

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ www.infocommpunjab.com, Email: pcic20@punjabmail.gov.in

Cisco Webex URL No. 913122670



Sh. Chanchal Singh Bal,
R/o House No. 172,
Sector 70, Mohali.

.....Appellant
Vs

Public Information Officer,
O/o Department of General Admin.(Estb. I Br.),
Punjab Civil Secretariat -1,
Chandigarh.

First Appellate Authority,
O/o Under Secretary,
Department of General Admin. (Estt I Br.),
Punjab Civil Secretariat -1,
Chandigarh.

....Respondents

Appeal Case No. 358 of 2020

Present:- None on behalf of the appellant.
Ms Simarpreet Kaur, Sr. Asstt. on behalf of the respondents.

ORDER

The facts of the case is that the appellant has sought the following information from the respondent-Public Information Officer:-

1. Attested copies of agenda and proceedings of DPC meetings held for promotion to the post of Under Secretary and above during the calendar year 2009.
2. An attested copy each of file noting relating to implementation of the decision of High Court of Punjab and Haryana in CWP No. 103/1980 Amarjit Singh Walia and another Vs State of Punjab and others merit list received from the SSS Board and seniority list finalised by the department.
3. An attested copy of file noting and correspondence relating to initiation and completion of requisite action in terms of Pb. Govt. letter No. 8/3/2K3PP1/13052 dated 23.10.2000 from the Department of Personnel addressed to Secy. PPSC Patiala, Secy. SSS Board, Punjab with a copy to all Heads of Department etc. In case no official action has been taken thereon, the reasons recorded by the Public Authority in its administration decision leading to non implementation of Govt. instructions based on the judgement of Hon'ble Supreme Court of India in Ajit Singh Janjua case (Chapter II Section 4(1) (d) of the RTI Act, 2005 refers.
4. An attested copy of one and only one combined/joint/collective merit list of candidates of clerical examination 1972 exclusively prepared (by board) without the shadow

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-2- Appeal Case No. 358 of 2020

of reservation for any category as a consequence of Pb. Govt. circular letter referred to in serial no. 3 above i.e. by treating candidates of all categories equal or at part for all intents and purposes concerning merit position of competitive examination. In other words, the identification of various reserve categories such as SC, BC, Ex SM, Freedom Fighters remains strictly restricted to account for their member for percentage of reserve quota. The action taken by the PPSC Patiala in respect of PCS (Executive Branch) and other services is very clear and transparent.

5. Copy of treasury bill or relevant extract of pay register, or say any document which is legally valid for withdrawal of salary of a govt. employee from the treasury and disbursal thereafter to show that the salary of the undersigned in the capacity of Sr. Clerk/Assistant for the period from 15.2.1982 to 31.8.1982 was drawn and disbursed. Copy of service book received vide govt. memo No. 6/2/2011-5E3/1521360 dated 11.7.2019 indicates a negative hint regarding non payment of salary for the period referred to above.

6. Attested copy of file noting and orders concerning promotion w.r.t. serial no. 1 above.

2. Due to dissatisfaction with the reply of the Public Information Officer/First Appellate Authority the appellant has filed the 2nd appeal in the Commission. Accordingly a notice of hearing was issued to 25.2.2020. During the hearing, in which the appellant was also present, the respondents took two months time for tracing the old record from the Central Record Room as nothing was available in respect of the RTI application of the appellant and the case was adjourned. Due to Covid 19 pandemic, the case was listed for hearing on 29.6.2020 in which both the parties remained absent but the written submissions were made by both the parties and the same were exchanged, to take the matter to its logical end. On the next date of hearing i.e. 4.8.2020, the reply received from the respondent-Public Information Officer was sent to the appellant with the advice to file further submissions, if any and the respondent-Public Information Officer was directed to intimate in writing whether the concerned record is available or not and the case was adjourned.

3. Today i.e. 21.8.2020, the respondent-Public Information Officer again submitted the

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submissions before the Commission vide letter no. 546 dated 21.8.2020 which is reproduced below and a copy of the same has been sent to the appellant:-

“ਆਪ ਜੀ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਬੇਨਤੀਕਰਤਾ ਵੱਲੋਂ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ 2005 ਅਧੀਨ ਮੰਗੀ ਗਈ ਸੂਚਨਾਂ ਸਪੱਸ਼ਟ ਨਹੀਂ ਹੁੰਦੀ ਅਤੇ ਆਪ ਦੇ ਦਫਤਰ ਦੇ ਹਵਾਲਾ ਅਧੀਨ ਪੱਤਰ ਦੇ ਸਬੰਧ ਵਿੱਚ ਬੇਨਤੀਕਰਤਾ ਵੱਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾਂ ਸਬੰਧੀ ਦਫਤਰ ਦੀ ਸਹੂਲਤ ਲਈ ਰਿਕਾਰਡ ਦਾ ਪਤਾ ਲਗਾਉਣ ਹਿੱਤ, ਮੁਕੰਮਲ ਦਸਤਾਵੇਜ਼ ਸਪੱਸ਼ਟ ਕਰਦੇ ਹੋਏ, ਕੋਈ ਫਾਈਲ ਨੰਬਰ/ਸ਼ਾਖਾ ਉਪਲਬੱਧ ਨਹੀਂ ਕਰਵਾਇਆ ਗਿਆ। ਜਸ ਦੀ ਅਣਹੋਂਦ ਵਿੱਚ, ਬੇਨਤੀਕਰਤਾ ਦੀ ਮੰਗ ਅਨੁਸਾਰ ਲੋੜੀਂਦੀ ਸੂਚਨਾਂ ਸਬੰਧੀ ਰਿਕਾਰਡ ਵਿੱਚ ਫਾਈਲ ਦੀ ਭਾਲ ਕਰਨਾ ਅਸੰਭਵ ਹੈ”

4. Since, the appellant is neither providing the file number for the convenience of the respondent-Public Information Officer to trace the old record nor any submissions have been received from him, it appears that the appellant is unable to provide the details to the respondent-Public Information Officer regarding his RTI application and in the absence of the details the respondent-Public Information Officer is unable to trace the same and has submitted the specific reply in this regard.

5. In accordance with the submissions of the respondent-Public Information Officer and the submissions of the appellant referred to above, the RTI application of the appellant is disposed of and closed.

Dated: 21.8.2020

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh .Kulwant Singh s/o Sh. Pritam Singh 9878973610

VPO Pohir, Tehsil and District, Ludhiana.

-----Complainant

Vs

Public Information Officer,
o/o Block Development and Panchayat Officer,
Dehlo, Distt. Ludhiana.

-----Respondent

Complaint Case No. 243 of 2020
(CISCO WEBEX PROCEEDINGS)

Present:- None on behalf of the parties.

The appellant has sent the submissions to the Commission, which is taken on record. According to the submissions, the appellant has stated that he has received the complete record concerning the RTI application.

As per the submissions of the appellant, no more cause of action is left in this case, hence, the case is disposed of and closed.

Sd/

Dated: 21.8.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh .Kulwant Singh s/o Sh. Pritam Singh 9878973610

VPO Pohir, Tehsil and District, Ludhiana.

-----Complainant

Vs

Public Information Officer,
o/o Block Development and Panchayat Officer,
Dehlo, Distt. Ludhiana.

-----Respondent

Complaint Case No. 241 of 2020
(CISCO WEBEX PROCEEDINGS)

Present:- None on behalf of the parties.

The appellant has sent the submissions to the Commission, which is taken on record. According to the submissions, the appellant has stated that he has received the complete record concerning the RTI application.

As per the submissions of the appellant, no more cause of action is left in this case, hence, the case is disposed of and closed.

Sd/

Dated: 21.8.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.