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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

## Sh. Sarabjeet Singh Minhas,

R.T.I. Activist, House No. 1375, Street Chobna Wali Verka, Amritsar. M:98722-58726

....Appellant

V/s.

## **Public Information Officer.**

**O/o** Director, State Transport, Punjab, Sector-17, Chandigarh.

### First Appellate Authority,

**O/o** Director, State Transport Punjab, Sector-17, Chandigarh.

...Respondents

## Appeal Case No. 3132 of 2018

**Present:** The Appellant, Sh. Sarabjeet Singh Minhas is absent.

Sh. Balvir Singh, Senior Assistant is present on behalf

of Respondent/PIO.

### **ORDER**

The date of RTI application is 26.06.2018. The date of First Appeal is 30.07.2018. The date of 2<sup>nd</sup> appeal filed in the Commission is 13.09.2018.

The Appellant, Sh.Sarabjit Singh Minhas is absent, but he has sent a letter dated 20.11.2018 enclosing therewith a copy of letter dated 13.11.2018 of the Appellate Authority-cum-Deputy Director, State Transport, Punjab. As per his letter dt.20.11.2018, he has been called by the Appellate Authority to supply him the information. He has also requested for adjournment of his case.

Acceding to the request of the Appellant, the hearing is adjourned.

Sh.Balvir Singh, Sr.Asstt., Representative of PIO /Director, State Transport, Punjab is directed to ensure that the requisite information is supplied to the Appellant as mentioned in the letter dated 13.11.2018 of the Appellate Authority. PIO/Respondent is also directed to come present on the next date of hearing fixed for 28.01.2019.

The Appellant is also advised to go through the information after the same is received by him and point out discrepancies, if any. He is also advised to come present on 28.01.2019.

The case is adjourned to next date of hearing.

Both the parties to come present on 28.01.2019 at 11.00 AM.

Copies of the orders be given to both the parties.

Sd/-(Sanjiv Garg) State Information Commissioner, Puniab

Dated: 21.11.2018

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**Sh. Puneet Sood**, S/o Sh. Som Dev Sood, R/o 125, Church Road, Ferozepur Cantt. Pin: 152001 M: 9814222309

....Appellant

V/s.

**Public Information Officer, O/o** The Secretary, Regional Transport Authority, Ferozepur.

First Appellate Authority,

**O/o** State Transport Commissioner, Punjab,

Sector-17, Chandigarh. ....Respondents

Appeal Case No. 3134 of 2018

**Present:** The Appellant, Sh. Puneet Sood is present.

Sh. Jaswinder Singh, Data Entry Operator is present on behalf of

Respondent/PIO.

<u>ORDER</u>

Dated: 21.11.2018

The date of RTI application is 05.06.2018. The date of First Appeal is 10.07.2018. The date of 2<sup>nd</sup> appeal filed in the Commission is 13.09.2018.

The Appellant Sh. Puneet Sood is present.

Shri Jaswinder Singh, Data Entry Operator who appeared on behalf of PIO/Respondent produced letter No.RTA/Ferozepur/1197 dated 20.11.2018. It is stated by the PIO/Respondent in the letter that the sought for information has been supplied to the Appellant vide letter No.RTA/Ferozepur/419 dated 11.06.2018. He also produces a copy of the letter dated 20.11.2018 along with the requisite information before the Commission which is taken on record.

The Appellant was asked to go through the information supplied and see if he is satisfied with the information. The appellant submitted letter dated 21.11.2018 duly signed by him that he is satisfied with the information supplied to him.

Since the information stands supplied to the Appellant as per his letter dated 21.11.2018 submitted to the Commission, the appeal is disposed of and the case is closed.

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Sh. Viveak Kumar Bakshi,

S/o Sh. Kewal Krishan Bakshi, House No. 102, Sugandh Vihar, Pakhowal Road, Phullanwal, Ludhiana, Punjab, Pin: 141013 M: 9814222309

....Appellant

V/s.

**Public Information Officer.** 

**O/o** The Secretary, Regional Transport Authority, Ludhiana.

First Appellate Authority,

**O/o** State Transport Commissioner, Punjab, Sector-17, Chandigarh.

...Respondents

Appeal Case No. 3145 of 2018

**Present:** The Appellant, Sh. Vivek Kumar Bakshi is present.

Ms. Lovejeet Kalsi, Secretary, Regional Transport Authority, Ludhiana PIO is present on behalf of Respondent/PIO.

ORDER

Dated: 21.11.2018

The date of RTI application is 23.04.2018. The date of First Appeal is 04.06.2018. The date of 2<sup>nd</sup> appeal filed in the Commission is 17.09.2018.

The Appellant Sh. Vivek Kumar Bakshi appeared and states that no information has been supplied to him till date by the PIO/Respondent.

Ms. Lovejeet Kalsi, PIO/Respondent came present. She has not produced any information before the Commission. As such, PIO/Respondent is directed to supply the requisite information to the Appellant by registered post.

The Appellant is also advised to go through the information as and when the same is received by him and point out deficiencies, if any. He is further advised to come present on the next date of hearing.

Both the parties to come present on next date of hearing.

The case is adjourned to 28.01.2019 at 11.00 AM.

Copies of the orders be sent to both the parties.

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Sh. Surinder Pal Singh,

S/o Sh. Jagdish Singh, (Sr. Assistant, PRTC (H.Q), Patiala) House No. 166-C, Rattan Nagar, Tripuri, Patiala - 147004 M: 9779215166

....Appellant

V/s.

**Public Information Officer**,

**O/o** Pepsu Road Transport Corporation, Head Office, Nabha Road, Patiala.

First Appellate Authority,

**O/o** Chief Accounts Officer -cum- Managing Director, PRTC (HQ), Patiala.

...Respondents

Appeal Case No. 3155 of 2018

**Present:** The Appellant, Sh.Surinder Pal Singh is absent.

Sh. Gian Chand, Senior Assistant is present on

behalf of Respondent/PIO.

### **ORDER**

Dated: 21.11.2018

The date of RTI application is 17.04.2018. The date of First Appeal is 06.08.2018. The date of 2<sup>nd</sup> appeal filed in the Commission is 17.09.2018.

The Appellant Sh. Surinder Pal Singh is absent, but he has sent a letter dated 14.11.2018 stating that no reply has been received by him. He has also prayed that he is unable to attend the court due to a family function and as such, has requested to adjourn the case to another date.

Sh. Gian Chand, SA is present on behalf of the Respondent/PIO i.e. Pepsu Road Transport Corporation, Patiala. He produced a letter endorsed to the Commission showing that the information has been supplied to the Appellant, but no receipt has been produced for having supplied the information to the Appellant. Respondent/PIO is directed to supply the information to the Appellant by registered post and produce the copy of postal receipt on the next date.

The Appellant is advised to go through the information after the same is received by him and point out deficiencies, if any. He is also advised to come present on the next date.

Both the parties to come present on the next date of hearing. The case is adjourned to **28.01.2019 at 11.00 AM.**Copies of orders be sent to both the parties.

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Sh. Ravinder Kataria

# 64, New Sant Fateh Singh Nagar, Dugri Road, Ludhiana. M: 9463133590

Email: rkataria1963@gmail.com

....Appellant V/s.

**Public Information Officer,** 

**O/o** Secretary, Regional Transport Authority, Ludhiana.

First Appellate Authority,

**O/o** State Transport Commissioner, SCO No. 177-178, Sector 17-C, Chandigarh.

...Respondents

**Appeal Case No. 3173 of 2018** 

**Present:** The Appellant, Sh.Ravinder Kataria is present.

Ms.Lovejeet Kalsi, Secretary, Regional Transport Authority, Ludhiana,

Respondent/PIO is present.

**ORDER** 

Dated: 21.11.2018

The date of RTI application is 18.06.2018. The date of First Appeal is 06.08.2018. The date of 2<sup>nd</sup> appeal filed in the Commission is 18.09.2018.

The Appellant Sh. Ravinder Kataria is present. He states that he is satisfied with the information supplied vide letter dated 20.07.2018 regarding Point No.1, but he is not satisfied with Reply on Point No.2 and 3.

Ms. Lovejeet Kalsi, Secretary, RTA Ludhiana, PIO/Respondent states that firstly the information is 3rd party which cannot be supplied under RTI Act. Moreover, the office of RTA Ludhiana has switched over to the new Software in regard to preparation of driving licenses w.e.f. May, 2018. As such, it may not be possible to extract information out of the old Software. PIO/Respondent was directed to give in writing to this effect.

The PIO/Respondent states that she will give an affidavit signed by her on the next date to the effect that this information cannot be given for the reasons stated above.

PIO/Respondent is also directed to come present on the next date of hearing. The Appellant is also advised to come present on the next date of hearing.

Next date of hearing is fixed for **28.01.2019 at 11.00 AM.** Copies of orders be sent to both the parties.

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V/s.

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

#### Sh. Ravinder Kataria

# 64, New Sant Fateh Singh Nagar, Dugri Road, Ludhiana. M: 9463133590

Email: rkataria1963@gmail.com

....Appellant

### **Public Information Officer,**

**O/o** Secretary, Regional Transport Authority, Ludhiana.

## First Appellate Authority,

**O/o** State Transport Commissioner, SCO No. 177-178, Sector 17-C, Chandigarh.

...Respondents

### Appeal Case No. 3174 of 2018

**Present:** The Appellant, Sh.Ravinder Kataria is present.

Ms. Lovejeet Kalsi, Secretary, Regional Transport Authority, Ludhiana,

Respondent/PIO is present.

#### **ORDER**

Dated: 21.11.2018

The date of RTI application is 18.06.2018. The date of First Appeal is 06.08.2018. The date of  $2^{nd}$  appeal filed in the Commission is 18.09.2018.

The Appellant Sh. Ravinder Kataria is present. He states that he is not satisfied with the information supplied on 20.07.2018 regarding Point No.1 & 2.

Ms. Lovejeet Kalsi, Secretary, RTA Ludhiana, PIO/Respondent states that firstly the information is 3rd party which cannot be supplied under RTI Act. Moreover, the information sought by the Appellant is voluminous one, and it is not possible to supply the same.

After discussing the case with both the parties, PIO/Respondent was enquired if the record could be inspected by the Appellant in office of Secretary, RTA Ludhiana. The PIO/Respondent states that the Appellant can visit the office of RTA Ludhiana to inspect the record on the date fixed.

The Appellant is advised to visit the o/o RTA Ludhiana on 11.12.2018 at 11.00 AM and inspect the required record in regard to the information sought by him.

PIO/Respondent is also directed to ensure that the Appellant is allowed to inspect the requisite record on the stipulated date and time and to come present on the next date of hearing. The Appellant is also advised to come present on the next date of hearing.

Next date of hearing is fixed for **28.01.2019 at 11.00 AM**. Copies of orders be sent to both the parties.

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#### Sh. Ravinder Kataria

# 64, New Sant Fateh Singh Nagar, Dugri Road, Ludhiana. M: 9463133590

Email: rkataria1963@gmail.com ....Appellant

V/s.

### **Public Information Officer,**

**O/o** The Secretary, Regional Transport Authority, Ludhiana.

### First Appellate Authority,

**O/o** State Transport Commissioner, SCO No. 177-178, Sector 17-C, Chandigarh.

...Respondents

### Appeal Case No. 3175 of 2018

**Present:** The Appellant, Sh.Ravinder Kataria is present.

Ms. Lovejeet Kalsi, Secretary, Regional Transport Authority, Ludhiana,

Respondent/PIO is present.

#### **ORDER**

Dated: 21.11.2018

The date of RTI application is 09.07.2018. The date of First Appeal is 21.08.2018. The date of  $2^{nd}$  appeal filed in the Commission is 18.09.2018.

The Appellant Sh. Ravinder Kataria is present. He states that no information has been supplied to him. However, a letter dated 09.08.2018 is available on the file vide which the Appellant was asked to visit RTA Office Ludhiana on any working day to inspect the record as the information is voluminous.

Ms. Lovejeet Kalsi, Secretary, RTA Ludhiana, PIO/Respondent has also reiterated that the information sought by the Appellant is voluminous one, and it is not possible to supply the same. As such, he was called to inspect the record.

After discussing the case with both the parties, it is directed that the PIO/Respondent will allow the Appellant to inspect the record on his visit to the office of RTA Ludhiana on the date fixed.

The Appellant is advised to visit the o/o Secretary, RTA Ludhiana on 13.12.2018 at 11.00 AM and inspect the record in regard to the information sought by him.

PIO/Respondent is also directed to ensure that the Appellant is allowed to inspect the requisite record on the stipulated date and time and to come present on the next date of hearing. The Appellant is also advised to come present on the next date of hearing.

Next date of hearing is fixed for **28.01.2019 at 11.00 AM**. Copies of orders be sent to both the parties.

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Sh. Gurdeep Singh Dhingi,

S/o Sh. Harnam Singh,

R/o Block No. 1, House No. 390,

Dharmpura Mohalla, Dhuri, Tehsil Dhuri,

Distt. Sangrur. M: 9815344346 ....Appellant

V/s.

**Public Information Officer.** 

**O/o** M.D. Asra College of Engineering & Technology, Nadampur (Chano), Tehsil Bhawanigarh, Distt. Sangrur.

First Appellate Authority,

O/o Director Public Instructions - DPI (Colleges),

Punjab, Mohali. ...Respondents

Appeal Case No. 3180 of 2018

**Present:** The Appellant Sh. Gurdeep Singh Dhingi is absent.

Sh.Vikas Goyal, Head of Deptt., Electronics & Communication Engg., MD Asra College of Engg. & Technology, Nadampur, Bhawanigarh is present on behalf of the Respondent/PIO.

**ORDER** 

Dated: 21.11.2018

The Appeal is dated 30.03.2018. The First Appeal is dated 21.06.2018. The date of Appeal filed in the Commission is 18.09.2018.

The Appellant, Sh. Gurdeep Singh Dhingi is absent without any intimation.

Shri Vikas Goyal, who is present on behalf of the PIO/ Respondent, submits his authority letter to appear in the case. He also produces letter No.ASRA/ACET/5856 dated 19.11.2018 to the effect that the college "Asra College of Engg. & Tech." is an unaided and self-financed organization. As per letter, it is not a 'Public Authority" and does not come under the purview of RTI Act. It is also stated in the letter that the College has not received any type of Aid/Grant from any Govt./ Non-Govt./Private Organization.

To substantiate this contention, Sh.Vikas Goyal, alongwith this letter also produces a copy of decision of State Information Commission, Punjab in Complaint No.243 of 2013. In the said complaint case, decision was rendered by the then State Information Commissioner, Shri Chander Parkash that the respondent Institute is not a 'public authority'. It does not come under the purview of the RTI Act and the case was closed. In order to further substantiate version of Respondent Institute, some newspaper clipping has also been enclosed mentioning, "Court rules out RTI for unaided institutions".

The Appellant, who is absent today without any intimation, is given one opportunity to put forth his version in support of his RTI application. As such, he is also advised to come present on the next date, otherwise the case will be decided on merits.

PIO/Respondent is also directed to appear on the next date of hearing.

Both the parties to come present on the next date.

The case is fixed for 28.01.2019 at 11.00 AM.

Copies of orders be sent to both the parties.

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Sh. Wassan Singh Goraya,

S/o Sh. Ajit Singh, R/o 120 - D, Sector 79, Airport Road, Mohali. M:9888500466

....Complainant

V/s.

**Public Information Officer, O/o** Vice Chancellor,
IKG Punjab Technical University,
Jalandhar Road, Kapurthala.

...Respondents

## Complaint Case No. 979 of 2018

**Present:** Sh.Wassan Singh Goraya, Complainant is present.

Sh.BKS Chhabra, Advocate is present on behalf of Respondent/PIO.

#### ORDER

Dated: 21.11.2018

The date of Complaint is 26.07.2018. The date of appeal filed in the Commission is 13.09.2018.

The Complainant, Shri Wasan Singh states that no information has been supplied to him till date.

Sh.BKS Chhabra, Advocate who appears on behalf of the PIO/Respondent produces a letter bearing No.IKGPTU/SVC/105 dated 14.11.2018. It is stated in the letter that as per University record, Sh.Sandeep Singh Kaura is not on University Rolls and we have nothing to do with him.

After going through the file and the documents on record, it is observed that the Complainant has raised many points in his RTI Application. Sh. BKS Chhabra, Advocate, Representative of the PIO/Respondent is advised to supply information to the Complainant through registered post by giving reply to each point. He is also advised to produce one copy of the information before the Commission alongwith the copy of postal receipt for having supplied the information to the complainant by registered post, on the next date.

The complainant is also advised to go through the information supplied by the PIO/Respondent as and when the same is received by him and put forth his version on each point of reply, if any, on the next date of hearing.

Both the parties to come present on next date of hearing. The case is fixed for **28.01.2019** at **11.00 AM**. Copies of orders be sent to both the parties.

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**Sh. Manjit Singh** S/o Sh.Gurcharan Singh, Village Maane Majra, W.No.7 Tehsil Chamkaur Sahib, Distt. Rupnagar

Pin:140112 (M: 84274-98620)

....Appellant

**Public Information Officer**,

O/o General Manager, Punjab Roadways, Chandigarh.

...Respondents

## Complaint Case No. 651 of 2018

V/s.

**Present:** The Complainant, Sh. Manjit Singh is present.

Sh. Naresh Kumar, Supdt. O/o General Manager, Punjab Roadways, Chandigarh

Respondent/PIO is present on behalf of PIO/Respondent.

### ORDER

Dated: 21.11.2018

The case was last heard on 03.10.2018. On the last date, Sh.Amrit Pal Singh, Law Officer had appeared on behalf of the PIO/Respondent. He had stated that the requisite information has been supplied to the Complainant Sh.Manjit Singh. He had also submitted a letter dated 01.10.2018 which was taken on record.

The Complainant Sh.Manjit Singh had stated that incomplete information has been provided to him. He had also stated that he was satisfied with the information supplied to him regarding Point No.4 & 7.

After discussing with the both the parties, Sh. Manjit Singh was advised to visit the office of Respondent/PIO on any working day to inspect the record relating to point No.2,5 & 6. Respondent/PIO was also advised to supply the remaining information relating to Point No.1 & 3 to the complainant or else, was advised to file a proper reply in the form of an affidavit, before the next date of hearing.

Today, Shri Naresh Kumar, PIO/Respondent came present on behalf of Respondent/PIO. He states that the information has been supplied to the Appellant vide letter No.12856/RK dated 01.10.2018. He also produced a copy of the letter dated 01.10.2018 before the Commission which is taken on record.

The Appellant was asked to go through the information supplied and see if he is satisfied with the information. The appellant submitted letter dated 21.11.2018 duly signed by him that he is satisfied with the information supplied to him.

Since the information stands supplied to the Complainant as per his letter dated 21.11.2018 submitted to the Commission, **the Complaint is disposed of and the case is closed**.

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

**Sh.Manjit Singh** S/o Sh.Gurcharan Singh, Village Maane Majra, W.No.7 Tehsil Chamkaur Sahib, Distt.Rupnagar

Pin:140112 (M: 84274-98620)

....Appellant

**Public Information Officer**,

O/o Director, State Transport, Punjab, Chandigarh.

...Respondents

Complaint Case No. 652 of 2018

V/s.

**Present:** The Complainant, Sh. Manjit Singh is present.

Sh. Balvir Singh, Senior Assistant, O/o State Transport Commissioner,

Chandigarh on behalf of Respondent/PIO is present.

**ORDER** 

Dated: 21.11.2018

The case was last heard on 01.08.2018. On the said date, the Respondent/PIO had stated that whatever information was available, has been supplied to the Complainant. But the Complainant had stated that the partial information has been supplied to him and also prayed for supply of remaining information.

Sh.Balvir Singh, Sr.Asstt. who appeared on behalf of the Respondent/PIO produces a Self Declaration letter duly signed by the PIO/Respondent dated 23.10.2018 giving reply/clarification in regard to the points of RTI Application of the complainant, which is taken on record.

The Appellant was asked, if he has received the information. He states that he has received the requisite information and he is satisfied with the same. The Appellant also submitted letter dated 21.11.2018 duly signed by him that he is satisfied with the information supplied to him.

Since the information stands supplied to the Appellant as per his letter dated 21.11.2018 submitted to the Commission, the Complaint is disposed of and the case is closed.

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Satish Kumar Malhotra,

Flat No.1104, Tower-A,

Victoria Heights, Peermuchhalla,

Zirakpur-Pin:140603(M: 84274-98620)

....Complainant

V/s.

**Public Information Officer.** 

O/o The Director, Technical Education & Industrial Training (IT Wing), Punjab, Sector-36A, Chandigarh.

...Respondents

## Complaint Case No. 655 of 2018

**Present:** The Complainant, Sh. Satish Kumar Malhotra is present.

Sh. Rachhpal Singh, Senior Assistant, O/o Director, Technical Education & Industrial Training (IT Wing), Chandigarh on behalf of Respondent/PIO is present.

### **ORDER**

Dated: 21.11.2018

The case was last heard on 03.10.2018. On the said date, the Complainant, Sh.Satish Kumar Malhotra informed that he had visited the office of Respondent/PIO on 01.08.2018 as per directions of Hon'ble Commission. On that date, no response was given by the PIO/Respondent nor any information was provided to him.

Sh. Rachhpal Singh, Sr.Asstt who had appeared on behalf of the Respondent/PIO had denied the statement made by the Complainant. He had assured to bring the records related to the requisite information as per RTI Application.

The request of Sh.Rachhpal Singh, SA who appeared on behalf of the Respondent/PIO was acceded to. He was advised to bring all the requisite record as per RTI Application on the next date of hearing. The complainant was also advised to come present on the next date of hearing.

Today, both the Complainant and Sh.Rachhpal Singh, SA, representative of PIO/Respondent are present. In compliance with the directions of Commission on the last date, Sh.Rachhpal Singh has brought with him the requisite record. The complainant Sh.Satish Kumar Malhotra and the representative of PIO/Respondent are advised to sit together. Shri Rachhpal Singh, SA will let the complainant inspect the record as per the information sought under RTI Act and also to supply the information as is asked for by the complainant.

The Complainant is advised to inspect the record as per his RTI Application and go through it and point out any deficiencies/requirement, if any, on the next date.

Both the parties to come present on the next date of hearing.

The case is now fixed for 28.01.2019 at 11.00 AM.

Copies of the orders be given both the parties.