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#### APPEAL CASE NO. 0832 OF 2020

Sh. Kuldip Singh, (8427460800) # 271, First Floor, Sector 78, SAS Nagar (Mohali).

...Appellant

Versus

## Public Information Officer,

O/o Superintendent Education-2 Branch, Punjab Mini Secretariat-II, Sector – 9, CHANDIGARH.

First Appellate Authority O/o Secretary, Department of School Education, Punjab, Punjab Mini Secretariat-II, Sector – 9, Chandigarh.

...Respondents

# HEARD Through CISCO WEBEX - VC/TELEPHONE

**PRESENT**: Sh. Kuldip Singh, Appellant. Ms. Anita Dhiman, Sr. Assistant on behalf of the Respondents.

## ORDER:

The RTI application is dated 07.10.2019 vide which the Appellant has sought

information from the PIO O/o Superintendent, Education-2 Branch, Punjab Mini Secretariat-II,

Sector -9, Chandigarh in his RTI application as under: -

"ਮੇਰੀ ਮਿਤੀ: 13.07.2016 ਨੂੰ ਐਸ.ਐਸ. ਮਾਸਟਰ ਤੋਂ ਲੈਕਚਰਾਰ ਕਮਰਸ ਦੇ ਤੌਰ ਤੇ ਤਰੱਕੀ

ਹੋਈ ਸੀ (ਆਰਡਰਾ ਦੀ ਕਾਪੀ ਨੱਥੀ)। ਇਸ ਸਬੰਧੀ ਹੇਠ ਲਿਖੀ ਸੁਚਨਾਂ ਦਿੱਤੀ ਜਾਵੇ ਜੀ:

 ਆਪ ਦੇ ਦਫਤਰ ਵਿੱਚ ਮੌਜ਼ੂਦ ਮੇਰੀ ਇਸ ਪ੍ਰਮੋਸ਼ਨ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ (ਏਜੰਡਾ ਨੋਟ ਦੀ ਕਾਪੀ) ਆਪ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਕਿਸੇ ਪ੍ਰਾਰਥੀ/ਪ੍ਰਾਰਥੀਆਂ ਨੂੰ ਮਹੀਨਾ ਜੁਲਾਈ/ਅਗਸਤ/ਸਤੰਬਰ ਦੌਰਾਨ ਆਰ.ਟੀ.ਆਈ ਐਕਟ 2005 ਦੇ ਅੰਤਰਗਤ/ਸਧਾਰਨ ਅਰਜ਼ੀ ਤੇ, ਪ੍ਰੋਵਾਈਡ ਕਰਵਾਈ ਗਈ ਸਾਰੀ ਸੁਚਨਾਂ ਦੀ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ। Cont...Pg2

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## APPEAL CASE NO. 0832 OF 2020

- ਉਪਰੋਕਤ ਸੂਚਨਾਂ ਲੈਣ ਲਈ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਸਬਮਿੱਟ ਕੀਤੇ ਗਏ ਸਾਰੇ ਦਸਤਾਵੇਜਾਂ ਦੀ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।
- 3) ਪੈਰ੍ਹਾ ਨੰ: 1 ਅਤੇ 2 ਦੇ ਅੰਤਰਗਤ ਸੂਚਨਾਂ ਦੇਣ ਲਈ ਪ੍ਰਾਰਥੀ/ਪ੍ਰਾਰਥੀਆਂ ਵੱਲੋਂ ਦਿੱਤੇ ਗਏ ਬੇਨਤੀ ਪੱਤਰ ਦੇ ਸਹਿ-ਪੱਤਰਾਂ ਦੀ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।
- ਉਪਰੋਕਤ ਪੈਰ੍ਹਾ ਨੰ: 1 ਤੋਂ 4 ਤੱਕ ਦੀ ਸੂਚਨਾਂ ਦੇਣ ਸਬੰਧੀ ਕੀਤੀ ਗਈ ਸਾਰੀ ਨੋਟਿੰਗ ਅਤੇ ਡਰਾਫਟ ਦੀ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।
- 5) ਉਪਰੋਕਤ ਸਾਰੀ ਸੁਚਨਾਂ ਤਸਦੀਕਸੁਦਾ ਦਿੱਤੀ ਜਾਵੇ ਜੀ।"

When no information has been received from the PIO, he has filed First Appeal with the First Appellate Authority (hereinafter FAA) on 21.10.2019 but no reply has been received from him and he has filed Second Appeal in the Commission on 20.02.2020 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 23.07.2020.

During the hearing dated 23.07.2020, both the parties were absent and the case adjourned for 10.09.2020 and further postponed for 20.10.2020.

The matter is taken up today. The Appellant is absent from hearing through Webex. As such he is contacted on mobile phone. He states that he has not received any information.

The Respondent attends the hearing through Webex and is subsequently contacted on mobile phone also. She files a reply through Email mentioning therein that

Cont...Pg3



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# APPEAL CASE NO. 0832 OF 2020

2. ਵਿਸ਼ਾ ਅੰਕਿਤ ਮਾਮਲੇ ਸੰਬਧੀ ਆਪ ਨੂੰ ਲਿੱਖਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ (ਕੁਲਦੀਪ ਸਿੰਘ) ਦੀ ਬਾਈਨੇਮ ਸੂਚਨਾ ਕਿਸੇ ਵੀ ਕਰਮਚਾਰੀ ਨੂੰ ਨਹੀਂ ਦਿੱਤੀ ਗਈ। ਜੋ ਸੂਚਨਾ ਕਿਸੇ ਕਰਮਚਾਰੀ ਨੂੰ ਦਿੱਤੀ ਗਈ ਹੈ ਉਹ ਇਕ ਪਬਲਿਕ ਰਿਕਾਰਡ ਅਜੰਡਾ ਨੋਟ ਹੈ।

ਇਸ ਕੇਸ ਸਬੰਧੀ ਪ੍ਰਾਰਥੀ ਨੂੰ ਸੱਕਤਰ ਸਕੂਲ ਸਿੱਖਿਆ ਜੀ ਵਲੋਂ ਮਿਤੀ 28.08.2020 ਅਤੇ

10.09.2020 ਨੂੰ ਨਿੱਜੀ ਸੁਣਵਾਈ ਦਾ ਮੋਕਾ ਵੀ ਦਿੱਤਾ ਗਿਆ। ਜਿਸ ਵਿਚ ਕਰਮਚਾਰੀ ਹਾਜ਼ਰ ਨਹੀਂ ਹੋਇਆ ਅਤੇ

ਨਾਹੀ ਫੋਨ ਅਟੈਂਡ ਕੀਤਾ।

Repeated attempts were made to contact the Appellant to apprise him of the version of the PIO, but, firstly he did not respond and later on, he switched of the phone.

From this attitude of the Appellant, the Bench is convinced that the Appellant is no more interested in pursuing the case. The Bench further agrees with the contention of the PIO.

In the abovementioned facts, no further action is required in this case. Accordingly, the Appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh 20.10.2020

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#### APPEAL CASE NO. 0835 OF 2020

Sh. Kuldip Singh, (84274 # 271, First Floor, Sector 78, SAS Nagar (Mohali).

(8427460800)

...Appellant

Versus

#### Public Information Officer,

O/o Superintendent Education-2 Branch, Punjab Mini Secretariat-II, Sector – 9, CHANDIGARH.

**First Appellate Authority** O/o Secretary, Department of School Education, Punjab, Punjab Mini Secretariat-II, Sector – 9, Chandigarh.

...Respondents

## HEARD Through CISCO WEBEX - VC/TELEPHONE

**PRESENT**: Sh. Kuldip Singh, Appellant. Ms. Anita Dhiman, Sr. Assistant on behalf of the Respondents.

#### ORDER:

The RTI application is dated 21.10.2019 vide which the Appellant has sought

information from the PIO O/o Superintendent, Education-2 Branch, Punjab Mini Secretariat-II,

Sector - 9, Chandigarh in his RTI application as under: -

"…:

- ਮਹੀਨਾ ਜੁਲਾਈ, ਅਗਸਤ ਅਤੇ ਸਤੰਬਰ 2019 ਦੌਰਾਨ ਆਪ ਦੀ ਸ਼ਾਖਾ ਵਿੱਚ ਪ੍ਰਾਪਤ ਹੋਈਆਂ ਆਰ.ਟੀ.ਆਈ ਐਕਟ ਤਹਿਤ ਸਾਰੇ ਪ੍ਰਤੀ-ਬੇਨਤੀ ਪਤੱਰਾ ਦੀ ਕਾਪੀ।
- 2) ਦਫਤਰ ਦੁਆਰਾ ਇਹਨਾਂ ਸਾਰੇ ਪ੍ਰਤੀ-ਬੇਨਤੀਆਂ ਦੇ ਦਿੱਤੇ ਗਏ ਜਵਾਬਾਂ ਦੀ ਕਾਪੀ।
- 3) ਇਹਨਾਂ ਬੇਨਤੀ ਪੱਤਰਾਂ ਨੂੰ ਡੀਲ ਕਰਨ ਸਬੰਧੀ ਕੀਤੀ ਗਈ ਸਾਰੀ ਨੋਟਿੰਗ ਦੀ ਕਾਪੀ।
- 4) ਆਪ ਦੀ ਸ਼ਾਖਾ ਦੇ ਆਰ.ਟੀ.ਆਈ ਐਕਟ ਦੇ ਰਸੀਟ ਅਤੇ ਡਿਸਪੈਚ ਰਜਿਸਟਰ ਦੀ ਮਹੀਨਾ ਜੁਲਾਈ, ਅਗਸਤ ਅਤੇ ਸਤੰਬਰ 2019 ਦੀਆਂ ਇੰਟਰੀਆਂ ਦੀ ਕਾਪੀ। Cont...Pg2



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#### APPEAL CASE NO. 0835 OF 2020

5) ਮਿਤੀ: 13.07.2016 ਨੂੰ ਐਸ.ਐਸ. ਮਾਸਟਰ ਤੋਂ ਲੈਕਚਰਾਰ ਕਮਰਸ ਤਰੱਕੀ ਕੀਤੇ ਗਏ ਕਰਮਚਾਰੀਆਂ ਦੇ ਕ੍ਰਮ ਨੰ: 1 ਤੋਂ 15 ਤੱਕ ਦੀ ਪਾਤਰਤਾਂ ਸੂਚੀ ਦੀ ਕਾਪੀ ਜਿਸ ਵਿੱਚ ਕਰਮਚਾਰੀਆਂ ਦੀ ਕੰਮਪਲੀਟ ਨਿੱਜ਼ੀ ਡਿਟੇਲ ਦਰਜ਼ ਹੈ। ਉਪਰੋਕਤ ਸਾਰੀ ਸੂਚਨਾਂ ਅਟੈਸਟਿਡ ਦਿੱਤੀ ਜਾਵੇ ਜੀ।"

When no information has been received from the PIO, he has filed First Appeal with the First Appellate Authority (hereinafter FAA) on 25.11.2019 but no reply has been received from him and he has filed Second Appeal in the Commission on 20.02.2020 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 23.07.2020.

During the hearing dated 23.07.2020, both the parties were absent and the case adjourned for 10.09.2020 and further postponed for 20.10.2020.

The matter is taken up today. The Appellant is absent from hearing through Webex. As such he is contacted on mobile phone. He states that he has not received any information.

The Respondent attends the hearing through Webex and is subsequently contacted on mobile phone also. She files a reply through Email mentioning therein that

2. ਵਿਸ਼ਾ ਅੰਕਿਤ ਮਾਮਲੇ ਸੰਬਧੀ ਆਪ ਨੂੰ ਲਿੱਖਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ (ਕੁਲਦੀਪ ਸਿੰਘ) ਦੀ ਬਾਈਨੇਮ ਸੂਚਨਾ ਕਿਸੇ ਵੀ ਕਰਮਚਾਰੀ ਨੂੰ ਨਹੀਂ ਦਿੱਤੀ ਗਈ। ਜੋ ਸੂਚਨਾ ਕਿਸੇ ਕਰਮਚਾਰੀ ਨੂੰ ਦਿੱਤੀ ਗਈ ਹੈ ਉਹ ਇਕ ਪਬਲਿਕ ਰਿਕਾਰਡ ਅਜੰਡਾ ਨੋਟ ਹੈ।

Cont...Pg3



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## APPEAL CASE NO. 0835 OF 2020

ਇਸ ਕੇਸ ਸਬੰਧੀ ਪ੍ਰਾਰਥੀ ਨੂੰ ਸੱਕਤਰ ਸਕੂਲ ਸਿੱਖਿਆ ਜੀ ਵਲੋਂ ਮਿਤੀ 28.08.2020 ਅਤੇ

10.09.2020 ਨੂੰ ਨਿੱਜੀ ਸੁਣਵਾਈ ਦਾ ਮੋਕਾ ਵੀ ਦਿੱਤਾ ਗਿਆ। ਜਿਸ ਵਿਚ ਕਰਮਚਾਰੀ ਹਾਜ਼ਰ ਨਹੀ ਹੋਇਆ ਅਤੇ

ਨਾਹੀ ਫੋਨ ਅਟੈਂਡ ਕੀਤਾ।

Repeated attempts were made to contact the Appellant to apprise him of the

version of the PIO, but, firstly he did not respond and later on, he switched of the phone.

From this attitude of the Appellant, the Bench is convinced that the Appellant is no more interested in pursuing the case. The Bench further agrees with the contention of the PIO.

In the abovementioned facts, no further action is required in this case. Accordingly, the Appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh 20.10.2020

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#### APPEAL CASE NO. 0968 OF 2020

Sh. Chamkaur Singh, S/o Sh. Gajjan Singh, # 397-C, Street No. 2, Guru Nanak Colony, Sangrur.

(9878612150)

...Appellant

Versus

Public Information Officer, O/o Principal, Govt. Sr. Secondary School (Boys), Sangrur.

First Appellate Authority O/o District Education Officer (S.E.), Sangrur.

... Respondents

## HEARD Through CISCO WEBEX - VC/TELEPHONE

PRESENT: Sh. Chamkaur Singh, Appellant. Sh. Rajinder Kumar, Principal for the Respondents.

#### **ORDER:**

The RTI application is dated 13.02.2020 vide which the Appellant has sought information from the PIO O/o Principal, Govt. Sr. Secondary School (Boys), Sangrur in his RTI application as under: -

"ਸ. ਕਲਦੀਪ ਸਿੰਘ ਲੈਕਚਰਾਰ ਸਰੀਰਕ ਸਿੱਖਿਆ ਸ.ਸ.ਸ.ਸ (ਮੰਡੇ) ਸੰਗਰਰ ਦੀਆਂ 1.1.2018

ਤੋਂ 24.12.2019 ਦੀਆਂ ਅਚਨਚੇਤ ਛਟੀਆਂ ਅਤੇ 1.1.2018 ਅਤੇ 24.12.2019 ਦੀਆ ਆਨ ਡਿਊਟੀਆਂ ਦੀ ਰਿਕਾਰਡ ਦੇ ਅਧਾਰ ਤੇ ਤਸਦੀਕਸਦਾ ਫੋਟੋਸਟੇਟ ਕਾਪੀਆਂ। "

When no information has been received from the PIO, he has filed First Appeal with the First Appellate Authority (hereinafter FAA) on 21.10.2019 but no reply has been received from him and he has filed Second Appeal in the Commission on 20.02.2020 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 23.07.2020. Cont...Pg2



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## APPEAL CASE NO. 0968 OF 2020

During the hearing dated 23.07.2020, the Appellant stated that no information has been provided to him and the Respondent stated that information sought by the Appellant related to third party information and he did not given his consent to supply his information. Adjourned for 10.09.2020 and further postponed for 20.10.2020.

The matter is taken up today. The Respondent reiterates his earlier version that the sought for information by the Appellant is third party information and as such, the same cannot be supplied to the Appellant.

In view of the above, the Bench agrees with the contention of the PIO that the information sought is 3rd party information. The PIO has rightly denied this information to the Appellant. Accordingly, the Appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh 20.10.2020

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Ms. Mohinder Kaur, (9780007648) W/o Sh. Jaswinder Singh, R/o V.P.O. Bhari, Tehsil Khamano, District Fatehgarh Sahib-141411

...Appellant

Versus

# Public Information Officer,

O/o Director, Education Recruitment Directorate, Punjab Govt. Model Sr. Sec. School (Microsoft Building), Phase-3B1, S.A.S. Nagar (Mohali)-160056.

## First Appellate Authority

O/o Director, Education Recruitment Directorate, Punjab Govt. Model Sr. Sec. School (Microsoft Building), Phase-3B1, S.A.S. Nagar (Mohali)-160056.

...Respondents

# HEARD Through CISCO WEBEX - VC/TELEPHONE

**PRESENT**: Sh. Jaswinder Singh, Husband of the Appellant. Sh. Ashok Kumar, Sr. Assistant for the Respondents.

## ORDER:

The RTI application is dated 22.08.2019 vide which the Appellant has sought

information from the PIO O/o Director, Education Recruitment Directorate, Punjab, Govt.

Model Sr. Sec. School (Microsoft Building), Phase-3B1, S.A.S. Nagar (Mohali)-160056 in

his RTI application as under: -

"…ਸਿੱਖਿਆ ਸਰਵਿਸ ਪ੍ਰੋਵਾਈਡਰ ਪੀ.ਟੀ.ਆਈ. 244 ਪੋਸਟਾਂ ਦੇ ਸਬੰਧ ਵਿੱਚ ਹੇਠ ਲਿਖੀ ਜਾਣਕਾਰੀ ਮੁਹੱਈਆ ਕਰਵਾਈ ਜਾਵੇ।−

- 1) ਕੁਲਵਿੰਦਰ ਕੌਰ, ਪਰਮਿੰਦਰ ਕੌਰ, ਨਰਿੰਦਰ ਕੌਰ, ਗੁਰੇਸ਼ ਸ਼ਰਮਾ (ਸਪੋਰਟਸ ਜਰਨਲ ਕੈਟਾਗਿਰੀ)
- 2) ਆਪ ਜੀ ਵੱਲੋਂ ਸਾਲ 2016 ਵਿੱਚ ਉਪਰੋਕਤ ਕਰਮਚਾਰੀਆਂ ਦੀ ਮੈਰਿਟ ਪਾਈ ਗਈ ਸੀ। ਜਿਸ ਵਿੱਚ ਸਬੰਧਿਤ ਕਰਮਚਾਰੀਆਂ ਦੇ ਦਸਤਾਵੇਜ ਮੁਹੱਈਆ ਕਰਵਾਏ ਜਾਣ।
- 3) ਚਾਰੇ ਕਰਮਚਾਰੀਆਂ ਦੇ ਬਾਰਵੀਂ ਦੇ ਨੰਬਰਕਾਰਡ ਅਤੇ ਬੀ.ਪੀ.ਐਡ, ਡੀ.ਪੀ.ਐਡ ਦੇ ਨੰਬਰਾਂ ਦੀ ਕਾਪੀ ਅਤੇ ਤਜਰਬੇ ਸਰਟੀਫਿਕੇਟ ਦੀ ਕਾਪੀ ਅਤੇ ਉਚ ਯੋਗਤਾ ਦੀ ਕਾਪੀ ਅਤੇ ਸਪੋਰਟ ਗਰੇਡਸ਼ਨ ਦੀ ਕਾਪੀ ਮੁਹੱਈਆ ਕਰਵਾਈ ਜਾਣ। Cont...Pg2





- 2 -

#### APPEAL CASE NO. 1241 OF 2020

4) ਆਪ ਜੀ ਵੱਲ੍ਹੋ ਇਸ ਮੈਰਿਟ ਕਿਸ ਨਿਯਮ ਤਹਿਤ ਬਣਾਈ ਗਈ। ਉਸ ਦੀ ਕਾਪੀ ਵੀ ਮੁਹੱਈਆ ਕਰਵਾਈ ਜਾਵੇ।

When no information has been received from the PIO, he has filed First Appeal with the First Appellate Authority (hereinafter FAA) on 27.02.2020 but no reply has been received from him and he has filed Second Appeal in the Commission on 27.04.2020 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 23.07.2020.

During the hearing dated 23.07.2020, the Appellant stated that no information has been provided to him and the Respondent was absent. Adjourned for 10.09.2020 and further postponed for 20.10.2020.

The matter is taken up today. The Respondent reiterates his earlier version that the sought for information by the Appellant is third party information and as such, the same cannot be supplied to the Appellant under section 8 (1) (J) of the RTI Act, 2005 and same has been conveyed to the Appellant vide letter no. 13/55-19RB(3)/202082447, dated, S.A.S. Nagar: 06.03.2020.

In view of the above, the Bench agrees with the contention of the PIO that the information sought is 3rd party information. The PIO has rightly denied this information to the Appellant. Accordingly, the Appeal case is **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh 20.10.2020

**RED CROSS BUILDING, NEAR ROSE GARDEN,** 

**SECTOR 16, CHANDIGARH.** 

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#### APPEAL CASE NO. 2231 OF 2019

Ms. Sukhiit Kaur, # 213, Phase-3-A, S.A.S. Nagar (Mohali). (9855112226)

...Appellant

Versus

#### Public Information Officer.

O/o Department of Local Government, Punjab, Municipal Bhawan, Sector-35, Chandigarh.

First Appellate Authority,

O/o Department of Local Government, Punjab, Municipal Bhawan, Sector-35, Chandigarh.

...Respondents

# HEARD THROUGH CISCO WEBEX - VC/TELEPHONE

PRESENT: Ms. Sukhjit Kaur, Appellant. Sh. Balwinder Pal, Sr. Assistant on behalf of the Respondents.

## **ORDER:**

The RTI application is dated 07.02.2019 vide which the Complainant has sought information from the PIO O/o Department of Local Government, Punjab, Chandigarh in his RTI application as under: -

"Please supply me the information with respect to my complaints of the following Diary No. given below, with regard to action taken and current status duly 3237/22.10.2018 certified. 1)

3349/31.10.2018 In the office of Mr. Sidhu." 2)

When no information has been received from the PIO, he has filed First Appeal with the First Appellate Authority (hereinafter FAA) on 22.08.2019 but no reply has been received from him and he has filed Second Appeal in the Commission on 18.11.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties. Cont...Pg2



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#### APPEAL CASE NO. 2231 OF 2019

The case is fixed for today. The Appellant states that no information has been provided to her whereas the Respondent states that the enquiry is still pending in this case on the Government level, therefore, requisite information cannot be supplied to the Appellant. They further states that as and when the inquiry is completed, the sought for information will be supplied to the Appellant as per the RTI Act, 2005 and same is conveyed to the Appellant in writing.

As the enquiry is not completed till date, the case is **disposed off and closed** with the directions to the Respondent – PIO that whenever the enquiry is completed, report of the same should be given to the Appellant within 10 days from the date of the completion of the enquiry positively, under intimation to the Commission.

The Appellant is at liberty to approach the Commission if the Respondent – PIO will not comply with the above mentioned order passed by the Commission today. Copies of the order be sent to the parties.

Chandigarh 20.10.2020