

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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APPEAL CASE NO.3912 OF 2020

Shri Suresh Kumar Sharma
R/o New Sharma Furniture House,
Partap Bazar, CHHEHRTA,
Distt. Amritsar.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
AMRITSAR.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
AMRITSAR.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Suresh Kumar Sharma, the appellant
None on behalf of the respondents

ORDER:

The appellant vide his RTI dated 26-08-2020 demanded following information from the PIO :-

"It is requested to supply certified copies of the following documents of constructions of compost units and material recovery facilities(MRFs) at Sakatri Bag with the cost of Rs.31.00 lakh :-

1. Photocopies of the tender
2. Photocopies of work order
3. Photocopies of MB – bill books
4. Photocopies of estimates"

He filed his first Appeal to the First Appellate Authority (FAA) on 13-10-2020. He filed his second Appeal under section 19 of the RTI Act 2005 in the Commission on 07-12-2020.

2. The case was last heard on 06-04-2021 and the respondent-PIO was absent. He was directed to supply the information to appellant and be present on the next date of hearing.

3. The case is fixed for today. The respondent –PIO is again absent.

4. The appellant orally confirms having received the demanded information to his satisfaction and he gives his consent to close this case.

5. In view of the above, no more cause of action is left in this case and hence, **the case is ordered to be disposed of and closed.** Copies of the order be sent to the parties.

Sd/-

Chandigarh
22-06-2021

(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO.3913 OF 2020

Shri Suresh Kumar Sharma
R/o New Sharma Furniture House,
Partap Bazar, CHHEHRTA,
Distt. Amritsar.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
AMRITSAR.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
AMRITSAR.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Suresh Kumar Sharma, the appellant
None on behalf of the respondents

ORDER:

The appellant vide his RTI dated 26-08-2020 demanded following information from the PIO :-

"It is requested to supply certified copies of the following documents of repair of road SSSS Chowk to Kitchloo Chowk with the cost of Rs.30.16 lakh :-

1. Photocopies of the tender
2. Photocopies of work order
3. Photocopies of MB – bill books
4. Photocopies of estimates"

He filed his first Appeal to the First Appellate Authority (FAA) on 13-10-2020. He filed his second Appeal under section 19 of the RTI Act 2005 in the Commission on 07-12-2020.

2. The case was last heard on 06-04-2021 and the respondent-PIO was absent. He was directed to supply the information to appellant and be present on the next date of hearing.

3. The case is fixed for today. The respondent –PIO is again absent.

4. The appellant orally confirms having received the demanded information to his satisfaction and he gives his consent to close this case.

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Chandigarh
22-06-2021

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APPEAL CASE NO.3914 OF 2020

Shri Suresh Kumar Sharma
R/o New Sharma Furniture House,
Partap Bazar, CHHEHRTA,
Distt. Amritsar.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
AMRITSAR.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
AMRITSAR.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Suresh Kumar Sharma, the appellant
None on behalf of the respondents

ORDER:

The appellant vide his RTI dated 26-08-2020 demanded following information from the PIO :-

"It is requested to supply certified copies of the following documents of P/L C. C flooring gali Kherudeen Kt. Sher Singh Ward No.50 and development of ward No.58 in Centre Constituency with the cost of Rs.30.90 lakh :-

1. Photocopies of the tender
2. Photocopies of work order
3. Photocopies of MB – bill books
4. Photocopies of estimates"

He filed his first Appeal to the First Appellate Authority (FAA) on 13-10-2020. He filed his second Appeal under section 19 of the RTI Act 2005 in the Commission on 07-12-2020.

2. The case was last heard on 06-04-2021 and the respondent-PIO was absent. He was directed to supply the information to appellant and be present on the next date of hearing.

3. The case is fixed for today. The respondent –PIO is again absent.

4. The appellant orally confirms having received the demanded information to his satisfaction and he gives his consent to close this case.

5. In view of the above, no more cause of action is left in this case and hence, **the case is ordered to be disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
22-06-2021

Sd/-
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State Information Commissioner

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APPEAL CASE NO. 3917 OF 2020

Shri Suresh Kumar Sharma
R/o New Sharma Furniture House,
Partap Bazar, CHHEHRTA,
Distt. Amritsar.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
AMRITSAR.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
AMRITSAR.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Suresh Kumar Sharma, the appellant
None on behalf of the respondents

ORDER:

The appellant vide his RTI dated 02-09-2020 demanded following information from the PIO :-

"It is requested to supply certified copies of the following documents of Providing & laying 50mm thick BM & 25mm thick SDBC in Ward No.58 with estimated cost of Rs.137.65 lakh :-

1. Photocopies of the tender
2. Photocopies of work order
3. Photocopies of MB – bill books
4. Photocopies of estimates"

He filed his first Appeal to the First Appellate Authority (FAA) on 19-10-2020. He filed his second Appeal under section 19 of the RTI Act 2005 in the Commission on 07-12-2020.

2. The case was last heard on 06-04-2021 and the respondent-PIO was absent. He was directed to supply the information to appellant and be present on the next date of hearing.

3. The case is fixed for today. The respondent –PIO is again absent.

4. The appellant orally confirms having received the demanded information to his satisfaction and he gives his consent to close this case.

5. In view of the above, no more cause of action is left in this case and hence, **the case is ordered to be disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
22-06-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

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COMPLAINT CASE NO. 0925 OF 2020

Shri Ajay Kumar Mehta,
118, East Mohan Nagar,
Chamrang Road, AMRITSAR.

(9814646309)

...Complainant

Versus

Public Information Officer,
O/o The Director,
Punjab Vigilance Bureau,
S.A.S. Nagar (Mohali).

...Respondent

HEARD Through CISCO WEBEX – VC/TELEPHONE

Present Sh. Ajay Kumar Mehta, the Complainant.
S. Sukhmander Singh, Insp. Vigilance Bureau, Punjab, for the Respondents.

ORDER

This order may be read with reference to previous order dated 07-04-2021.

2. The respondent orally states that necessary reply / information has already been supplied to the appellant on 06-10-2020.

3. The appellant orally says that information supplied is irrelevant and incorrect.

4. On examination of case file it reveals that the respondents have replied to the appellant vide letter No.32745/VB/S-14, dated 06.10.2020 which reads that the appellant was informed that if he is not satisfied with their reply he may file his first appeal with FAA.

5. This is a Complaint Case. Therefore, at this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme Court 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.

6. 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.

7. In view of the above, **the case is ordered to be disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
22-06-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner