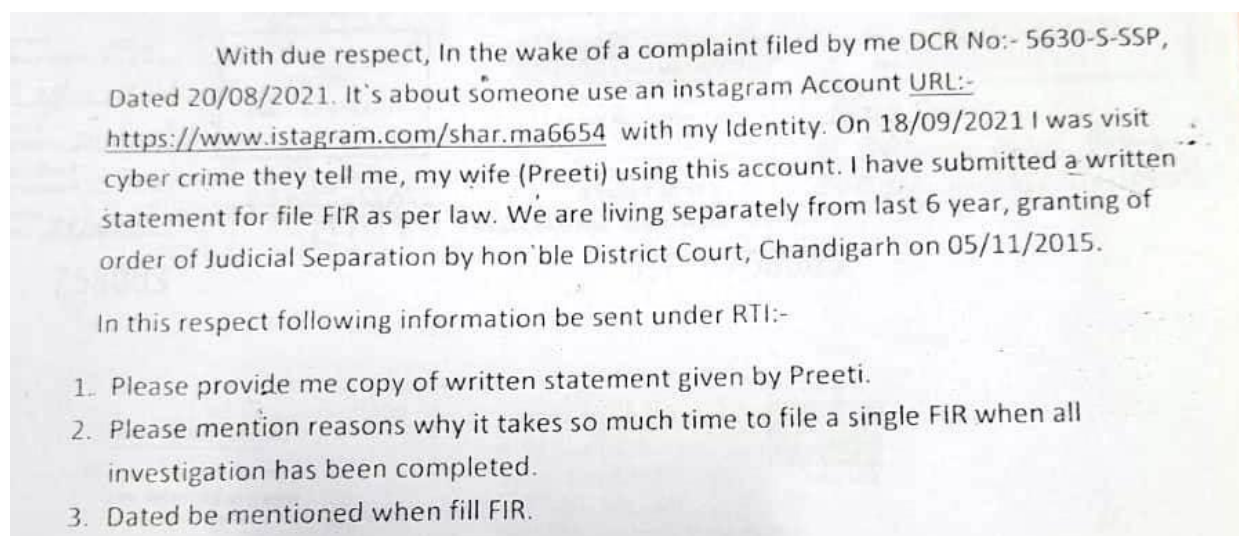
....Respondents

AC No. 1800 of 2022

PRESENT: Shri Ankur Sharma, Appellant.
HC (Ms.) Rajwinder Kaur on behalf of the Respondents (82830 60022)

ORDER:

The RTI application is dated 29.10.2021 vide which the Appellant has sought information from the PIO O/o Senior Superintendent of Police, S.A.S Nagar (Mohali). on the following points in his RTI application: -



2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 16.12.2021, the Appellant filed Second Appeal in the Commission on 12.04.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022. Cont...Pg2

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-02-

APPEAL CASE NO. 1800 OF 2022

3. The case has been heard today. The Appellant appears in person states that no information has been provided to him whereas the Respondent appears in person and files her reply as under: -

ਵਿਸ਼ਾ: ਅਪੀਲ ਕੇਸ ਨੰਬਰ 1800 ਆਫ 2022 ਵਲੋਂ ਸ਼੍ਰੀ ਅੰਕੁਰ ਸ਼ਰਮਾ ਪੁੱਤਰ ਅਸੋਕ ਸ਼ਰਮਾ ਵਾਸੀ ਸੁਖਮਨੀ ਟਾਵਰ ਬਲੋਗੀ, ਨੇੜੇ ਜੋਲੀ ਮੈਡੀਕਲ, ਜਿਲਾ ਐਸ.ਏ.ਐਸ ਨਗਰ।

ਵਿਸ਼ਾ ਅੰਕਿਤ ਮਾਮਲੇ ਸਬੰਧੀ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਵਿੱਚ ਅਪੀਲ ਕਰਤਾ ਵਲੋਂ ਆਰ.ਟੀ.ਆਈ ਐਕਟ ਦੇ ਤਹਿਤ ਜਿਸ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਸੀ। ਉਸ ਸਬੰਧੀ ਜਵਾਬ ਇੰਚਾਰਜ ਕੰਪਲੈਟ ਸ਼ਾਖਾ, ਜਿਲਾ ਐਸ.ਏ.ਐਸ ਨਗਰ ਪਾਸੇ ਹਾਸਲ ਕੀਤਾ ਗਿਆ ਹੈ। ਜਿਨ੍ਹਾਂ ਦੀ ਰਿਪੋਰਟ ਮੁਤਾਬਿਕ ਦਰਖਾਸਤ ਨੰ 5630/ਐਸ/ਐਸ.ਐਸ.ਪੀ ਮਿਤੀ 20-08-2021 ਇਸ ਵਕਤ ਪੜਤਾਲ ਅਧੀਨ ਹੈ। ਇਸ ਸਬੰਧੀ ਪ੍ਰਾਰਥੀ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ 928/ਜੀ/ਆਰ.ਟੀ.ਆਈ ਮਿਤੀ 05-01-2022 ਰਾਹੀਂ ਬਾਣਾ ਬਲੋਗੀ ਪ੍ਰਾਰਥੀ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਜਾ ਚੁੱਕਾ ਹੈ ਜੀ। ਭੇਜੇ ਹੋਏ ਪੱਤਰ ਦੀ ਕਾਪੀ ਇਸ ਪੱਤਰ ਨਾਲ ਲਫ ਕਰਕੇ ਆਪ ਜੀ ਦੀ ਸੇਵਾ ਵਿੱਚ ਭੇਜੀ ਜਾ ਰਹੀ ਹੈ ਜੀ।

4. As the enquiry is not completed till date, the case is **closed and disposed off** with the directions to the PIO that whenever the enquiry is completed, report of the same should be given to the Appellant within 15 days from the date of the completion of the enquiry positively, under intimation to the Commission.

5. The Appellant is at liberty to approach the Commission if the PIO will not comply with the above mentioned order passed by the Commission today.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Sh Pawan Kumar Verma, (98886 15433)

S/o Late Sh Baldev Raj,

#347-A, Surya Enclave,

Near Ekta Nagar Railway Crossing,

Jalandhar-144009

....Appellant

Versus

Public Information Officer,

O/o Senior Superintendent of Police,

Vigilance Bureau, Jalandhar.

First Appellate Authority

O/o Chief Director, Vigilance Bureau, Punjab,

Vigilance Bhawan, Sector-68,

S.A.S. Nagar (Mohali)

....Respondents

AC No. 1820 of 2022

PRESENT: None on behalf of the Appellant.

Inspector Mandeep Singh Sekhon (78889 20917) O/o SSP, Vigilance Bureau, Jalandhar along with Inspector (Ms.) Amandeep Kaur (80549 40526) on behalf of the FAA.

ORDER:

The RTI application is dated 20.01.2022 vide which the Appellant has sought information from the PIO O/o Senior Superintendent of Police, Vigilance Bureau, Jalandhar on the following points in his RTI application: -

5.	ਪ੍ਰਾਪਤ ਕੀਤੀ ਜਾਣ ਵਾਲੀ ਸੂਚਨਾ ਦਾ ਵੇਰਵਾ	FC NO. 52/07 ਜਲੰਧਰ ਵਿਰੁੱਧ ਨਰੇਸ਼ ਕੁਮਾਰ ਪੁੱਤਰ ਰਾਮ ਸਰਨ, ਰੀਡਰ ਟ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਜਲੰਧਰ-2
6.	(ਓ) ਸੂਚਨਾ ਦਾ ਵਿਸ਼ਾ	ਉਪਰੋਕਤ ਅਨੁਸਾਰ
7.	(ਅ) ਸਮਾਂ ਜਿਸ ਨਾਲ ਇਹ ਸੂਚਨਾ ਸਬੰਧ ਰੱਖਦੀ ਹੈ।	ਮਈ 2007
8.	(ਦ) ਲੋੜੀਂਦੀ ਸੂਚਨਾ ਦਾ ਵੇਰਵਾ	(1) FC NO. 52/07 ਜਲੰਧਰ ਵਿਰੁੱਧ ਨਰੇਸ਼ ਕੁਮਾਰ ਪੁੱਤਰ ਰਾਮ ਸਰਨ, ਰੀਡਰ ਟ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਜਲੰਧਰ-2 ਸਬੰਧੀ ਪ੍ਰਾਪਤ ਹੋਈ ਦਰਖਾਸਤ/ਸਿਕਾਇਤ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦੇਣ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ। (2) ਉਪ ਕਪਤਾਨ ਵਿਜੀਲੈਂਸ ਬਿਊਰੋ, ਜਲੰਧਰ ਜੀ ਵਲੋਂ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਜਲੰਧਰ-2 ਜਾਰੀ ਕੀਤੇ ਗਏ ਪੱਤਰ ਨੰ: 691/ਡੀ.ਐਸ.ਪੀ./ਵਬ/ਜੇ. ਮਿਤੀ 09.05.2007 ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦੇਣ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ। (3) ਉਪ ਕਪਤਾਨ ਵਿਜੀਲੈਂਸ ਬਿਊਰੋ, ਜਲੰਧਰ ਜੀ ਵਲੋਂ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਜਲੰਧਰ ਜੀ ਨੂੰ ਜਾਰੀ ਕੀਤੇ ਗਏ ਪੱਤਰ ਨੰ: 736/ਡੀ.ਐਸ.ਪੀ./ਵਬ/ਜੇ. ਮਿਤੀ 15.05.2007 ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦੇਣ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ। (4) ਉਪਰੋਕਤ ਪੱਤਰਾਂ ਨੂੰ ਡਿਸਪੈਚ ਕਰਨ ਸਬੰਧੀ ਡਿਸਪੈਚ ਰਜਿਸਟਰ ਦੀ ਉਨ੍ਹਾਂ ਸਫ਼ਿਆਂ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ ਜੀ। (5) ਇਹਨਾਂ ਪੱਤਰਾਂ ਨੂੰ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਜਲੰਧਰ/ਤਹਿਸੀਲਦਾਰ ਜਲੰਧਰ-2 ਦੇ ਕਿਸ ਕਰਮਚਾਰੀ ਵਲੋਂ ਪ੍ਰਾਪਤ ਕੀਤਾ ਗਿਆ ਉਸਦੀ ਪ੍ਰਾਪਤ ਸਬੰਧੀ ਚਲਾਨ ਫਾਰਮ ਜਾਂ ਡਾਕ ਬਰੀ ਦੇ ਉਸ ਪੰਨੇ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦੇਣ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ। (6) ਇਸ ਸਬੰਧੀ ਦਫ਼ਤਰ ਦਫ਼ਤਰ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਜਲੰਧਰ/ਤਹਿਸੀਲਦਾਰ ਜਲੰਧਰ-2 ਵਲੋਂ ਜੇ ਵੀ ਕਾਰਵਾਈ ਹੋਵੇ ਆਪ ਜੀ ਦੇ ਦਫ਼ਤਰ ਨਾਲ ਪੱਤਰ ਵਿਹਾਰ ਕੀਤਾ ਗਿਆ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦੇਣ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ। (7) FC NO. 52/07 ਜਲੰਧਰ ਵਿਰੁੱਧ ਨਰੇਸ਼ ਕੁਮਾਰ ਪੁੱਤਰ ਰਾਮ ਸਰਨ, ਰੀਡਰ ਟ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਜਲੰਧਰ-2 ਮਿਸਲ ਤੇ ਆਈ ਨੋਟਿੰਗ ਪੈਰਸਨ ਅਤੇ ਹੋਰ ਪੱਤਰ ਵਿਹਾਰ ਸਮੇਤ ਅੰਤਿਮ ਹੁਕਮਾਂ ਕੰਪਲੀਟ ਫਾਈਲ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ ਜੀ।

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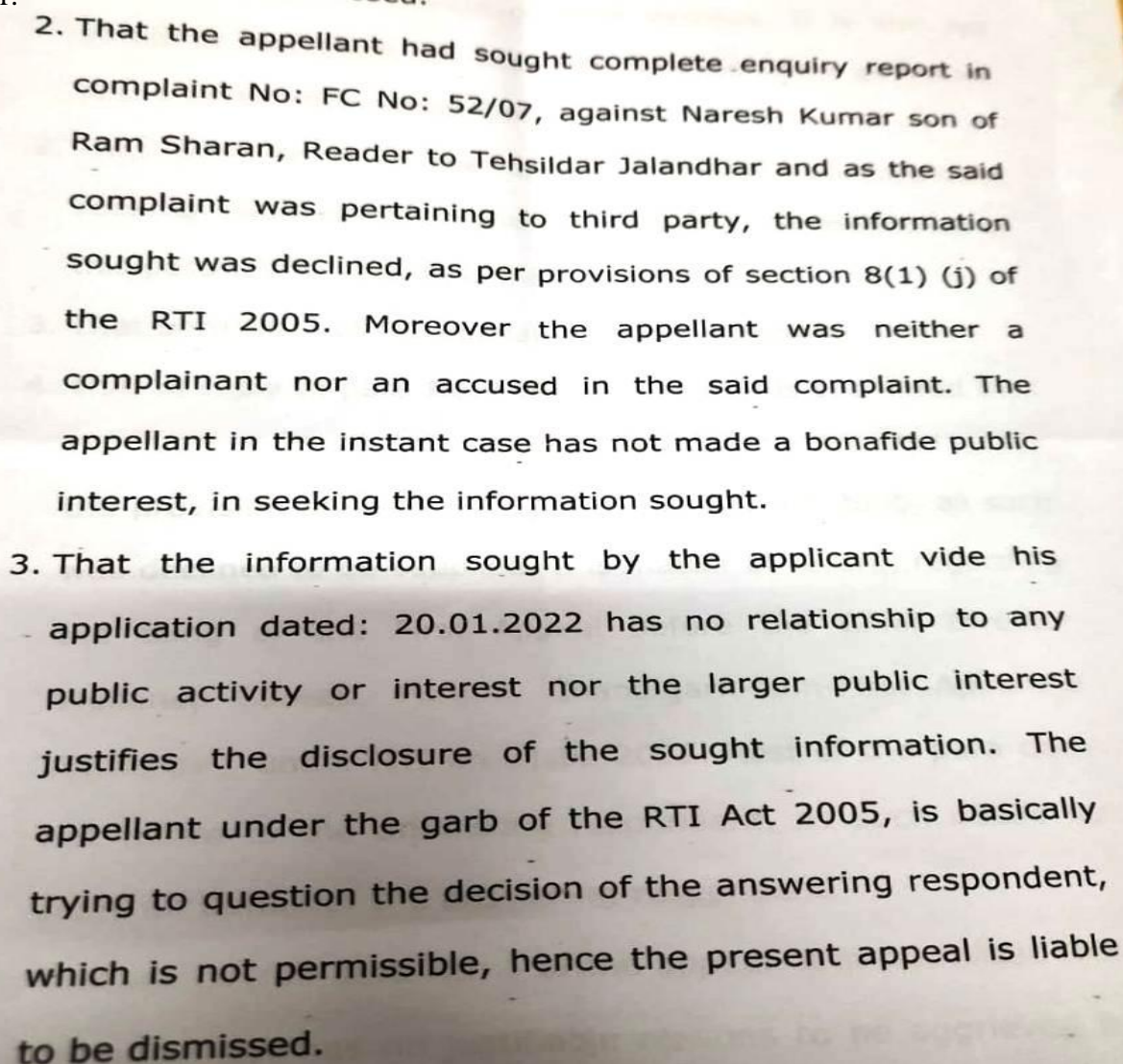


-02-

APPEAL CASE NO. 1820 OF 2022

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 21.02.2022, the Appellant filed Second Appeal in the Commission on 13.04.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The Appellant is absent from today's hearing in the Commission without any intimation. The Respondent appears in person and files his reply as under: -

- 
2. That the appellant had sought complete enquiry report in complaint No: FC No: 52/07, against Naresh Kumar son of Ram Sharan, Reader to Tehsildar Jalandhar and as the said complaint was pertaining to third party, the information sought was declined, as per provisions of section 8(1) (j) of the RTI 2005. Moreover the appellant was neither a complainant nor an accused in the said complaint. The appellant in the instant case has not made a bonafide public interest, in seeking the information sought.
3. That the information sought by the applicant vide his application dated: 20.01.2022 has no relationship to any public activity or interest nor the larger public interest justifies the disclosure of the sought information. The appellant under the garb of the RTI Act 2005, is basically trying to question the decision of the answering respondent, which is not permissible, hence the present appeal is liable to be dismissed.

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-03-

APPEAL CASE NO. 1800 OF 2022

4. From the perusal of reply sent by the respondent, the Bench is convinced that adequate information/reply stands supplied to the appellant and accordingly the appellant was intimated vide letters dated 15.02.2022 and 04.05.2022 by the respondent denying the information under Section 8(1) (j) of the RTI Act, 2005.

5. In view of the above and perusal the case file, I agree with the contention of the respondent that the information sought by the appellant is third party information and has rightly been declined in view of Section 8(1) (j) of the RTI Act, 2005. As such, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**.

Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Sh Paramjit Singh, (99880 03046)

S/o Late Sh Ganga Singh,

Near Ghumana Gate, Near HP Petrol Pump,

Baba Hearo, Sudhar Bazaar, Distt Ludhiana.

....Appellant

Versus

Public Information Officer,

O/o Ajit Newspaper,

Nehru Garden Road, Jalandhar.

First Appellate Authority

O/o Ajit Newspaper,

Nehru Garden Road, Jalandhar.

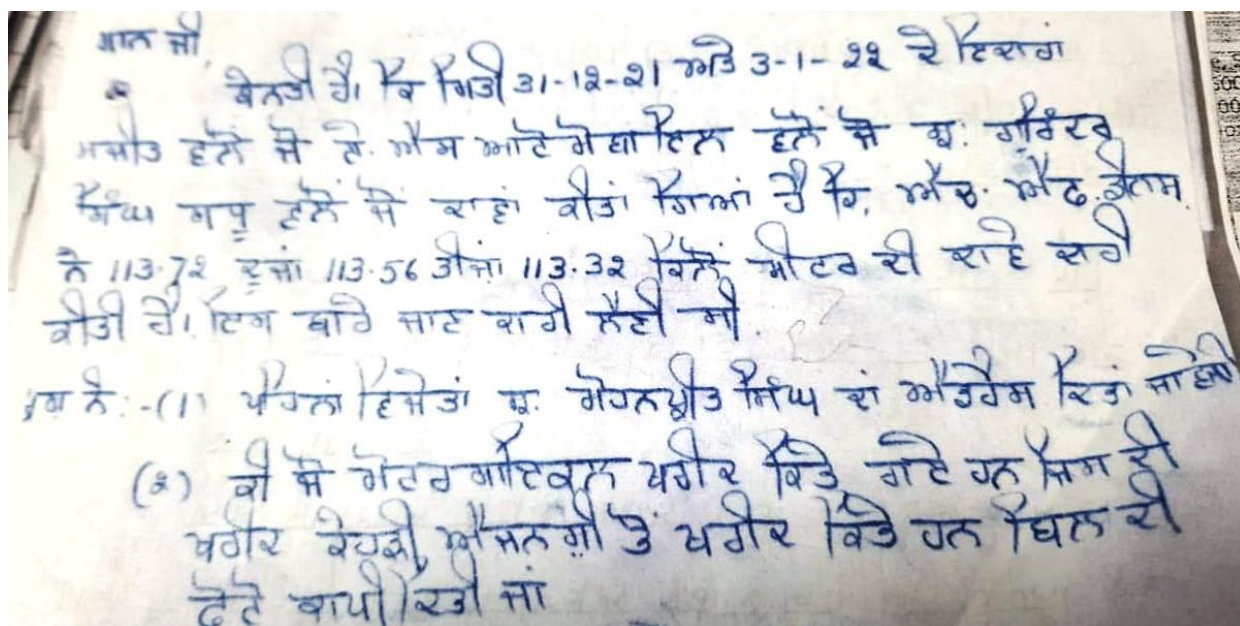
....Respondent

AC No. 1838 of 2022

PRESENT: Shri Paramjit Singh, Appellant.
None on behalf of the Respondents.

ORDER:

The RTI application is dated 03.01.2022 vide which the Appellant has sought information from the PIO O/o Ajit Newspaper, Nehru Garden Road, Jalandhar on the following points in his RTI application: -



PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

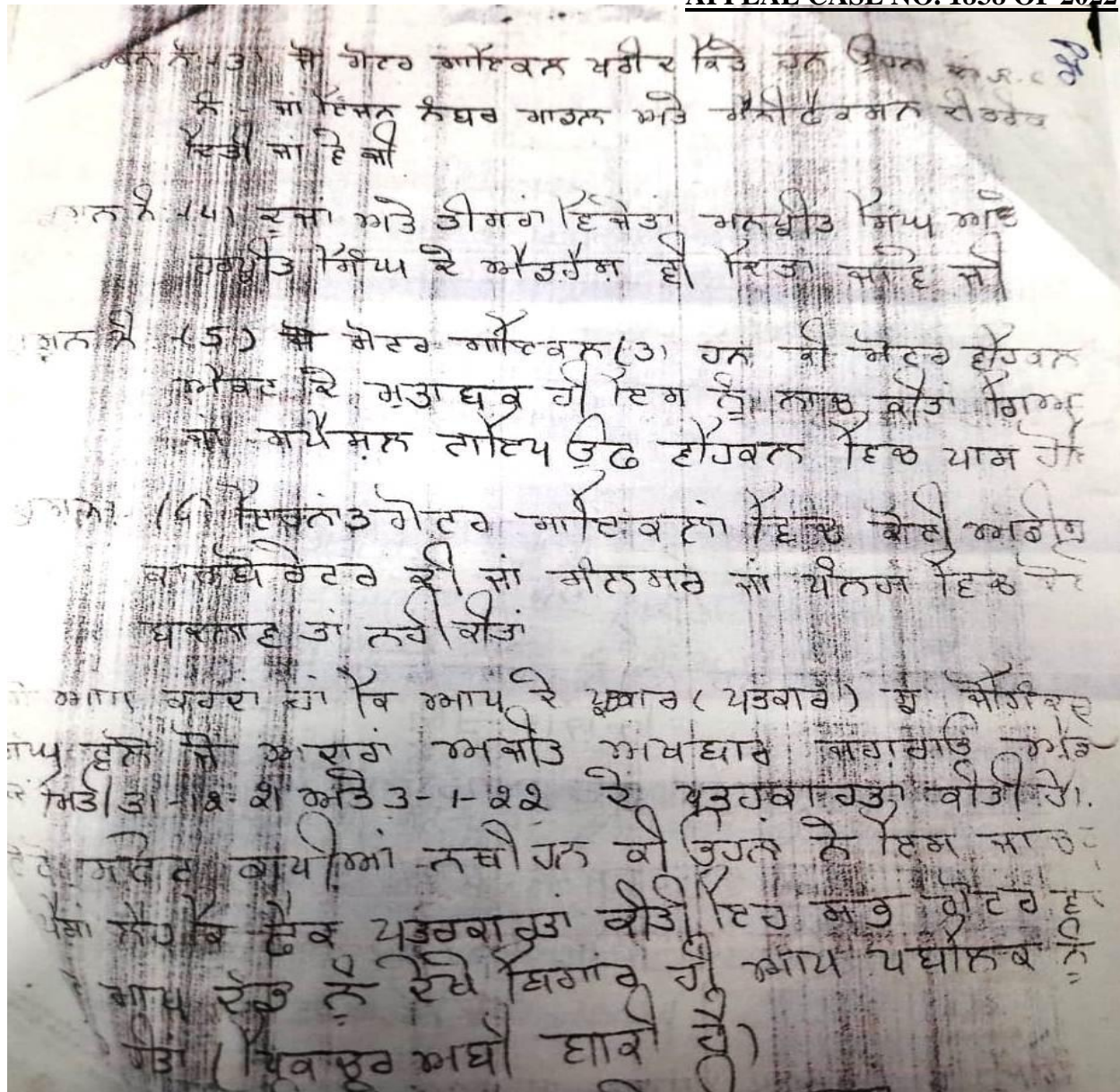
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-02-

APPEAL CASE NO. 1838 OF 2022



2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 18.02.2022, the Appellant filed Second Appeal in the Commission on 13.04.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The Appellant appears in person and states that no information has been provided to him.

Cont...Pg3

PUNJAB STATE INFORMATION COMMISSION

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-03-

APPEAL CASE NO. 1838 OF 2022

4. The Respondent is absent. However, his reply was received in the Commission vide diary no. 10532 dated 19.05.2022, mentioning as under: -

2. That the appellant has got no locus standi and cause of action against our offices.

3. That it is put forth before this hon'ble forum that our newspaper is being run by a private trust and is not covered under the provisions of Right to Information Act, 2005 and is out of the purview of the same. As such, the appeal under consideration, being not maintainable against our newspaper in any manner whatsoever, is liable to be dismissed.

It is, therefore, submitted before this hon'ble forum that the present appeal being non-maintainable and without jurisdiction, is liable to be dismissed being devoid of any merits, substance and legal force.

5. From the perusal of reply sent by the respondent, it is ascertained that the respondent Newspaper is a private institution and is not covered under the definition of public authority under Section 2(h) of the RTI Act, 2005.

The Hon'ble Supreme Court of India in Civil Appeal No. 9017 of 2013, Thalappalam Ser. Coop. Bank. Ltd. and others Vs State of Kerala and others decided on 07.10.2013 laid down the pre-conditions of an institute as public authority that:-

(35. We are, therefore, of the view that the word "controlled" used in Section 2(h)(d)(i) of the Act has to be understood in the context in which it has been used vis-à-vis a body owned or substantially financed by the appropriate government, that is the control of the body is of such a degree which amounts to substantial control over the management and affairs of the body.

6. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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Shri Mehanga Ram, (94635 18137)
S/o Late Sh Rulia Ram, Secy Pb AITUC
169, Om Gali, Ward No 4, Nangal
District Roopnagar.

....Appellant

Versus

Public Information Officer,
O/o Tehsildar, Nangal,
Distt Roopnagar.

First Appellate Authority
O/o SDM, Nangal,
Distt Roopnagar.

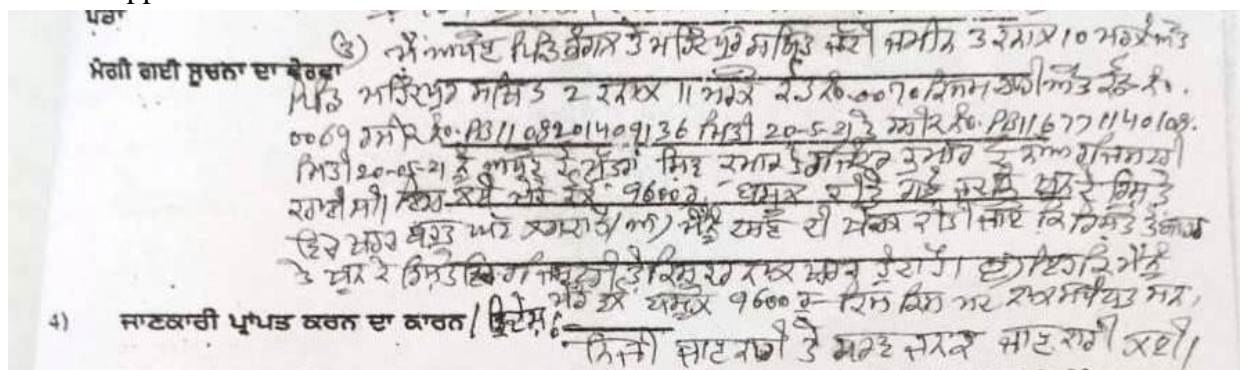
....Respondents

AC No. 1854 of 2022

PRESENT: Shri Mohinder Paul, Representative of the Appellant.
Shri Vikas Sharma, Tehsildar for the Respondents.

ORDER:

The RTI application is dated 06.07.2021 vide which the Appellant has sought information from the PIO O/o Tehsildar, Nangal, District Roopnagar on the following points in his RTI application: -



2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 23.08.2021, the Appellant filed Second Appeal in the Commission on 13.04.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

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-02-

APPEAL CASE NO. 1854 OF 2022

3. The case has been heard today. The Respondent appears in person and states that requisite information has already been supplied to the appellant.

4. The Representative of the Appellant appears in person and states that he wants to withdraw this case.

5. On the verbal request of the representative of the appellant for withdrawal of this appeal, the instant Appeal Case is allowed to be withdrawn as per order 9 of Office Order dated 24.08.2012 of the Commission.

6. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Shri Prem Kumar Rattan, (85095 80002)

House No 78/8, Park Road,

Navi Mandi, Dhuri, Distt Sangrur.

....Appellant

Versus

Public Information Officer,

O/o Chief Director, Vigilance Bureau, Pb

Sector-68, Vigilance Bhawan, Mohali.

First Appellate Authority

O/o Addl Chief Secy,

Home Affairs & Justice, Pb

Pb Civil Secretariat, Chandigarh.

....Respondents

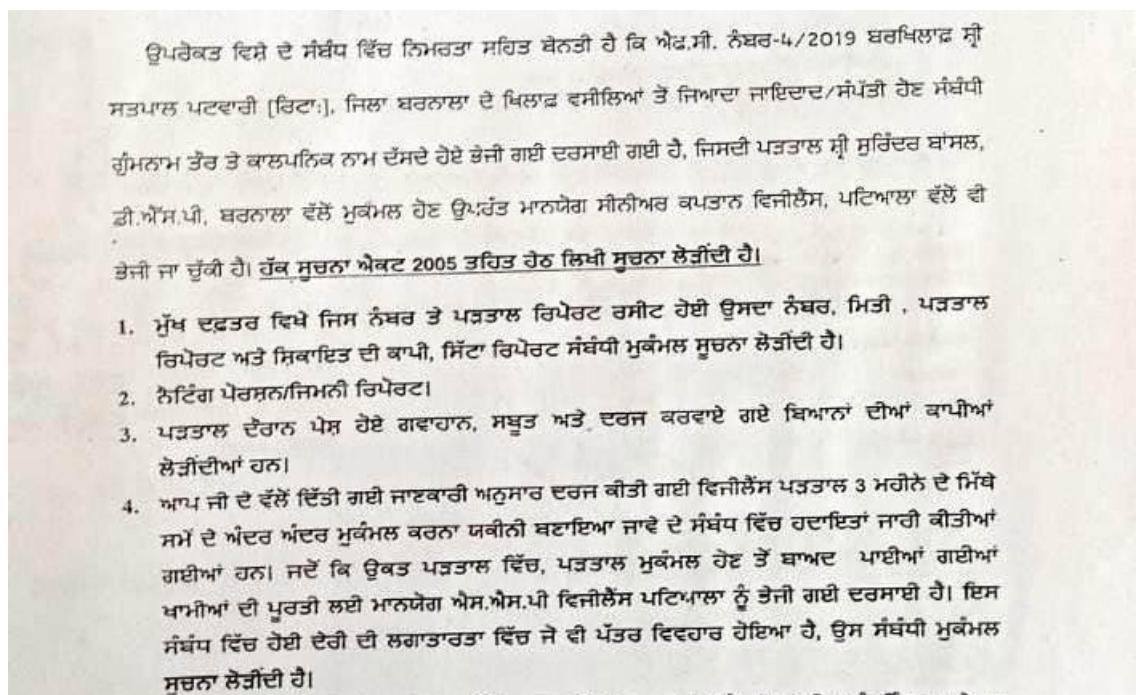
AC No. 1862 of 2022

PRESENT: None on behalf of the Appellant.

Inspector (Ms.) Amandeep Kaur for the Respondents (80549 40526)

ORDER:

The RTI application is dated 24.01.2022 vide which the Appellant has sought information from the PIO O/o Chief Director, Vigilance Bureau, Punjab, Sector – 68, Vigilance Bhawan, Mohali on the following points in his RTI application: -



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-02-

APPEAL CASE NO. 1862 OF 2022

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 23.02.2022, the Appellant filed Second Appeal in the Commission on 18.04.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The Respondent appears in person and states that the requisite information/reply along with Affidavit has already been supplied to the appellant in the Appeal Case No. 237/2022 which was disposed off by this Bench on 09.05.2022. She further files her written reply in this regard.

4. Since the same information has already been provided by the aforesaid PIO in Appeal Case No. 237 of 2022 and I have gone through the RTI applications in AC:237/2022 and AC:1862/2022 and have ascertained that both the RTI applications are same. The Bench observes that no point in continuing with the present case and as such, it is hereby ordered to be **closed and disposed of**. Copy of the orders be sent to the parties.

**Chandigarh
17.06.2022**

**Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab**

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Shri Jasbir Singh, (98882 96107)
R/o Village Bholapur Jhabewal,
P.O. Ramgarh, Chandigarh Road,
District Ludhiana - 141123

....Appellant

Versus

Public Information Officer,
O/o Sub Divisional Magistrate,
Fatehgarh Sahib.

First Appellate Authority
O/o Sub Divisional Magistrate,
Fatehgarh Sahib.

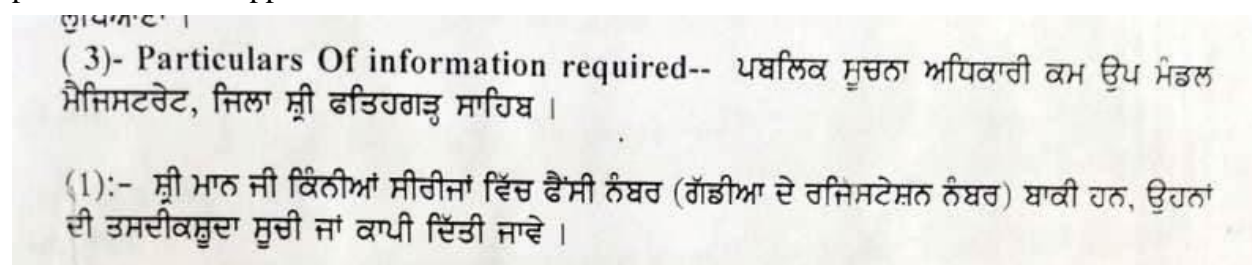
....Respondents

AC No. 1909 of 2022

PRESENT: None for the Parties.

ORDER:

The RTI application is dated 17.01.2022 vide which the Appellant has sought information from the PIO O/o Sub Divisional Magistrate, Fatehgarh Sahib on the following points in his RTI application: -



2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 17.02.2022, the Appellant filed Second Appeal in the Commission on 19.04.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

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-02-

APPEAL CASE NO. 1909 OF 2022

3. The case has been heard today. The Appellant is absent. However he has emailed in the Commission mentioning therein that he is received the information and gives his consent to close the case whereas the PIO is absent.

4. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Sh Harjinder Singh, (95923-03031)

S/o Sh Lakhwinder Singh,

#77, Village Sadhanpura,

Distt Mohali- 140501

....Appellant

Versus

Public Information Officer,

O/o Deputy Commissioner,

S.A.S. Nagar (Mohali).

First Appellate Authority

O/o Deputy Commissioner,

S.A.S. Nagar (Mohali).

....Respondents

AC No. 1932 of 2022

PRESENT: None on behalf of the Appellant.

Shri Gurmeet Singh, Sr. Assistant on behalf of the Respondents.

ORDER:

The RTI application is dated 06.10.2021 vide which the Appellant has sought information from the PIO O/o Deputy Commissioner, S.A.S. Nagar (Mohali) on the following points in his RTI application: -

RTI Request:

PLS PROVIDE ME FOLLOWING INFORMATION

1. TOTAL POSTS OF NOTARY IN SAS NAGAR DISTRICT.
2. TOTAL POSTS OF STEMPVENDORS IN SAS NAGAR DISTRICT.
3. VACANCY OF STEMP VENDER WHICH MAY BE PROPOSED IN COMING PERIODS.
4. VACANCY OF STEMP VENDERS WHICH ARE REQUIRED FOR SUBDIVISION DERABASSI.
5. VACANCY OF STEMP VENDERS WHICH ARE REQUIRED FOR SUB TEHSIL BANUR.

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 13.05.2022, the Appellant filed Second Appeal in the Commission on 02.09.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

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-02-

APPEAL CASE NO. 1932 OF 2022

3. The case has been heard today. The Respondent appears in person and states that available information has already been provided to the appellant vide letter no. 1226/HRC, dated 06.06.2012 mentioning therein as under: -

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਸਬੰਧੀ ਆਪ ਵਲੋਂ ਮੰਗੀ ਗਈ ਲੜੀਵਾਰ ਸੂਚਨਾ ਬਾਰੇ ਲਿਖਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਲੜੀ ਨੰਬਰ 2 ਤੋਂ 5 ਤੱਕ ਸੂਚਨਾ ਐਚ.ਆਰ.ਸੀ. ਸ਼ਾਖਾ ਨਾਲ ਸਬੰਧਤ ਹੈ। ਜਿਸ ਸਬੰਧੀ ਲੜੀ ਨੰਬਰ 2 ਬਾਰੇ ਸੂਚਿਤ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਇਸ ਜਿਲ੍ਹੇ ਵਿੱਚ ਕੁੱਲ 57 ਅਸ਼ਟਮ ਫਰੇਸਾਂ ਦੇ ਲਾਇਸੰਸ ਇਸ ਸਾਲ ਰਿਨਿਊ ਕੀਤੇ ਜਾ ਚੁੱਕੇ ਹਨ। ਲੜੀ ਨੰਬਰ 3,4,5 ਸਬੰਧੀ ਸੂਚਿਤ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਇਸ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਵਿੱਚ ਇਸ ਸਮੇਂ ਕੋਈ ਵੀ ਸੂਚਨਾ ਉਪਲਬਧ ਨਹੀਂ ਹੈ ਜੀ। ਕਿਉਂਕਿ ਅਸ਼ਟਮ ਫਰੇਸਾਂ ਦੀਆਂ ਨਵੀਆਂ ਪੋਸਟਾਂ ਭਰਨ ਸਬੰਧੀ ਫੈਸਲਾ ਪੰਜਾਬ ਸਰਕਾਰ ਪੱਧਰ ਤੇ ਕੀਤਾ ਜਾਣਾ ਹੈ। ਇਹ ਆਪ ਜੀ ਦੀ ਜਾਣਕਾਰੀ ਹਿੱਤ ਪੇਸ਼ ਹੈ।

The copy of the same retained in the case file.

4. The perusal of the file shows that, the Appellant has not come present today; it is presumed that he is satisfied with the response provided by the respondent on 06.06.2022. The Bench on perusal of the reply is convinced that adequate information/reply has been supplied to the appellant.

5. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Advocate Runish Dhiman, (98557 22216)
R/o # 437, Sector 34- A,
Mandi Gobindgarh, District Fatehgarh Sahib – 147301

....Appellant

Versus

Public Information Officer,
O/o Executive Officer,
Municipal Council, Amloh,
District Fatehgarh Sahib.

First Appellate Authority
O/o Deputy Director,
Local Bodies, Punjab.

....Respondents

AC No. 3470 of 2021

PRESENT: None on behalf of the Appellant.
Shri Barjinder Singh, E.O. – cum – PIO (98885 18255)

ORDER:

The RTI application is dated 27.08.2020 vide which the Appellant has sought information from the PIO O/o Executive Officer, Municipal Council, Amloh, District Fatehgarh Sahib on the following points in his RTI application: -

That Bhawanigarh -Nabha-Gobindgarh was declared as scheduled road vide notification No.8/2/2001-4.HG-1/14429 dated 23-12-2004 and in Notification No. 9/10/95-2HG-1/5808, dated 22nd November, 1995 issued by Department of Housing & Urban Development, Punjab (Regarding prescription of building lines or road reservation along scheduled roads and bye-pass) and also it is specified under sub-section (1) of section 143 of the Punjab, Regional and town Planning and Development Act, 1995 that a distance of :

- (a) *Five metres, on either side of the road reservation of that part of a scheduled road, which falls in the area of Municipal Corporation or Class-I municipality and*
- (b) *Ten metres, on either side of the road reservation of that part of a scheduled road, which falls in the area of any other municipality*

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-02-

APPEAL CASE NO. 3470 OF 2021

1. *Please provide information regarding the violation or encroachment or unauthorized construction removed by MC Amloh till today after the passing of above notification regarding road reservation on both side of schedule road i.e Bhawanigarh-nabha-Gobindgarh in municipal limits of Amloh.*
 2. *Please provide information regarding when the MC Amloh recently inspected the scheduled road and also provide the copy of Action plan for removal of encroachment on both side row of scheduled Amloh Road within the jurisdictions of Amloh municipal Committee.*
 3. *Please provide the copies of letters or intimation given to your office by PWD (B & R) department, by PPCB department, by Traffic/Transport department or by forest Department, by Town Planning Department or by any other department regarding the removals of building lines or road reservation or encroachment or unauthorized Constructions on both sides of Scheduled Amloh road in municipal limits of Amloh.*
 4. *As per the notification no. 8/5/5010-4HG1/434 dated 24 02-2011 executive officer of municipal councils have been made competent authority under section 146(2) of Punjab Regional and Town Planning Act 1995 for taking action against the encroachment or violations and unauthorized construction raised along either side of schedule road passing through municipal limits - Please provide copies of action taken under section 146 (1) & (2) of Punjab Regional and Town Planning Act 1995 by the EO Amloh till today. (provide information in Detail)*
2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 19.12.2020, the Appellant filed Second Appeal in the Commission on 02.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties.

PUNJAB STATE INFORMATION COMMISSION

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-03-

APPEAL CASE NO. 3470 OF 2021

3. The case has been heard today. The PIO appears in person and along with the requisite information and files a reply as under: -

ਅਪੀਲ ਕੇਸ ਨੰਬਰ 3470 ਆਫ 2021
ਉਪਰੋਕਤ ਵਿਖੇ ਸਬੰਧੀ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਦੀ ਮੁਢਲੀ ਦਰਖਾਸਤ ਮਿਤੀ 27/8/2020 ਦੀ ਵਿਸਥਾਰ ਸੂਚਨਾ:-

ਮੰਦ ਨੰਬਰ	ਮੰਗੀ ਗਈ ਸੂਚਨਾ	ਜਵਾਬ
1	Please provide information regarding the violation or encroachment or unauthorized construction removed by M C Amloh till today after the passing of above notification regarding road reservation of both side of schedule road i.e. Bhawanigarh-nabha-Gobindgarh	ਨਗਰ ਕੌਂਸਲ ਅਮਲੋਹ ਵਿੱਚ ਉਪਲਬਧ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਸੈਡੀਊਲ ਰੋਡ, ਗੋਬਿੰਦਗੜ੍ਹ-ਅਮਲੋਹ-ਨਾਭਾ-ਭਵਾਨੀਗੜ੍ਹ ਤੋਂ ਕੋਈ ਵੀ ਇਨਕਰੋਚਮੈਂਟ, ਅਣਅਧਿਕਾਰਿਤ ਉਸਾਰੀ ਅਤੇ ਵਾਇਰਲੇਸ਼ਨ ਨਹੀਂ ਵਾਹੀ/ਹਟਾਈ ਗਈ।
2	Please provide information regarding when the M C Amloh recently inspected the scheduled road and also provide the copy of Action plan for removal of encroachment on both side of road of schedule Amloh road within the jurisdiction of Amloh Municipal Committee.	ਉਕਤ ਵਿਖੇ ਸਬੰਧੀ ਨਗਰ ਕੌਂਸਲ ਅਮਲੋਹ ਵਿੱਚ ਉਪਲਬਧ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਇਨਕਰੋਚਮੈਂਟ ਸਬੰਧੀ ਆਪਣੇ ਪੱਧਰ ਤੋਂ 2010 ਵਿੱਚ ਸਰਵੇ ਕੀਤਾ ਗਿਆ ਸੀ ਜਿਸ ਅਧੀਨ 47 ਪ੍ਰਾਪਰਟੀਆਂ ਦੀ ਸ਼ਨਾਖਤ ਕੀਤੀ ਗਈ ਸੀ। ਉਕਤ 47 ਪ੍ਰਾਪਰਟੀਆਂ ਦੀ ਸ਼ਨਾਖਤੀ ਰਿਪੋਰਟ ਨਾਲ ਨੱਥੀ ਹੈ। (ਪੰਨਾ ਨੰਬਰ 1 ਤੋਂ 47)
3	Please provide the copies of letters or intimation given to your office by PWD (B&R) department, by PPCB department, by Traffic/Transport department or by forest Department, by Town Planning Department or by any other department regarding the removals of building lines or road reservation or encroachment or unauthorized constructions on both sides of scheduled Amloh road in municipal limits of Amloh	ਦਫਤਰ ਨਗਰ ਕੌਂਸਲ ਅਮਲੋਹ ਵਿੱਚ ਉਪਲਬਧ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਵਿਖੇ ਸਿਰਫ PWD (B&R) department, ਵਲੋਂ (ਨਾਲ ਨੱਥੀ ਪੰਨਾ ਨੰਬਰ 1 ਤੋਂ 3) ਹਦਾਇਤਾਂ ਪ੍ਰਾਪਤ ਹੋਇਆ ਹੈ ਜਿਸ ਦੇ ਅਧਾਰ ਤੇ ਨਗਰ ਕੌਂਸਲ ਅਮਲੋਹ ਵਲੋਂ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ। ਪਰੰਤੂ PPCB department, Traffic/ Transport department, forest Department, Town Planning Department ਅਤੇ ਕਿਸੇ ਵੀ ਹੋਰ ਮਹਿਕਮੇ ਵਲੋਂ ਕੋਈ ਵੀ ਹਦਾਇਤਾਂ ਦਫਤਰ ਨਗਰ ਕੌਂਸਲ ਅਮਲੋਹ ਦੇ ਰਿਕਾਰਡ ਵਿੱਚ ਉਪਲਬਧ ਨਹੀਂ ਹਨ।
4	As per the notification no 8/5/5010-4hg/434 dated 24-2-2011 executive officer of municipal councils have been made competent authority under section 146(2) of Punjab Regional and town Planning Act 1995 for taking action against the encroachment or violations and unauthorized construction raised along either side of schedule road passing through municipal limits-Please provide copies of action taken under section 146(1) & (2) of Punjab Regional and Town Planning Act 1995 by the EO Amloh till today (Provide information in details)	ਉਕਤ ਨੋਟੀਫਿਕੇਸ਼ਨ ਸਬੰਧੀ ਦਫਤਰ ਨਗਰ ਕੌਂਸਲ ਅਮਲੋਹ ਵਿੱਚ ਉਪਲਬਧ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਵੱਖ ਵੱਖ ਸਮੇਂ ਤੇ ਸੈਡੀਊਲ ਰੋਡ, ਗੋਬਿੰਦਗੜ੍ਹ-ਅਮਲੋਹ-ਨਾਭਾ-ਭਵਾਨੀਗੜ੍ਹ ਦੇ ਦੋਨੋਂ ਸਾਈਡਾਂ ਵਿਖੇ ਇਨਕਰੋਚਮੈਂਟ/ ਵਾਇਰਲੇਸ਼ਨ ਅਤੇ ਅਣਅਧਿਕਾਰਿਤ ਉਸਾਰੀ ਰੋਕਣ ਲਈ 47 ਨੋਟਿਸ ਜਾਰੀ ਕੀਤੇ ਗਏ ਹਨ। ਜਿਨ੍ਹਾਂ ਵਿਚੋਂ 39, 40, 41 ਅਤੇ 42 ਨੰਬਰ ਨੋਟਿਸ ਰਿਕਾਰਡ ਵਿੱਚ ਉਲੰਘਣਾ ਨਹੀਂ ਹਨ। (ਪੰਨਾ ਨੰਬਰ 1 ਤੋਂ 43)

ਨੱਥੀ:- (1.) ਸ਼ਨਾਖਤੀ ਰਿਪੋਰਟ:-ਪੰਨਾ ਨੰਬਰ 1 ਤੋਂ 47 (2.) ਹਦਾਇਤਾਂ:-ਪੰਨਾ ਨੰਬਰ 1 ਤੋਂ 3 (3.) ਨੋਟਿਸ:-ਪੰਨਾ ਨੰਬਰ 1 ਤੋਂ 43

4. The perusal of the file shows that, the Appellant is not present today and he was also absent on the last date of hearing. The PIO has filed a point-wise reply. The Bench on perusal of the reply is convinced that adequate information has been submitted in the Commission. Copy of the same sent to the appellant along with this order.

5. In view of the above, no further cause of action is left. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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Shri Ravinder Pal Singh Chadha, (98142 28629)

R/o # 30, Banda Bahadur Nagar,

Jalandhar.

....Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Jalandhar.

First Appellate Authority

O/o Commissioner,

Municipal Corporation, Jalandhar.

....Respondents

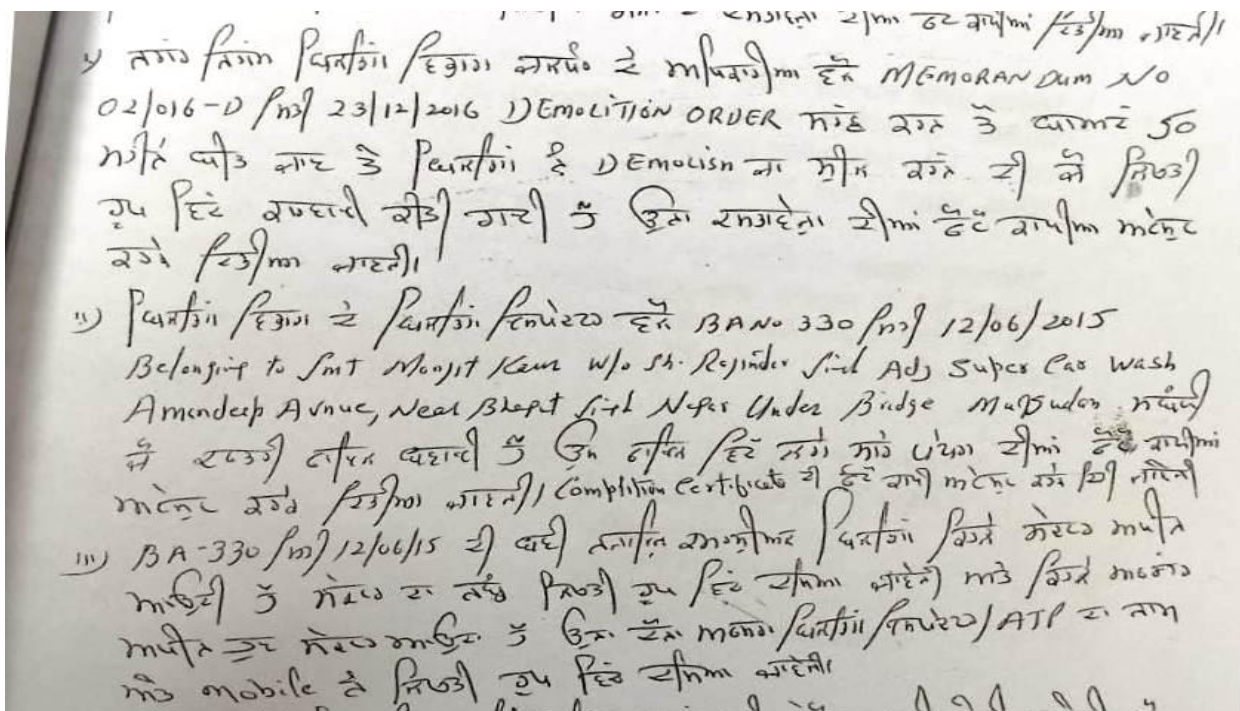
AC No. 3981 of 2021

PRESENT: None on behalf of the Appellant.

Shri Ravinder Kumar, ATP (96469 38746) along with Shri Munish Arora, Building Inspector for the Respondents.

ORDER:

The RTI application is dated 05.04.2021 vide which the Appellant has sought information from the PIO O/o Municipal Corporation, Jalandhar on the following points in his RTI application: -



Cont...Pg2

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-02-

APPEAL CASE NO. 3981 OF 2021

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 13.05.2022, the Appellant filed Second Appeal in the Commission on 02.09.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The PIO appears in person and files an Affidavit mentioning therein: -

(ii) It is further submitted that the information/record has been provided to the petitioner vide No. MTP/96/RTI dated 16.06.2022 (copy attached).

(iii) That it is further submitted that all the information which was available in the record has been supplied. No other more information is available in this office regarding this issue. This delay was neither intentionally nor willfully. Deponent tenders unconditional apology for the delay and undertakes in future all replies shall be submitted will in time without any delay. All order's shall be completed with heart & soul directed or issued by this Hon'ble Court.

The original Affidavit retained in the case file. The Appellant is at liberty to collect the same from the office of undersigned on any working day.

4. The perusal of the file shows that, the Appellant has not come present today; it is presumed that he is satisfied with the response provided by the respondent on 16.06.2022. The Bench on perusal of the Affidavit is convinced that adequate information/reply has been supplied to the appellant. Respondent has filed the reply of show cause notice issued to him. Keeping in view all the facts mentioned in the reply the show cause notice is hereby is dropped.

5. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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....Appellant

Jalandhar.

Municipal Corporation, Jalandhar.

....Respondents

AC No. 3983 of 2021

Shri Ravinder Kumar, ATP (96469 38746) along with Shri Munish Arora, Building Inspector for the Respondents.

ORDER:

information from the PIO O/o Municipal Corporation, Jalandhar on the following points in his

RTI application: -

1) 269(i) ਮਾਮਲੇ ਨੰਬਰ 01/059/ਮਾਮਲਾ 21/05/2018 ਨੂੰ ਮਾਮਲਾ 30/10/18 ਦੀ ਸਿਫਤ ਤੋਂ
ਦੁਆਰਾ ਨੂੰ SEAL ਕਰਨ ਲਈ ਮਾਮਲੇ ਤੋਂ ਸਹਾਇਤਾ ਕੀਤੀ ਜਾਂ ਉਸਦਾ ਮਾਮਲਾ ਦੀ ਹੋਰ ਕਾਪੀ
ਮਾਮਲੇ ਕਰਨ ਲਈ ਜਾਵੇਗੀ।

ii) ATR ਦੀ ਵੱਡੇ ਮਾਮਲੇ ਵਿਸ਼ੇਸ਼ਤਾ ਮਾਮਲੇ ਨੂੰ DEMOLITION ORDER ਨੂੰ ਵੀ ਤਾਂ ਤਾਂ
DEMOLITION ORDER ਦੀ ਹੋਰ ਕਾਪੀ ਮਾਮਲੇ ਕਰਨ ਲਈ ਜਾਵੇਗੀ।

iii) ਵਿਸ਼ੇਸ਼ਤਾ ਵਿਸ਼ੇਸ਼ਤਾ ਵੱਡੇ KANCHAN JOSHI w/o SANDHEEP JOSHI all NEW MOGA TAT
CO TRANSPORT CO ਦੀ ਤੋਂ ਵੱਡੀ ਭਾਰਤ ਕੰਪਨੀ ਤੋਂ ਉਸ ਵਿੱਚ ਨਵੇਂ ਪੇਪਰ ਦੀਆਂ ਵੱਡੇ-
ਕਾਪੀਆਂ ਮਾਮਲੇ ਕਰਨ ਲਈ ਜਾਵੇਗੀ।

iv) ਵਿਸ਼ੇਸ਼ਤਾ ਮਾਮਲੇ ਵੱਡੇ ਵਿਸ਼ੇਸ਼ਤਾ ਵਿਸ਼ੇਸ਼ਤਾ ਤੋਂ ਮੁਖੀ/ਮੁਖੀ ਮਾਮਲੇ ਕੀਤੇ ਤੋਂ ਕਾ ਕਾ
ਸਿਫਤ) ਕੁਝ ਵਿੱਚ ਯੋਜਨਾ ਜਾਵੇਗੀ। ਮਾਮਲੇ ਮਾਮਲੇ ਕੀਤੇ ਤੋਂ ਤਾਂ ਉਸ ਮੁਖੀ/ਮੁਖੀ
ਦੀ ਹੋਰ ਕਾਪੀ ਮਾਮਲੇ ਕਰਨ ਲਈ ਜਾਵੇਗੀ।

v) ਇਹ ਵਿਸ਼ੇਸ਼ਤਾ ਵਿਸ਼ੇਸ਼ਤਾ ਮੇਰਾ ਮਾਮਲੇ ਮਾਮਲੇ ਤੋਂ ਤਾਂ ਮੇਰਾ ਵਿਸ਼ੇਸ਼ਤਾ ਵਿਸ਼ੇਸ਼ਤਾ
ਮਾਮਲੇ ATR ਮਾਮਲੇ ਮਾਮਲੇ ਤੋਂ ਵਿਸ਼ੇਸ਼ਤਾ ਮਾਮਲੇ ਤਾਂ ਮਾਮਲੇ ਮੁਖੀ/ਮੁਖੀ ਸਿਫਤ) ਕੁਝ
ਵਿੱਚ ਯੋਜਨਾ ਜਾਵੇਗੀ ਤੇ ਮੇਰਾ ਮੁਖੀ/ਮੁਖੀ ਜਾਵੇਗੀ

PUNJAB STATE INFORMATION COMMISSION

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-02-

APPEAL CASE NO. 3983 OF 2021

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 18.05.2022, the Appellant filed Second Appeal in the Commission on 02.09.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The PIO appears in person and files an Affidavit mentioning therein: -

-
- (ii) That the deponent has supplied all the information to the applicant along with the copy to this Hon'ble Commission vide no. MTP/4047/RTI dated 20.12.2021.
(Copy Attached)
- (iii) That it is further submitted that all the information which was available in the record has been supplied. No other more information is available in this office regarding this issue. This delay was neither intentionally nor willfully. Deponent tenders unconditional apology for the delay and undertakes in future all replies shall be submitted will in time without any delay. All order's shall be completed with heart & soul directed or issued by this Hon'ble Court.

The original Affidavit retained in the case file. The Appellant is at liberty to collect the same from the office of undersigned on any working day.

4. The perusal of the file shows that, the Appellant has not come present today; it is presumed that he is satisfied with the response provided by the respondent on 20.12.2021. The Bench on perusal of the Affidavit is convinced that adequate information/reply has been supplied to the appellant. Respondent has filed the reply of show cause notice issued to him. Keeping in view all the facts mentioned in the reply the show cause notice is hereby is dropped.

5. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

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Shri Ravinder Pal Singh Chadha, (98142 28629)

R/o # 30, Banda Bahadur Nagar,

Jalandhar.

....Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Jalandhar.

First Appellate Authority

O/o Commissioner,

Municipal Corporation, Jalandhar.

....Respondents

AC No. 3984 of 2021

PRESENT: None on behalf of the Appellant.

Shri Ravinder Kumar, ATP (96469 38746) along with Shri Munish Arora, Building Inspector for the Respondents.

ORDER:

The RTI application is dated 14.04.2021 vide which the Appellant has sought information from the PIO O/o Municipal Corporation, Jalandhar on the following points in his RTI application: -

1) ਜੇਕਰ ਮੈਂ 14/04/2021 ਨੂੰ ਭੇਜੇ ਗਏ RTI ਅਨੁਸਾਰ ਜਾਣਕਾਰੀ ਨਹੀਂ ਮਿਲੀ ਤਾਂ ਮੈਂ ਪੁੱਛਣਾ ਚਾਹੁੰਦਾ ਹਾਂ ਕਿ ਮੈਂ ਕਿਹੜੀ ਗਲਤੀ ਕੀਤੀ ਹੈ ਜਿਸ ਕਾਰਨ ਮੈਂ ਜਾਣਕਾਰੀ ਨਹੀਂ ਮਿਲੀ।

2) ਮੈਂ ਪੁੱਛਣਾ ਚਾਹੁੰਦਾ ਹਾਂ ਕਿ ਮੈਂ ਕਿਹੜੀ ਗਲਤੀ ਕੀਤੀ ਹੈ ਜਿਸ ਕਾਰਨ ਮੈਂ ਜਾਣਕਾਰੀ ਨਹੀਂ ਮਿਲੀ।

3) ਮੈਂ ਪੁੱਛਣਾ ਚਾਹੁੰਦਾ ਹਾਂ ਕਿ ਮੈਂ ਕਿਹੜੀ ਗਲਤੀ ਕੀਤੀ ਹੈ ਜਿਸ ਕਾਰਨ ਮੈਂ ਜਾਣਕਾਰੀ ਨਹੀਂ ਮਿਲੀ।

4) ਮੈਂ ਪੁੱਛਣਾ ਚਾਹੁੰਦਾ ਹਾਂ ਕਿ ਮੈਂ ਕਿਹੜੀ ਗਲਤੀ ਕੀਤੀ ਹੈ ਜਿਸ ਕਾਰਨ ਮੈਂ ਜਾਣਕਾਰੀ ਨਹੀਂ ਮਿਲੀ।

5) ਮੈਂ ਪੁੱਛਣਾ ਚਾਹੁੰਦਾ ਹਾਂ ਕਿ ਮੈਂ ਕਿਹੜੀ ਗਲਤੀ ਕੀਤੀ ਹੈ ਜਿਸ ਕਾਰਨ ਮੈਂ ਜਾਣਕਾਰੀ ਨਹੀਂ ਮਿਲੀ।

Cont...Pg2

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-02-

APPEAL CASE NO. 3984 OF 2021

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 18.05.2022, the Appellant filed Second Appeal in the Commission on 02.09.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The PIO appears in person and files an Affidavit mentioning therein: -

- (ii) That the deponent has supplied all the information to the applicant along with the copy to this Hon'ble Commission vide no. MTP/4049/RTI dated 20.12.2021.
(Copy Attached)
- (iii) That it is further submitted that all the information which was available in the record has been supplied. No other more information is available in this office regarding this issue. This delay was neither intentionally nor willfully. Deponent tenders unconditional apology for the delay and undertakes in future all replies shall be submitted will in time without any delay. All order's shall be completed with heart & soul directed or issued by this Hon'ble Court.

The original Affidavit retained in the case file. The Appellant is at liberty to collect the same from the office of undersigned on any working day.

4. The perusal of the file shows that, the Appellant has not come present today; it is presumed that he is satisfied with the response provided by the respondent on 20.12.2021. The Bench on perusal of the Affidavit is convinced that adequate information/reply has been supplied to the appellant. Respondent has filed the reply of show cause notice issued to him. Keeping in view all the facts mentioned in the reply the show cause notice is hereby is dropped.

5. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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....Appellant

Jalandhar.

Municipal Corporation, Jalandhar.

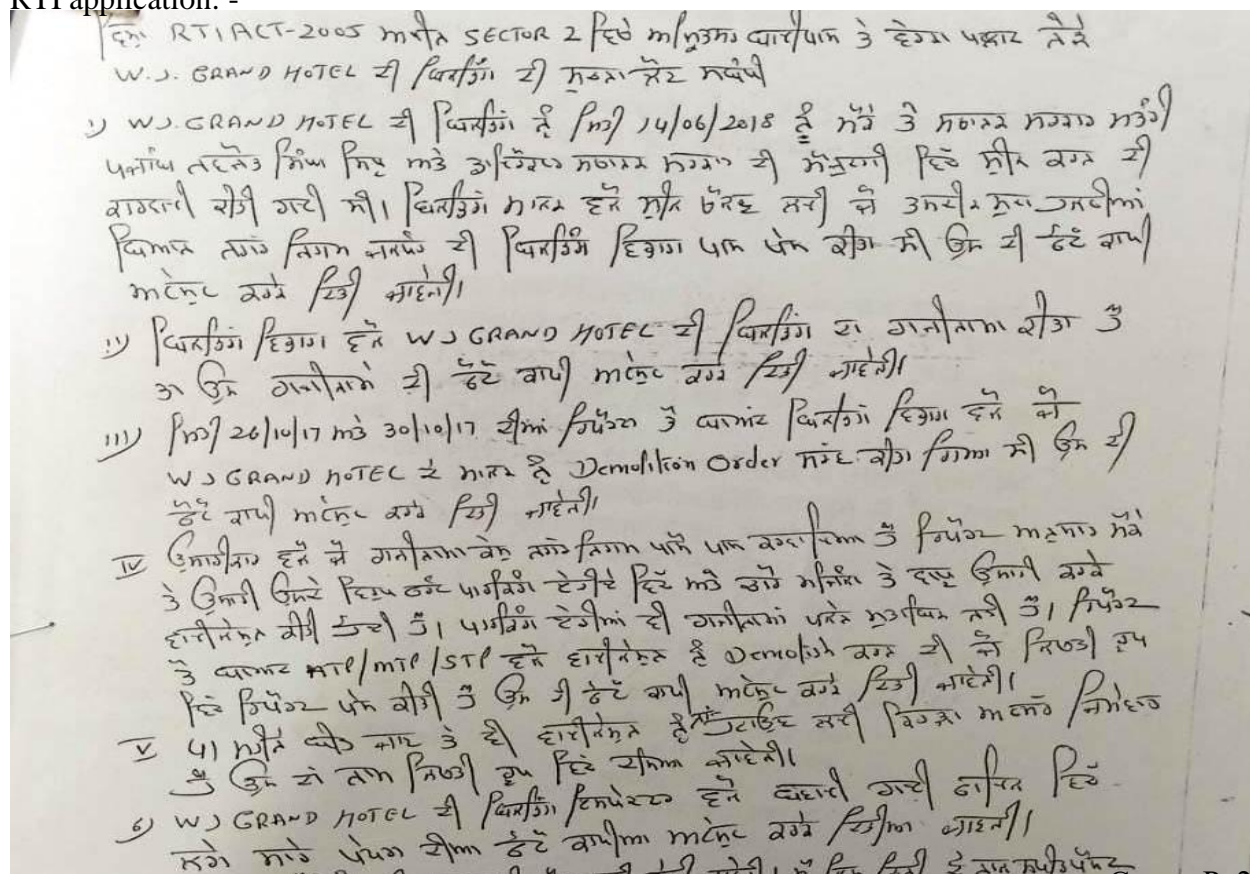
....Respondents

AC No. 3985 of 2021

Shri Ravinder Kumar, ATP (96469 38746) along with Shri Munish Arora, Building Inspector for the Respondents.

ORDER:

The RTI application is dated 14.04.2021 vide which the Appellant has sought information from the PIO O/o Municipal Corporation, Jalandhar on the following points in his RTI application: -



Cont...Pg2

PUNJAB STATE INFORMATION COMMISSION

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-02-

APPEAL CASE NO. 3985 OF 2021

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 18.05.2022, the Appellant filed Second Appeal in the Commission on 02.09.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 17.06.2022.

3. The case has been heard today. The PIO appears in person and files an Affidavit mentioning therein: -

- (ii) That the deponent had informed the applicant vide no. MTP/3839/RTI dated 25.08.2021 stating that a CWP No. 110 of 2019 is pending in the Hon'ble Punjab & Haryana High Court and this building is the part of this CWP. So the record cannot be provided at this stage because case is subjudice.
- (iii) It is further submitted that the information/record has been provided to the petitioner vide No. MTP/98/RTI dated 16.06.2022 (copy attached).
- (iv) That it is further submitted that all the information which was available in the record has been supplied. No other more information is available in this office regarding this issue. This delay was neither intentionally nor willfully. Deponent tenders unconditional apology for the delay and undertakes in future all replies shall be submitted will in time without any delay. All order's shall be completed with heart & soul directed or issued by this Hon'ble Court.

The original Affidavit retained in the case file. The Appellant is at liberty to collect the same from the office of undersigned on any working day.

4. The perusal of the file shows that, the Appellant has not come present today; it is presumed that he is satisfied with the response provided by the respondent on 16.06.2022. The Bench on perusal of the Affidavit is convinced that adequate information/reply has been supplied to the appellant. Respondent has filed the reply of show cause notice issued to him. Keeping in view all the facts mentioned in the reply the show cause notice is hereby is dropped.

5. In view of the above, no further action is required in this case. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Chandigarh
17.06.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Shri Ravinder Singh Gill, (94175 33942)

R/o # 986, Near Dev Hotel,

Main Bazar, Moga – 142001

....Appellant

Versus

Public Information Officer,

O/o DGP, Punjab,

Sector – 9, Chandigarh.

First Appellate Authority

O/o DGP, Punjab,

Sector – 9, Chandigarh.

2. Public Information Officer,

O/o AIG/Personnel – 2,

Bureau of Investigation, Punjab,

Sector – 9, Chandigarh.

....Respondents

AC No. 4733 of 2021

PRESENT: None on behalf of the Appellant.

HC Bhoora Ali (99155 46786) O/o BOI, Punjab for the Respondents.

ORDER:

The RTI application is dated 28.05.2021 vide which the Appellant has sought information from the PIO O/o DGP, Punjab, Sector – 9, Chandigarh on the following points in his RTI application: -

ਮੋਗਾ ਦਾ ਵਿਸ਼ਵ-ਵਸਤੂ* ਦਿਨ: 1903.PC-7/18 SSP ਮੋਗਾ ਸਬੰਧੀ ਸ਼ਕਾਇਤ
ਮੋਗਾ ਜਿਲ੍ਹਾ ਨਾਲ ਸੂਚਨਾ ਸਬੰਧਿਤ ਹੈਵੇ* ਮਿਤੀ 18/05/2021 (ਰਜਿਸਟਰਡ)
ਮੋਗਾ ਸੂਚਨਾ ਦੀ ਵਿਆਖਿਆ* ਇਕੱਠ ਵਿਸ਼ਾ ਨੰਬਰ ਦੁਆਰਾ ਬਾਰ-ਬਿਲਡ
ਮੋਗਾ ਵਿੱਚ ਅਤੇ ਤੁਰੰਤ ਮੋਗਾ ਦੀ ਪਕਤਾਤ ਪੜਤਾਖੀਆਰ
ਮੋਗਾ ਵਿੱਚੋਂ ਬਗੈਰ FIR ਦੁਆਰਾ ਕੀਤਿਆਂ ਬਾਰ-ਬਾਰ ਗੈਮਰਾਹਬੰਨ ਰਿਪੋਰਟ
ਦੇ ਅਧਿਕਾਰੀਆਂ ਪਾਸ ਪੇਸ਼ ਕਰਨ ਕਰਕੇ ਥਾਣਾ ਇੰਜੈਂਸ ਮੋਗਾ FIR ਦੁਆਰਾ ਕਰਨ
ਪੇਸ਼ ਅਧਿਕਾਰੀ 166A IPC ਕੀਤ ਕਰਵਾਈ ਬਾਰੇ। 1) ਸ਼ਕਾਇਤ ਦੀ ਨਕਲ (2) ਕੀਤੀ ਗਈ ਅਗਲੀ
ਮੋਗਾ ਸੂਚਨਾ ਡਾਕ ਰਾਹੀਂ ਜਾ ਖੁਦ ਆਏ ਲੈਣੀ ਹੈ - ਬਾਰ-ਬਾਰ ਕਰਵਾਈ

2. On not receiving information from the PIO or on filing First Appeal with the First Appellate Authority (hereinafter FAA) on 27.07.2021, the Appellant filed Second Appeal in the Commission on 13.10.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties.

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PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

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-02-

APPEAL CASE NO. 4733 OF 2021

3. The case has been heard today. The Respondent O/o Bureau of Investigation, Punjab appears in person and states that information pertains to District Moga, therefore, his RTI application has been sent to the PIO O/o DIG, Faridkot Range, who is to supply information to the appellant.

4. After hearing the version of the representative of the PIO, the Bench expresses its displeasure on the delay being caused in the supply of information. But at the same time, perusal of the case file, it is revealed that the appellant had sent RTI application to the Hon'ble Chief Minister, Punjab who has further transferred it to the PIO O/o Additional Chief Secretary, Department of Home Affairs and Justice, Punjab. The same has further been transferred it to the PIO O/o Director General of Police, Punjab, who has transferred it to the PIO O/o Bureau of Investigation, Punjab.

5. The Full Bench of State Information Commission, Punjab in [Complaint Case No. 2903 of 2011](#) had decided vide its order dated 13.01.2012 as under:-

(We hold that under Section 6(3) of the Act ibid the legal obligation of a PIO who receives a request for information under Section 6(1) of the Act is limited to transfer this request to only one public authority that holds the information. This obligation does not extend to transfer the request to multiple public authorities.)

6. The Bench further observes that the different PIOs have made efforts to supply information to the appellant by forwarding RTI application to different PIOs but the information asked for by the appellant has to be collected collated and compiled, thereby resulting in wastage of time of multiple PIOs involved.

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-03-

APPEAL CASE NO. 4733 OF 2021

The Hon'ble Supreme Court in matter of CBSE vs. Aditya Bandopadhyay, (2011)

8 SCC 497 held as under: -

67. Indiscriminate and impractical demands or directions under the RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counterproductive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquillity and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of a public authorities prioritizing "information furnishing", at the cost of their normal and regular duties.

7. In view of the above, it does not seem to be appropriate for the appellant to seek information which may entail engaging 75% of the employees of a public authority to collect and compile the information for furnishing the same to the appellant. The Bench advises the appellant to go for seeking information by filing separate RTI application before a specific public authority who has its separate PIO.

8. In view of the aforesaid observations, the instant appeal case is **disposed off and closed**. Copy of the order be sent to the parties.

**Chandigarh
17.06.2022**

**Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab**