

PUNJAB STATE INFORMATION COMMISSION
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Sector 16, Chandigarh.
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Sh. Jaswant Singh (94654-77771)
S/o Sh. Darbari Lal Sarpal
#2220/2, Gali Arian I/s Mahan Singh Gate,
Amritsar

Appellant

Versus

Public Information Officer/APIO
O/o Commissioner, Municipal Corporation,
Amritsar

First Appellate Authority
O/o Commissioner, Municipal Corporation,
Amritsar

Sh. Parminderjit Singh (PIO-Cum-ATP),
O/o MTP, Municipal Corporation,
Amritsar

Respondent

Appeal Case No.: 2203 of 2018

Present: Sh. Jaswant Singh, the appellant in person.
For the respondent: Sh. Sanjeev Devgan (ATP) (85916-73462) along with Sh. Parminderjit Singh (PIO-cum-ATP).

ORDER

1. This order may be read with reference to the previous order dated 27.05.2019.
2. Respondent, Sh. Parminderjit Singh states that Ms. Krishna Kumari (ATP-Cum-PIO) was the incharge and I requested for the relevant record from the Ms. Krishna Kumari but no record has been handed over by her. He added that as per the office reports and orders passed by the Ld. SIC, Sh. Nidharak Singh Brar in appeal case no. 2067 of 2017, it was clear that record was lying pending with Ms. Krishna Kumari ATP but she denied that record is not with her. He submits a reply signed by him as PIO-Cum-ATP dated nil along with supporting documents, which are taken on record.
3. On this, appellant, Sh. Jaswant Sarpal states that Sh. Parminderjit Singh is not the concerned PIO and requested to supply the letter through which respondent, Sh. Parminderjit Singh assigned duty as PIO.
4. Respondent, Sh. Parminderjit Singh orally states that the Commissioner, Municipal Corporation assigned duty to him and other ATPs as PIOs to deal RTI applications.
5. After hearing both the parties and examining the case file, it is observed that appellant, Sh. Jaswant Sarpal is not satisfied with the proceedings of this bench. Therefore, **this case file is sent to the Deputy Registrar to place it before the Hon'ble Chief Information Commissioner to constitute a Division/Larger Bench** to hear and decide this case.
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

Copy to:
The Deputy Registrar
(Alongwith Case File)

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Sh. Jaswant Sarpal (94654-77771)
S/o Sh. Darbari Lal Sarpal
#2220/2, Gali Arian I/s Mahan Singh Gate,
Amritsar

Appellant

Versus

Public Information Officer/APIO
O/o Commissioner, Municipal Corporation,
Amritsar

First Appellate Authority
O/o Commissioner, Municipal Corporation,
Amritsar

Respondent

Appeal Case No.: 2204 of 2018

Present: Sh. Jaswant Singh, the appellant in person.
For the respondent: Sh. Sanjeev Devgan (ATP) (85916-73462) along with Sh. Parminderjit Singh (PIO-cum-ATP).

ORDER

1. This order may be read with reference to the previous order dated 27.05.2019.
2. Respondent, Sh. Parminderjit Singh states that Ms. Krishna Kumari (ATP-Cum-PIO) was the incharge and I requested for the relevant record from the Ms. Krishna Kumari but no record has been handed over by her. He added that as per the office reports and orders passed by the Ld. SIC, Sh. Nidharak Singh Brar in appeal case no. 2101 of 2017, it was clear that record was lying pending with Ms. Krishna Kumari ATP but she denied that record is not with her. He submits a reply signed by him as PIO-Cum-ATP dated nil along with supporting documents, which are taken on record.
3. On this, appellant, Sh. Jaswant Sarpal states that Sh. Parminderjit Singh is not the concerned PIO and requested to supply the letter through which respondent, Sh. Parminderjit Singh assigned duty as PIO.
4. Respondent, Sh. Parminderjit Singh orally states that the Commissioner, Municipal Corporation assigned duty to him and other ATPs as PIOs to deal RTI applications.
5. After hearing both the parties and examining the case file, it is observed that appellant, Sh. Jaswant Sarpal is not satisfied with the proceedings of this bench. Therefore, **this case file is sent to the Deputy Registrar to place it before the Hon'ble Chief Information Commissioner to constitute a Division/Larger Bench** to hear and decide this case.
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

Copy to:
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Sh. Jasbir Singh (98882-96107)
Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana

Appellant

Versus

Public Information Officer
O/o Director,
Health and Family Welfare Deptt.,
Punjab, Chandigarh

First Appellate Authority
O/o Director,
Health and Family Welfare Deptt.,
Punjab, Chandigarh

Respondent

Appeal Case No.: 3514 of 2018

Present: Sh. Jasbir Singh, the appellant in person.
For the respondent: Sh. Rashpal Singh (Superintendent, Establishment Branch-I,
O/o Director, Health & Family Welfare, Punjab, Chandigarh) along with Sh. Parveen
Kumar (SA)

ORDER

1. This order may be read with reference to the previous order dated 04.06.2019.
2. Respondent, Sh. Rashpal Singh states that he has been transferred from Food & Drugs Branch of Food & Drugs Administration Kharar to Establishment Branch-I, O/o Director Health & Family Welfare, Punjab, Sector 34, Chandigarh. He added that Sh. Sukhdev Singh (SA) and Sh. Parveen Kmar (SA) are the concerned persons in this case. He submits a reply signed by him dated 22.07.2019, which was taken on record.
3. Respondent, Sh. Parveen Kumar states that letter of the appellant has not been received in the department due to it reply of RTI application could not be supplied to the appellant. He added that RTI application related with Director Health and Family welfare Punjab, Sector 34, Chandigarh.
4. On this, respondent, Sh. Rashpal Singh states that RTI application relates with Branch-2, 3 and 4 of the Office of Director Health & Family Welfare, Punjab, Sector 34, Chandigarh.
5. After hearing both the parties and examining the case file, it is observed that respondents, Sh. Rashpal Singh and Sh. Parveen Kumar states that RTI application not related with their offices. A copy of letter dated 11.12.2017 is handed over to the respondent, Sh. Rashpal Singh to inform the concerned branches.
6. A copy of this order be sent to the Director, Office of Health and Family welfare Punjab, Sector 34, Chandigarh through **registered post** along with RTI request to look into the matter and assign duty to the concerned official along with proper reply as per the queries raised by the appellant in his RTI application.

7. Matter is adjourned for further hearing on **02.09.2019 at 11:00 A.M.**
8. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh
22.07.2019**

**(Dr. Pawan Kumar Singla)
State Information Commissioner**

(Regd. Post) Public Information Officer (By Name)
O/o Director,
Health and Family Welfare Deptt.
Punjab, Chandigarh

Encl. RTI Request.

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Ms. Harleen Kaur
H.No. 79, Near Kalgidhar Market,
Roopnagar (Ropar-140001)

Appellant

Versus

Public Information Officer
O/o DPI (SE),
Punjab, Mohali

First Appellate Authority
O/o DPI (SE),
Punjab, Mohali

Respondent

Appeal Case No.: 3596 of 2018

Present: Sh. S.M. Bhanot on behalf of the appellant.
Nobody on behalf of the respondent.

ORDER

1. This order may be read with reference to the previous order dated 24.06.2019.
2. Representative of the appellant, Sh. S.M. Bhanot states that no information has been supplied by the respondent PIO on his visit.
3. Neither the respondent PIO is present for today's hearing nor did he file any reply in this regard.
4. After hearing the representative of the appellant, Sh. S.M. Bhanot and examining the case file, it is observed that on the previous hearing held on 24.06.2019, last opportunity was given to the respondent PIO to provide the attested copy of the requisite information and matter was adjourned for further hearing on 22.07.2019 i.e. today but the respondent PIO failed to do so.
5. In view of the above, the then respondent PIO, O/o DPI (SE), Punjab, Mohali will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. A copy of this order to be sent to him through **registered post** along with RTI request.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. I am of the view that due to evasive attitude of the respondent PIO concerned, the appellant has suffered a lot of detriments for not getting the requisite information, I am of the view that compensation be awarded to the appellant, Ms. Harleen Kaur.

7. Hence, I award a compensation of Rs. 1,500/- (Fifteen Hundred Only) to the appellant. The compensation amount must be paid by the respondent PIO concerned through cheque or demand draft in favor of **Harleen Kumar** from the account of Public Authority and not from the individual's account.
8. Respondent PIO is directed to produce a copy of the cheque or demand draft on the next date of hearing.
9. Respondent PIO is directed to supply the requisite information to the appellant by or on the next date of hearing. He is also directed to appear in person before the Commission to represent this case, failing to which action as per RTI Act will be initiated against him. A copy of this order be sent to him through **registered post**.
10. Matter is adjourned for further hearing on **14.08.2019 at 11:00 A.M.**
11. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh
22.07.2019**

**(Dr. Pawan Kumar Singla)
State Information Commissioner**

(Regd. Post) **Public Information Officer (By Name)**
O/o DPI (SE),
Punjab, Mohali

Note: After the hearing was over, respondent, Sh. Jaswinder Singh (SA) was appeared and he was apprised with the proceedings of this case.

He said that he has brought the attested copy of the requisite information to hand it over to the appellant and requested to waive off the compensation. He submits a copy of the brought information vide letter dated 22.07.2019 signed by PIO-Cum-Assistant Director, which is taken on record.

Respondent PIO is directed to send the requisite information to the appellant through registered post and comply with the order.

**Chandigarh
22.07.2019**

**(Dr. Pawan Kumar Singla)
State Information Commissioner**

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Sh. Jasbir Singh (98882-96107)

Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana

Appellant

Versus

Public Information Officer

O/o Civil Surgeon,
Barnala

First Appellate Authority

O/o Civil Surgeon,
Barnala

Respondent

Appeal Case No.: 3700 of 2018

Date of Institution: 01.11.2018

Date of Decision: 22.07.2019

Present: Sh. Jasbir Singh, the appellant in person.
For the respondent: Sh. Ashwani Kumar (JA) (98720-93167).

ORDER

1. This order may be read with reference to the previous order dated 04.06.2019.
2. Appellant, Sh. Jasbir Singh states that he is satisfied with the supplied information and requested to close this case.
3. Respondent, Sh. Ashwani Kumar is present for today's hearing.
4. As the information stands supplied and on the request of the appellant, no cause of action is left in this case. Therefore, the instant appeal case is **disposed of & closed**.
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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(Regd. Post) **Sh. Jasbir Singh (98882-96107)**
Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana

Appellant

Versus

(Regd. Post) **Public Information Officer**
O/o Civil Surgeon,
Tarn Taran

(Regd. Post) **First Appellate Authority**
O/o Civil Surgeon,
Tarn Taran

Respondent

Appeal Case No.: 3701 of 2018

Present: Sh. Jasbir Singh, the appellant in person.
Nobody on behalf of the respondent.

ORDER

1. This order may be read with reference to the previous order dated 04.06.2019.
2. Appellant, Sh. Jasbir Singh states that requisite information is still pending from the respondent PIO.
3. Neither the respondent PIO is present for today's hearing nor did he file any reply in this regard.
4. After hearing the appellant and examining the case file, it is observed that on the previous hearing held on 04.06.2019, appellant, Sh. Jasbir Singh was advised to specify the demanded information in writing and supply it to the respondent PIO within one week from today with a copy to the Commission but the appellant failed to do so.
5. A last and final opportunity is given to the appellant, Sh. Jasbir Singh to comply with the previous order of the Commission dated 04.06.2019 and he is advised to represent this case in person on the next date of hearing positively, failing to which case will be decided on the available evidences.
6. A last and final opportunity is also given to the respondent PIO to represent this case in person or through his representative(s), who is well aware about the facts of this case, failing to which stern action will be initiated against him. He is also directed to supply the information once he had received letter regarding the specified required information from the appellant.
7. Matter is adjourned for further hearing on **02.09.2019 at 11:00 A.M.**
8. Announced in the Court, copy of the order to be sent to the parties through **registered post.**

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jasbir Singh (98882-96107)

Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana

Appellant

Versus

Public Information Officer

O/o Civil Surgeon,
Sri Muktsar Sahib

First Appellate Authority

O/o Civil Surgeon,
Sri Muktsar Sahib

Dr. Jagriti

District Immunization Officer-Cum-PIO,
O/o Civil Surgeon,
Sri Muktsar Sahib

Respondent

Appeal Case No.: 3703 of 2018

Date of Institution: 01.11.2018

Date of Decision: 22.07.2019

Present: Sh. Jasbir Singh, the appellant in person.
For the respondent: Dr. Jagriti (DIO-Cum-PIO)

ORDER

1. This order may be read with reference to the previous order dated 04.06.2019.
2. Appellant, Sh. Jasbir Singh states that he is satisfied with the supplied information and requested to close this case.
3. Respondent, Dr. Jagriti is present for today's hearing.
4. As the information stands supplied and on the request of the appellant, no cause of action is left in this case. Therefore, the instant appeal case is **disposed of & closed**.
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jasbir Singh (98882-96107)

Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana

Appellant

Versus

Public Information Officer

O/o Civil Surgeon,
Ferozepur

First Appellate Authority

O/o Civil Surgeon,
Ferozepur

Sh. Manjinder Singh

Food Safety Officer-Cum-PIO,
O/o Civil Surgeon,
Ferozepur

Respondent

Appeal Case No.: 3706 of 2018

Date of Institution: 01.11.2018

Date of Decision: 22.07.2019

Present: Sh. Jasbir Singh, the appellant in person.
For the respondent: Dr. Sonia.

ORDER

1. This order may be read with reference to the previous order dated 04.06.2019.
2. Appellant, Sh. Jasbir Singh states that he is satisfied with the supplied information and requested to close this case.
3. Respondent, Dr. Sonia is present for today's hearing.
4. As the information stands supplied and on the request of the appellant, no cause of action is left in this case. Therefore, the instant appeal case is **disposed of & closed**.
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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(Regd. Post) **Sh. Jasbir Singh (98882-96107)**
Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana

Appellant

Versus

(Regd. Post) **Public Information Officer**
O/o SDM Licensing &
Registration Authority,
Tehsil Balachaur
Shaheed Bhagat Singh Nagar

(Regd. Post) **First Appellate Authority**
O/o Deputy Commissioner,
Shaheed Bhagat Singh Nagar

(Regd. Post) **Sh. Baldev Singh**
Superintendent-Cum-PIO,
O/o SDM Licensing &
Registration Authority,
Tehsil Balachaur
Shaheed Bhagat Singh Nagar

Respondent

Appeal Case No.: 3902 of 2018

Present: Sh. Jasbir Singh, the appellant in person.
Nobody on behalf of the respondent.

ORDER

1. This order may be read with reference to the previous order dated 04.06.2019.
2. Appellant, Sh. Jasbir Singh states that respondent called him to visit the respondent's office but he was unable to visit the respondent's office and requested for an adjournment in this case.
3. Neither the respondent PIO is present for today's hearing nor did he file any reply in this regard.
4. After hearing the appellant and examining the case file, another opportunity is given to the appellant to visit the respondent's office on any working within fifteen days from today and inspect the official record as per RTI application.

Another opportunity is also given to the respondent PIO to make sure that appellant has inspected the official record as per queries raised by him in his RTI application and supply the identified pages to the appellant. He is also directed to represent this case in person or through his representative(s) on the next date of hearing positively to clear the facts of this case.

5. Matter is adjourned for further hearing on **02.09.2019 at 11:00 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties through **registered post.**

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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(Regd. Post) **Sh. Makhan Singh (85283-00005),**
S/o Sh. Thakur Singh, R/o 13-M,
Green Avenue, Amritsar.

Complainant

Versus

Public Information Officer
O/o MC, Amritsar.

Respondent

Complaint Case No.: 239 of 2019

Present: Nobody on behalf of the complainant.
For the respondent: Sh. Dinesh Kumar (Building Inspector) (8054008673)

ORDER

1. This order may be read with reference to the previous order dated 12.06.2019.
2. Respondent, Sh. Dinesh Kumar states that requisite information in connection with point no. 3 relates with the License Branch. He submits a copy of an affidavit dated 19.07.2019, which is taken on record.
3. Neither the complainant, Sh. Makhan Singh is present for today's hearing nor did he file any reply in this regard.
4. After hearing the respondent and examining the case file, it is observed that complainant was also absent on the previous hearing held on 12.06.2019. A copy of the previous order was sent to him through registered post.

Another opportunity is given to the complainant to represent this case on the next date of hearing positively, failing to which case will be decided on the available evidences. A copy of this order be sent to him through **registered post** for his ready reference.

5. Matter is adjourned for further hearing on **14.08.2019 at 11:00 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Vishal Joshi (99140-59768)
1697/12, Street Chhaju Mishar,
Chowk Farid,
Amritsar

Appellant

Versus

Public Information Officer
O/o MC, Amritsar

First Appellate Authority
O/o Commissioner, MC,
Ranjit Avenue, Amritsar

Respondent

Appeal Case No.: 219 of 2019

Present: Sh. Vishal Joshi, the appellant in person.
Nobody on behalf of the respondent.

ORDER

1. This order may be read with reference to the previous order dated 29.05.2019.
2. Appellant, Sh. Vishal Joshi states that no information has been supplied to him as respondent PIO.
3. Neither the respondent PIO is present for today's hearing nor did he file any reply in this regard.
4. After hearing the appellant and examining the case file, it is observed that on the first hearing held on 10.04.2019, respondent, Sh. Gural Singh (JE) intimated the Commission that requisite information has already been supplied to the appellant.
5. In view of the above, the then respondent PIO, O/o MC, Amritsar will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. A copy of this order to be sent to him through **registered post** along with RTI request.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. Matter is adjourned for further hearing on **14.08.2019 at 11:00 A.M.**

7. Announced in the Court, copy of the order to be sent to the parties

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

Show Cause

Public Information Officer (By Name)
(Regd. Post) O/o MC, Amritsar

Encl. RTI Request.

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Sh. Amar Dass Mann (80544-11287)

S/o Sh. Sampooran Singh,
R/o Village Dharpura, Tehsil Abohar,
District Fazilka.

Appellant

Versus

Public Information Officer

O/o Principal, GSSS Dharampura,
Tehsil Abohar, District Fazilka.

First Appellate Authority

O/o DEO (SE), Fazilka.

Respondent

Appeal Case No.: 607 of 2019

Date of Institution: 05.02.2019

Date of Decision: 22.07.2019

Present: Nobody on behalf of the appellant.
For the respondent: Sh. Sudhir Kumar (Computer Faculty)

ORDER

1. This order may be read with reference to the previous order dated 12.06.2019.
2. Respondent, Sh. Sudhir Kumar states that remaining information to the appellant through registered post dated 17.06.2019. He submits a reply dated 12.07.2019 signed by the Principal, G.S.S.S. Dharampura, The. Abohar (Distt. Fazilka) along with supporting documents, which are taken on record.
3. Neither the appellant is present for today's hearing nor did he file any reply in this regard.
4. After hearing the respondent and examining the case file, it is observed that no deficiency has been pointed out by the appellant in the supplied information. It is presumed that appellant is satisfied with the supplied information and does not want to pursue this case further. Therefore, no cause of action is left. Hence, the instant appeal case is **disposed of & closed**.
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

Note: After the hearing was over, representative of the appellant, Sh. Sunil Kumar appeared and he was apprised with the proceedings of this hearing.

He submitted a reply dated 22.07.2019 signed by the appellant, Sh. Amar Dass Maan, which is taken on record.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Amar Dass Mann (80544-11287)

S/o Sh. Sampooran Singh,
R/o Village Dharpura, Tehsil Abohar,
District Fazilka.

Appellant

Versus

Public Information Officer

O/o Principal, GSSS Dharampura,
Tehsil Abohar, District Fazilka.

First Appellate Authority

O/o DEO (SE), Fazilka.

Respondent

Appeal Case No.: 691 of 2019

Present: Sh. Amar Dass Maan, the appellant in person.
For the respondent: Sh. Sudhir Kumar (Computer Faculty)

ORDER

1. This order may be read with reference to the previous order dated 12.06.2019.
2. Respondent, Sh. Sudhir Kumar states that requisite information could not be supplied to the appellant as enquiry is in process by the office of DPI.
3. Neither the appellant is present for today's hearing nor did he file any reply in this regard.
4. After hearing the respondent and documents placed on record, one more opportunity is given to the appellant to represent this case on the next date of hearing to clear the facts of this case, failing to which case will be decided on the available evidences.
5. Matter is adjourned for further hearing on **14.08.2019 at 11:00 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

Note: After the hearing was over, representative of the appellant, Sh. Sunil Kumar appeared and he was apprised with the proceedings of this hearing.

He submitted a reply dated 22.07.2019 signed by the appellant, Sh. Amar Dass Maan, which is taken on record.

Chandigarh
22.07.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner