



Sh Tejinder Singh, Advocate
Civil Court, Tehsil Complex, Backside Sanjh Kender,
Phillaur-144410 (9041004313)

.....Appellant

..Vs

Public Information Officer,
O/o SDM, Ropar
First Appellate Authority,
O/o SDM, Ropar

.....Respondent

AC No. 4604 of 2021

Present : (I) None for the Appellant
(ii) For the Respondent: Sh Vishal kumar, Clerk (76964-83105) Sh Sarabjeet
Singh, Clerk (86995-74613)

ORDER

1. The RTI application is dated 03.05.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 08.10.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.11.2021 in the Commission office.
3. The appellant is not present today.
4. The Respondent states that the information has been sent to the Appellant by post. Further, they have filed a copy of the same as under:-

1. ਇਹ ਕਿ ਸਾਲ 2017 ਤੋਂ ਹੁਣ ਤੱਕ ਇਸ ਦਫਤਰ ਵਿੱਚ ਮੌਜੂਦ ਰਿਕਾਰਡ ਅਨੁਸਾਰ 21 ਵਾਹਨਾਂ ਦੀ ਰੂਟੀਨ ਚੈਕਿੰਗ ਕੀਤੀ ਗਈ। ਜਿਸ ਦਾ ਵੇਰਵਾ :- ਪੀ.ਬੀ 11 ਸੀ.ਵੀ. 3644, ਪੀ.ਬੀ.20 ਟੀ.ਆਰ. 0309, ਪੀ.ਬੀ.32 ਪੀ 0535, ਪੀ.ਏ.ਸੀ 0065, ਪੀ.ਬੀ. 11 ਸੀ.ਐਨ 7487, ਪੀ.ਬੀ. 65 ਬੀ.ਏ 1597, ਐਚ.ਪੀ.62 ਸੀ 5551, ਆਰ.ਜੇ 07 ਜੀ.ਡੀ 4174, ਪੀ.ਬੀ.12 ਵੀ 4033, ਪੀ.ਬੀ.23 ਜੀ 2745, ਪੀ.ਬੀ.12 ਐਲ 3102, ਪੀ.ਬੀ.65 ਐਕਸ 7903, ਪੀ.ਬੀ.12 ਐਲ 3455, ਪੀ.ਬੀ. 12 ਕੇ 1268, ਪੀ.ਬੀ.65 ਏ.ਡਬਲਯੂ 0240, ਪੀ.ਬੀ 03 ਏ.ਪੀ.9652, ਪੀ.ਬੀ.03 ਏ.ਸੀ 9431, ਐਚ.ਪੀ.64 7527, ਐਚ.ਪੀ.12 ਏ 9541, ਪੀ.ਬੀ.11 ਸੀ.ਵਾਈ 1877, ਪੀ.ਬੀ. 13 ਏ.ਐਲ 3297,
2. ਇਸ ਦਫਤਰ ਵਿਖੇ 2017 ਤੋਂ ਡੀ.ਟੀ.ਓ ਦਫਤਰ ਮਰਜ ਹੋਣ ਤੋਂ ਬਾਅਦ ਹੇਲਪ ਡੈਸਕ ਬਣਾਏ ਗਏ। ਇਸ ਵਿੱਚ ਡਾਟਾ ਐਂਟਰੀ ਓਪਰੇਟਰ ਦੀ ਡਿਊਟੀ ਲਗਾਈ ਗਈ ਹੈ ਅਤੇ ਇਸ ਕਰਮਚਾਰੀ ਦੀ ਤਨਖਾਹ ਸਮਾਰਟ ਚਿਪ ਕੰਪਨੀ ਵੱਲੋਂ ਬਣਦੀ ਹੈ। ਮੌਜੂਦਾ ਓਪਰੇਟਰ ਦਾ ਨਾਮ ਪਰਮਪਾਲ ਸਿੰਘ ਹੈ।
3. ਡਰਾਇਵਿੰਗ ਟਰੈਕ ਲਾਇਸਿੰਗ ਅਥਾਰਟੀ ਜਿਸ ਮਿਤੀ ਨੂੰ ਸੁਪਰੇਂਡ ਕੀਤੇ ਗਏ ਉਸਦਾ ਰਿਕਾਰਡ ਇਸ ਦਫਤਰ ਵਿਖੇ ਮੌਜੂਦ ਨਹੀਂ ਹੈ।

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
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Helpline No. 0172-2864100



AC No. 4604 of 2021

Copy of the same is taken on record.

5. The perusal of the file ascertains that the Appellant is not present today. The Respondent states that they have sent the information to the Appellant. They have also filed a copy of the same today in the Commission office. I have gone through the same and have agreed with it.

6. In view of the above, no further cause of action is left. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Dated : 22.11.2021

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab



Sh Tejinder Singh, Advocate
Civil Court, Tehsil Complex, Backside Sanjh Kender,
Phillaur-144410 (9041004313)

.....Appellant

..Vs

Public Information Officer,
O/o SDM, Fatehgarh Sahib

First Appellate Authority,
O/o SDM, Fatehgarh Sahib

.....Respondent

AC No. 4603 of 2021

Present : (I) None for the Appellant
(ii) For the Respondent: Sh Manjit Singh, Jr Asstt. (98729-65200)

ORDER

1. The RTI application is dated 27.04.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 02.06.2021 and second appeal was filed in the Commission on 08.10.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.11.2021 in the Commission office.

3. The appellant is not present today.

4. The Respondent states that the information has been sent to the Appellant. Further, they have also filed their reply today as under:-



AC No. 4603 of 2021

ਨੰਬਰ	ਮੰਗੀ ਗਈ ਸੂਚਨਾ	ਜਵਾਬ
1	ਇਹ ਕਿ ਸਾਲ 2017 ਤੋਂ ਹੁਣ ਤੱਕ ਬਤੌਰ ਰਜਿਸਟ੍ਰੇਸ਼ਨ ਅਥਾਰਟੀ, ਕਿੰਨੇ ਵਾਹਨਾਂ ਦੀ ਰੂਟੀਨ ਚੈਕਿੰਗ ਕੀਤੀ ਗਈ ਹੈ।	ਸਾਲ 2017 ਤੋਂ ਹੁਣ ਤੱਕ ਚੈਕਿੰਗ ਕੀਤੇ ਗਏ ਵਾਹਨਾਂ ਦੀ ਲਿਸਟ ਨਾਲ ਸਾਮਲ ਹੈ।
2	ਦਫਤਰ ਵਿੱਚ ਟਰਾਂਸਪੋਰਟ ਸੁਸਾਇਟੀ ਜਾਂ ਟਰਾਂਸਪੋਰਟ ਵਿਭਾਗ ਵੱਲੋਂ ਬਣਾਏ ਗਏ ਹੈਲਪ ਡੈਸਕ ਕਦੋਂ ਬਣਾਏ ਗਏ ਅਤੇ ਇਸ ਵਿੱਚ ਕਿਸ ਕਰਮਚਾਰੀ ਦੀ ਡਿਊਟੀ ਲਗਾਈ ਗਈ ਅਤੇ ਇਸ ਕਰਮਚਾਰੀ ਦੀ ਤਨਖਾਹ ਕਿਸ ਥਾਂ ਬਣਦੀ ਹੈ।	ਟਰਾਂਸਪੋਰਟ ਸੁਸਾਇਟੀ ਵੱਲੋਂ ਬਣਾਏ ਗਏ ਹੈਲਪ ਡੈਸਕ ਅਗਸਤ 2016 ਵਿੱਚ ਬਣਾਏ ਗਏ ਸਨ ਅਤੇ ਇਨ੍ਹਾਂ ਉਪਰ ਸ਼੍ਰੀਮਤੀ ਪ੍ਰਭਜੋਤ ਕੌਰ, ਡਾਟਾ ਐਂਟਰੀ ਓਪਰੇਟਰ ਦੀ ਡਿਊਟੀ ਲਗਾਈ ਗਈ ਸੀ ਅਤੇ ਉਕਤ ਓਪਰੇਟਰ ਦੀ ਤਨਖਾਹ ਟਰਾਂਸਪੋਰਟ ਸੁਸਾਇਟੀ ਦੇ ਅਕਾਊਂਟ ਵਿੱਚੋਂ ਜਾਰੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ।
3	ਡਰਾਇਵਿੰਗ ਟਰੈਕ ਲਾਇਸੈਂਸਿੰਗ ਅਥਾਰਟੀ ਕਿਸ ਮਿਤੀ ਨੂੰ ਸੁਪਰਦ ਕੀਤੇ ਗਏ, ਉਸ ਸਟਾਫ ਦੇ ਬੈਠਣ ਵਾਸਤੇ ਪੱਕਾ ਲੈਂਟਰ ਪਾਇਆ ਗਿਆ ਜਾਂ ਸੀਮਿਟ ਦੀਆਂ ਚਾਦਰਾਂ?	ਟਰਾਂਸਪੋਰਟ ਸੁਸਾਇਟੀ ਦੁਆਰਾ ਬਣਾਏ ਗਏ ਡਰਾਇਵਿੰਗ ਟਰੈਕ ਲਾਇਸੈਂਸਿੰਗ ਅਥਾਰਟੀ ਨੂੰ ਅਗਸਤ 2016 ਵਿੱਚ ਸਪਰਦ ਕੀਤੇ ਗਏ ਸਨ ਅਤੇ ਉਸਦੇ ਸਟਾਫ ਦੇ ਬੈਠਣ ਲਈ ਬਿਲਡਿੰਗ ਉਪਰ ਪੱਕਾ ਲੈਂਟਰ ਪਾਇਆ ਗਿਆ ਸੀ।

Copy of the same is taken on record.

5. The perusal of the file ascertains that the Appellant is not present today. The Respondent states that they have sent the information to the Appellant. They have filed their reply today. I have gone through the same and have agreed with it.

6. In view of the above, no further cause of action is left. Hence, the Appeal case filed by the appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Dated : 22.11.2021

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab



Sh.Prithipal Singh Sohal,

S/o Sh. Sandhu Singh, R/o Flat No. 910
Top Floor, J.T.P.L. Township, Sector 115
Landran Road, Kharar Distt. SAS Nagar

.....Complainant

..Vs

Public Information Officer,
O/o SSP, Mohali

.....Respondent

CC No.1206 of 2021

Present : (i) None is present on behalf of the complainant
(ii) For the respondent : Sh. Balbir Singh, ASI (9592488169)

ORDER

1. The RTI application is dated 19.04.2021 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.10.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice was issued to the parties for hearing for 22.11.2021 i.e. today in the Commission.
3. The complainant is absent.
4. Sh. Balbir Singh, ASI is appearing in the Commission office and filed his reply.
5. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, 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 which is as under:-

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).



CC No.1206 of 2021

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

6. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order.

7. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with the Punjab State Information Commission in accordance with the provisions of the RTI Act 2005.

8. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

9. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

Dated : 22.11.2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

Registered post
First Appellate Authority
o/o SSP, Mohali



Sh. Mehar Chand, # 128, St. No. 3/3,
Green Avenue Bibi Wala Road, Bathinda – 151001
(9815799011)

.....Appellant

Vs

Public Information Officer,
O/o Govt. Sr. Sec School,
Gobindpura, Distt. Bathinda
First Appellate Authority
o/o Govt. Sr. Sec School
Gobindpura, Distt. Bathinda

.....Respondent

AC.No. 3121 of 2021

Present: (i) Sh. Madan Lal on behalf of the appellant
(ii) For the respondent: Sh. Sikander Singh Brar, Principal (9872819311),
Smt. Manjot Kaur, Eng. Lecturer –cum-PIO (9417205898)

ORDER

This order may be read with reference to the previous order dated 27.10.2021 vide which the respondent stated that the information has already been given to the appellant and no more information is available in their official record. Accordingly, the respondent was directed to file an affidavit stating the same.

2. Today the respondent Smt. Manjot Kaur states that as directed during the last hearing, she has brought affidavit today in the Commission.

3. Original affidavit is handed over to the representative of the appellant Sh. Madan Lal. He has gone through the same and is satisfied. Copy of the affidavit is taken on record

4. In view of the foregoing, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Dated : 22.11.2021

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Helpline No. 0172-2864100



Ms. Manpreet Kaur, Village Maujpur
Tehsil and Distt. Mohali - 140307

.....Appellant

..Vs

Public Information Officer,
O/o SSP, Mohali
First Appellate Authority
o/o SSP, Mohali

.....Respondent

AC No. 4564 of 2021

Present : (i) Sh. Mandeep Singh on behalf of the appellant (70090571042)
(ii) For the respondent : Sh. Sanjay Kumar, ASI (9779021066)

ORDER

The RTI application is dated 25.06.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 06.10.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.11.2021 in the Commission.

3. Sh. Mandeep Singh is appearing on behalf of the respondent. He has filed his authority letter.

4. The respondent Sh. Sanjay Kumar states that he has brought point wise reply to the RTI of the Appellant. The same is handed over to Sh. Mandeep Singh. Copy of the same is taken on record. Sh. Mandeep Singh has gone through the same and is satisfied.

5. In view of the foregoing, no cause of action is filed, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Dated : 22.11.2021

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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