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Shri Karamjit Singh, (97819 80522) S/o Shri Bant Singh, R/o Village Mandiala Kalan, Tehsil Khanna, District Ludhiana.

....Complainant

Versus

Public Information Officer, O/o Block Development and Panchayat Officer, Block Khanna, District Ludhiana.

....Respondent

COMPLAINT CASE NO. 17 OF 2021

PRESENT:None on behalf of the Complainant.
Shri Rajinder Singh, Panchayat Secretary (99149 10283) for the PIO**ORDER:**

The RTI application is dated 29.09.2020 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 21.12.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties.

2. The Representative of the PIO appears in person and states that the requisite information has already been provided to the Complainant and today he brought along with remaining information and the same is taken on record whereas the Complainant is absent.

3. Despite adequate notice for the hearing, the Complainant is absent for today's hearing without any intimation to the Commission. It is presumed that he is satisfied with the information provided by the PIO, as such he does not seem to be pursuing the case further.

4. After perusal of the case file and reply sent by the PIO, the Bench is convinced that adequate information stands supplied to the complainant.

5. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Complaint Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

Chandigarh 23.08.2022

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Shri Balvir Singh, (94171 28411)S/o Shri Malkit Singh,R/o Village Mahitot, Tehsil Shri Chamkaur Sahib,District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Sri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 0366 OF 2022

PRESENT: Shri Balvir Singh, Complainant. Advocate Gagandeep Singh Cheema along with Shri Nirmal Singh, Panchayat Secretary and Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 07.04.2022 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 19.04.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.

3. In these circumstances, it is relevant to invite the attention of the Complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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. 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.

Cont...Pg2





-02-

COMPLAINT CASE NO. 0366 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 367 OF 2022

PRESENT: Shri Taljinder Singh, Complainant. Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 29.07.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.



-02-

COMPLAINT CASE NO. 0367 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 368 OF 2022

PRESENT: Shri Taljinder Singh, Complainant. Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 29.07.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.



-02-

COMPLAINT CASE NO. 0368 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 369 OF 2022

PRESENT:Shri Taljinder Singh, Complainant.Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 29.07.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.



-02-

COMPLAINT CASE NO. 0369 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 370 OF 2022

PRESENT:Shri Taljinder Singh, Complainant.Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 28.03.2022 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.



-02-

COMPLAINT CASE NO. 0370 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 371 OF 2022

PRESENT: Shri Taljinder Singh, Complainant. Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 28.03.2022 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.

3. In these circumstances, it is relevant to invite the attention of the Complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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. 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.

Cont...Pg2



-02-

COMPLAINT CASE NO. 0371 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 372 OF 2022

PRESENT: Shri Taljinder Singh, Complainant. Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 28.03.2022 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.

3. In these circumstances, it is relevant to invite the attention of the Complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereby, 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. 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. 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.

Cont...Pg2



-02-

COMPLAINT CASE NO. 0372 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 373 OF 2022

PRESENT:Shri Taljinder Singh, Complainant.Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 28.03.2022 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.



-02-

COMPLAINT CASE NO. 0373 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

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Shri Taljinder Singh, (98727 45122) S/o Shri Ajit Singh, R/o Village Rukali Mai Maangarh, Tehsil Shri Chamkaur Sahib, District Roopnagar-140111

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Shri Chamkaur Sahib, District Roopnagar.

...Respondent

COMPLAINT CASE NO. 374 OF 2022

PRESENT:Shri Taljinder Singh, Complainant.Shri Gurmukh Singh, Superintendent (99144 91035) for the PIO

ORDER:

The RTI application is dated 29.07.2021 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 08.06.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 23.08.2022.

2. The Complainant appears in person and states that the demanded information has not been provided to him by the PIO.



-02-

COMPLAINT CASE NO. 0374 OF 2022

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

<u>Copy is forwarded to the following for intimation and necessary action along with RTI application dated 29.07.2021.</u>

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Shri Amandeep Singh Gill, (70876 70037) S/o Shri Nirmal Singh Gill, R/o Street No. 15, Peeru Banda, Salem Tabri, Ludhiana-141008

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Ghall Khurd, District Ferozepur.

Public Information Officer,

O/o Village Development Officer (VDO), Gram Panchayat, Khu Chah Parsia, Block Ghall Khurd, District Ferozepur.

....Respondents

COMPLAINT CASE NO. 450 OF 2019

PRESENT: None for the Parties.

ORDER:

The RTI application is dated 10.01.2019 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 13.05.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties.

2. The case has been heard today. The both the parties are absent without any intimation to the Commission.

3. After examining the case file, the order dated 07.07.2020 in which penalty Rs.5000/- was imposed upon the each PIO (total penaly Rs. 5000/-+5000/-=10000/-) has been withdrawn.

4. In these circumstances, it is relevant to invite the attention of the Complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 Cont...Pg2





-02-

COMPLAINT CASE NO. 0450 OF 2019

whereby, 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. 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. 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.

5. 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.

6. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

7. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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-03-

COMPLAINT CASE NO. 0450 OF 2019

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 Complaint Case is hereby,

Disposed Off and Closed. Copies of the order be sent to the parties.

Chandigarh 23.08.2022 Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

<u>Copy is forwarded to the following for intimation and necessary action along with RTI application dated 10.01.2019.</u>

The District Development and Panchayat Officer, Ferozepur.

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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Shri Paramjit Singh, (98882 94410) S/o Shri Mahinder Singh, R/o Village Guru Nanankpura, Tehsil Baba Bakala Sahib, District Amritsar.

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Rayya, District Amritsar.

....Respondent

COMPLAINT CASE NO. 1266 OF 2021

PRESENT: Shri Paramjit Singh, Complainant. None on behalf of the PIO.

ORDER:

The RTI application is dated 14.10.2020 whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 01.11.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties.

2. The Complainant appears in person and states that the unattested information has been provided to him.

3. The PIO is absent for today's hearing without any intimation to the Commission.

4. In view of the above, the Complainant is advised to visit the respondent office tomorrow alog with information provided by the PIO, for attestation. The PIO is also directed to attest the complete information/documents, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

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SECTOR 16, CHANDIGARH.

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-02-

COMPLAINT CASE NO. 1266 OF 2021

5. With aforesaid directions, the instant Complaint Case is **disposed of and closed**.

Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

Copy is forwarded to the intimation and further necessary action:

The Director,

Rural Development and Panchayats, Punjab, Vikas Bhawan, Sector 62, S.A.S. Nagar (Mohali).

The District Development and Panchayat Officer, Amritsar.

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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Shri Sukhdev Singh, (99151 20204)S/o Shri Mewa Ram,R/o Village Guru Nanankpura,Tehsil Baba Bakala Sahib, District Amritsar.

....Complainant

Versus

Public Information Officer, O/o Assistant Programme Project Officer, MGNREGA, Block Rayya, District Amritsar.

....Respondent

COMPLAINT CASE NO. 1267 OF 2021

PRESENT: Shri Sukhdev Singh, Complainant. Shri Kawaljit Singh, Assistant Programme Project Officer (76578 68656) on behalf of the PIO

ORDER:

The RTI application is dated 04.02.2021 whereby the Complainant has sought

information as mentioned in his RTI application. He filed complaint in the Commission on

01.11.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and

Notice of hearing was issued to the parties.

2. The Representative of the PIO appears in person along with the requisite information and same has been handed over to the Complainant.

3. The Complainant appears in person and after going through the information provided, expresses his satisfaction with the provided information and gives his consent to close the case.

4. In view of the above, no further action is required in the instant Complaint Case, hence, **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

Chandigarh 23.08.2022

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SECTOR 16, CHANDIGARH.

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Shri Prem Kumar, (94638 58276) S/o Shri Bakshish Singh, R/o Village Nasirpur Jania, Tehsil Dharamkot, District Moga.

....Complainant

Versus

Public Information Officer,

O/o Block Development and Panchayat Officer, Block Dharamkot at Kot Ise Khan, District Moga.

....Respondent

COMPLAINT CASE NO. 1275 OF 2021

PRESENT: None on behalf of the Complainant. Shri Gursewak Singh, Panchayat Secretary along with Patwari for the PIO **ORDER:**

The RTI application is dated Nil whereby the Complainant has sought information as mentioned in his RTI application. He filed complaint in the Commission on 10.11.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties.

2. The Representative of the PIO appears in person along with information for the perusal of the Bench and the Complainant.

3. The Complainant is absent subsequently he is contacted on mobile but did not pick up phone.



-02-

COMPLAINT CASE NO. 1275 OF 2021

4. 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.

5. In case the Complainant has any grouse about the provided information, he is advised to challenge the response of the PIO, before the designated First Appellate Authority, as envisaged under section 19 (1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. Accordingly, this case is hereby, remanded back to the First Appellate Authority who is directed to decide the RTI application afresh as per provisions of the RTI Act, 2005.

7. 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.

8. In view of the observations noted above, the instant Complaint Case is hereby, **Disposed Off and Closed.** Copies of the order be sent to the parties.

Chandigarh 23.08.2022

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

<u>Copy is forwarded to the following for intimation and necessary action along with RTI application dated 29.07.2022.</u>

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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Dr. Pankaj Trivedi, Neuro Surgeon, (98143 81297) S/o Shri Bhola Nath Trivedi, R/o # A Block, 4th Floor, 66ft Road, Jalandhar Heights, Jalandhar.

...Appellant

Versus

Public Information Officer, O/o Commissioner of Police, Jalandhar.

First Appellate Authority

O/o Commissioner of Police, Jalandhar.

...Respondents

APPEAL CASE NO. 3205 OF 2022

PRESENT: Dr. Pankaj Trivedi, Appellant (On Telephone). HC Lakhwinder Singh (98726 93492) on behalf of the PIO.

ORDER:

The RTI application is dated 07.07.2022 vide which the Appellant has sought

information from the PIO O/o Commissoiner of Police, Jalandhar on the following points in his

RTI application as under: -

Please supply me certified copies of documents in record or extract to make me informed of the following information completely and relevantly as on date of supply of information unless otherwise stated anywhere specifically in this application.

- Please provide the copy of complaint dated 18.10.2021 in concern to the FIR no.
 139 dated 26.10.2021.
- 2. Also provide the investigation report (copy) from inspector Amritpal Singh I/C EOW, Jalandhar in concern to the FIR no. 139 dated 26.10.2021, police station Navi Baradari, Jalandhar and all reports including the final order on this investigation report.
- 3. Also provide the legal advice/ Report received from the District Attorney (DA).

Cont...Pg2





-02-

APPEAL CASE NO. 3205 OF 2022

2. On not receiving information from the PIO even after filing First Appeal with the First Appellate Authority (hereinafter FAA) on 09.07.2022, the Appellant filed Second Appeal in the Commission on 15.07.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties for 23.08.2022.

3. The case has been heard today. The Representative of the PIO appears in prson states that requisite information has already been supplied to the appellant and he has acknowledged the same.

4. The Appellant is absent on the Cisco Webex. Subsequently he is contacted on his mobile and he confirms the receipt of information and gives his consent to close the case.

5. In view of the above, no further action is required in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Maninder Singh Patti) State Information Commissioner Punjab

Chandigarh 23.08.2022