

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

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Whatsapp No. 62848-20189 Cisco Webex: 158 708 3455



Sh. Jasbir Singh 9888296107

Guru Nanak Nagar, Village Bholapur

Jabhewal, PO Ramgarh,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Joint Sub Registrar,

Sahnewal,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana East,

District Ludhiana

....Respondents

Appeal Case No. 3077 of 2020

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- None on behalf of the appellant.

Sh. Lalit _____ on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 23.7.2021.

2. The representative of the respondent states that the reply has already been sent to the appellant with a copy to the Commission. Since the appellant is not present therefore the appellant is advised to go through the same and file the rejoinder, if any before the next date of hearing under intimation to the Commission. A copy of the reply received from the respondent-Public Information Officer is also being **sent** to the appellant along with this order.

3. To come up on 13.9.2021 at 12:30 PM to be heard through video conference facility available in the office of the deputy commissioner, Ludhiana.

sd

Dated: 23.8.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Surinder Pal, Advocate
r/o # 539/112/3, Street 1-E,
New Vishnu Puri, New Shivpuri Road,
PO Basti Jodhewal, District Ludhiana
9815466796

....Appellant

Vs

Public Information Officer
o/o Deputy Commissioner,
District Ludhiana

First Appellate Authority
o/o Deputy Commissioner,
District Ludhiana

....Respondents

Appeal Case No. 2917 of 2021
(Video Conference Proceedings)

Present:- Sh. Surinder Pal, Advocate
Sh. Rahul _____ on behalf of the respondents.

ORDER

The RTI application is dated 8.3.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 22.4.2021 and second appeal was filed in the Commission on 25.6.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has not received any information so far. Whereas the respondent-Public Information Officer has already sent the written reply with regard to the sought information, copy of which has also been sent to the appellant through whatsapp. A copy of the same is also being **sent** to him along with this order to file the rejoinder, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission.

3. To come up on 13.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana

Dated: 23.8.2021

sd
(Suresh Arora)
Chief Information Commissioner,
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Sh. Ashwani Chawla,
Bureau Chief, Sach Kahoon,
2872 B,
Sector 42 C,
Chandigarh. M : 9914405765

..Complainant

Vs

Public Information Officer,
O/o Punjab Vidhan Sabha, PB,
Chandigarh.

....Respondent(s)

Complaint Case No. 12/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Ashwani Chawla, appellant in person.
Ms Dalbir Kaur, 9876196262 Under Secretary-cum-PIO and Sh. Chutu Sharma, Sr. Asstt on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 23.7.2021.

2. The respondent-Public Information Officer states that the reply has already been filed that the information cannot be supplied to the appellant. The respondent-Public Information Officer also contended that the complainant has not filed the 1st appeal to the First Appellate Authority in this case. A copy of the reply has also been handed over to the complainant during the course of hearing.

3. It is appropriate to mention the decision of the Hon'ble Supreme Court of India Dated: 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP @ No.32768-32769/2010) in which it 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.

4. However, before taking any decision on the matter, the complainant is advised to go through the same and file the rejoinder on the submissions made by the respondent-Public Information Officer. In addition, the complainant is also directed to submit the public interest involved in seeking the information to take the matter to its logical end.

3. The case is adjourned to 6.10.2021 at 12.30 PM at Chandigarh for further proceedings.

sd

Dated: 23.8.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.