



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
-Cum- Food Safety Officer,
O/o Civil Surgeon, Pathankot.

First Appellate Authority,
O/o Civil Surgeon, Pathankot.

...Respondent

Appeal Case No. 778 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Ms.Simrat Kaur, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 05.11.2018 has sought information regarding action taken on the implementation of Section 4(a, b, c & d) of the RTI Act and other information concerning the office of Food Safety Officer, O/o Civil Surgeon, Pathankot. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 03.01.2019, which took no decision on the appeal.

The respondent present pleaded that since there was no clarity about the information that was being sought, the appellant was asked vide letter dated 22.11.2018 & 11.01.2019 to clarify the information that he needed, which he did not.

I have gone through the RTI application and observe that the appellant has tried to seek information on the steps taken towards implementation of Section 4 of the RTI Act, 2005. It maybe stated that section 4 and its subsections pertain to the obligations of the Public Authorities, whereby, the public authorities create a system to maintain records, as well disseminate them suo-motto in easily accessible form, preferably electronic and the Internet, so that the public have minimum resort to use this Act to obtain information.

This RTI application opens up the larger question that has this public authority, Food Safety Department in this instance followed the Spirit of section 4 of the RTI act or not? I hereby implead the Commissioner, Food & Drug Administration, Kharar and Secretary, Department of Health & Family Welfare, Punjab in this case to give a reply to this RTI query of appellant Jasbir Singh.

Also, as per powers vested Under Section 19(8)(a)(iii) of the RTI Act, which empowers the Central Information Commission or State Information Commission to require the public authority to take any such steps as may be necessary to secure compliance with the provisions of this Act, including by publishing certain information or categories of information, I hereby direct Department of Health & family Welfare to prepare a roadmap for implementation of the Section 4 of this Act and present it at the next date of hearing.

The PIO-cum-Food Safety Officer, Pathankot is also directed to provide any notification, order to act upon Section 4 of the RTI Act.

The case is adjourned. To come up for further hearing on **04.09.2019 at 11.00 AM.**

Chandigarh
Dated 19.06.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to : 1. PIO- Commissioner, Food & Drug Administration,
Kharar
2. Secretary, Department of Health & Family Welfare,
Punjab, Chandigarh.



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Tarn Taran.

First Appellate Authority,
O/o Civil Surgeon, Tarn Taran.

...Respondent

Appeal Case No. 779 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 19.11.2018 has sought information regarding food processing units in District Tarn Taran and licenses issued to them and other information concerning the office of Civil Surgeon, Tarn Taran. . The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 29.12.2018 which took no decision on the appeal.

The appellant claims that the PIO has not provided the information even after a period of seven months. The respondent is absent without intimation to the Commission. The Commission has taken a serious view of this scant regard of the PIO towards the RTI Act and hereby directs the PIO to show **cause why penalty be not imposed on the PIO under section 20 of the RTI Act for not supplying the information within the statutorily prescribed period of time**, He/She should file an affidavit in this regard, if there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission alongwith the written replies.

The PIO is again directed to provide complete information to the appellant within 15 days.

The case is adjourned. Both the parties to be present on **04.09.2019 at 11.00 AM** for further hearing.

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Ferozepur.

First Appellate Authority,
O/o Civil Surgeon, Ferozepur.

...Respondent

Appeal Case No. 780 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 05.11.2018 has sought information regarding action taken on the implementation of Section 4(a, b, c & d) of the RTI Act and other information concerning the office of Civil Surgeon, Ferozepur. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 21.12.2019, which took no decision on the appeal.

The appellant claims that the PIO has not provided the information. The respondent is absent.

I have gone through the RTI application and observe that the appellant has tried to seek information on the steps taken towards implementation of Section 4 of the RTI Act, 2005. It maybe stated that section 4 and its subsections pertain to the obligations of the Public Authorities, whereby, the public authorities create a system to maintain records, as well disseminate them suo-motto in easily accessible form, preferably electronic and the Internet, so that the public have minimum resort to use this Act to obtain information.

This RTI application opens up the larger question that has this public authority, Food Safety Department in this instance followed the Spirit of section 4 of the RTI act or not? I hereby implead the Commissioner, Food & Drug Administration, Kharar and Secretary, Department of Health & Family Welfare, Punjab in this case to give a reply to this RTI query of appellant Jasbir Singh.

Also, as per powers vested Under Section 19(8)(a)(iii) of the RTI Act, which empowers the Central Information Commission or State Information Commission to require the public authority to take any such steps as may be necessary to secure compliance with the provisions of this Act, including by publishing certain information or categories of information, I hereby direct Department of Health & family Welfare to prepare a roadmap for implementation of the Section 4 of this Act and present it at the next date of hearing.

The PIO-O/o Civil Surgeon, Ferozepur is also directed to provide any notification, order to act upon Section 4 of the RTI Act.

The case is adjourned. To come up for further hearing on **04.09.2019 at 11.00 AM.**

Chandigarh
Dated 19.06.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to : 1. PIO- Commissioner, Food & Drug Administration,
Kharar
2. Secretary, Department of Health & Family Welfare,
Punjab, Chandigarh.



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Amritsar.

First Appellate Authority,
O/o Civil Surgeon, Amritsar.

...Respondent

Appeal Case No. 781 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Simranjit Singh, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 19.11.2018 has sought information regarding food processing units in District Tarn Taran and licenses issued to these units and other information concerning the office of Civil Surgeon, Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 29.12.2018 which took no decision on the appeal.

The respondent present pleaded that they have no manual data of information and the information is available on their website. Hearing both the parties, the Commission directs the PIO to provide a consolidated list of all manufacturing units to the appellant via email regarding point-1. The appellant to provide email address. The appellant to get the information regarding points-2 & 3 from the website of the department.

The case is adjourned. To come up for compliance on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Fatehgarh Sahib.

First Appellate Authority,
O/o Civil Surgeon, Fatehgarh Sahib.

...Respondent

Appeal Case No. 782 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Gorav Kumar, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 19.11.2018 has sought information regarding food processing units in District Fatehgarh Sahib and licenses issued to these units and other information concerning the office of Civil Surgeon, Fatehgarh Sahib. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 29.12.2018 which took no decision on the appeal.

The respondent present pleaded that they have no separate record of information regarding point-1 and the information regarding points-2 & 3 is available on their website. Hearing both the parties, the Commission directs the PIO to provide a consolidated list of all manufacturing units to the appellant via email regarding point-1. The appellant to provide email address. The appellant to get the information regarding points-2 & 3 from the website of the department.

The case is adjourned. To come up for compliance on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Patiala.

First Appellate Authority,
O/o Civil Surgeon, Patiala.

...Respondent

Appeal Case No. 783 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Punit Sharma, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 03.12.2018 has sought information regarding documents submitted for registration and issue of licenses by the manufacturers and sellers of liquor under FSSI in District Patiala and other information concerning the office of Civil Surgeon, Patiala. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 03.01.2019 which took no decision on the appeal.

The respondent present pleaded that they have not registered any liquor dealer nor have issued any license and the information has been provided to the appellant vide letter dated 15.01.2019. The appellant is not satisfied and stated that there are so many manufacturers, wholesale and retail outlets in the District and some-one must have applied for registration and issue of license and submitted documents.

After hearing both the parties, the PIO is directed to relook at the RTI application and provide the information about the vendors who have applied for registration and issue of license.

To come up for further hearing on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
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Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Patiala.

First Appellate Authority,
O/o Civil Surgeon, Patiala.

...Respondent

Appeal Case No. 784 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Punit Sharma, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 19.11.2018 has sought information regarding food processing units in District Patiala and licenses issued to these units and other information concerning the office of Civil Surgeon, Patiala. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 29.12.2018 which took no decision on the appeal.

The respondent present pleaded that they have no separate record of information regarding point-1 and the information regarding points-2 & 3 is available on their website. Hearing both the parties, the Commission directs the PIO to provide a consolidated list of all manufacturing units to the appellant via email regarding point-1. The appellant to provide email address. The information regarding points-2 & 3, the appellant to download the same from the website of the department.

The case is adjourned. To come up for compliance on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Tarn Taran..

First Appellate Authority,
O/o Civil Surgeon, Tarn Taran.

...Respondent

Appeal Case No. 785 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 03.12.2018 has sought information regarding copies of documents submitted for registration and issue of licenses by the manufacturers and sellers of liquor under FSSAI in District Tarn Taran and other information concerning the office of Civil Surgeon, Tarn Taran. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 03.01.2019 which took no decision on the appeal.

The appellant informed that he has received reply from the PIO vide letter dated 29.01.2019 stating that they have not issued any license. The appellant is not satisfied and stated that there are so many manufacturers, wholesale and retail outlets in the District and some-one must have applied for registration and issue of license and have submitted documents.

The respondent is absent. The PIO is directed to relook at the RTI application and provide the information about the vendors who have applied for registration and issue of license.

To come up for further hearing on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Ferozepur..

First Appellate Authority,
O/o Civil Surgeon, Ferozepur.

...Respondent

Appeal Case No. 786 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 03.12.2018 has sought information regarding documents submitted for registration and issue of licenses by the manufacturers and sellers of liquor under FSSAI in District Ferozepur and other information concerning the office of Civil Surgeon, Ferozepur. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 03.01.2019 which took no decision on the appeal.

The appellant claims that the PIO has not provided the information. The Commission has received an email from Food Safety Officer O/o Civil Surgeon, Ferozepur whereby the PIO has sent reply to the appellant on 12.06.2019 stating that they have not issued registration certificates and license under FSSAI. The appellant is not satisfied and stated that there are so many manufacturers, wholesale and retail outlets in the District and some-one must had applied for registration and issue of license and had submitted documents.

The respondent is absent. The PIO is directed to relook at the RTI application and provide the information about the vendors who have applied for registration and issue of license.

The Commission has also observed through cases of similar nature, that no distiller, blender or vendor of liquor seems to have applied for FSSAI certificate, which appears to be in contravention of the FSSAI law, which makes it mandatory to have a license.

Given the above, I am impleading the Secretary, Department of Health & Family Welfare, Punjab and the Commissioner, Food and Drug Administration, Kharar in the case to probe into the matter and come out with a fact finding report of the above mentioned observation.

To come up for further hearing on **04.09.2019 at 11.00 AM.**

Chandigarh
Dated 19.06.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to : 1. PIO- Commissioner, Food & Drug Administration,
Kharar
2. Secretary, Department of Health & Family Welfare,
Punjab, Chandigarh.



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Amritsar.

First Appellate Authority,
O/o Civil Surgeon, Amritsar.

...Respondent

Appeal Case No. 787 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Simranjit Singh, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 03.12.2018 has sought information regarding copies of documents submitted for registration and issue of by the manufacturers and sellers of liquor under FSSAI in District Amritsar and other information concerning the office of Civil Surgeon, Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 03.01.2019 which took no decision on the appeal.

The respondent present pleaded that they have not issued any registration and license under FSSAI and the reply has been sent to the appellant on 27.02.2019. The appellant is not satisfied and stated that there are so many manufacturers, wholesale and retail outlets in the District and some-one must had applied for registration and issue of license and had submitted documents.

Hearing both the parties, the PIO is directed to relook at the RTI application and provide the information about the vendors who have applied for registration and issue of license.

To come up for further hearing on **04.09.2019 at 11.00 AM.**

Chandigarh
Dated 19.06.2019

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Jalandhar.

First Appellate Authority,
O/o Civil Surgeon, Jalandhar.

...Respondent

Appeal Case No. 788 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 03.12.2018 has sought information regarding copies of documents submitted for registration and issue of licenses by the manufacturers and sellers of liquor under FSSAI in District Jalandhar and other information concerning the office of Civil Surgeon, Jalandhar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 03.01.2019 which took no decision on the appeal.

The appellant claims that the PIO has not provide the information. The respondent is absent and vide email has sought exemption. The Commission has also received an email from the PIO-cum-Food Safety Officer O/o Civil Surgeon, Jalandhar whereby the PIO has informed that they have sent reply to the appellant on 21.01.2019 stating that they have not issued registration certificates and license under FSSAI. The appellant is not satisfied and stated that there are so many manufacturers, wholesale and retail outlets in the District and some-one must have applied for registration and issue of license and submitted documents.

The PIO is directed to relook at the RTI application and provide the information about the vendors who have applied for registration and issue of license.

To come up for further hearing on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana.
Appellant

Versus

Public Information Officer,
O/o Civil Surgeon, Gurdaspur.

First Appellate Authority,
O/o Civil Surgeon, Gurdaspur.

...

...Respondent

Appeal Case No. 789 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Munish Sodhi, Food Safety Officer for the Respondent

ORDER:

The appellant through RTI application dated 19.11.2018 has sought information regarding food processing units in District Gurdaspur and licenses issued to these units and other information concerning the office of Civil Surgeon, Gurdaspur. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 29.12.2018 which took no decision on the appeal.

The respondent present pleaded that they have no manual data of information and the information is available on their website. Hearing both the parties, the Commission directs the PIO to provide a consolidated list of all manufacturing units to the appellant via email regarding point-1. The appellant to provide email address. The appellant to get the information regarding points-2 & 3 from the website of the department.

The case is adjourned. To come up for compliance on **04.09.2019 at 11.00 AM.**

Sd/-

Chandigarh
Dated 19.06.2019

(Khushwant Singh)
State Information Commissioner