

PUNJAB STATE INFORMATION COMMISSION

**Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.**

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Sh. Rahul Gupta (9464137600)

s/o Sh. Dharam Pal,
H.No.170, Street No.6
Mohalla Gobindpura, Jagraon,
Distt. Ludhiana,

Appellant

Versus

Public Information Officer

O/o State Transport Commissioner, Pb.,
Chandigarh

First Appellate Authority

O/o State Transport Commissioner, Pb.,
Chandigarh

Respondent

Appeal Case No.: 4274 of 2021
Through CISCO WEBEX

Present: Appellant- Absent.

Respondent – Ms. Kulwinder Kaur, PIO

ORDER:

1. Refer earlier order dated: 13.4.2022 where the respondent PIO was directed to supply the information to the appellant again with a copy to the Commission within seven days from that day. The appellant was advised to point out deficiency, if any, on receipt of the information within week's time under intimation to the Commission. The matter was adjourned for further hearing on 26.07.2022 at 11:00 A.M.
2. In today's hearing, respondent states that the information had already been supplied to the appellant thrice but nothing is received deficient from the appellant till date.
3. In view of above, the court is of the view that the appellant is satisfied with the information received from the respondent department and he has nothing reverted for any deficiency/for his absence. Therefore, no further cause of action is required in this case. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Rajpal Singh (6239753371)

S/o Sh. Dharamveer Rinwa
VPO Bareka, Tehsil Fazilka

Appellant

Versus

Public Information Officer

O/o BDPO, Khuhian Sarwar at Abohar
Fazilka

First Appellate Authority

O/o DDPO, Khuhian Sarwar at Abohar
Fazilka

Respondent

Appeal Case No.: 1127 of 2022
Hearing through CISCO WEBEX

Present:

Appellant: Sh. Rajpal Singh.

Respondent: Sh. Gyan Singh (Panchayat Secretary)

ORDER

1. This order may be read with reference to the previous order dated 17.05.2022.
2. In today's hearing both the parties are present. Respondent states that reply to show cause notice along with information had already been sent to the Commission via an email 24.07.2022. This email is taken on record.
3. On this, appellant states that information with regard to point No.5, 6, 7 and 8 had been supplied without attestation. Self-declaration is supplied without any stamp and date.
4. Respondent explains during hearing that the information with regard to point No.5 & 6 is available on website; and point no. 7 and 8 (is about to photography), which had not been done, so not available in the official record. He adds that nothing is left to be supplied.
5. In view of above, the respondent PIO is directed to supply the point-wise affidavit duly signed by the PIO to the appellant within weeks' time from today with a copy to the Commission. It is also observed that respondent PIO sent a reply to show cause via an email dated 24.07.2022, which was issued to him vide order dated 28.04.2022, is satisfactory and show cause is dropped. Therefore, no further cause of action is required in this case. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Rajpal Singh (6239753371)

Sh. Dharamveer Rinwa
VPO Bareka, Tehsil Fazilka

Appellant

Versus

Public Information Officer

O/o BDPO, Khuhian Sarwar at Abohar
Fazilka

First Appellate Authority

O/o DDPO, Khuhian Sarwar at Abohar
Fazilka

Respondent

Appeal Case No.: 1124 of 2022
Hearing through CISCO WEBEX

Present: Appellant: Sh. Rajpal Singh.
Respondent: Sh. Gyan Singh (Panchayat Secretary)

ORDER

1. This order may be read with reference to the previous order dated 17.05.2022.
2. In today's hearing both the parties are present. Respondent states that reply to show cause notice along with information had already been sent to the Commission via an email 24.07.2022. This email is taken on record.
3. On this, appellant states that information with regard to point No.5, 6, 7 and 8 had been supplied without attestation. Self-declaration is supplied without any stamp and date.
4. Respondent explained during hearing that the information with regard to point No.5 & 6 is available on website; and point no. 7 and 8 (is about to photography), which had not been done, so not available in the official record. He adds that nothing is left to be supplied.
5. In view of above, the respondent PIO is directed to supply the point-wise affidavit duly signed by the PIO to the appellant within weeks' time from today with a copy to the Commission. It is also observed that respondent PIO sent a reply to show cause via an email dated 24.07.2022, which was issued to him vide order dated 28.04.2022, is satisfactory and show cause is dropped. Therefore, no further cause of action is required in this case. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Bal Mukand (9803001121)

s/o Sh. Walaiti Ram

Calcutta Street, Rampuraphul

Distt. Bathinda

Complainant

Versus

Public Information Officer (By Name)

(Regd. Post) O/o Regional Deputy Director,
Local Govt. Bathinda

Remanded Back

First Appellate Authority (By Name)

(Regd. Post) O/o Regional Deputy Director,
Local Govt. Bathinda

Encl. RTI application.

Respondent

Complaint Case No.: 1196 of 2021
Hearing through CISCO Webex

Present: None present.

ORDER

1. This order may be read with reference to the previous order dated 22.03.2022.
2. In today's hearing both the parties are absent.
3. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, 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 which is as under:-

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for 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.

Complaint Case No.: 1196 of 2021
Hearing through CISCO Webex

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. In case the complainant has any grouse, 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.
5. 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.
6. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Appellant

Sh. Jasbir Singh (9888296107)

Guru Nanak Nagar,
Vill. Bolapur, Jhabewal,
PO Ramgarh
Distt. Ludhiana 141123,

Versus

Public Information Officer

O/o State Transport Commissioner, Pb.,
Chandigarh

First Appellate Authority

O/o State Transport Commissioner, Pb.,
Chandigarh

Respondent

Appeal Case No.: 4485 of 2021

Hearing through CISCO Webex

Present: (i) Sh. Jasbir Singh - appellant
(ii) For the respondent: Ms Kuwinder Kaur (PIO)

ORDER

1. This order may be read with reference to the previous order dated 17.05.2022.
2. In today's hearing, both the parties are present. The appellant states that the sought for information is still pending from the respondent PIO.
3. The respondent, Ms. Kulwinder Kaur, PIO states that information has been supplied by email yesterday (25.07.2022) and a copy of the same is sent to the Commission via letter no. 15264 dated 25.07.2022. She reads out the supplied information during the hearing.
4. In wake of above, I am of the considered view that supplied information is satisfactory and no further cause of action is required in this case. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Sh. Jasbir Singh (9888296107)

**Guru Nanak Nagar,
Village Jhabewal, PO Ramgarh,
Distt. Ludhiana 141123.**

Appellant

Versus

Public Information Officer

**O/o Secy., Regional Transport Authority,
Gurdaspur**

First Appellate Authority

**O/o Secy., Regional Transport Authority,
Gurdaspur**

Respondent

Appeal Case No.: 5440 of 2021

Present:

(i) Appellant: Sh. Jasbir Singh

(ii) Respondent: Sh. Gurpreet Singh, Clerk

ORDER:

1. The RTI application is dated 14.9.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 18.10.2021 and second appeal was filed in the Commission on 2.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 26.7.2022 i.e. today.
2. In today's hearing the appellant states that he has received the information and he has no objection if the present case is closed.
3. In wake of above, no cause of action required in the present case, therefore, the case stands **disposed of & closed**. Copies of order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Sh. Jasbir Singh (9888296107)

**Guru Nanak Nagar,
Village Jhabewal, PO Ramgarh,
Distt. Ludhiana 141123.**

Appellant

Versus

Public Information Officer

**O/o Secy., Regional Transport Authority,
Ferozepur**

First Appellate Authority

**O/o Secy., Regional Transport Authority,
Ferozepur**

Respondent

**Appeal Case No.: 5441 of 2021
Through CISCO WEBEX**

Present: (i) Appellant: Sh. Jasbir Singh
(ii) Respondent: None

ORDER:

1. The RTI application is dated 20.9.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 18.10.2021 and second appeal was filed in the Commission on 2.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 26.7.2022 i.e. today
2. In today's hearing the appellant states that he has received the information and he has no objection if the present case is closed.
3. In wake of above, no cause of action required in the present case, therefore, the case stands **disposed of & closed**. Copies of order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Sh. Jasbir Singh (9888296107)

**Guru Nanak Nagar,
Village Jhabewal, PO Ramgarh,
Distt. Ludhiana 141123.**

Appellant

Versus

Public Information Officer

**O/o Secy., Regional Transport Authority,
Gurdaspur**

First Appellate Authority

**O/o Secy., Regional Transport Authority,
Gurdaspur**

Respondent

**Appeal Case No.: 5445 of 2021
Through CISCO WEBEX**

Present: (i) Appellant: Sh. Jasbir Singh
(ii) Respondent: Sh. Gurpreet Singh, Clerk

ORDER:

1. The RTI application is dated 4.9.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.10.2021 and second appeal was filed in the Commission on 2.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 26.7.2022 i.e. today
2. In today's hearing the appellant states that he has received the information and he has no objection if the present case is closed.
3. In wake of above, no cause of action required in the present case, therefore, the case stands **disposed of & closed**. Copies of order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Sh. Gurdeep Singh (9464423174)

s/o Sh. Mulkha Singh,
Gali Infront of Gurudwara Kalgidhar,
Gobind Nagar Phase-2,
Kahnuwan Road, Batala
Distt. Gurdaspur 143505.

Complainant

Versus

Public Information Officer

O/o GM, Punjab Roadways, Batala,
Distt. Gurdaspur

Remanded Back

First Appellate Authority

(Regd. Post) O/o GM, Punjab Roadways, Batala,
Distt. Gurdaspur

Encl. RTI application

Respondent

Complaint Case No.: 1310 of 2021
Through CISCO WEBEX

Present: None present.

ORDER:

1. The RTI application is dated 26.5.2021 vide which the complainant has sought enumerated information as per in his RTI application. Complaint was filed in the Commission on 7.12.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 26.07.2022 i.e. today.
2. In today's hearing, complainant is not present but a letter dated 14.03.2022 is received from him in the Commission vide diary no. 5572 dated 16.03.2022 stating that respondent PIO called him through letter no. 415 dated 03.03.2022, for inspection of the record on 10.03.2022 but no record was supplied to him for inspection on his visit. In that letter he also requested to adjourn this case after 14.09.2022. This letter is taken on record.
3. Respondent PIO is absent despite being aware about the date of hearing which shows his irresponsible behavior towards the Notice of the Commission.
4. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, 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 which is as under:-

Complaint Case No.: 1310 of 2021
Through CISCO WEBEX

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for 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.

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. In case the complainant has any grouse, 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. 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.
7. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Manjinder Singh(9872015069)

2469, Sunny Enclave,
Sector 125, Kharar,
Distt. Mohali 140301

Appellant

Versus

Public Information Officer

O/o Secy., Regional Transport Authority,
Gurdaspur

First Appellate Authority

O/o Secy., Regional Transport Authority,
Gurdaspur

Respondent

Appeal Case No.: 947 of 2022
Through CISCO WEBEX

Present: (i) Sh. Manjinder Singh, Appellant
(ii) Respondent: Sh. Gurpreet Singh, Clerk (9855741910)

ORDER:

1. The RTI application is dated 16.11.2021 vide which the appellant has sought enumerated information as per in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 22.12.2021 and second appeal was filed in the Commission on 22.2.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 26.7.2022 i.e. today.
2. In today's hearing the both the parties are present.
3. The respondent, Sh. Gurpreet Singh requests for granting 10 days to supply the information to the appellant, which is granted and respondent PIO is directed to supply information within 15 days from today under intimation to the Commission.
4. Therefore, no further cause of action is required in this case. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Sh. Gurmeet Singh Sathi(8427154280)

S/o Sh. Jagat Singh,
R/o Vill. Khera, PO Chachoki,
Phagwara, Distt. Kapurthala.

Complainant

Versus

Public Information Officer

O/o Depot Manager, PUNBUS,
SBS Nagar

Remanded Back:

First Appellate Authority
(Regd. Post) O/o Depot Manager, PUNBUS,
SBS Nagar

Encl. RTI application

Respondent

Complaint case No.: 98 of 2022
Through CISCO WEBEX

Present: None present.

ORDER:

1. The RTI application is dated 29.6.2021 vide which the appellant has sought enumerated information as per in his RTI application. Complaint was filed in the Commission on 21.2.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 26.7.2022 i.e. today.
2. In today's hearing both the parties are absent.
3. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, 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 which is as under:-

(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for 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.

Complaint case No.: 98 of 2022
Through CISCO WEBEX

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. In case the complainant has any grouse, 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.
5. 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.
6. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Dated: 26.07.2022 (11:00 A.M.)

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Appellant

Sh. Ravinder Singh, Advocate(9317561575)

H.No.16, Shaheed Nagar,
Chhehartta,
Amritsar 143008.

Versus

Public Information Officer

O/o Municipal Corporation
Amritsar.

First Appellate Authority

O/o Commissioner, Municipal Corporation
Amritsar.

Respondent

Appeal case No.: 282 and 283 of 2021

Through CISCO WEBEX

Present: (i) Sh. Ravinder Singh, Advocate, the appellant.
(ii) None from the respondent

ORDER

1. This order may be read with reference to the previous order dated 25.05.2022.
2. In today's hearing, appellant is present and states that he is satisfied with the supplied information in both the appeal cases (AC: 282 and 283 of 2021) and does not want to pursue the above mentioned cases.
3. As the information stands supplied, no further cause of action is required. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**

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Sh. Bhupinder Punj,(9915235055)

s/o Sh. Braham Prakash,
186, VPO Lohara, Ludhiana,

Appellant

Versus

Public Information Officer

O/o Regional Transport Authority,
Bathinda

First Appellate Authority

O/o Secy., Regional Transport Authority,
Bathinda

Respondent

Appeal Case No.: 1424 of 2021

Heard through CISCO WEBEX

Present:

(i) Sh. Bhupinder Punj, the appellant.

(ii) Sh. Mukesh Bhatia, SO, RTA, Bathinda respondent

ORDER

1. This order may be read with reference to the previous order dated 25.05.2022.
2. In today's hearing the both the parties are present. After discussing with both the parties and examining the case file, it is observed that inspection was not done on the fixed date 25.05.2022. Accordingly both the parties are advised to mutually co-operate and fix a date for inspection on any working day within ten days after receipt of this order under intimation to the Commission, failing which it will be presumed that parties have nothing to say in this regard.
3. With the aforesaid directions, this instant appeal case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 26.07.2022 (11:00 A.M.)

**(Anumit Singh Sodhi)
State Information Commissioner
Punjab**