

PUNJAB STATE INFORMATION COMMISSION
RedCrossBuilding, Near RoseGarden,
Sector 16, Chandigarh.
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Visit us: - www.infocommpunjab.com



Sh.Satwinder Singh (9872212926)

S/o Sh. Sukhwinder Singh
Village Kalar, PO Gujjarpura,
Tehsil Batala,
District Gurdaspur-143507

Appellant
Versus

Public Information Officer

O/o DSP (Crime against Property)
Daburji, Amritsar

First Appellate Authority

O/o IGP, Amritsar

Respondent

Appeal Case No.: 1802 of 2020
Cisco Webex Proceedings

Present: Appellant: Absent
Respondent: Sh. Harpal Singh (9780016624)

ORDER

1. The Appellant filed appeal in the Commission dated 14.07.2020. Accordingly, the case is fixed for today.
2. Respondent, Sh. Harpal Singh pleaded that the sought information enumerated in RTI application is **under investigation** in the office of DSP (Crime against Property), Amritsar, and therefore, it comes under exemption u/s 8(H) of RTI Act 2005. An email dated 24.10.2020 has been received from respondent wherein the same is mentioned in detail. This email is taken on record with all supporting enclosures.
3. Appellant is not present for today's hearing. Later, telephonically he informed the commission that due to some urgency he couldn't be able to attend today's hearing, further he requested for an adjournment as he has not got any information or reply from the respondent authority so far.
4. In the view of above observations and with regard to the prayer of the appellant, the Commission grants an last opportunity to the appellant to represent the case on the next date of hearing positively failing to which the case will be decided on merit basis. On other hand, the respondent authority is directed to provide an **additional reply to the appellant on all of the points raised in the RTI application.**
5. Matter is adjourned for further hearing on **22.12.2020 through CISCO WEBEX at 11:00 A.M.**
(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)
6. Announced in the Court, copy of the order to be sent to the parties.

Sd/-

Chandigarh
Dated: 26.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner



Sh.Manjit Singh (93936100069)

S/o Sh. Gurcharan Singh,
Village Manemajara, Tehsil-Chamkaur Sahib,
District Ropar

Appellant

Versus

Public Information Officer

O/o General Manager,
Punjab Roadways, Batala,
District Gurdaspur

First Appellate Authority

O/o Director, State Transport,
Punjab, Chandigarh

Respondent

Appeal Case No.: 1803 of 2020
Cisco Webex Proceedings

Present: Appellant: Sh.Manjit Singh
Respondent: Sh. Leela Singh

ORDER

1. The Appellant filed appeal in the Commission dated 07.07.2020. Accordingly, the case is fixed for today.
2. Respondent, Sh. Leela Singh pleaded that the sought information enumerated in RTI application is **third party information**, which is exempted in RTI Act 2005.
3. On this, appellant Sh. Manjit singh contended that the sought information is not third party information as it is a public information.
4. **Observations by the Commission:** The respondent authority should note that in case he is denying sharing any information being related to a third party, the proper exemption clause under the [RTI Act](#) should be claimed and justified by him.
5. **Decision:** After hearing, both the parties and going through the case file the respondent authority is directed to supply the **sought information duly attested as per the RTI Act 2005** and in case of denial, give proper justification in written form to the appellant with a copy to the Commission. Another opportunity is given to both the parties to represent this case on next date of hearing positively, failing to which the case will be decided on merit basis.
6. Matter is adjourned for further hearing on **22.12.2020 through CISCO WEBEX at 11:00 A.M.**
(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)
7. Announced in the Court, copy of the order to be sent to the parties.

Sd/-

Chandigarh
Dated: 26.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner



Sh. Tejinder Singh (9041004313)

Village Bolapur, Jhabewal,
PO-Ramgarh, Chandigarh Road
District Ludhiana

Appellant/Complainant

Versus

Public Information Officer

O/o Deputy Director,
Public Relation & Information,
Punjab, Chandigarh

First Appellate Authority

O/o Director,
Public Relation & Information,
Punjab, Chandigarh

Respondent

Appeal Case No.: 1836 of 2020
Cisco Webex Proceedings

Present: Appellant: Sh. Tejinder Singh
Respondent: Sh. Manvinder Singh (Deputy Director)(9888551179)

ORDER

1. The Appellant filed appeal in the Commission dated 08.07.2020. Accordingly, the case is fixed for today.

Information Sought

ਪੰਜਾਬ ਵਿਚ ਸਰਕਾਰੀ ਇਸ਼ਤਿਹਾਰ ਲੈਂਦੀਆਂ ਵੀਕਲੀ ਅਖਬਾਰਾਂ ਨਾਲ ਸਬੰਧਤ .

2. Appellant, Sh. Tejinder Singh **states** that no information is received so far.
3. Respondent, Sh. Manvinder Singh states that sought information is third party information, which cannot be sent without permission.

Observation & Decision of the commission:

4. From a perusal of the relevant case records it is observed that, "Information which involves the rights of privacy of a third party in terms of Section 8(1)(j) RTI Act cannot be ordered to be disclosed without notice to such third party. The authority cannot simply come to conclusion, that too, on a concession or on the agreement of parties before it, that public interest overrides the privacy rights of such third party without notice to and hearing such third party."
5. The respondent authority is directed to **issue a notice to concerned third party U/s (11)(1) RTI Act 2005**. Accordingly, in case of consent of third party to provide the information, the respondent authority is directed to supply the sought information duly attested and in case of dissent, give proper justification in written form to the appellant with a copy to the Commission. Another opportunity is given to both the parties to represent this case on next date of hearing positively, failing to which the case will be decided on merit basis.
6. Matter is adjourned for further hearing on **18.01.2021 through CISCO WEBEX at 11:00 A.M.**
- (Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)
7. Announced in the Court, copy of the order to be sent to the parties.

Sd/-

Chandigarh
Dated: 26.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Trilochan singh (9463658200)

S/o Sh. Gurbachan Singh,
R/o 848-A, MIG Jamalpur,
Ludhiana

Appellant/Complainant

Versus

Public Information Officer/APIO

O/o Secretary, Public Relation & Information,
Punjab, Chandigarh

First Appellate Authority

O/o Secretary, Public Relation & Information,
Punjab, Chandigarh

Respondent

Appeal Case No.: 1838 of 2020
Cisco Webex Proceedings

Present: Nobody

ORDER:

1. The Appellant filed appeal in the Commission dated 08.07.2020. Accordingly, the case is fixed for today.
2. In the view of absence of both the parties, the Commission gives a **last opportunity** to both parties to appear on the next date of hearing positively, failing to which case will be decided on the merit basis. The respondent PIO is also directed to supply the requisite information and/or written reply satisfying the RTI application to the appellant by the next date of hearing.
3. The matter is adjourned for further hearing on **22.12.2020 at 11.00 AM through CISCO Webex.**

(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)

4. Announced in the Court, copy of the order to be sent to the parties.

Sd/-

Chandigarh
Dated: 26.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner