

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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COMPLAINT CASE NO. 0457 OF 2021

Sh. Vaibhav Poddar, (7814943000)
S/o Sh. Davinder Poddar,
R/o H. No. 1125/25, Gali Lala Wali,
Katra Ahluwalia, Amritsar-143001

...Appellant

Versus

Public Information Officer,
O/o Health Department,
Municipal Corporation, Amritsar.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: None for both the parties.

ORDER:

This order may be read with reference to the previous order dated 02.11.2021.

2. Today is 03rd hearing in this case. The Complainant has not attended a single hearing to plead his case. Moreover, no telephonic/written intimation is received from the Complainant.

3. The PIO is absent without any intimation to the Commission.

4. This is a Complaint Case. Therefore, at this juncture 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. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

Contd..2/p..

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-02-

COMPLAINT CASE NO. 0457 OF 2021

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

6. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a 02nd appeal before the Commission under Section 19(3) of the RTI Act.

7. In view of the observations noted above, the instant **case is hereby ordered to be disposed of and closed.** Copy of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner,
Punjab

Copy for necessary compliance is forwarded with copy of instant RTI by **Regd. Post** to :-

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
Amritsar.

PUNJAB STATE INFORMATION COMMISSION

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SECTOR 16, CHANDIGARH.

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COMPLAINT CASE NO. 0749 OF 2021

Sh. Jasbir Singh, (9888296107)
Guru Nanak Nagar
Village Bholapur Jhabewal,
PO : Ramgarh, Distt. Ludhiana.

...Complainant

Versus

Public Information Officer,
O/o The Sub-Divisional Magistrate,
Kapurthala.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Jasbir Singh, Complainant
None on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 14.09.2021.

2. The complainant reiterates that no information has been provided to him by the Respondents.

3. The PIO is absent without any intimation to the Commission.

4. This is a Complaint Case. Therefore, at this juncture 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. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

Contd..2/p..

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-02-

COMPLAINT CASE NO. 0749 OF 2021

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

6. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a 02nd appeal before the Commission under Section 19(3) of the RTI Act.

7. In view of the observations noted above, the instant **case is hereby ordered to be disposed of and closed**. Copy of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner,
Punjab

Copy for necessary compliance is forwarded with copy of instant RTI by **Regd. Post** to :-

First Appellate Authority
O/o The Deputy Commissioner,
Kapurthala

PUNJAB STATE INFORMATION COMMISSION

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COMPLAINT CASE NO. 0856 OF 2021

Sh. Jasbir Singh, (9888296107)
Guru Nanak Nagar
Village Bholapur Jhabewal,
PO : Ramgarh, Distt. Ludhiana.

...Complainant

Versus

Public Information Officer,
O/o The Deputy Commissioner,
Kapurthala.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Jasbir Singh, Complainant
None on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 05.10.2021.

2. The complainant reiterates that no information has been provided to him by the Respondents.

3. The PIO is absent.

4. This is a Complaint Case. Therefore, at this juncture 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. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

Contd..2/p..

PUNJAB STATE INFORMATION COMMISSION

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-02-

COMPLAINT CASE NO. 0856 OF 2021

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

6. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a 02nd appeal before the Commission under Section 19(3) of the RTI Act.

7. In view of the observations noted above, the instant **case is hereby ordered to be disposed of and closed.** Copy of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner,
Punjab

Copy for necessary compliance is forwarded with copy of instant RTI by **Regd. Post** to :-

First Appellate Authority
O/o The Deputy Commissioner,
Kapurthala

PUNJAB STATE INFORMATION COMMISSION

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COMPLAINT CASE NO. 1104 OF 2021

Sh. Jasbir Singh, (9888296107)
Guru Nanak Nagar
Village Bholapur Jhabewal,
PO : Ramgarh, Distt. Ludhiana.

...Complainant

Versus

Public Information Officer,
O/o The Sub-Divisional Magistrate,
Mukerian.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Jasbir Singh, Complainant
None on behalf of the Respondents.

ORDER:

The RTI is dated 17-06-2021 whereof the complainant sought particular information from the PIO. He filed compliant under section 18 of the RTI Act 2005 (hereinafter called as Right to Information Act) in the Commission on 31-08-2021. Notice of hearing to both the parties was issued for 24.11.2021.

2. The complainant reiterates that no information has been provided to him by the Respondents.

3. The PIO is absent. However, a letter No.116, dated 18.10.2021 has been received in the Commission from him vide Diary No.23979 dated 25.10.2021 enclosing therein a copy of letter No.59, dated 28.06.2021 sent to the Complainant disclosing therein requisite information sought by him. The letter is taken on record.

4. This is a Complaint Case. Therefore, at this juncture 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. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

Contd..2/p..

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-02-

COMPLAINT CASE NO. 1104 OF 2021

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

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

6. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a 02nd appeal before the Commission under Section 19(3) of the RTI Act.

7. In view of the observations noted above, the instant **case is hereby ordered to be disposed of and closed.** Copy of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner,
Punjab

Copy for necessary compliance is forwarded with copy of instant RTI by **Regd. Post** to :-

First Appellate Authority
O/o The Deputy Commissioner,
HOSHIARPUR.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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COMPLAINT CASE NO. 0899 OF 2021

Shri Karnail Singh, (9876944476)
S/O Sh. Chhanga Singh
New Azad Nagar, Ferozepur.

...Appellant

Versus

Public Information Officer,
O/o The XEN – Distt. Mining Officer,
Mining Department,
Ferozepur.

...Respondents

HEARD THROUGH VC/CISCO WEBEX/TELEPHONE

Present Sh. Karnail Singh, the Complainant
None for the respondents.

ORDER

This order may be read with reference to the previous order dated 09.11.2021.

2. The Complainant orally states that information has not been supplied to him till date.
3. The PIO is absent without any intimation to the Commission
4. This is a complaint Case. Therefore, at this juncture 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. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) 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. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

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

Contd..2/p..

PUNJAB STATE INFORMATION COMMISSION

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-02-

COMPLAINT CASE NO. 0899 OF 2021

6. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a 02nd appeal before the Commission under Section 19(3) of the RTI Act.

7. In view of the observations noted above, the instant **case is hereby ordered to be disposed of and closed.** Copy of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner,
Punjab

Copy for necessary compliance is forwarded with copy of instant RTI by **Regd. Post** to :-

First Appellate Authority
O/o The Superintending Engineer,
Water Supply
FEROZEPUR.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 1008 OF 2021

Sh. Parduman Kumar, (9356559292)
S/o Sh. Krishan Kumar,
R/o # 2631/9, O/s Ram Mohalla, Chowk Chira,
Katra Karam Singh, Amritsar-143001

...Appellant

Versus

Public Information Officer,
O/o The Commissioner,
Municipal Corporation, Amritsar.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation, Amritsar.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Parduman Kumar, Appellant.
Sh. Manu Sharma, DCFA-cum-PIO, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 17.11.2021.

2. The PIO states that pursuant to the previous order of the Commission, original affidavit filed by him has been supplied to the Appellant vide their letter No.DCFA/249, dated 23.11.2021 and copy of the same has been forwarded to the Commission.

3. The Appellant admits that he has received the original affidavit but he is dissatisfied.

4. Examination of case file reveals that copy of letter No.DCFA/249, dated 23.11.2021 as well as copy of affidavit provided to the appellant has received by-email in the Commission. The PIO mentioned at para 2 of the affidavit that available information has been supplied to the appellant vide their letter No.DCFA/277, dated 29.01.02021, Letter No.DCFA/179, dated 16.09.2021 and by MTP Department vide letter No.MTP/309, dated 27.10.2021 and except this no more information is available in his office.

5. In view of the above, no more cause of action is left and hence, the instant **appeal case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy forwarded to the following for information and necessary action :-

Shri Manu Sharma
DCFA –cum – PIO,
Municipal Corporation,
Amritsar.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 1231 OF 2021

Sh. Makhan Singh, (9915169047)
S/o Sh. Jagir Singh,
R/o Village Bika, District SBS Nagar.

...Appellant

Versus

Public Information Officer,
O/o The Director,
Vigilance Bureau, Punjab,
S.A.S. Nagar (Mohali).

First Appellate Authority

O/o The Director General of Police,
Vigilance Bureau, Punjab,
S.A.S. Nagar (Mohali).

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: None for Appellant
Inspector Amandeep Kaur, APIO on behalf of the Respondents. (9417000897)

ORDER:

This order may be read with reference to the previous order dated 14.09.2021.

2. The Respondent reiterates that requisite information has already been supplied to the appellant by registered post on 17-06-2021 but as ordered by the Commission on the previous date of hearing, the appellant has not sent them any discrepancy in the supplied information.

3. The appellant is absent without any intimation to the Commission. It is presumed that he has received the requisite information from the respondents and he might be satisfied with the same as he did not point out any discrepancy either to the PIO or to Commission.

4. In view of the above, **the instant appeal case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
14.09.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 1489 OF 2021

Sh. Maninder Pal Singh, (8872067167)
R/o # 1652, Guru Nanak Colony,
Street No. 4-C, Block-A, Gill Road,
Ludhiana-141006

...Appellant

Versus

Public Information Officer,
O/o Punjab Small Industries & Export Corporation Ltd.,
18, Himalaya Marg, Udyog Bhawan,
Sector-17-A, Chandigarh-160017

First Appellate Authority

O/o Punjab Small Industries & Export Corporation Ltd.,
18, Himalaya Marg, Udyog Bhawan,
Sector-17-A, Chandigarh-160017

...Respondents

HEARD THROUGH VC/CISCO WEBEX/TELEPHONE

PRESENT: Sh. Maninder Pal Singh, the Appellant.
Sh. Vinit Kumar Viridi, ATP, for the respondents (8054951256)

ORDER:

This order may be read with reference to the previous order dated 09.11.2021

2. The Respondent states that the appellant visited their office on 15.11.2021 and identified the requisite information from the record and supplied the information on the spot as mentioned in their letter No.PSIEC/RTI/25766-70 dated 25.11.2021 received in the commission by email.

The email is taken on record.

3. The Appellant acknowledges the receipt of requisite information to his satisfaction and requests the court to close his case.

4. In view of the above, the information stands supplied and no more cause of action is left. **Hence, this appeal case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 1490 OF 2021

Sh. Maninder Pal Singh, (8872067167)
R/o # 1652, Guru Nanak Colony,
Street No. 4-C, Block-A, Gill Road,
Ludhiana-141006

...Appellant

Public Information Officer,

O/o Punjab Small Industries & Export Corporation Ltd.,
18, Himalaya Marg, Udyog Bhawan,
Sector-17-A, Chandigarh-160017

First Appellate Authority

O/o Punjab Small Industries & Export Corporation Ltd.,
18, Himalaya Marg, Udyog Bhawan,
Sector-17-A, Chandigarh-160017

...Respondents

PRESENT: Sh. Maninder Pal Singh, the Appellant.
Sh. Vinit Kumar Viridi, ATP, for the respondents (8054951256)

ORDER:

This order may be read with reference to the previous order dated 09.11.2021

2. The Respondent states that the appellant visited their office on 15.11.2021 and identified the requisite information from the record and supplied the information on the spot as mentioned in their letter No.PSIEC/RTI/25766-70 dated 25.11.2021 received in the commission by email. The email is taken on record.

3. The Appellant acknowledges the receipt of requisite information to his satisfaction and requests the court to close his case.

4. In view of the above, the information stands supplied and no more cause of action is left. **Hence, this appeal case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 1491 OF 2021

Sh. Maninder Pal Singh, (8872067167)
R/o # 1652, Guru Nanak Colony,
Street No. 4-C, Block-A, Gill Road,
Ludhiana-141006

...Appellant

Versus

Public Information Officer,
O/o Punjab Small Industries & Export Corporation Ltd.,
18, Himalaya Marg, Udyog Bhawan,
Sector-17-A, Chandigarh-160017

First Appellate Authority

O/o Punjab Small Industries & Export Corporation Ltd.,
18, Himalaya Marg, Udyog Bhawan,
Sector-17-A, Chandigarh-160017

...Respondents

PRESENT: Sh. Maninder Pal Singh, the Appellant.
Sh. Vinit Kumar Viridi, ATP, for the respondents (8054951256)

ORDER:

This order may be read with reference to the previous order dated 09.11.2021

2. The Respondent states that the appellant visited their office on 15.11.2021 and identified the requisite information from the record and supplied the information on the spot as mentioned in their letter No.PSIEC/RTI/25766-70 dated 25.11.2021 received in the commission by email. The email is taken on record.

3. The Appellant acknowledges the receipt of requisite information to his satisfaction and requests the court to close his case.

4. In view of the above, the information stands supplied and no more cause of action is left. **Hence, this appeal case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 1034 OF 2021

Sh. Gurjinder Singh, (9814334043)
R/o Village Bandhupur, P.O. Mukerian,
District Hoshiarpur.

...Appellant

Versus

Public Information Officer,
O/o Government College,
Talwara, District Hoshiarpur.

First Appellate Authority

O/o Director Public Instructions (College)
Vidya Bhawan (PSEB Complex)
Sector-68, S.A.S. Nagar (Mohali).

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Gurjinder Singh, the appellant
Sh. Boota Singh, Principal-PIO on behalf of the respondents

ORDER:

This order may be read with reference to the previous order dated 17.11.2021.

2. The Respondent-PIO is present. He states that original affidavit filed by him has been provided to the appellant 17.11.2021 by registered post.

3. The Appellant admits that he has received the original affidavit but he is dissatisfied.

4. Examination of case file reveals that copy of affidavit provided to the appellant has received by-email in the Commission. The PIO mentioned at para 1 of the affidavit that available information has been supplied to the appellant vide their letter No.2145-46, dated 26.05.02021. He has further mentioned at para 2 that except this no more information is available in his office.

5. In view of the above, no more cause of action is left and hence, the instant **appeal case is disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 1856 OF 2021

Sh. Sunil Kumar, (9815697492)
S/o Sh. Kewal Krishan,
Village Nurpurbedi,
District Roopnagar.

...Appellant

Versus

Public Information Officer,
O/o The Chief Director,
Vigilance Bureau Punjab,
Sector 68, Mohali.

First Appellate Authority
O/o The Chief Director,
Vigilance Bureau Punjab,
Sector 68, Mohali.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: None for the Appellant.
Ms. Amandeep Kaur, Inspector for the Respondents.

ORDER:

This order may be read with reference to the previous order dated 10.11.2021.

2. The Respondent states that copy of statement of the appellant and his father has already been furnished to the appellant. She further states that after the registration of FIR No.7/21 by the Vigilance Bureau, Ludhiana, the investigation / inquiry has been initiated which is still pending.
3. The appellant is absent today.
4. The PIO is directed to supply certified information within 15 days by registered post to the Appellant after the completion of inquiry / investigation and copy of the same be sent to the Commission for record failing which action under the provisions of RTI 2005 shall be initiated against the concerned PIO. The Appellant will be at liberty to get his case reopened in case the PIO does not supply the information within 15 days after the completion of inquiry / investigation.
5. In view of above, **the case disposed of and closed.** Copies of the order be sent to the parties.

Chandigarh
24.11.2021

Sd/-
(Hem Inder Singh)
State Information Commissioner