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Whatsapp No. 62848-20189

Sh. Sushil Kumar # 1410 Phase I, Urban Estate, Dugri, Ludhiana 141013 9814500575

.. appellant

Vs

Public Information Officer, o/o Chief Minister, Pb. Chandigarh.

First Appellate Authority o/o Chief Minister, Pb. Chandigarh.

.. Respondents

Appeal Case No. 3482 of 2022 (Video Conference Proceedings)

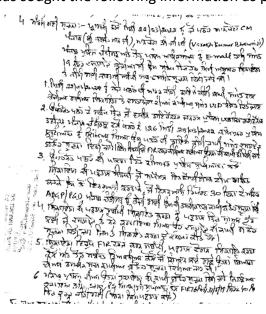
Present:- None on behalf of the appellant.

Sh. Parshotam, Sr. Asstt on behalf of the respondent.s

ORDER

The RTI application is dated 30.4.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 2.6.2022 and second appeal was filed in the Commission on 27.7.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information as per his RTI application:-



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Appeal Case No. 3482 of 2022

-2-

- 3. The appellant is absent but he has sent the written submissions in this case, which are taken on record. The appellant sought the information from the office of the Chief Minister, Punjab and the said office transferred the RTI application to the Home Department. Further the Home Department transferred the RTI application of the appellant to the Director General of Police, Punjab, Chandigarh.
- The representative of the respondents office of the Director General of Police, Punjab submitted the written reply, which is taken on record. Also the representative of the respondents reiterated the same during the hearing.
- 5. After going through the written reply filed by the respondent, the Commission accepted the same and is of the view that no further action is required to be taken in this case. A copy of the reply submitted by the respondent is being sent to the appellant along with this order. Hence, the case is disposed of and closed.

Dated:2.9.2022

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Whatsapp No. 62848-20189

Sh. Ajay Kumar s/o Sh. Pala Ram VPO Shutrana, Tehsil Patran Patiala 147105 8557873586 RTI application No. 15116

.. appellant

Vs

Public Information Officer o/o Department of Governance Reforms, Mohali

First Appellate Authority o/o Department of Governance Reforms Mohali

.. respondents

Appeal Case No. 3496 of 2022 (Video Conference/Telephone Proceedings)

None on behalf of the appellant. Present:-

Sh. Anwar on behalf of the respondents.

ORDER

The RTI application is dated 30.4.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 4.6.2022 and second appeal was filed in the Commission on 28.7.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

- 2. The appellant has sought the following information as per his RTI application:-
 - "I want to college information about expenditure and provided Grants of Village Panchayats Tugo Patti (Shutrana) Tehsil patran district Ptiala. Please kindly provide me above information with documents."
- 3. The appellant is absent without intimation. However, the representative of the respondents submits that the appellant has sought the vague information.
- After hearing the submissions made by the respondent, the same are accepted and the Commission is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated:2.9.2022

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Whatsapp No. 62848-20189



Ms Shakuntla, H.No. 1, Ward No. 19, Secretary Mohalla Gurdaspur 143521

.. complainant

Vs

Public Information Officer o/o Block Primary Education Officer, Dhariwal II, Gurdaspur

.. respondents

Complaint Case No. 1271 of 2021 (Video Conference Proceedings)

Present:-Ms Shakuntla, complainant.

Sh. Annudeep Sharma, Jr. Asstt on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 11.7.2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

- 2. The complainant requested that that the directions may be issued to the respondent-Public Information Officer to provide the complete information.
- It is appropriate to mention that Hon'ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. Since the complainant is interested in getting the information, therefore, the matter is remanded back to Sh. Amarjit Singh Bhatia, First Appellate Authority-cum- District Education Officer(Elem), Gurdaspur to take appropriate decision in accordance with the provisions of the RTI Act within the prescribed timeline, after giving opportunity of hearing to all

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Complaint Case No. 1271 of 2021

-2-

concerned by passing a speaking order. A copy of this complaint filed by the complainant is also **being sent** to him along with this order with the directions that the same may be treated as first appeal.

4. With these directions the case is disposed of and closed. However, the liberty is granted to the complainant to file the 2nd appeal in this case, if he is not satisfied with the decision of the First Appellate Authority.

Dated:2.9.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab.

Sh. Amarjit Singh Bhatia, First Appellate Authority-cum-District Education Officer(Elem), Gurdaspur

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Whatsapp No. 62848-20189

Shri Michael Univith Bhatoe, s/o Sh. Jarnail Singh #722/2, Balmiki Mustafabad, Amritsar-1, Amritsar

.. appellant

Vs

Public Information Officer o/o District Mid Day Meal Society, District Education Officer(Elementary) **Amritsar**

First Appellate Authority o/o the District Education officer (Elem) Amritsar

.. respondents

Appeal Case No. 4311 of 2021 (Video Conference Proceedings)

Present:-

Shri Michael Univith Bhatoe, appellant.

Sh. Rajesh, DEO, Sh. Tejinder Singh and Sh. Sourav, Accountant-cum-Public Information Officer on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 21.3.2022 vide which the case was adjourned for 13th July, 2022 but due to administrative reasons the case was further adjourned for 13th October, 2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

- 2. The appellant has sought the following information as per his RTI application:-
 - 1. Kindly provide certifled copy of letter No MDM/Amritsar/2021/3636 Dated 10-6-2021 and letter No. MDM/Amritsar/2021/3683 Dated 09-07-2021 which was forward to Head Office MDM by District Education Officer (EE) Amritsar.
- The appellant submits that he has received the complete information and is satisfied with the same. However, he submitted that there is delay in providing the information by the respondent. Also the respondents tenders unconditional apology and requested to withdraw the penalty imposed in this case.
- Whereas, It is also a fact on record that the appellant filed the RTI application to the Public Information Officer on 14.7.2021 under Life and Liberty clause of the

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Appeal Case No. 4311 of 2021

-2-

RTI Act, 2005 and then file the first appeal before the First Appellate Authority on 28.7.2021. Thereafter, the appellant filed the 2nd appeal before the Commission and the Commission treated the same under the general category as the sought information, mentioned herein, does not cover under Life and Liberty clause.

- 5. The appellant filed the RTI application to the Public Information Officer on 14.7.2021 and filed the first appeal before the First Appellate Authority on 28.7.2021. From the above, it is evident that the respondent-Public Information Officer did not get the mandated period of 30 days to respond to the RTI application, as per the provisions of the RTI Act, 2005.
- It is also a fact on record that the penalty has been imposed upon the Public Information Officer without mentioning his name and designation.
- 7. Keeping in view the submissions made by the parties, record available in the case file and after consideration, the penalty amounting to Rs.10,000/- (Rupees Ten thousands only) is hereby withdrawn.
- 8. Accordingly, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated:2.9.2022

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Sh. Sukhdhir Singh Sekhon 9814516516 r/o House No. 4, Baba Nand Singh Nagar, Backside BCM School, Basant Avenue, Dugri, Ludhiana 141013

.. appellant

Vs

Public Information Officer o/o Head Teacher, Govt. Primary School, Sukhdev Nagar, Urban Estate, Jamalpur, Ludhiana.

First Appellate Authority o/o District Education Officer(Elem) Ludhiana

.. respondents

Appeal Case No. 4364 of 2021 (Video Conference Proceedings)

Sh. Sukhdhir Singh Sekhon, appellant. Present:-

Sh. Amandeep Singh 9646666974 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 22.3.2022 vide which the case was adjourned for 13th July, 2022 but due to administrative reasons the case was further adjourned for 13th October, 2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

2. The appellant has sought the following information as per his RTI application:-

> ਮੰਗੀ ਗਈ ਸੂਚਨਾ :- ਦਵਤਰ ਜਿਲ੍ਹਾ ਸਿੱਖਿਆ ਅਵਸਰ (ਐ. ਸਿ.), ਲੁਧਿਆਣਾ ਦੇ ਪੱਤਰ ਨੰ. ਅ-5/2020-ਐ:ਸਿ:202062573 ਮਿਤੀ 18-02-2020 ਅਤੇ ਆਪ ਜੀ ਦੁਆਰਾ ਜਾਰੀ ਪੱਤਰ ਨੰ.202062759 ਮਿਤੀ 18-02-2020 ਅਨੁਸਾਰ ਇਲਾਕਾ ਨਿਵਾਸੀ ਕੁਲਦੀਪ ਕੁਮਾਰ ਕੌਤਾ ਜੋ ਕਿ ਐਸ.ਐਮ.ਸੀ . ਮੈੱਬਰ ਬਤੌਰ ਸਿੱਖਿਆ ਮਾਹਰ ਸਰਕਾਰੀ ਪ੍ਰਾਇਮਰੀ ਸਕੂਲ ਸੁਖਦੇਵ ਨਗਰ, ਬਲਾਕ ਮਾਂਗਟ-2, ਲੁਧਿਆਣਾ ਦੀ ਸ਼ਿਕਾਇਤ ਤੇ ਜਾਰੀ ਕੀਤਾ ਗਿਆ ਸੀ ਦੇ ਸਬੰਧ ਵਿੱਚ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਜਨ- ਸੂਚਨਾ ਹਿੱਤ ਵਿੱਚ ਮੁਹੱਈਆ ਕਰਵਾਈ ਜਾਵੇ ਕਿਉਂਕਿ ਚਰੋਸੇਯੋਗ ਸੂਤਰਾਂ ਤੋਂ ਪਤਾ ਲੱਗਾ ਹੈ ਕਿ ਉਸ ਸਮੇਂ ਦੀ ਇੰਚਾਰਜ ਸੁਨੀਲਮ ਦੁਆਰਾ ਆਪ ਜੀ ਦੇ ਹੁਕਮਾਂ ਦੀ ਉਲੰਘਣਾ ਕੀਤੀ ਗਈ ਅਤੇ ਰੌਕੀਦਾਰ ਮੋਹਿੰਦਰ ਸਿੰਘ ਤੋਂ 10,000/– ਰੂ. ਲੈ ਕੇ ਕੋਈ ਵੀ ਕਾਰਵਾਈ ਨਹੀਂ <u>ਕੀਤੀ ਕ</u>ਈ ਅਤੇ ਆਪ ਜ਼ੀ ਦੁਆਰਾ ਇਸ ਸਬੰਧ ਵਿੱਚ ਪੜ੍ਹਤਾਲ ਕੀਤੀ ਜਾ ਰਹੀ ਹੈ। ਮਹਿੰਦਰ ਸਿੰਘ ਨੂੰ ਇੰਚਾਰਜ ਸੁਨੀਲਮ ਦੁਆਰਾ ਹੁਣ ਤੱਕ ਸਰਕਾਰੀ ਇਮਾਰਤ ਵਿੱਚੋਂ ਰਿਹਾਇਸ਼ ਖਾਲੀ ਕਰਨ ਲਈ ਭੇਜੇ ਗਏ ਪੱਤਰ ਦੀ ਸੂਚਨਾ ਦੀ ਕਾਪੀ ਅਤੇ ਪ੍ਰਾਪਤੀ ਦੀਆਂ ਰਸੀਦਾਂ ਦੀ ਤਸਦੀਕਸ਼ਦਾ ਕਾਪੀ। 2. ਇਸ ਮੁੱਦੇ ਉੱਪਰ ਐੱਸ.ਐੱਮ.ਸੀ. ਕਮੇਟੀ ਮੈਂਬਰਾਂ ਜਾਂ ਇਲਾਕਾ ਨਿਵਾਸੀਆਂ ਨਾਲ ਕੀਤੀਆਂ ਗਈਆ ਮੀਟਿੰਗਾਂ ਅਤੇ ਪਾਏ ਕਏ ਮਤਿਆਂ ਦੀ ਕਾਪੀ। 3. ਰਿਹਾਇਸ਼ ਖਾਲੀ ਕਰਵਾਉਣ ਲਈ ਪੁਲਿਸ ਕਾਰਵਾਈ ਵਿੱਚ ਦਿੱਤੀ ਗਈ ਕੋਈ ਅਰਜ਼ੀ ਦੀ ਕਾਪੀ।

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Appeal Case No. 4364 of 2021

-2-

- 3. That the appellant submitted that information sent by the respondent is not complete. However, the respondent submitted that complete information as available on record has been given to the appellant and nothing more is available which could be supplied to him.
- 4. The reply has already been received from the respondent concerning the sought information which is available in the case file. A copy of the same is **being sent** to the appellant along with this order.
- 5. The reply filed by the respondent in this case is accepted and the Commission is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated:2.9.2022

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Whatsapp No. 62848-20189

Sh. Jasbir Singh, Guru Nanak Nagar, Village Bholapur, Jhabewal, Post Office Ramgarh, District Ludhiana-141123. Mobile No.9888296107.

.. appellant

Vs

Public Information Officer o/o Deputy Commissioner, Ludhiana

First Appellate Authority o/o Deputy Commissioner, Ludhiana

.. respondents

Appeal Case No. 3480 of 2022 (Video Conference Proceedings)

Present:- None on behalf of the appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 10.5.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 8.8.2022 and second appeal was filed in the Commission on 27.7.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information as per his RTI application:-

(1):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਮਾਨਯੋਗ ਸੁਰੇਸ਼ ਅਰੋੜਾ, ਮੁੱਖ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨਰ ਪੰਜਾਬ ਜੀ ਪਾਸ ਅਪੀਲ ਕੋਸ ਨੰਬਰ-54/2022 ਮਿੱਤੀ-25/4/2022 ਨੂੰ ਕੋਸ ਦੀ ਹੁਕਮਾਂ ਵਿੱਚ ਦਸਿਆ ਗਿਆ ਕਿ ਉਪ ਮੰਡਲ ਮੈਜਿਸਟਰੇਟ (ਪੂਰਬੀ), ਲੁਧਿਆਣਾ ਵੱਲੋਂ ਪ੍ਰਾਪਤ ਪੜ੍ਹਤਾਲ ਰਿਪੋਰਟ ਦੀ ਕਾਪੀ ਬਾਰੇ ਜਿਕਰ ਕੀਤਾ ਗਿਆ ਹੈ। ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਉਪ ਮੰਡਲ ਮੈਜਿਸਟਰੇਟ (ਪੂਰਬੀ), ਲੁਧਿਆਣਾ ਵੱਲੋਂ ਪ੍ਰਾਪਤ ਪੜ੍ਹਤਾਲ ਰਿਪੋਰਟ ਦੀ ਤਸਦੀਕ ਸੂਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ ਅਤੇ ਇਸ ਰਿਪੋਰਟ ਦੇ ਅਧਾਰ ਤੇ ਕੀਤੇ ਗਏ ਅੰਤਿਮ ਫੈਸਲੇ ਦੀ ਤਸਦੀਕਸ਼ੂਦਾ ਕਾਪੀ ਵੀ ਦਿੱਤੀ ਜਾਵੇ।

- 3. The appellant is absent but he has sent the written submissions in this case, which are taken on record. None is present on behalf of the respondents.
- 4. The appellant sought the information related to an enquiry as has been mentioned in the Commission's order in Appeal Case No. 54 of 2022 dated 25.4.2022. The appellant, thereafter, immediately filed the RTI application on 9.5.2022 i.e. just after 13 days which appears to be pre-mature at this stage. Therefore, no further directions are being given to the respondent in this case. Hence, the case is disposed of and closed.

Dated:2.9.2022 (Suresh Arora)

Chief Information Commissioner,
Punjab.

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Whatsapp No. 62848-20189

Sh. Jasbir Singh, Guru Nanak Nagar, Village Bholapur, Jhabewal, Post Office Ramgarh, District Ludhiana-141123. Mobile No.9888296107.

.. appellant

Vs

Public Information Officer o/o Sub Divisional Magistrate (East) Ludhiana

First Appellate Authority o/o Sub Divisional Magistrate (East) Ludhiana

.. respondents

Appeal Case No. 3479 of 2022 (Video Conference Proceedings)

None on behalf of the appellant. Present:-

Sh. Lalit, Jr. Asstt on behalf of the respondents

ORDER

The RTI application is dated 10.5.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 8.8.2022 and second appeal was filed in the Commission on 27.7.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information as per his RTI application:-

> (1):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਮਾਨਯੋਗ ਸੁਰੇਸ਼ ਅਰੋੜਾ, ਮੁੱਖ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨਰ ਪੰਜਾਬ ਜੀ ਪਾਸ ਅਪੀਲ ਕੇਸ ਨੰਬਰ-729/2022 ਮਿੱਤੀ–<u>27/4/2022 ਨੂੰ</u> ਕੇਸ ਦੀ ਹੁਕਮਾਂ ਵਿੱਚ ਦਸਿਆ ਗਿਆ ਕਿ ਉਪ ਮੈਡਲ ਮੈਜਿਸਟਰੇਟ (ਪੂਰਬੀ), ਲੁਧਿਆਣਾ ਵੇੱਲੋਂ ਤਹਿਸੀਲਦਾਰ, ਪੂਰਬੀ, ਲੁਧਿਆਣਾ ਦੀ ਜਾਂਚ ਰਿਪੋਰਟ ਬਾਰੇ ਜਿਕਰ ਕੀਤਾ ਗਿਆ

> ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਉਪ ਮੰਡਲ ਮੈਜਿਸਟਰੇਟ (ਪੂਰਬੀ), ਲੁਧਿਆਣਾ ਵੱਲੋਂ ਤਹਿਸੀਲਦਾਰ, ਪੂਰਬੀ, ਲੁਧਿਆਣਾ ਦੀ ਸ਼ਿਕਾਇਤ ਤੇ ਕੀਤੀ ਗਈ ਪੜ੍ਹਤਾਲ/ਜਾਂਚ ਰਿਪੋਰਟ ਦੀ ਤਸਦੀਕ ਸ਼ੂਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ ਅਤੇ ਇਸ ਰਿਪੋਰਟ ਦੇ ਅਧਾਰ ਤੇ ਕੀਤੇ ਗਏ ਅੰਤਿਮ ਫੈਸਲੇ ਦੀ ਤਸਦੀਕਸ਼ੂਦਾ ਕਾਪੀ ਵੀ ਦਿੱਤੀ ਜਾਵੇ ।

- The appellant is absent but he has sent the written submissions in this case, 3. which are taken on record.
- The representative of the respondents submits that the appellant has sought the copy of enquiry report which is yet to be received from Tehsildar Ludhiana (East), Ludhiana. He has also sent a copy of the reminder issued to Tehsildar, Ludhiana (East), in this regard, which is taken on record and also a copy of the same is being **sent** to the appellant along with this order.
- Keeping in view the submissions made by the respondent, the Commission is 5. of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

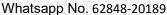
Dated: 2.9.2022 (Suresh Arora) Chief Information Commissioner, Punjab.



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Sh. Ravinder Singh Gill, #986, Near Dev Hotel, Main Bazaar, Moga 142001

.. appellant

Vs

Public Information Officer o/o Gaushala Sewa Commission Sector 68, Mohali

First Appellate Authority o/o Gaushala Sewa Commission Sector 68, Mohali

.. respondents

Appeal Case No. 3491 of 2022 (Video Conference Proceedings)

None on behalf of the appellant. Present:-

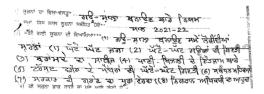
Dr. Preeti Singh, CEO Punjab Gau Sewa Commission 7837111245 on

behalf of the respondents.

ORDER

The RTI application is dated 26.4.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 30.5.2022 and second appeal was filed in the Commission on 28.7.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information as per his RTI application:-



- 3. The appellant is absent but he has sent the written submissions in this case, which are taken on record.
- The respondent-Public Information Officer submits that the appellant was approached twice through District Deputy Director, Animal Husbandry-cum-Cow Welfare Officer, Moga by sending a staff at the mentioned address but the appellant neither came out of his house nor cooperated to share his mobile number. Also the appellant has not mentioned his mobile number while filing the 2nd appeal in the Commission.
- Due to non-cooperation with the respondent and absence of the appellant, the Commission accepted the submissions made by the respondent and is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed. However, the Commission observes that the respondent may consider putting the information sought on their website, being of public interest.

Dated:2.9.2022 (Suresh Arora)

Chief Information Commissioner, Punjab.