



COMPLAINT CASE NO. 641 of 2019

Shri Amandeep Singh Sohi, Advocate (9463371924),
Chamber No.328, 2nd Floor, Distt. Courts,
BATHINDA-151001.

...Complainant

Versus

Public Information Officer,
O/o The Deputy Commissioner,
BATHINDA.

..... Respondents

Present: None on behalf of the Complainant.
Shri Ajay Kumar, Junior Engineer, on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. Shri Ajay Kumar, Junior Engineer, appears in the court on behalf of the Respondents and states that the sought for information has already been supplied to the Complainant by hand in the court on 26.09.2019 and had also supplied the same by Registered Post on 18.11.2019.

3. Today neither the Complainant nor his representatives are present. On the previous date of hearing the representatives of the Complainant were directed to point out the deficiencies, if any, in the provided information.

4. The representative of the Respondents states that they have not received any deficiency from the Complainant nor his representatives.

5. At this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) in para 31 whereof, it has been held that while entertaining a complaint case 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. The complainant is advised to approach the first appellate authority in this behalf.

6. In view of the above it is assumed that the Complainant might have received the demanded information and he is satisfied with it. Therefore, the Complainant Case is disposed of and closed. Copies of the order be sent to the parties.

Sd/-

Place : Chandigarh.
Dated: 21.11.2019.

(Hem Inder Singh)
State Information Commissioner

PS : S/Shri Durga Dutt Sharma and Raj Kumar Gupta, Advocates, on behalf of the Complainant appeared in the court after adjournment of the case and they were apprised of the court proceedings.



COMPLAINT CASE NO. 642 OF 2019

Shri Jagdish Kumar Gupta, Advocate (9465750041),
Chamber No.470, 3rd Floor, Distt. Courts,
BATHINDA-151001.

...Complainant

Versus

Public Information Officer

O/O The Tehsildar,
BATHINDA-151001.

..... Respondents

Present: None on behalf of the Complainant.
Shri Tejnoor Singh, Patwari, on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. The representative of the Respondents appears in the court and states that the sought for information has already been supplied to the Complainant vide their letter No.272/RTI, dated 13.09.2019.

3. The complainant is absent for the 2nd time consecutively without any information to the Commission. It is assumed that he might have received the demanded information and may be satisfied with the same.

4. At this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) in para 31 whereof, it has been held that while entertaining a complaint case 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. The complainant is advised to approach the first appellate authority in this behalf.

5. In view of the above, the Commission is not inclined to take any more action. Therefore, **the case is disposed of and closed.** Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner



APPEAL CASE NO. 807 of 2019

Shri Upkar Singh son of Shri Surinder Singh,
Plot No.19, Upkar Nagar,
Near Sewak Enclave,
Rajpura, Distt. Patiala.

...Appellant

Versus

Public Information Officer
O/O The Punjab Water Supply
And Sewerage Board,
Nabha Road, PATIALA.

First Appellate Authority,
O/O The Punjab Water Supply
And Sewerage Board,
Nabha Road, PATIALA.

..... Respondents

Present: Shri Upkar Singh, the appellant, in person.
Ms. Lata Chauhan, XEN-cum-PIO, on behalf of the respondents.

ORDER:

Today both the parties are present.

2. This order may be read with reference to the previous order dated 25.09.2019.
3. The appellant appears in the court and states that the information supplied is incomplete.
4. Ms. Lata Chauhan, XEN-cum-PIO, appears on behalf of the respondents and submits a letter No.5253, dated 20.11.2019, stating therein that the information is third party information, so the same cannot be provided as per Section 8(1)(J) of RTI Act 2005 as disclosure of the same has no large public interest. The letter is taken on record. She further states that this reply has already been given in another RTI application of the appellant. Keeping in view the above, show cause notice issued to her stands dropped.
5. The appellant shows his dissatisfaction but it is made clear that the information being a third party information, cannot be provided to the appellant.
6. The Commission is of the view that information has adequately been provided to the appellant, hence, **the appeal case is disposed of and closed**. Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864118, FAX No. 0172-2864125,

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Appeal Case No: 797 of 2018

Advocate Tejinder Singh,
R/o Village Bholapur,
Post Office Ramgarh,
Chandigarh Road, Ludhiana.

Appellant.

Versus

Public Information Officer,
O/O The Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority,
O/O The State Transport Commissioner,
Punjab, Chandigarh.

Respondent

Present : None on behalf of the Appellant.
Shri Kanwaljit Singh, PCS, the then Respondent-PIO.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. Shri Kanwaljit Singh, PCS, the then Respondent-PIO is present in person in the court and states that the demanded information was provided to the appellant vide their letter No.11566/ RTA, dated 11.09.2018 and Letter No.12526/RTA, dated 17.10.2018 (as mentioned in his affidavit placed in the file) i.e. before the imposition of penalty vide order dated 13.03.2019 on the then Respondent-PIO.

3. Almost on every previous hearing, the appellant had denied having received any information from the Respondents but now, vide his e-mail dated 20.11.2019 received in the Commission, he has stated that the demanded information had already been received by him on 12.10.2018. The e-mail is taken on record. Keeping this in view the penalty of Rs.10000/- imposed on Shri Kanwaljit Singh, PCS, the then Respondent-PIO, RTA, Jalandhar, is waived of.

4. Although the appellant is absent today, but an e-mail has been received from him in the Commission wherein he has confirmed that the sought for information had already been received from the Respondents on 12.10.2018 and he is satisfied with it. He has further requested that the appeal case may please be filed.

5. From the above it is clear that the demanded information stands supplied and hence, **the appeal case is disposed of and closed.** Copies of order be sent to the parties.

Sd/-

(Hem Inder Singh)

State Information Commissioner

Place : Chandigarh.

Dated: 21.11.2019

- Copy for information to :
1. The State Information Commissioner,
Punjab, Sector 17, Chandigarh
 2. **Shri Kanwaljit Singh, PCS,**
Addl. Chief Administrator
Jalandhar Development Authority
JALANDHAR.



APPEAL CASE NO. 1786 of 2019

Shri Ramandeep Singh Ahluwalia,
New Ward No.18, Street No.2,
Kartar Nagar, Amloh Road,
KHANNA.

...Appellant

Versus

Public Information Officer

O/O The Director,
Local Government Punjab,
Municipal Bhawan, Sector 35-A,
CHANDIGARH.

Public Information Officer

The Executive Officer,
Municipal Council, Khanna.

First Appellate Authority,

O/O The Director,
Local Government Punjab,
Municipal Bhawan, Sector 35-A,
CHANDIGARH.
Respondents

.....

Present : None on behalf of the Appellant..
Shri Randbir Singh,EO, Khanna, Ms. Rajwinder Kaur,SDE and Shri Rajinder Rai, XEN from HO,ECL, on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. Shri Randbir Singh,EO, Khanna, Ms. Rajwinder Kaur,SDE and Shri Rajinder Rai, XEN from HO,ECL, appear in the court and EO, Khanna, submits the sought for information in the court to be handed over to the appellant. The representatives of the Respondents further state that the appellant is a habitual RTI activist and also demands for voluminous information in his every RTI application as has been sought for in the RTI application in question.

3. The appellant is absent today and sent an e-mail stating that due to ill health he is unable to attend the court so he may be exempted from today's hearing and he has further requested for adjournment.

Contd..2/p...



APPEAL CASE NO.1786 OF 2019

-2-

4. Accordingly the court is adjourned to **18.12.2019 at 11.30AM**. Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy forwarded for information and necessary action by Registered Post to ;

Shri Ranbir Singh,
Executive Officer-cum-PIO,
Municipal Council,
KHANNA.

The Public Information Officer(By Name)
The Municipal Engineer-cum-PIO,
O/o The Engineer-in-Chief,
Local Govt. Punjab,
Municipal Bhawan, Sector 35-A,
CHANDIGARH.



APPEAL CASE NO. 1787 of 2019

Shri Ramandeep Singh Ahluwalia,
New Ward No.18, Street No.2,
Kartar Nagar, Amloh Road,
KHANNA.

...Appellant

Versus

Public Information Officer

O/O The Director,
Local Government Punjab,
Municipal Bhawan, Sector 35-A,
CHANDIGARH.

Public Information Officer

The Executive Officer,
Municipal Council, Khanna.

First Appellate Authority,

O/O The Director,
Local Government Punjab,
Municipal Bhawan, Sector 35-A,
CHANDIGARH.

..... Respondents

Present : None on behalf of the Appellant..
Shri Vikas Kumar, APIO, on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. The appellant is absent today and sent an e-mail stating that due to ill health he is unable to attend the court so he may be exempted from today's hearing and he has further requested for adjournment.

3. The representative of the Respondents states that the case was transferred to LG-1 and they further transferred the same to The Executive Engineer(XEN), Water Supply and Sewerage Board, Punjab, Chandigarh. He further states that in order to supply the information, the appellant, vide their letter No.PWSSB-2019/A-1/22517-18, dated 08.10.2019 and further reminder dated 09.11.2019, has been asked to deposit Rs.162/-in the name of the Chief Executive Officer, PWSSB, Chandigarh, for 31 page information and registration charges. But the appellant has not deposited the same till date.

4. The Appellant is directed to deposit Rs.162/- in the name of the Chief Executive Officer, PWSSB, Chandigarh, to get the demanded information.

5. The Respondents are directed to supply the demanded information as soon as they receive the above said charges from the appellant.

6. Accordingly the court is adjourned to **18.12.2019 at 11.30AM**. Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Appeal Case No: 1797 of 2019

Smt. Harkesh Kaur Lottey,
W/o Sh. Shamsher Singh Lottey,
VPO Burthala Mander,
The : Malerkotla, Distt. Sangrur..

Appellant.

Versus

Public Information Officer,
O/O The Director,
Department of Education(EE)Punjab,
PSEB Complex, Block E, Phase-VIII,
SAS Nagar (Mohali).

First Appellate Authority,
O/O The Secretary,
Education Department, Punjab,
Chandigarh.

Present: None on behalf of both the parties.

ORDER:

This order may be read with reference to the previous order dated 27.08.2019.

2. The appellant is absent for the 2nd time consecutively without any intimation to the Commission. One more opportunity is given to her to be present in the court on the next date of hearing to pursue her case.

3. The respondents are absent for the 2nd time consecutively without any intimation to the Commission. The Respondent-PIO is directed to supply the remaining information to the appellant immediately and to be present in the court on the next date of hearing failing which necessary proceedings under the provisions of the RTI Act 2005 shall be initiated against the him.

4. The case is adjourned and fixed for further hearing on **19.12.2019 at 11.30AM**.
Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner



Appeal Case No: 1799 of 2019

Smt. Harkesh Kaur Lottey,
W/o Sh. Shamsher Singh Lottey,
VPO Burthala Mander,
The : Malerkotla, Distt. Sangrur..

Appellant.

Versus

Public Information Officer,
O/o The Distrit Education Officer(EE),
Sangrur, Distt. Sangrur.

First Appellate Authority,
O/o The Deputy Director,
Department of Education(EE)Punjab,
PSEB Complex, Block E, Phase-VIII,
SAS Nagar (Mohali).

Respondents

Present: None on behalf of the Appellant.
Shri Vikas Kaushal, Junior Assistant, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. The appellant is absent for the 2nd time consecutively without any intimation to the Commission.
3. Shri Vikas Kaushal, Junior Assistant, appears on behalf of the Respondents and states that all the sought for information has already been supplied to the appellant and no deficiency in the supplied information has been received from the appellant.
4. Keeping in view of the above it is assumed that the appellant has received the demanded information and she is satisfied with the same. **Hence, the appeal case is disposed of and closed.** Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Rohit Sabharwal,
Kundan Bhawan,
126, Model Gram,
LUDHIANA.

Appellant.

Versus

Public Information Officer,
O/O The Principal Secretary,
Deptt. Of Local Govt. Punjab,
Chandigarh.

First Appellate Authority,
O/o The Principal Secretary,
Deptt. Of Local Govt. Punjab,
Chandigarh.

Respondents.

Appeal Case No: 2209 of 2019

Present: None on behalf of appellant.
Shri Harjit Singh, Superintendent-cum-PIO, on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. The representative of the respondents states that the sought for information containing 174 pages, duly attested, has already been supplied to the appellant on 22.08.2019 by registered post and information containing 3 pages, duly attested, has been sent to the appellant by Registered Post on 26.09.2019.

3. The appellant is absent for the 3rd time consecutively and no deficiency has been received from the appellant.

4. In view of the above it is assumed that the demanded information has been received by the appellant and he is satisfied with the same. **Hence, the appeal case is disposed of and closed.**

5. Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Rohit Sabharwal,
Kundan Bhawan,
126, Model Gram,
LUDHIANA.

Appellant.

Versus

Public Information Officer,
O/o The Principal Secretary,
Deptt. Of Local Govt. Punjab,
Municipal Bhawan, Sec.35-B,
Chandigarh.

First Appellate Authority,
O/o The Principal Secretary,
Deptt. Of Local Govt. Punjab,
Municipal Bhawan, Sec.35-B,
Chandigarh.

Respondents.

Appeal Case No: 2719 of 2019

Present: None on behalf of appellant.
Shri Karanjit Singh, Building Inspector, on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. The representative of the respondents states that the requisite information has already been supplied to the appellant.

3. The appellant is absent for the 02nd time consecutively and no deficiency has been conveyed to the respondents. The appellant is once again directed to point out deficiencies, if any, by registered post to the Respondents under intimation to the Commission. He is also directed to be present in the court on the next date of hearing failing which the case will be decided on merit.

4. The case is adjourned for further hearing on **08.01.2020 at 11.30AM.**

5. Copies of order be sent to the parties.

Sd/-

Place : Chandigarh.
Dated: 21.11.2019.

(Hem Inder Singh)
State Information Commissioner



APPEAL CASE NO. 2269 of 2019

Shri Jasbir Singh,
Village Bholapur Jhabewal,
Post Office : Ramgarh,
Chandigarh Road, LUDHIANA.

...Appellant

Versus

Public Information Officer
O/O The Director Public Instructions(EE),
PSEB Complex, Block-E,
SAS Nagar (Mohali)

First Appellate Authority,
O/O The Director Public Instructions(EE),
PSEB Complex, Block-E,
SAS Nagar (Mohali)
Respondents

.....

APPEAL CASE NO. 2269 of 2019

Present : None on behalf of both the parties.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. The Respondent-PIO is absent for today's hearing.
3. The appellant is absent for the 03rd time consecutively. However, a letter dated 21.10.2019 has been received in the Commission, vide which he has stated that the sought for information has already been received from the Respondents and he is satisfied with the same. He further states that the case be filed.
4. The demanded information stands supplied and hence, the appeal case is **disposed of and closed**. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner



APPEAL CASE NO. 2725 of 2019

Sh. Suresh Aggarwal S/o Sh.Prem Chand,
House No. 2585/2A, Jagat Nagar, Basti
Jodhewal, Ludhiana-141007

...Appellant

Versus

Public Information Officer

O/o The Director,
Local Government, Punjab,
Sathanak Sarkar Bhawan,
Sector 35-A, Chandigarh.

Public Information Officer

Local Govt. Punjab Branch-1,
Sathanak Sarkar Bhawan,
Sector 35-A, Chandigarh.

Public Information Officer

Local Govt. Punjab Branch-3,
Sathanak Sarkar Bhawan,
Sector 35-A, Chandigarh.

First Appellate Authority,

O/O The Director,
Local Government, Punjab,
Sathanak Sarkar Bhawan,
Sector 35-A, Chandigarh.
Respondents

.....

Present : Shri Suresh Aggarwal, appellant, in person.
None on behalf of respondents.

ORDER:

This order may be read with reference to the previous order dated 26.09.2019.

2. Shri Suresh Aggarwal, the appellant, appears in person and states that the demanded information has not been supplied till date.

3. Neither the Respondent-PIO has sent the sought for information to the appellant nor he has bothered to attend the court. As such, he is directed to supply legible, complete and duly attested, information, to the appellant by Registered Post under intimation to the Commission, before the next date of hearing. He is also directed to be present, **in person**, in the court on the next date of hearing and in case of non-appearance, proceedings under the provisions of the RTI 2005, shall be initiated against him.

4. Adjourned and to come up on **09.01.2020 at 11.30AM**. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner



APPEAL CASE NO.3187 of 2019

Shri Tejinder Singh, Advocate,
Civil Courts, Tehsil Complex,
Backside Sanjh Kender,
PHILLAUR, Distt. Jalandhar.

...Appellant

Versus

Public Information Officer
O/o Executive Officer,
Municipal Council,
JAITO, Distt. Faridkor.

First Appellate Authority,
O/o The Regional Deputy Director,
Local Govt. Punjab,
BATHINDA.
Respondents

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Present : None on behalf of the appellant.
Shri Ashok Kumar, EO-cum-PIO, MC, Jaito, on behalf of the Respondents.

ORDER:

This order may be read with the previous order dated 05.11.2019.

2. Shri Ashok Kumar, EO-cum-PIO, MC, Jaito, appears in the court and states that the sought for information has already been supplied to the appellant through E-mail dated 31.10.2019. The copy of above said E-mail submitted by the respondent-PIO is taken on record.

3. The Appellant is absent for the 02nd time consecutively without any intimation to the Commission. Last and final opportunity is given to the appellant with the direction to convey deficiencies, if any, within 10 days in the supplied information to the Respondents by Registered Post under intimation to the Commission.

4. Adjourned and to come up on **09.01.2020 at 11.30 AM**. Copies of order be sent to the parties.

Place : Chandigarh.
Dated: 21.11.2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner