



Sh Mohabbat Pal Singh, S/o Sh Braham Singh,
Village Sahibaazpur, Tehsil Nawanshehar.

... Appellant

Versus

Public Information Officer,
O/o DFSC,
SBS Nagar(Nawanshahr).

First Appellate Authority,
O/o Director Food & Civil Supplies Deptt,
Anaj Bhawan, Sector-39-C, Chandigarh.

...Respondent

Appeal Case No. 3726 of 2021

PRESENT: None for the Appellant
Sh.Manu Latawa, Asstt.Food Supply Officer for the Respondent

ORDER:

The appellant through an RTI application dated 17.05.2021 has sought information regarding the distribution of whole black lentils weighing 64.900 kg confiscated by the department on 05.01.2021 in village Sehbazpur and the name of ration depot by whom the same was distributed as enumerated in the RTI application from the office of District Food Supply Controller, SBS Nagar. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 17.06.2021 which took no decision of the appeal.

The case has come up for hearing today through video conferencing at DAC Nawanshahar. As per respondent, the information has been provided to the appellant vide letter dated 03.09.2021 by Inspector Food & Suppliers, Rahon and the appellant has acknowledged having received the same vide acknowledgement dated 21.10.2021. The respondent has also sent a copy of information and acknowledgement of the appellant to the Commission which has been taken on record.

The appellant is absent.

Since the information has been provided, no further course of action is required. The case is **disposed of and closed.**

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Shamsheer Singh, S/o Sh Surjjan Singh,
R/o Ward No-6, Todar Mall Nagar,
Police Station, Tehsil & Distt Fatehgarh Sahib.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Fatehgarh Sahib.

First Appellate Authority,
O/o Director
Health & Family Welfare Deptt,
Sector 34-A, Chandigarh.

...Respondent

Appeal Case No. 3654 of 2021

PRESENT: Sh.Shamsher Singh as the Appellant
Dr.Swapanjeet Kaur, Asstt.Civil Surgeon for the Respondent

ORDER:

The appellant through an RTI application dated 08.05.2021 has sought information regarding regular clerk/assistants/senior assistants(DHS) – attendance record from 01.01.2010 to 31.04.2021 – a copy of income tax returns – property details of employees as enumerated in the RTI application from the office of Civil Surgeon, Fatehgarh Sahib. The appellant was not satisfied with the reply of the PIO dated 18.06.2021 after which the appellant filed the first appeal before the First Appellate Authority on 30.06.2021 which took no decision of the appeal.

The case has come up for hearing today through video conferencing at DAC Fatehgarh Sahib. As per the appellant, the PIO has not supplied the information.

The respondent present pleaded that since the information is voluminous as well as personal information of the employees, it cannot be provided and the reply has already been sent to the appellant vide letter dated 15.06.2021, 30.07.2021 & 20.08.2021. The Commission has also received the reply of the PIO on 17.02.2022 which has been taken on record.

Having gone through the RTI application, the Commission agrees that the information that has been sought is not only voluminous but personal information about all employees of the civil surgeon office Fatehgarh Sahib from 2010 onwards. Since such sought information is exempt under section 8 (1) (j) of the RTI and the appellant has failed to establish any larger public interest in the disclosure of this information, I reject the appeal of the applicant on the aforementioned grounds.

The case is **closed**.

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Bhola Singh, S/o Sh Joginder Singh,
Village Nagla, Tehsil Lehra Gaga,
Distt Sangrur.

... Appellant

Versus

Public Information Officer,
O/o Chairman,
Punjab State Scheduled Castes Commission,
Room NO-8 , 4th Floor, Punjab Civil Secretariat-1,
Chandigarh.

First Appellate Authority,
O/o Chairman,
Punjab State Scheduled Castes Commission,
Room NO-8 , 4th Floor, Punjab Civil Secretariat-1,
Chandigarh.

...Respondent

Appeal Case No. 3375 of 2021

PRESENT: None for the Appellant
Mrs.Jaswinder Kaur-Clerk for the Respondent

ORDER:

The appellant through an RTI application dated 07.04.2021 has sought information regarding action taken on the complaint dated 05.03.2021 relating to the theft of trees, salary arrears and seniority as enumerated in the RTI application from the office of Chairman, Punjab State Scheduled Castes Commission, Chandigarh. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 20.05.2021 which took no decision of the appeal.

The case has come up for hearing today through video conferencing at DAC Sangrur/Chandigarh. As per the respondent, the action taken report has been sent to the appellant vide letter dated 08.02.2021 and again on 18.05.2021 with a copy to the Commission through email.

The appellant is absent nor has communicated any discrepancies. The appellant is directed to point out discrepancies if any to the PIO and the PIO is directed to sort out the same.

With the above order, the case is **disposed of and closed.**

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Harcharan Singh, S/o Sh Malkit Singh,
H No-56, Tagore Avenue,
Majitha Road, Amritsar.

... Complainant

Versus

Public Information Officer,
O/o Director,
Health & Family Welfare Deptt,
Sector-34-A, Chandigarh.

...Respondent

Complaint Case No. 1049 of 2021

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The complainant through an RTI application dated 26.05.2021 has sought information regarding date and account number regarding payment of Rs.143485/- made vide letter dated 16.06.2020 as enumerated in the RTI application from the office of Director Health and Family Welfare Punjab, Chandigarh. The complainant was not provided with the information after the complainant filed a complaint in the Commission on 11.08.2021.

The case has come up for hearing today through video conferencing at DAC Amritsar/Chandigarh. Both the parties are absent.

The complainant vide email has informed that he does not want to pursue his case and the appeal case be closed.

Since the complainant does not want to pursue the case, no further course of action is required. The case is **disposed of and closed.**

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Sudesh Kumar, S/o Sh Roshan Lal,
R/o Ajnala Near Sai Mandir,
Tehsil Ajnala, Distt Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Amritsar.

First Appellate Authority,
O/o Civil Surgeon,
Amritsar.

...Respondent

Appeal Case No. 3577 of 2021

PRESENT: **None for the Apellant**
 Dr.Vinod Kumar for the Respondent

ORDER:

The appellant through an RTI application dated 10.10.2020 has sought information on 08 points regarding officers authorized for providing approval for opening a private hospital alongwith other terms & conditions – approval granted to Dukh Niraran Hospital Ajnala alongwith name of owner of the hospital and other information as enumerated in the RTI application from the office of Civil Surgeon, Amritsar. The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 09.06.2021 which took no decision of the appeal.

The case has come up for hearing today through video conferencing at DAC Amritsar. The respondent present informed that since the information was to be collected from different departments, the RTI application was transferred u/s 6(3) to all concerned vide letter dated 12.11.2020 & 25.11.2020 with the direction to send information and after receipt of information from the concerned departments, the same was sent to the appellant vide letter dated 10.12.2020, 15.01.2021 & 31.08.2021. The PIO has sent a copy of the reply/information to the commission through email which has been taken on record. The respondent has also sent a copy of an affidavit that the available information has been provided and nothing has been concealed.

The appellant is absent nor has communicated any discrepancies.

I have gone through the RTI application and the copy of reply/information received from the PIO and find that the RTI application has been sufficiently replied and the information has been provided to the best possible extent.

No further course of action is required. The case is **disposed of and closed.**

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Ramandeep Sharma,
Chamber No-30, New Judicial Court Complex,
Ajnala, Distt Amritsar.

... Complainant

Versus

Public Information Officer,
O/o SSP, Rural,
Amritsar.

...Respondent

Complaint Case No. 1018 of 2021

PRESENT: None for the Appellant
Sh.Harpal Singh, ASI for the Respondent

ORDER:

The complainant through an RTI application dated 01.06.2021 has sought information regarding documents alongwith educational certificates attached with the application for appointment by ASI Dilbagh Singh Belt No.367- copy of promotion letter – posting orders –complaints against the ASI if any received etc. as enumerated in the RTI application from the office of SSP-Rural Amritsar. The complainant was not provided with the information after the complainant filed a complaint in the Commission on 03.08.2021.

The case has come up for hearing today through video conferencing at DAC Amritsar. The respondent present informed that the information on point-4 has been provided. However, the information on point 1,2,3 & 5 being personal information, it cannot be provided under section 8(1)(j) of the RTI Act and reply has been sent to the complainant vide letter dated 12.06.2021.

However, as per reply of the PIO dated 22.02.2022 received through email, it has been mentioned regarding point-4 by the PIO that since the enquiry on the complaint is still pending, the information cannot be provided under section 8(1)(h) of the RTI Act.

The complainant is absent not is represented.

Having gone through the record, the Commission observes that since this is a complainant case and the complainant has come to the Commission under the provision of Section 18 of the RTI Act, 2005 in which no directions for providing further information can be given by the Commission.

The Hon'ble Supreme Court of India in its Order dated 12.12.2011 in Civil Appeal Nos.10787-10788 of 2011 (arising out of SLP No.32768-32769/2010) has held that while entertaining a complaint 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 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 reasons speaking order.

Complaint Case No. 1018 of 2021

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

In view of the observations noted above, the instant case is remanded back to the concerned First Appellate Authority-cum-IGP Border Range, Amritsar with a copy of RTI application for their ready reference and is also directed to call the complainant within 15 days of the receipt of the order, provide the information/reply pertaining to this RTI application. A compliance report of the same be sent to the Commission.

With the above observation and order, the case is **disposed of and closed**.

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to IGP-Border Range, Amritsar



Sh Gagandeep Singh, S/o Sh Labh Singh,
Village Ubhia, Tehsil Sunam,
Distt Sangrur.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Sangrur.

First Appellate Authority,
O/o DC,
Sangrur.

...Respondent

Appeal Case No. 5628 of 2021

PRESENT: None for the Appellant
Dr.Vinod Kumar, SMO-Civil Hospital Sangrur for the Respondent

ORDER:

The appellant through an RTI application dated 19.05.2021 has sought information regarding action taken on the application dated 15.10.2020 as enumerated in the RTI application from the office of Civil Surgeon, Sangrur. The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 22.06.2021 which took no decision of the appeal.

The case has come up for hearing today through video conferencing at DAC Sangrur. The respondent is present at Chandigarh and pleaded that on the complaint of the appellant, a Board was constituted which conducted enquiry on the matter on 04.10.2021 when besides other member of the board, the complainant was also present. On the completion of enquiry, the complainant given in writing that he was satisfied with the enquiry and did not want further action. The respondent has submitted copy of reply to the Commission which has been taken on record.

The appellant is absent nor is represented.

Since information has been provided, no further course of action is required. A copy of reply submitted by the respondent is being sent to the appellant alongwith the order.

The case is **disposed of and closed.**

Chandigarh
Dated: 23.02.2022

Sd/-
(Khushwant Singh)
State Information Commissioner