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Sh. Yogesh Mahajan, (9814354649)

S/o Late Sh. Kuldip Raj Mahajan,

President of Anti Corruption Council, Opp. Water Tank,

Municipal Market, Mission Road, Pathankot.

.....Appellant/Complainant

Versus

Public Information Officer

.....Respondent

O/o XEN, Centre Works Division PWD B&R,

Mohali.

First Appellate Authority

O/o Superintending Engineer, Centre Works Circle, PWD B&R, Punjab, Sector-17, Chandigarh.

Appeal Case No.3564 of 2021

(Cisco Webex Proceedings)

RTI application filed on 05-05-2021

PIO replied on

First appeal filed on 16-06-2021

First Appellate Authority order

Appellant: Sh. Yogesh Mahajan

Respondent: Absent

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 06.08.2021. Accordingly, the cases are fixed for today.

Information Sought:

1) Subject matter of information

Grants Received/utilized in your Division period 01-05-2020 to 01-05-2021

Description of information required 1)Attested copies of Financial/ Comparative statements approved by the competent authority for the works by E-Tendering undertaken/carried out between the period 01-05-2020 to 01-05-2021

- 2) Attested copies of Financial statements approved by the competent authority for the works by Tender work by you have undertaken/carried out between the period 01-05-2020 to 01-05-2021.
- 3) Attested copies of Tender Register of Division 01-05-2020 to 01-05-2021
- 4) List of work order book number and Sr. No issued by you to your SDE and if SDE got printed from market, provide us list period 01-05-2020 to 01-05-2021
- 2. Appellant, Sh. Yogesh Mahajan acknowledged the receiving of sought information and has requested to close the case.
- 3. As the information stands supplied therefore, no cause of action is required in this case. Hence, the instant appeal case is disposed & closed

Sd/-

(Maninder Singh Patti) State Information Commissioner, Pb.

Chandigarh Dated: 21.02.2022

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Sh. Yogesh Mahajan, (9814354649)

S/o Late Sh. Kuldip Raj Mahajan,

President of Anti Corruption Council, Opp. Water Tank,

Municipal Market, Mission Road, Pathankot.

.....Appellant/Complainant

Public Information Officer

.....Respondent O/o XEN, Centre Works Division PWD B&R,

Mohali.

First Appellate Authority

O/o Superintending Engineer, Centre Works Circle, PWD B&R, Punjab, Sector-17, Chandigarh.

Appeal Case No.3570 of 2021

(Cisco Webex Proceedings)

RTI application filed on 05-05-2021

PIO replied on

First appeal filed on 16-06-2021

First Appellate Authority order

Present: Appellant: Sh. Yogesh Mahajan

Respondent: Absent

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 06.08.2021. Accordingly, the cases are fixed for today.

Information Sought:

1) Subject matter of information Works undertaken/ Carried out during in your Sub Divisions above said

Period 01-05-2020 to 01-05-2021

No.1, Sub Divisional Officer, Center works Sub Division, PWD B&R, Chandighar,

No.2 Sub Divisional Officer, Center works

Sub Division No.1, PWD B&R, Mohali,

No.3 Sub Divisional Officer, Center works

Sub Division No.3, PWD B&R, Mohali,

Description of information required 1) Attested copies of work order book all sub divisions for the Period 01-05-2020 to 01-05-2021

- 2) List of name of work and cost of work M.B written by S.D.O, your all S/Divn, Period 01-05-2020 to 05-05-2020
- 2. Appellant, Sh. Yogesh Mahajan acknowledged the receiving of sought information and has requested to close the case.
- 3. As the information stands supplied therefore, no cause of action is required in this case. Hence, the instant appeal case is disposed & closed

Sd/-

(Maninder Singh Patti) State Information Commissioner, Pb.

Chandigarh Dated: 21.02.2022

PUNJAB STATE INFORMATION COMMISSION

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Sh. Jasbir Singh, (9888296107)	
Guru Nanak Nagar, Village Bolapur. Jhabewal,	
Post Office Ramgarh, District Ludhiana -141123	Appellant/Complainant
Versus	
Public Information Officer	Respondent
O/o Sub Divisional Magistrate,	
Pathankot.	

First Appellate Authority

O/o Sub Divisional Magistrate,

Pathankot.

Appeal Case No.3576 of 2021 (Cisco Webex Proceedings)

RTI application filed on : 03-10-2020 PIO replied on : 28-10-2020 First appeal filed on : 05-11-2020 First Appellate Authority order : -

Present: Appellant: Sh. Jasbir Singh

Respondent:

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 06.08.2021. Accordingly, the cases are fixed for today.

Information Sought:

- (5) ਪ੍ਰਾਪਤ ਕੀਤੀ ਜਾਣ ਵਾਲੀ ਸੂਚਨਾ ਦਾ ਵੇਰਵਾ :- NIC ਦੇ ਨਾਲ ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਕੀਤੇ ਪੱਤਰ ਵਿਹਾਰ ਅਤੇ EMail ਬਾਰੇ ਸੂਚਨਾ ਲੈਣ ਬਾਰੇ।
- ੀ):– ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਜਨਵਰੀ 2019 ਤੋਂ ਲੈ ਕੇ ਹੁੱਣ ਤੱਕ NIC ਦੇ ਨਾਲ ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਕੀਤੇ ਪੱਤਰ ਉਵਹਾਰ ਅਤੇ ਕੀਤੀਆ EMail ਦੀ ਤਸਦੀਕਸ਼ੂਦਾ ਕਾਪੀਆ ਦਿੱਤੀਆ ਜਾਣ ।
 - 2. Appellant, **Sh. Jasbir Singh** acknowledged the receiving of sought information and has requested to close the case.
 - 3. As the information stands supplied therefore, no cause of action is required in this case. Hence, the instant appeal case is **disposed & closed**

Sd/-

Chandigarh (Maninder Singh Patti)
Dated: 21.02.2022 State Information Commissioner, Pb.

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.....Appellant/Complainant

.....Respondent

Sh. Paramjit Singh, (9876551253)

S/o Sh. Kuldip Singh,

47D, Punjab Avenue, Urban Estate - I, Jalandhar.

Versus

Public Information Officer

O/o Astt. Commissioner State Tax, Jalandhar-2.

First Appellate Authority

O/o Deputy Commissioner of State Tax, Jalandhar.

Appeal Case No.3674 of 2021

(Cisco Webex Proceedings)

RTI application filed on : 13-05-2021

PIO replied on : -

First appeal filed on : 11-06-2021

First Appellate Authority order : -

Present: Appellant: Sh. Paramiit Singh

Respondent: Sh. Gurjit Singh (ETO), 9876090708

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 16.08.2021. Accordingly, the cases are fixed for today.

Information Sought:

विश्व निर्मा के कि विषवेद कांकर मानीत के दिनी मुक्त प्रविक्र रिम्म दिक देंगाउ क्यान्द्रशानी के का तिनिवार हमें किये समस्की प्रता है रिक्स का प्रवास देवा क्यानिकार के की की कर रिक्स का प्रवास के किया क्यानिकार हमें कार्य की कही, प्राव्यक्त के की की क्या किया के की कार्य के किया कार्य कार्य कार्य के किया कार्य के किया कार्य कार्य

- 2. Appellant, **Sh. Paramjit Singh** acknowledged the receiving of sought information and has requested to close the case.
- 3. As the information stands supplied therefore, no cause of action is required in this case. Hence, the instant appeal case is **disposed & closed**

Sd/-

(Maninder Singh Patti)
State Information Commissioner, Pb.

Chandigarh Dated: 21.02.2022

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Sh. Paramjit Singh, (9876551253)

S/o Sh. Kuldip Singh,

47D, Punjab Avenue, Urban Estate - I,

Jalandhar.

.....Appellant/Complainant

.....Respondent

Versus

Public Information Officer

O/o Astt. Commissioner of State Tax, Jalandhar-I.

First Appellate Authority

O/o Deputy Excise & Taxation Commissioner, Jalandhar Division,

Jalandhar.

Appeal Case No.3709 of 2021 (Cisco Webex Proceedings)

RTI application filed on : 04-05-2021

PIO replied on : -

First appeal filed on : 11-06-2021

First Appellate Authority order : -

Present: Appellant: Sh. Paramjit Singh

Respondent: Absent

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 17.08.2021. Accordingly, the cases are fixed for today.

Information Sought:

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- 2. Appellant, **Sh. Paramjit Singh** acknowledged the receiving of sought information and has requested to close the case.
- 3. As the information stands supplied therefore, no cause of action is required in this case. Hence, the instant appeal case is **disposed & closed**

Sd/-

(Maninder Singh Patti)
State Information Commissioner, Pb.

Chandigarh Dated: 21.02.2022

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Sh. Piara Lal, (9779146205)

S/o Sh. Sant Ram, Village R/o Tehsil Baba Bakala Sahib, Distt Amritsar.

.....Appellant/Complainant

.....Respondent

Versus

Public Information Officer

O/o Treasury Officer,

Amritsar.

Complaint Case No.1321 of 2021 (Cisco Webex Proceedings)

RTI application filed on : 11-09-2021

PIO replied on : -

Present: Appellant: Absent

Complainant: Sh. Mandeep Singh (Treasury Officer), 9914804242

ORDER:

- 1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 13.12.2021. Accordingly, the cases are fixed for today.
- 2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, in which no directions for providing further information can be given by the Commission.

The 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.

- 3. 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.
- **4.** 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 19(3) of the RTI Act, 2005.

Complaint Case No.1321 of 2021

(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Sh. Piara Lal** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed of accordingly, with the above observations and directions.

Sd/-

Chandigarh Dated: 21.02.2022 (Maninder Singh Patti)
State Information Commissioner, Pb.

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Sh. Jaswinder Singh, (7087099537)

S/o Late Sh. Mewa Singh, VPO Bhagwanpura, Tehsil Samrala, Distt Ludhiana - 141414

.....Appellant/Complainant

Versus

Public Information Officer

O/o Astt. Registrar, Cooperative Societies, Samrala, Distt Ludhiana.

.....Respondent

Complaint Case No.1328 of 2021

(Cisco Webex Proceedings)

RTI application filed on : 09-09-2021 PIO replied on : 28-10-2021

Present: None

ORDER:

- 1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 13.12.2021. Accordingly, the cases are fixed for today.
- 2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, in which no directions for providing further information can be given by the Commission.

The 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.

- 3. 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.
- **4.** 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 19(3) of the RTI Act, 2005.

Complaint Case No.1328 of 2021

(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Sh. Jaswinder Singh** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed of accordingly, with the above observations and directions.

Sd/-

Chandigarh Dated: 21.02.2022

(Maninder Singh Patti)
State Information Commissioner, Pb.

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Dr. Brij Mohan Barthwal, (9463956394)

Astha Awas, Kulam Road, Nawanshahr - 144514	Appellant/Complainant
Versus Public Information Officer	Respondent
O/o E.O, Nagar Council,	

Complaint Case No.18 of 2022 (Cisco Webex Proceedings)

RTI application filed on : 21-07-2021 PIO replied on : 10-08-2021

Present: NONE

ORDER:

Nawanshahr.

- 1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 13.12.2021. Accordingly, the cases are fixed for today.
- 2. The complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, in which no directions for providing further information can be given by the Commission.

The 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.

- 3. 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.
- **4.** 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 19(3) of the RTI Act, 2005.

Complaint Case No.18 of 2022

(Cisco Webex Proceedings)

5. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority along with a copy of RTI application for their ready reference and is also directed to call the complainant **Dr. Brij Mohan Barthwal** within 15 days of receipt of this order provide the information/reply pertaining to this RTI application. A compliance report of the same has to be sent in the commission. The appeal is disposed of accordingly, with the above observations and directions.

Sd/-

Chandigarh Dated: 21.02.2022

(Maninder Singh Patti)
State Information Commissioner, Pb.