



Sh Gurmej Lal,
1331-5, Street NO-5,
Near Vishwkarma Bhawan, Down Canal Road,
Shimlapuri, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o EO, NC,
Faridkot.

First Appellate Authority,
O/o EO, NC,
Faridkot.

...Respondent

Appeal Case No. 5071 of 2021

PRESENT: None for the Appellant
Sh.Vikas Dhawan, Inspector for the Respondent

ORDER:

The appellant through an RTI application dated 09.07.2021 has sought information regarding notices issued to the violators/colonies for illegal building in 2017-18 under section 195 with the name of the owner – list of colonies approved with their addresses – list of illegal colonies – notices issued for demolishing the colonies – assessment sheet and other information as enumerated in the RTI application concerning the office of EO-NC Faridkot. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 14.08.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot/Ludhiana. As per the respondent, the information has been provided to the appellant vide letter dated 05.05.2022 with a copy of the reply to the Commission.

The appellant is absent nor is represented as well not communicated any discrepancies.

Having gone through the RTI application and the reply of the PIO, the Commission finds that the RTI application has been sufficiently replied and no further interference from the Commission is required.

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

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psic30@punjabmail.gov.in
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Sh Satish Kumar Bhiri,
Ward No-10, Near Nehru Park,
Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o Pr. Secy,
Food Civil Supplies & Consumer Affairs,
Sector-39-C, Chandigarh.

First Appellate Authority,
O/o Pr. Secy,
Food Civil Supplies & Consumer Affairs,
Sector-39-C, Chandigarh.

...Respondent

Appeal Case No. 5126 of 2021

PRESENT: None for the Appellant
Smt. Saroj Kumari, Sr.Assistant for the Respondent

ORDER:

The appellant through an RTI application dated 24.08.2021 has sought information on 11 points regarding complaint cases pending against Sh.Rakesh Kumar Singla Chairman – the name of the enquiry officer alongwith enquiry report – posting details of Sh.Rakesh Kumar Singla – enquiry reports conducted during his posting as CVC and action taken and other information as enumerated in the RTI application concerning the office of Pr. Secretary, Food Civil Supplies & Consumer Affairs, Pb Chandigarh. The appellant was not satisfied with the reply of the PIO dated 14.09.2021 after which the appellant filed a first appeal before the First Appellate Authority on 20.09.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot. The respondent present pleaded that the information has been sent to the appellant vide letter dated 27.12.2021 with a copy of the reply to the Commission.

The appellant is absent nor is represented as well not communicated any discrepancies.

Having gone through the RTI application and the reply of the PIO, the Commission finds that the RTI application has been sufficiently replied and no further interference from the Commission is required.

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

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission

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Sh Gurjit Singh, S/o Sh Yadwinder Singh,
R/o Bahilpur Kalan, Tehsil Jaito,
Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Faridkot.

First Appellate Authority,
O/o SSP,
Faridkot.

...Respondent

Appeal Case No. 5124 of 2021

PRESENT: Sh.Gurjit Singh as the Appellant
Sh.Ramesh Kumar,ASI Incharge RTI for the Respondent

ORDER:

The appellant through an RTI application dated 14.07.2021 has sought information regarding action taken on the complaint dated 13.05.2021 filed with SSP Faridkot and other information as enumerated in the RTI application concerning the office of SSP Faridkot. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 17.08.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot. As per the respondent, the information has been provided to the appellant vide letter dated 27.11.2021 and again on 25.03.2022.

The appellant has received the information.

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

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission



Smt Jaswinder Kaur, D/o Sh. Bachhan Singh,
R/o Bahibal Kalan, Tehsil Jaito,
Distt. Faridkot..

... Appellant

Versus

Public Information Officer,
O/o SSP,
Faridkot.

First Appellate Authority,
O/o SSP,
Faridkot.

...Respondent

Appeal Case No. 5528 of 2021

PRESENT: Sh.Gurjit Singh for the Appellant
Sh.Ramesh Kumar, ASI Incharge RTI for the Respondent

ORDER:

The appellant through an RTI application dated 23.08.2021 has sought information regarding action taken on the complaint dated 20.07.2021 filed against Jaspal Singh for altercation in the Irrigation department and other information as enumerated in the RTI application concerning the office of SSP Faridkot. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 25.09.2021 which took no decision on the appeal.

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

The respondent present pleaded that as per the report of their PC Branch, the enquiry in the case is still pending with SHO Police Station Faridkot, the information cannot be provided as it can hamper and influence the investigation and the reply has been sent to the appellant vide letter dated 25.03.2022.

RTI application has been sufficiently replied to. No further course of action is required. The case is **disposed of and closed**.

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission



Sh Jasbir Singh,
Guru Nanak Nagar,
Village Bolapur Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Complainant

Versus

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

...Respondent

Complaint Case No. 1046 of 2021

PRESENT: None for the Complainant
Sh.Lovdeep Singh, Food Safety Officer for the Respondent

ORDER:

The complainant through an RTI application dated 29.06.2021 has sought information regarding details of alcohol samples collected from the year 2015 – a copy of the entry into the register – a copy of receipts regarding payment of the price of alcohol during collecting samples – license issued to contractors/shops and other information as enumerated in the RTI application concerning the office of Civil Surgeon, Moga. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 10.08.2021.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Moga. The complainant is absent and vide email has informed that the PIO has not supplied the information.

As per the respondent, the reply/information has been sent to the complainant vide letter dated 28.07.2021 with a copy to the Commission.

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 reasoned speaking order.

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.

Complaint Case No. 1046 of 2021

In view of the observations noted above, the instant case is remanded back to the concerned First Appellate Authority O/o Civil Surgeon Moga 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**. A copy of the reply is being sent to the complainant alongwith the order.

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission

CC to First Appellate Authority
O/o Civil Surgeon, Moga

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Sh Lajpat Rai Garg S/o Sh Harbans Lal,
R/o Romana Street, Jaito,
Tehsil Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Faridkot.

First Appellate authority,
O/o SSP,
Faridkot.

...Respondent

Appeal Case No. 5751 of 2021

PRESENT: Sh.Lajpat Rai as the Appellant
Sh Ramesh Kumar-ASI RTI Incharge for the Respondent

ORDER:

The appellant through an RTI application dated 27.11.2021 has sought information on 05 points regarding the record relating to PC 92/20 dated 18.06.2021 about lodging FIR against MC Jaito Employees and PC 170 dated 21.10.2021, 976 dated 27.07.2021, 467 dated 29.07.2021 with enquiry reports and other information as enumerated in the RTI application concerning the office of SSP Faridkot. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 03.12.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot. As per the respondent, the information has been supplied to the appellant vide letter dated 109.04.2022 with a copy of the letter to the Commission.

As per the appellant, the information is incomplete.

Having gone through the RTI application and hearing both the parties, the following is concluded:

Point-1	As per the respondent, information has been provided on 29.10.2022(64 pages). As per the appellant, information on two complaints No.976 & 467 is pending	The PIO to provide the status of these two complaints
Point-2	The case relates to CC-72/2021 and was remanded back to the First appellate authority	The PIO to provide a copy of notice/summons issued to SHO City by the 1st appellate authority.

Point-3	As per the respondent, the information has been provided. The appellant has not received the information	The PIO to provide a copy of the FIR, and action taken if any
Point-4	The respondent has assured to provide information and the appellant has agreed for the same	The PIO to provide information
Point-5		The PIO to provide a copy of the application

Appeal Case No. 5751 of 2021

The information be provided within 15 days of the receipt of the order.

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

Chandigarh
Dated: 24.05.2022

**Sd/-
(Khushwant Singh)
State Information Commission**



Sh Lajpat Rai Garg S/o Sh Harbans Lal,
R/o Romana Street, Jaito,
Tehsil Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o DSP, Vigilance Bureau,
Faridkot.

First Appellate authority,
O/o Director, Vigilance Bureau,
Pb, Sector-17-D, Chandigarh.

...Respondent

Appeal Case No. 5752 of 2021

PRESENT: Sh.Lajpat Rai as the Appellant
Sh Raj Kumar, DSP Vigilance for the Respondent

ORDER:

The appellant through an RTI application dated 15.12.2021 has sought information regarding the statement letter relating to FIR No.12/18-10-2021 against MC Jaito staff in cases Davinder Kumar, Ramesh Kumar, Gurinderpal Singh Ram Chand arrested on 19.10.2021 applications against Ajay Singh, Clerk as enumerated in the RTI application concerning the office of DSP Vigilance Faridkot. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 18.12.2021 which took no decision on the appeal.

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

The respondent present pleaded that since the investigation is pending, the information cannot be provided under section 8(1)(h) of the RTI Act. The Commission has received a reply of the PIO on 20.05.2022 which has been taken on record.

The respondent further informed that the appellant had filed 8 number complaints out of which information of 4 complaints has been provided and since the other remaining 4 number complaints were not specific, the appellant has been asked to specify the same.

Having gone through the RTI application and hearing both the parties, the following is concluded:

- Point-1 - Still under investigation, hence cannot be provided.
- Point-2 - As per the respondent, the primary challan has been filed in the court but the supplementary challan is yet to be filed. The PIO is directed to provide a copy of the primary challan.
- Point-3 - As per the respondent, the appellant had filed 8 complaints out of which, information for 4 complaints has been provided and the appellant has been asked to specify the other 4 complaints. The appellant is directed to provide copies of the remaining 4 number complaints to get the sought information.

Appeal Case No. 5752 of 2021

- Point-4 - The PIO to provide a copy of the sought rule if it exists in the record.
- Point-5 - The PIO to provide a copy of the order of the SSP.

The information be provided within 15 days of the receipt of the order.

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

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission

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Sh Ashok Kumar, s/o Sh Hari Krishan Joshi,
R/o Mohalla Surafa Near Baba Pura Ji Rahon,
Distt SBS Nagar.

... Appellant

Versus

Public Information Officer,
O/o District Social Security Officer,
SBS Nagar.

First Appellate Authority,
O/o DC,
SBS Nagar.

...Respondent

Appeal Case No. 5516 of 2021

PRESENT: Sh.Ashok Kumar as the Appellant
None for the Respondent

ORDER:

The appellant through an RTI application dated 01.09.2021 has sought information regarding a copy of the action taken report and any order issued on the application of the appellant and his wife submitted in Suvidha Centre vide token No.2177084 & 21767980 on 26.07.2021 for an old age pension – a copy of the order for rejecting the request and other information as enumerated in the RTI application concerning the office of District Social Security Officer, SBS Nagar. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 01.10.2021 which took no decision on the appeal.

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

The respondent is absent nor is represented.

The Commission has received a reply from the PIO dated 17.03.2022 which has been taken on record. In the reply, it has been mentioned that as per instructions given in the Govt notification No.10000017 dated 13.06.2017, a person is eligible for an old aged pension in the Urban area who has a residential accommodation of up to 200 sq. meter. However, Sh.Ashok Kumar is the owner of a residence having an area of 200 sq. meters, hence his case has been rejected on the recommendation of CDPO SBS Nagar.

Having gone through the reply, the Commission observes an anomaly in the reply. As per the reply, the PIO has mentioned that a person is eligible for an old age pension if the area of a residence is up to 200 sq. meters, however, in the same reply the PIO claims to deny the pension benefit because the area of the house is 200 sq meters.

Appeal Case No. 5516 of 2021

I am marking this to the Director, Social Security Women & Child Development, Pb to look into the matter and help the appellant to get the benefit of his old age pension if it is due and just stuck in nepotism. A copy of the PIO's reply is attached.

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

Chandigarh
Dated: 24.05.2022

Sd/-
(Khushwant Singh)
State Information Commission

CC to :Director,
Social Security Women & Child Development,Pb
102-103, Behind Piccadilly Mall,
Sector 34-A, Chandigarh.