

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com, Cisco Webex Code:15857-23975

Helpline No.: 0172-2864100 (From 10.00 AM to 04.00 PM on working days)



Shri Jaspal Singh
S/o Shri Surjit Singh,
R/o V.P.O. Ladhuka,
Tehsil & District Fazilka.

.....Appellant

Versus

Public Information Officer

O/o Sr. Supdt. of Police,
Fazilka.

First Appellate Authority

O/o Sr. Supdt. of Police,
Fazilka.

...Respondents

AC No.3737/2021

Present:

- (i) Shri Jaspal Singh, Appellant, in person.
- (ii) Shri Gurdeep Saini, DSP (HQ) and Shri Satpal Chand, ASI, I/c RTI Cell, O/o SSP Fazilka, on behalf of the PIO/respondent.

ORDER

(Heard in person/through Cisco Webex)

1. This order may be read with reference to the order dated 30.11.2021 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Jaspal Singh, appellant has comes present to attend the hearing in person before the Bench.
3. Shri Gurdeep Saini, DSP (HQ) and Shri Satpal Chand, ASI I/c RTI Cell O/o SSP Fazilka attend the hearing cisco webex. Shri Satpal Chand states that the information comprising nine pages has been supplied to the appellant vide letter dated 23.04.2021, 03.06.2021 and 09.10.2021 and the same has also been sent to Hon'ble Commission vide letter dated 12.02.2022 and by e.mail. He further states that the enquiry into the matter was conducted by the DSP HQ, the enquiry report of which has been provided to the appellant.
4. On the asking of the Bench, the appellant admits the receipt of information on point No.1. However, he states that he has not been provided information on points No.2 & 3 as per his RTI application. He also admits receipt of the affidavit. He also shows the original copy of affidavit to the

Bench. Since the same is not available with the Bench, a photocopy of the same is taken on record. He further states that he has been supplied partial information, as such, he is not satisfied with the same.

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AC No.3493/2021

5. On enquiring from Shri Satpal Chand, he states that the appellant has been intimated vide letter dated 09.10.2021 that there is no provision to give answers to the questions put in the RTI application and moreover, since the matter is still under investigation, the same cannot be supplied, being exempted under Section 8(1)(h) of RTI Act. He further states that the appellant was informed vide letter dated 03.06.2021 of the PIO that as per instructions dated 17.06.2008 issued by the Govt. of Punjab, Department of Information Technology (Administrative Reforms Branch) to the effect that only that information is to be supplied which exists and is held by public authority and PIO is not supposed to create information or to interpret information or to solve the problems raised by the applicant or to furnish replies to hypothetical questions and that this position has also been made clear in the affidavit provided to the appellant.

6. On the asking of the Bench, the representative of PIO, Shri Gurdeep Saini, DSP (HQ) requests that the appellant be advised to meet him on 01.03.2022 and he will make efforts to address the grievances raised by the appellant. The appellant is advised to do so to which he agrees.

7. The Bench, after perusing the information, the contents of affidavit as also hearing the versions of appellant and representatives of PIO, is convinced that adequate information has been supplied and the contents of affidavit are also in order.

8. In view of the above, the Bench does not feel need of further intervention in the matter.

The appeal case is disposed off and closed. Copy of the order be sent to the parties.

**Chandigarh
23.02.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

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Shri R.C. Tandon Er.
#146, Urban Estate,
PO Chachoki, Phagwara,
District Kapurthala.

.....Appellant

Versus

Public Information Officer

O/o Jalandhar Development Authority,
Jalandhar.

Assistant Public Information Officer,

O/o Estate Officer,
Jalandhar Development Authority,
Jalandhar.

First Appellate Authority

O/o Estate Officer,
Jalandhar Development Authority,
Jalandhar.

....Respondents

AC No.3684 of 2021

Present:

- (i) Appellant- absent.
- (ii) Shri Pawan Kumar, SDO/PIO, J.D.A. Jalandhar.
- (iii) Shri Swarna Ram, Superintendent O/o E.O., J.D.A. Jalandhar.
- (iv) Shri Sanjeev Sharma, previous SDO/PIO, J.D.A. Jalandhar
(now transferred)

ORDER

1. This order may be read with reference to the order dated 30.11.2021 passed by this Bench on the previous hearing.

2. The case has been heard today. Shri R.C. Tandon, appellant has not come present to attend the hearing in person before the Bench or through cisco webex. However, an e.mail has been received from him. The perusal of the same does not show any request from the appellant with regard to his absence from hearing except that "all appeal cases pending be disposed off as withdrawn".

3. Shri Sanjeev Sharma, SDO, J.D.A. Jalandhar (now transferred), Shri Pawan Kumar, SDO, J.D.A. Jalandhar and Shri Swarna Ram, Superintendent, O/o E.O., J.D.A. Jalandhar also come

present to attend the hearing through cisco webex. Shri Pawan Kumar states that the information has been sent to the appellant after collecting the same from the Building Branch vide letter dated 25.11.2021. Shri Swarna Ram, Superintendent O/o E.O., J.D.A. Jalandhar also states that the information stands supplied to the appellant by the concerned Branch.

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AC No.3684/2021

4. On hearing the version of Shri Pawan Kumar, PIO, J.D.A. and Shri Swarna Ram, Superintendent, APIO O/o E.O., J.D.A. as well as after perusing the documents available in the case file, the Bench is convinced that the adequate information stands supplied to the appellant.

5. In view of the above, the Bench does not feel need of any further intervention in the matter. **As such, the instant appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.02.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

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Shri R.C. Tandon
146, Urban Estate,
Phagwara, PO Chachoki,
District Kapurthala.

.....Appellant

Versus

Public Information Officer

O/o Estate Officer,
Jalandhar Development Authority,
Jalandhar.

Assistant Public Information Officer

O/o Estate Officer (Regulatory)
Jalandhar Development Authority,
Jalandhar.

First Appellate Authority

O/o Estate Officer,
Jalandhar Development Authority,
Jalandhar.

....Respondents

AC No.925 of 2021

Present: (i) **Appellant- absent**
(ii) **Shri Pawan Kumar, SDO/PIO, O/o J.D.A. Jalandhar.**
(ii) **Shri Sanjeev Sharma, previous SDO/PIO O/o Jalandhar Development Authority, Jalandhar (now transferred).**

ORDER:

1. This order may be read with reference to the order dated 30.11.2021 passed by this Bench on the previous date of hearing.

2. The case has been heard today. Shri R.C.Tandon, appellant has not come present to attend the hearing in person before the Bench or through cisco webex. However, an e.mail has been received from him. The perusal of the same does not show any request from the appellant with regard to his absence from hearing except that "all appeal cases pending be disposed off as withdrawn".

3. Shri Sanjeev Sharma, SDO, J.D.A. Jalandhar (now transferred) and Shri Pawan Kumar, SDO, J.D.A. Jalandhar, O/o J.D.A. Jalandhar also come present to attend the hearing through cisco webex. Shri Pawan Kumar states that the information has been sent to the appellant after receiving the same from O/o Estate Officer (R), J.D.A. Jalandhar vide letter dated 08.10.2021 whereby a copy of the compounding policy was also sent, also clarifying therein the applicability of the said policy. Shri

Rakesh Kumar, Superintendent O/o E.O.(R), J.D.A. Jalandhar is not present on cisco webex and is contacted on mobile phone. He states that the compounding policy was sent to the PIO O/o J.D.A. which stands supplied to the appellant by the PIO O/o J.D.A. Jalandhar.

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AC No.925/2021

4. The Bench, on hearing the version of PIO, JDA Jalandhar and the APIO O/o Estate Officer (R), J.D.A. Jalandhar as also after perusing the documents available in the case file, is convinced that the adequate information stands supplied to the appellant.

5. In view of the above, the Bench does not feel need of any further intervention in the matter. **As such, the instant appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
23.02.2022
Punjab

Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner,

