

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Complainant.

Vs

Public Information Officer,
O/o Director Public Instructions (Elementary),
Mohali.

.....Respondent

Complaint Case .No. 308 of 2019

Present:- Shri Surjit Singh, complainant, in person.

Ms. Ravinder Paul Kaur, PIO, on behalf of the respondent-PIO.

ORDER

This case was earlier heard by Shri Avtar Singh Kler and Shri Yashvir Mahajan, Hon'ble State Information Commissioners and the Registry has transferred the instant case to the Bench of Hon'ble Chief Information Commissioner on the request of the appellant.

2. The complainant states that he will be satisfied if attested photocopy of Rules, 1997 is supplied.

3. The respondent-PIO hands over a certified photocopy of Rules, 1997 to the complainant during the hearing. She states that with the supply of these Rules, 1997, nothing has been left, which could be supplied to the complainant as per RTI application of the complainant. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.Appellant

Vs

Public Information Officer,
O/o Secretary,
Department of Education,
Personnel Department (P.P.-3 Branch),
S.A.S. Nagar. (Mohali)

First Appellate Authority,
O/o Education Minister,
Punjab, Chandigarh.Respondents

Appeal Case No. 819 of 2019

Present:- Shri Surjit Singh, appellant, in person.
Ms. Ravinder Pal Kaur, PIO, on behalf of the respondents.

ORDER

This case was earlier heard by Dr. Pawan Kumar Singla, Hon'ble State Information Commissioner and Registry has transferred the instant case to the Bench of Hon'ble Chief Information Commissioner on the request of the appellant.

2. The appellant sought instructions regarding change of cadre from 13.4.1992 to 10.06.1998.

3. The respondent-PIO states that they have supplied a certified photocopy of Instructions/Rules, 1997 to the appellant and given in writing on 14.5.2019 stating that Instructions/Rules, 1992 are not available in their record. With the supply of this, nothing has been left, which could be supplied to the appellant as per his RTI application.

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

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Appellant

Vs

Public Information Officer,
O/o Director of Public Instructions (Elementary),
Punjab School Education Board Complex, Phase-8,
S.A.S. Nagar. (Mohali)

First Appellate Authority,
O/o Secretary,
Department of Education,
S.A.S Nagar. (Mohali)

.....Respondents

Appeal Case No. 820 of 2019

Present:- Shri Surjit Singh, appellant, in person.

Ms. Ravinder Pal Kaur, PIO, on behalf of the respondents.

ORDER

This case was earlier heard by Shri Yashvir Mahajan, Hon'ble State Information Commissioner and Registry has transferred the instant case to the Bench of Hon'ble Chief Information Commissioner on the request of the appellant.

2. The respondent-PIO states that information had already been supplied. However the appellant is not satisfied and he is again and again asking further information on digging new points from the information already supplied to him.

3. The appellant states that he may be provided action taken report on letters dated 27.04.2016 and 03.05.2016 written by District Education Officer (EE), Fatehgarh Sahib to Circle Education Officer, Nabha.

4. The respondent-PIO is directed to supply information regarding action taken on these two letters otherwise file affidavit that no action has been taken.

5. To come up on 17.10.2019 at 11.00 A.M.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Appellant

Vs

Public Information Officer,
O/o Director of Public Instructions (Elementary),
Punjab School Education Board Complex, Phase-8,
S.A.S. Nagar. (Mohali)

First Appellate Authority,
O/o Secretary,
Department of Education,
S.A.S Nagar. (Mohali)

.....Respondents.

Appeal Case No. 996 of 2019

Present:- Shri Surjit Singh, complainant, in person.

Ms. Ravinder Paul Kaur, PIO, on behalf of the respondent-PIO.

ORDER

This case was earlier heard by Shri Yashvir Mahajan, Hon'ble State Information Commissioners and Registry has transferred the same to the Bench of Hon'ble Chief Information Commissioner on the request of the appellant.

3. The respondent-PIO hands over a letter dated 28.08.2019 enclosing certified photocopies of complete information. She states that with the supply of these documents, complete information has been supplied to the appellant and nothing has been left, which could be supplied to the appellant as per appellant's RTI Application seeking information.

4. After going through the information supplied by the respondents and hearing both the parties, it is revealed that complete information has been supplied to the appellant. The Commission is satisfied. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 25.09.2019

Sd/-
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Chief Information Commissioner
Punjab

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Appellant

Vs

Public Information Officer,
O/o Director of Public Instructions (Elementary),
Punjab School Education Board Complex, Phase-8,
S.A.S. Nagar. (Mohali)

First Appellate Authority,
O/o Secretary,
Department of Education,
S.A.S Nagar. (Mohali)

.....Respondents

Appeal Case No. 1288 of 2019

Present:- Shri Surjit Singh, appellant, in person.

Ms. Ravinder Pal Kaur, PIO, on behalf of the respondents.

ORDER

This case was earlier heard by Shri Yashvir Mahajan, Hon'ble State Information Commissioner and Registry has transferred the same to the Bench of Chief Information Commissioner on the request of the appellant.

2. The respondent-PIO hands over a copy of letter dated 28.8.2019 enclosing an attested photocopy of letter dated 9.10.2018 to the appellant. She states that with the supply of this document, complete information has been supplied to the appellant and nothing has been kept pending, which could be supplied to him according to his RTI application under the provisions of the RTI Act, 2005.

3. The appellant is satisfied and the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 25.09.2019

Sd/-
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Chief Information Commissioner
Punjab

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Appellant
Vs

Public Information Officer,
O/o Director,
Department of Education (Elementary),
S.A.S. Nagar. (Mohali)

First Appellate Authority,
O/o Secretary,
Department of Education,
S.A.S Nagar. (Mohali)

.....Respondents

Appeal Case .No. 1627 of 2019

Present:- Shri Surjit Singh, appellant, in person.
Ms. Ravinder Pal Kaur, PIO, on behalf of the respondents.

ORDER

This case was earlier heard by Shri Yashvir Mahajan, Hon'ble State Information Commissioner and Registry has transferred this case on the request of the appellant to the Bench of Hon'ble CIC.

2. The appellant states that he has sought copy of report of inquiry conducted on 30.1.2019.
3. The respondent-PIO states that Inquiry Report will be available with Sardar Jatinder Singh, Dealing Assistant in o/o Director Public Instruction (EE), Punjab, SAS Nagar.
4. The respondent-PIO is directed to get the inquiry report from the said official and supply the same to the appellant before the next date of hearing i.e. 17.10.2019.
5. To come up on **17.10.2019** at **11.00 A.M.**

Dated : 25.09.2019

Sd/-
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Chief Information Commissioner
Punjab

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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Appellant

Vs

Public Information Officer,
O/o District Education Officer (Elementary),
Fatehgarh Sahib.

First Appellate Authority,
O/o Director Public Instructions (Elementary),
Mohali.

.....Respondents

Appeal Case .No. 2887 of 2018

Present:- Shri Surjit Singh, appellant, in person.

Ms. Ravinder Pal Kaur, PIO, on behalf of the respondents.

ORDER

This case was earlier heard by Shri Yashvir Mahajan, Hon'ble State Information Commissioner and Registry has transferred this case on the request of the appellant to the Bench of Chief Information Commissioner.

2. The respondent-PIO states that point-wise reply has been sent to the appellant vide their letter dated 13.05.2019, but the appellant is not satisfied with that.

3. The reply given by the respondents and information sought by the appellant is discussed as below:-

(i) Information regarding point at Sr. No.1, the information is not available.

(ii) Information regarding point at Sr. No.2, the appellant is satisfied with the verbal explanation of the respondents but he wants that an affidavit may be filed why he was placed four times in the JBT Seniority list of year 1997.

(iii) Information regarding point at Sr. No.3, this is third party information and cannot be supplied.

Contd.....p/2

-2-

- (iv) Information regarding point at Sr. No.4, no inquiry has been conducted.
 - (v) Information regarding point at Sr. No.5, the seniority list was amended and he was placed at Seniority No.297-A.
 - (vi) Information regarding point at Sr. No.6, no record is available.
 - (vii) Information regarding point at Sr. No.7, no rules are available.
 - (viii) Information regarding point at Sr. No.8, this is third party information.
 - (ix) Information regarding point at Sr. No.9, this is not available.
 - (x) Information regarding point at Sr. No.10, this is third party information.
 - (xi) Information regarding point at Sr. No.11, this has been complied with.
 - (xii) Information regarding point at Sr. No.12, no rules are available.
 - (xiii) Information regarding point at Sr. No.13, information has been supplied.
 - (xiv) Information regarding point at Sr. No.14, information has been provided.
4. The respondent-PIO is directed to file an affidavit regarding point at Sr. No.2 above before the next date of hearing.
5. To come up on 17.10.2019 at 11.00 A.M.

Dated : 25.09.2019

Sd/-
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Sh. Surjit Singh,
S/o Sh. Gokal Singh,
VPO: Jarg, Tehsil: Payal,
Distt: Ludhiana-141415.

.....Appellant

Vs

Public Information Officer,
O/o District Education Officer (Elementary),
Fatehgarh Sahib.

First Appellate Authority,
O/o Director Public Instructions (Elementary),
Mohali.

.....Respondents

Appeal Case .No. 2888 of 2019

Present:- Shri Surjit Singh, appellant, in person.

Ms. Ravinder Pal Kaur, PIO, on behalf of the respondents.

ORDER

This case was earlier heard by Shri Yashvir Mahajan, Hon'ble State Information Commissioner and Registry has transferred this case on the request of the appellant to the Bench of Chief Information Commissioner.

2. The respondent-PIO states that she is providing complete information including yearwise vacancies and filled posts of Block Primary Education Officers' list. With the supply of this information, nothing has been kept pending, which could be supplied to the appellant. The appellant is satisfied with the information, so provided, by the respondents. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 25.09.2019

Sd/-
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Chief Information Commissioner
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Sh. Vivek Bakshi,
102, Sugandh Vihar,
Pakhawal Road, Phulawal,
District- Ludhiana.

.....Appellant
Vs

Public Information Officer,
District Development and Panchayat Officer,
District- Ludhiana.

First Appellate Authority
District Development and Panchayat Officer,
District- Ludhiana.

.....Respondents

Appeal Case .No. 2561 of 2019

(Through Video Conference Facility)

Present:- Shri Vivek Bakshi, appellant, in person.
Shri Sarabjit Singh, Superintendent, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 02.09.2019 vide which last opportunity was given to the respondents to supply the information within one week failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

2. The representative of the respondents hands over the information to the appellant with the advice to go through the same and revert back to the authorities in case of deficiencies within a week's time. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing.

3. To come up on **6.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. M.S Toor (Advocate),
Chamber No.2004, New Courts
District: Ludhiana.

.....Appellant
Vs

Public Information Officer,
Sub Registrar/Tehsildar (West),
District- Ludhiana.

First Appellate Authority
Sub Divisional Magistrate (West),
District- Ludhiana.

PIO/Municipal Corporation,
Ludhana.

.....Respondents

Appeal Case No. 2562 of 2019 and Appeal Case No.2563/2019 **(Through Video Conference Facility)**

Present:- Shri Kuldip Kumar on behalf of the appellant.

Shri Devinder Bawa, Senior Assistant, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 02.09.2019 vide which the respondents were directed to take a decision on three points mentioned in that order and pass a speaking order as early as possible.

2. The representative of respondents states that information as sought by the appellant has been supplied to him as available in their record. He further states that they are helpless to provide the information without Khasra number, Vasika No. and Khatoni No. with date. This is an urban property and Municipal Corporation, Ludhiana

Contd.....p/2

Appeal Case No. 2562 of 2019 and Appeal Case No.2563/2019

-2-

Might have this information with property number. Accordingly, the respondents are directed to transfer the application of the appellant for seeking information to the Municipal Corporation, Ludhiana under Section 6(3) of the RTI Act, 2005. Municipal Corporation, Ludhiana is made necessary party with the direction to provide the necessary information as early as possible otherwise pass speaking order.

5. To come up on **06.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Jasbir Singh,
Vill: Bolapur, Jhabewal,
P.O: Ramgarh.
District: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Sub Divisional Magistrate,
Samrala, District- Ludhiana.

First Appellate Authority
Sub Divisional Magistrate,
Samrala, District- Ludhiana.

.....Respondents

Appeal Case .No. 2573 of 2019
(through Video Conference Facility)

Present:- None on behalf of the appellant.

Smt. Sarabjit Kaur, Superintendent, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 02.09.2019 vide which the respondents were directed to send the information again to the appellant. On receipt of the information from the respondents, the appellant was advised to go through the same and revert back to the authorities, in case of deficiencies, with a copy to the Commission.

2. The appellant is absent but he has sent an application through e-mail stating that he has received the information to his satisfaction and does not want to pursue the matter any further. He further requested that his case may be disposed of.

3. In view of the application of the appellant, the instant case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Sarabjeet Singh Gill,
60-35-P-376-1,
Street No.8, Maha Singh Nagar,
P.O: Dhandari Kalan,
District: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Tehsildar, Central,
District- Ludhiana.

First Appellate Authority
Tehsildar, Central,
District- Ludhiana.

.....Respondent

Appeal Case .No. 2580 of 2019
(Through Video Conference Facility)

Present:- None on behalf of the appellant.

Shri Harinder Singh, Junior Assistant, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 02.09.2019 vide which the absence of the respondents was viewed seriously and they were directed to supply the information as early as possible.

2.. The appellant is absent without intimation.

3. The representative of the respondents requests that they have sent a letter dated 25.9.2019 through email requesting for some more time to provide complete information to the appellant.

Contd.....p/2

-2-

4. In view of the request of the respondents, one last opportunity is afforded to provide the information to the appellant as early as possible. On receipt of the information from the respondents, the appellant is advised to go through the same and revert back to the authorities, in case of deficiencies, who will remove the same before the next date of hearing.

4. To come up on **06.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Jarnail Singh Mitke (Vice President Malwa Zone),
Indian National Trade Union Congress,
318, Near Baba Manjit Gurudwara Habhra Road,
Pratap Singh Wala, Tehsil: Lodhi West,
District: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayats Officer, Block-1,
District- Ludhiana.

First Appellate Authority
Block Development and Panchayats Officer, Block-1,
District- Ludhiana.

.....Respondents

Appeal Case .No. 2635 of 2019

Present:- Shri Jarnail Singh Mitke, appellant, in person.

Shri Jagrup Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 02.09.2019 vide which the respondents were directed to provide the information to the appellant within two days.

2. The representative of the respondents hands over information to the appellant during the hearing. The appellant is advised to go through the same and revert back to the authorities, in case of deficiencies within seven days. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing.

3. To come up on **06.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Balwinder Singh,
S/o Sh. Sadhu Singh,
Vill: Rang Kalan,
Tehsil: Shahkot,
Distt: Jalandhar.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Lohian Khas,
District- Jalandhar.

First Appellate Authority
Block Development and Panchayat Officer, Lohian Khas,
District- Jalandhar.

.....Respondents

Appeal Case No. 2548 of 2019
(through Video Conference Facility)

Present:- Shri Ravinderjit Singh Proxy Counsel on behalf of Shri Satinder Pal Singh,
Advocate, on behalf of the appellant.

Shri Bhupinder Singh, Panchayat Secretary, Lohian Khas on behalf of the
respondents.

ORDER

In compliance to the previous order dated 02.09.2019 the respondents
have supplied the information on 06.09.2019 to the appellant.

2. The representative of the appellant states that he has given deficiencies in
writing to the respondents, one copy of the same is placed on the record of the case file,
necessary contents of which are as under:-

- 1) ਪੰਚਾਇਤ ਦੇ ਖੱਤਰ ਮਿਤੀ 6.9.2019 ਦੇ ਲੜੀ ਨੰ: 3, 4 ਅਦ 7 ਵਿਚ ਦਰਜ ਅਨੁਸਾਰ ਜੇ.ਈ.
ਵਲੋਂ ਪਾਸ ਕੀਤਾ ਰਿਕਾਰਡ ਦੀਆਂ ਨਕਲਾਂ ਨਹੀਂ ਦਿਤੀਆਂ ਗਈਆਂ ਹਨ।

Contd.....p/2

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- 2) ਇਹ ਕਿ ਦਿਤਾ ਗਿਆ ਰਿਕਾਰਡ ਤਸਦੀਕ ਸੁਦਾ ਨਹੀਂ ਹੈ। ਤਸਦੀਕ ਸੁਦਾ ਕਾਪੀਆਂ ਦਿਤੀਆਂ /ਸਪਲਾਈ ਕੀਤੀਆਂ ਜਾਣ।
- 3) ਆਰ.ਅਟੀ.ਆਈ. ਦੇ ਲੜੀ ਨੰ: 9 ਦੇ ਸੰਬੰਧ ਵਿਚ ਪੀ.ਆਈ.ਓ. ਵਲੋਂ ਜਵਾਬ ਵਿਚ ਇਹ ਕਹਿਣਾ ਬਿਲਕੁਲ ਨਾਂ ਮੰਨਣਯੋਗ ਹੈ ਕਿ ਵਿਭਾਗ ਕੋਲ ਕੋਈ ਜਾਣਕਾਰੀ ਨਾਂ ਹੈ। ਹਾਲਾਂ ਕਿ ਪੰਚਾਇਤ ਵਿਭਾਗ ਵਲੋਂ ਜਾਂ ਕਿਸੇ ਰਹਾਇਸ਼ੀ ਵਲੋਂ ਸਰਕਾਰੀ ਗਲੀ ਜਾਂ ਸੜਕ ਤੇਗਟਰ, ਜਾਂ ਮੋਟਰ ਪ੍ਰਾਈਵੇਟ ਤੌਰ ਤੇ ਬਣਾਏ ਜਾਣ ਲਈ ਸੰਬੰਧ ਵਿਭਾਗ ਤਾਂ ਮੰਨਜ਼ੂਰੀ ਲੈਣੀ ਹੁੰਦੀ ਹੈ।
3. After hearing both the parties and going through the letter placed on the record of the case file, the respondents are directed to remove the same within seven days.
4. To come up on **06.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Kuldip Kumar,
S/o Sh. Mahinder Ram,
Vill: Jagatpur Jatta,
Tehsil: Phagwara,
Distt: Kapurthala.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Phagwara,
District- Kapurthala.

First Appellate Authority
Deputy Commissioner,
District- Kapurthala.

.....Respondent

Appeal Case .No. 2625 of 2019

(To be heard through Video Conference Facility at Kapurthala)

Present:- Shri Kuldip Kumar, appellant.

Shri Sukhpreet Singh, Block Development and Panchayat Officer,
Phagwara on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 02.09.2019 vide which the respondents were directed to hand over 333 pages during the hearing and the appellant was advised to go through the same and revert back to the authorities in case of deficiencies.

2. The appellant states that the respondents have handed over 483 pages.

Contd.....p/2

Appeal Case .No. 2625 of 2019

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He states that some papers including bills and MBs are double/duplicate. He is advised to go through the same and revert back to the authorities in case of deficiencies in the information so provided. On receipt of deficiencies, the respondents are directed to remove the same before the next date of hearing, which is fixed for 6.11.2019.

5. To come up on **06.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Kapurthala.

Dated : 25.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab