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COMPLAINT CASE NO. 575 OF 2019

Smt. Paramjeet Kaur, HIG 683, Phase-I, Urban Estate, P.O. Punjabi University, Patiala.

...Complainant

Versus

Public Information Officer.

O/o Directorate of Public Instructions (Elementary), Punjab School Education Board Complex, S.A.S. Nagar (Mohali).

...Respondent

PRESENT: Shri Kanwarpal Singh, on behalf of the Complainant.

Shri Santokh Singh, Supdt., DPI, and Ms, Neeru, Asstt. On behalf of the respondents.

ORDER

The representative of the Complainant states that no information has been supplied by the respondents till date.

- 2. The representatives of the respondents submit a letter No.25/55-2018-1(3)/2605, dated 27.08.2019 stating therein that information relating to point No.1, 2 and 4 has already been provided to the complainant. The letter is taken on record.
- 3. For submission of information in case of point No.4, necessary transfer of RTI instructions have already been issued to all District Education Officers, Punjab, vide their letter No.7038-40 dated 06-09-2018 and reminder No.7074-75, dated 25.09.2019 has also been given to them for immediately supplying the information directly to the complainant under intimation to their office. They further state that some of DEOs have supplied the information to the complainant. They also request for adjournment.
- 4. The case is adjourned and to come up **on 25-09-2019 at 11.30 AM**. Copy of order be sent to the parties.

CHANDIGARH 27.08.2019 Sd/-(Hem Inder Singh) State Information Commissioner

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APPEAL CASE NO. 1560 OF 2019

Sh. Balwinder Singh, S/o Sh. Arjan Singh, Village & Post Office Dhaleke, Tehsil & District Moga.

...Appellant

Versus

Public Information Officer,

O/o The Tehsildar, Moga.

First Appellate Authority

O/o Sub Divisional Magistrate, Moga.

...Respondents

Present: Shri Balwinder Singh, appellant, in person.

Shri Mangaljit Singh, Clerk, on behalf of the respondents.

ORDER:

The appellant is present in the court who states that the sought for information has not been supplied by the respondents till date.

- 2. The representative of the respondents submits a Letter No.83, dated 26.08.2019 stating therein that they have already informed the appellant vide their letter No.102/RTI, dated 21.06.2018 that the sought for information does not cover under RTI Act 2005, as it relates to the Review Department which can be had from the said Department by depositing necessary fee. The letter is taken on record.
- 3. The representative of the respondents is directed to supply the complete, legible and duly attested, sought for information to the appellant immediately by registered post under intimation to the Commission.
- 4. The appellant is directed convey in writing deficiencies, if any, in the supplied information before the next date of hearing.
- 5. Both the parties are directed to be present in the court on the next date of hearing.
- The case is adjourned and fixed for hearing on 25-08-2019 at 11.30AM.

7. Copy of order be sent to the parties.

Place : Chandigarh (Hem Inder Singh)
Dated : 27-08-2019 State Information Commissioner

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APPEAL CASE NO. 2192 OF 2019

Sh. Surjit Singh, S/o Sh. Gokal Singh, V.P.O. Jarg, Tehsil Payal, District Ludhiana.

...Appellant

Versus

Public Information Officer,

O/o DPI (Elementary), Punjab School Education Board Complex, S.A.S. Nagar (Mohali).

First Appellate Authority,

O/o Secretary, Education Department, Punjab, Chandigarh.

...Respondents

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

Shri Santokh Singh Supdt. DPI and Rehmat Singh, SA, on behalf of the respondents.

ORDER

date.

The appellant states that no information has been supplied by the respondents till

- 2. The representatives of the respondents state that the appellant is habitual in filing RTIs. However, the representatives of the respondents submit letter No.1171-1172 dated 26.08.2019 enclosing therein some sought for information which they hand it over to the appellant (the letter is taken on record), but the same is returned by the appellant to the respondents stating that the information is not correct.
- The representatives of the respondents are directed to supply the sought for information, complete, legible and attested, by registered post before the next date of hearing under intimation to the Commission.
- 4. Both the parties are directed to be present on the next date of hearing.
- The case is adjourned and fixed for hearing 26.09.2019 at 11.30AM. 5.
- 6. Copy of orders be sent to the parties.

Sd/-(Hem Inder Singh) State Information Commissioner

CHANDIGARH 27.08.2019

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APPEAL CASE NO. 2199 OF 2019

Sh. Surjit Singh, S/o Sh. Gokal Singh, V.P.O. Jarg, Tehsil Payal, District Ludhiana.

...Appellant

Versus

Public Information Officer,

O/o DPI (Elementary), Punjab School Education Board Complex, S.A.S. Nagar (Mohali).

First Appellate Authority,

O/o Secretary, Education Department, Punjab, Chandigarh.

...Respondents

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

Shri Santokh Singh Supdt. DPI and Rehmat Singh, SA, on behalf of the respondents.

ORDER

date.

The appellant states that no information has been supplied by the respondents till

- 2. The representatives of the respondents state that the appellant is habitual in filing RTIs. However, the representatives of the respondents submit letter No.1169-1170 dated 26.08.2019 enclosing therein some sought for information which they hand it over to the appellant (the letter is taken on record), but the same is returned by the appellant to the respondents stating that the information is not correct.
- 3. The representatives of the respondents are directed to supply the sought for information, complete, legible and attested, by registered post before the next date of hearing under intimation to the Commission.
- 4. Both the parties are directed to be present on the next date of hearing.
- 5. The case is adjourned and fixed for hearing **26.09.2019 at 11.30AM**.
- 6. Copy of orders be sent to the parties.

Sd/-(Hem Inder Singh) State Information Commissioner

CHANDIGARH 27.08.2019

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APPEAL CASE NO. 2220 OF 2019

Advocate (Ms.) Shruti, #82. Labour Colony. Backside Scooter Market. Gill Road, Ludhiana-141003

...Appellant

Versus

Public Information Officer,

O/o Principal Secretary, Local Government, Punjab, Municipal Bhawan, Sector-35, Chandigarh.

First Appellate Authority,

O/o Principal Secretary, Local Government, Punjab, Municipal Bhawan, Sector-35, Chandigarh.

...Respondents

Sd/-

(Hem Inder Singh)

Present: None on behalf of the appellant.

Shri Karanjit Singh, Building Inspector, LG-Punjab, on behalf of the respondents.

ORDER

Shri Karanjit Singh, Building Inspector, LG-Punjab, appears in the court and submits a copy of letter No.CTP(SSD)-2019/824, dated 18.03.2019 informing the appellant that her RTI application has not been received in their office. The letter is taken on record.

- 2. Ms. Sharuti, Advocate, Ludhiana, is absent for today's hearing without any intimation to the Commission. While she is contacted over her Mob.No.9988721479 from landline phone of Commission about her instant appeal, she has replied that she is not interested in pursuing the said appeal case any more, so, the case may be filed.
- Keeping in view the above, it is observed that no more action from Commission side is required and hence, the appeal case is closed and disposed off.
- 4. Copy of order be sent to concerned parties.

State Information Commissioner

CHANDIGARH 27.08.2019

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APPEAL CASE NO. 2221 OF 2019

Smt. Rajpal Kaur, W/o Late Sh. Gurmeet Singh, R/o Village Panjawa Mandal, Tehsil Abohar, District Fazilka.

...Appellant

Versus

Public Information Officer.

O/o District Education Officer (Elementary), Shri Mukatsar Sahib.

First Appellate Authority,

O/o District Education Officer (Elementary), Shri Mukatsar Sahib.

...Respondents

Present: None on behalf of the appellant.

Shri Karamjit Singh, Jr.Asstt., Shri Jagmohan Singh, SLA on behalf of the

respondents.

ORDER

The representatives of the Respondents appear in the court and submit a letter No.13/7-19(E-2)2019/235087 dated 13.08.2019 stating therein that complete, duly attested information has already been supplied to the appellant vide their Letter No. 13/7-19(E-2)2019/233907 dated 13.08.2019 through registered post. The letter is taken on record.

- 2. The appellant is absent for today's hearing without any intimation to the Commission. She is directed to convey in writing deficiencies, if any, in the supplied information to the Respondents before the next date of hearing.
- 3. Both the parties are directed to be present in the court on the next date of hearing.
- 4. The case is adjourned and fixed for hearing **on 26-09-2019 at 11.30AM**. Copy of order be sent to concerned parties.

CHANDIGARH 27.08.2019 Sd/-(Hem Inder Singh) State Information Commissioner

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APPEAL CASE NO. 2269 OF 2019

Versus

S. Jasbir Singh, Village Bholapur Jhabewal, Post Office Ramgarh, Chandigarh Road, Ludhiana.

...Appellant

Public Information Officer,

O/o DPI (EE), Punjab, Punjab School Education Board Complex, S.A.S. Nagar (Mohali).

First Appellate Authority,

O/o DPI (EE), Punjab, Punjab School Education Board Complex, S.A.S. Nagar (Mohali).

...Respondents

PRESENT: None on behalf of the appellant.

Shri Tejinder Singh, Clerk, on behalf of the respondents.

ORDER:

The representative of the respondents states that the sought for information has already been supplied to the appellant vide their letter No.09/21-2019-SP(4), dated 19.07.2019. The letter is taken on record.

- 2. The appellant is absent for today's hearing. He is advised to convey deficiencies, if any, in the supplied information to the respondents in writing under intimation to the Commission. He is further advised to follow up his case in the Commission, failing which appropriate order in his absence shall be passed.
- 3. The case is adjourned to **26.09.2019** at **11:30 AM.** Copies of the order be sent to the parties.

Chandigarh (I 27.08.2019 State Infor

Sd/-(Hem Inder Singh) State Information Commissioner

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APPEAL CASE NO. 807 of 2019

Shri Upkar Singh S/o Sh. Surinder Singh, Plot No. 19, Upkar Nagar, Near Sewak Enclave, Rajpura, Distt. Patiala.

...Appellant

Versus

Public Information Officer O/o Punjab Water Supply & Sewerage Board, Nabha Road, Patiala.

First Appellate Authority, O/O Punjab Water Supply & Sewerage Board, Nabha Road, Patiala.

...Respondents

PRESENT: None on behalf of both the parties.

ORDER:

This order may be read with reference to the previous order dated 03.07.2019.

- 2. The Appellant is absent for today's hearing but an E-mail has been received from him wherein he has stated that due to some unavoidable work he is unable to attend the court and requests for adjournment.
- 3. The Respondent-PIO is absent for the 4th time consecutively and also has not bothered to inform the Commission about his absence. The Commission takes a serious view of this lapse on the part of respondents for taking orders of the Commission in a casual manner and thus, denying the appellant his legitimate right to get the sought for information. Therefore, viewing the delaying attitude of the Respondent-PIO-cum-XEN Shri S. S. Dhindsa, a Show Cause Notice under Section 20(1) of the RTI Act 2005, is issued to him to explain the reasons through a duly attested affidavit as to why a penalty at the rate of Rs.250/- per day subject to maximum of Rs.25000/- be not imposed upon him for the delay in the supply of information. He is also afforded an opportunity of personal hearing on the next date of hearing before taking any action.

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APPEAL CASE NO.807 OF 2019

-2-

- 4. In view of the above, an opportunity is given to the Respondent PIO to appear personally along with written submission, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.
- 5. The case is adjourned to **25.09.2019 at 11.30 AM.** Copies of the order be sent to the parties.

Chandigarh 27-08-2019 Sd/(Hem Inder Singh)
State Information Commissioner

Copy for necessary compliance to:

Shri S. S. Dhindsa, XEN – cum – PIO, O/o Punjab Water Supply & Sewerage Board, Nabha Road, Patiala.

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APPEAL CASE NO. 728 of 2019

Shri Ravi Kant S/o Shri Sansari Lal, Ward No. 4, Krishana Bazar, Dhariwal, Distt. Gurdaspur.

Appellant

Versus

Public Information Officer, O/O Deputy Director, Local Audit, Amritsar.

First Appellate Authority, O/O Deputy Commissioner, Amritsar.

...Respondents

PRESENT: Shri Ravi Kant, the appellant, in person.

Shri Kulwinder Singh, Secretary (MC), LG on behalf of the respondents,

ORDER:

This order may be read with reference to the previous order dated 03.07.2019.

- 2. The Appellant is present for today's hearing in the Commission and states that he has received the information in case of Point No.1 & 2 from the respondents vide letter No.A/cs-1-PIO-(264)-DSS-19/35211, dated 01-08-2019 which is taken on record and information for point No. 3 to 5 has not been supplied till date.
- 3. The representative of the respondents states that the information with regard to point No. 3 to 5 is to be provided by the EO-cum-PIO, MC, Dhariwal.
- 4. Neither EO-cum-PIO Dhariwal is present for today's hearing nor he has deputed his representative to attend the court. The Commission takes a serious view of this lapse on the part of respondents for taking orders of the Commission in a casual manner and thus, denying the appellant his legitimate right to get the sought for information. Therefore, viewing the delaying attitude of the respondent-PIO-cum-EO, MC, Dhariwal a Show Cause Notice under Section 20(1) of the RTI Act 2005, is issued to him (by name) to explain the reasons through a duly attested affidavit as to why a penalty at the rate of Rs.250/- per day subject to maximum of Rs.25000/- be not imposed upon him for the delay in the supply of information. He is also afforded an opportunity of personal hearing on the next date of hearing before taking any action.

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APPEAL CASE NO. 728 OF 2019

-2-

- 5. The appellant is advised to follow up his case in the Commission, failing which appropriate order in his absence shall be passed.
- 6. The case is adjourned to **27.08.2019 at 12:30 PM.** Copies of the order be sent to the parties.

Chandigarh 27.08.2019 Sd/(Hem Inder Singh)
State Information Commissioner

Copy to Intimation & Necessary Action:-

The Public Information Officer, O/o The Director, Local Government, Punjab, Chandigarh.

The Public Information Officer, O/o The Executive Officer, Nagar Council, Dhariwal, District Gurdaspur.

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APPEAL CASE NO. 185 of 2019

Shri Darshan Singh Kang, (9464363290) (Anti Corruption Wing), SAMRALA, Distt. Ludhiana.

...Appellant

Versus

Public Information Officer.

O/o Deputy General of Police Vigilance Bureau Punjab, Vigilance Bhawan, Sector 68-A, SAS Nagar (Mohali).

First Appellate Authority,

O/o Director General of Police, Punjab, Vigilance Bhawan, Sector 68-A, SAS Nagar (Mohali).

...Respondents

PRESENT: None on behalf of the appellant.

Shri Rajesh Kumar, SI, I/c Vigilance(RTI) on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated 03.07.2019.

- 2. The Appellant is absent for the second time in the Commission.
- 3. The representative of the respondents states that the reply from the O/o Chief Secretary, Punjab, has been received, which is under consideration in their office for submission of necessary information of the RTI. He further requests for adjournment.
- 4. The appellant is absent for today's hearing. He is advised to follow up his case in the Commission, failing which appropriate order in his absence shall be passed.
- 5. The case is adjourned to **25.09.2019 at 11:30 AM.** Copies of the order be sent to the parties.

Sd/-

Chandigarh (Hem Inder Singh)
27.08.2019 State Information Commissioner

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COMPLAINT CASE NO. 394 OF 2019

Smt. Harjit Kaur, W/o Sh. Gurdeep Singh, House No. 107, Ward No. 2, Anaz Mandi Kurali, Distt. S.A.S. Nagar.

...Complainant

Versus

Public Information Officer,

O/o Sub Divisional Engineer, Water Supply & Sanitation Sub Division Bassi Pathana at Fatehgarh Sahib.

...Respondent

Present: Mrs. Harjit Kaur, Appellant, in person.

Shri Gopal Rai, SDE, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 17.07.2019.

- 2. The representative of the respondents submits the remaining sought for information in the court which he hands it over to the Complainant.
- 3. The Complainant after going through the provided information, expresses her satisfaction and requests for filing the case.
- 4. In view of the above the information stands supplied and no more action is required. Hence, **the Complaint case is closed and disposed off**.
- 6. Copy of orders be sent to the parties.

Sd/-

Place: Chandigarh (Hem Inder Singh)
Dated: 27.08-2019 State Information Commissioner

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Shri Jagdish Goyal(9023456700), S/o Late Shri Amar Nath, House No.57, Preet Nagar, Tripri, PATIALA.

.....Appellant

Public Information Officer, O/o The Dy. Economic & Statistical Advisor, Patiala.

First Appellate Authority, O/o The Director, Economics & Statistical Organization, Punjab, Chandigarh.

....Respondents

APPEAL CASE NO.915 OF 2019

Present: Shri Ashok Verma, on behalf of the appellant.

Shri Parminder Singh Walia, PIO, (Director), Shri Sarabjit Kumar, APIO, on

behalf of the Respondents.

ORDER

The representative of the appellant states that incomplete and unattested information has been supplied by the Respondents through registered post.

- 2. The representatives of the Respondents submit the sought for information, duly attested, in the court which they hand it over to the appellant.
- 3. The representative of the appellant requests that he needs time to go through the supplied information and further requests for adjournment.
- 4. The representative of the appellant is directed to convey in writing deficiencies, if any, in the supplied information within 10 days by registered post under intimation to the Commission.
- 5. The Respondent-PIO, Shri Parminder Kumar O/o The Dy. Economic & Statistical Advisor, Patiala, is directed to come present in the court on the next date of hearing with a copy of complete, legible and duly attested information and in case of non-appearance, proceedings under RTI Act 2005, shall be initiated against him.
- 6. The case is adjourned and fixed for hearing on **05.09.2019 at 11.30AM**. Copy of order be sent to parties.

Place: Chandigarh (Hem Inder Singh)
Dated: 27.08-2019 State Information Commissioner

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APPEAL CASE NO. 1786 OF 2019

Versus

Sh. Ramandeep Singh Ahluwalia, New Ward No. 18, Street No. 2, Kartar Nagar, Amloh Road. Khanna-141401 (Ludhiana).

...Appellant

Public Information Officer,

O/o Director, Department of Local Government, Punjab, Municipal Bhawan, Sector-35-A, Chandigarh.

First Appellate Authority

O/o Director. Department of Local Government, Punjab, Municipal Bhawan, Sector-35-A, Chandigarh.

Public Information Officer, O/o The Executive Officer. MC Khanna. (Deemed PIO)

...Respondents

Present: Shri Ramandeep Singh Ahluwalia, the appellant, in person.

Ms. Rajwinder Kaur, SDE, on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated: 02-07-2019

- 2. The appellant is present today and states that the sought for information has not been supplied by the Respondents till date.
- Ms. Rajwinder Kaur, SDE, appears on behalf of the Respondent PIO O/o LG Punjab Chandigarh, states that the sought for information is relating to MC, Khanna, so, EO, MC, Khanna has to supply the demanded information.
- 4. While perusing the case file it has been revealed that the EO-cum-PIO, MC, Khanna, has been impleaded as "Deemed PIO" and he was directed to supply the demanded information to the appellant within 10 days under intimation to the Commission but it has been observed that he has failed to comply with the orders of the Commission. Today, the PIO-MC, Khanna is absent without any intimation to the Commission. Therefore, Shri Ranbir Singh, EO-cum-PIO, MC, Khanna is once again directed to be present personally in the court along with a copy of the sought for information, duly attested, on the next date of hearing and in case of non-appearance, proceedings under RTI Act 2005 shall be initiated against him.
- 5. The case is adjourned and fixed for hearing on 26.09.2019 at 11.30AM
- 6. Copy of order be sent to the parties.

Sd/-(Hem Inder Singh) State Information Commissioner

Place: Chandigarh Dated: 27-08-2019

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APPEAL CASE NO. 1787 OF 2019

Sh. Ramandeep Singh Ahluwalia, New Ward No. 18, Street No. 2, Kartar Nagar, Amloh Road, Khanna-141401 (Ludhiana).

...Appellant

Versus

Public Information Officer,

O/o Director, Department of Local Government, Punjab, Municipal Bhawan, Sector-35-A, Chandigarh.

First Appellate Authority

O/o Director, Department of Local Government, Punjab, Municipal Bhawan, Sector-35-A, Chandigarh.

...Respondents

Present: Shri Ramandeep Singh Ahluwalia, the appellant, in person.

Shri Rajvinder Kaur, SDE, on behalf of the respondents..

ORDER:

This order may be read in reference to the previous order dated 02-07-2019.

- 2. The appellant is present today and states that the sought for information has not been supplied by the Respondents till date.
- 3. The RTI application of the appellant is discussed in the court and the appellant is advised to specify his information which he has demanded from the respondents. He states that he has demanded certified copy of notification which empowers the Municipal Council to construct new/choked/damaged man-holes under the general works of the roads and copy of vetted works under this scheme.
- 4. The representative of the respondents states that if such information is available in their office, the same will be provided to the appellant.
- The representative of the Respondents is directed to supply the information to the appellant within two weeks time through registered post under intimation to the Commission. In case of non-availability of the sought for information in the record of the Public Authority, an Affidavit to this effect from the Respondent-PIO, duly attested by the Notary, be submitted in the Commission.
- 6. The case is adjourned and fixed for hearing on **26-09-2019 at 11.30AM**.
- 7. Copy of order be sent to the parties.

Sd/-(Hem Inder Singh) State Information Commissioner

Place: Chandigarh Dated: 27-08-2019

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APPEAL CASE NO. 1797 OF 2019

Smt. Harkesh Kaur Lottey, W/o Sh. Shamsher Singh Lottey, V.P.O. Bhurthala Mander, Tehsil Malerkotla, Distt. Sangrur-148023.

...Appellant

Versus

Public Information Officer.

O/o Director, Department of Education (Elementary) Punjab, PSEB Complex, Block-E, Phase-VIII, S.A.S. Nagar (Mohali).

First Appellate Authority

O/o Secretary, Education Department, Punjab, Chandigarh.

...Respondents

Present: Mrs. Harkesh Kaur Lottey, appellant, in person.

Shri Deen Dyal, Superintendent-cum-PIO and Shri Vikas Kaushal, JA, on behalf of the

respondents.

ORDER:

This order may be read with reference to the previous order dated 02.07.2019

- 2. The appellant is present in the court who states that the remaining sought for information has been supplied by the respondents which is incomplete.
- 3. The representatives of the Respondents appear in the court and submit a letter No.G-3/2018-19/RTI/135 dated 06.08.2019 stating therein that complete sought for information has already been supplied to the appellant vide their above said letter. The letter is taken on record.
- 4. The appellant is directed to point out deficiencies, if any, in the supplied information in writing to the respondents under intimation to the Commission before the next date of hearing.
- 5. The case is adjourned and fixed for hearing on 26.09.2019 at 11.30AM.
- 6. Copy of order be sent to the parties.

Sd/-(Hem Inder Singh) State Information Commissioner

Place : Chandigarh Dated : 27-08-2019

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APPEAL CASE NO. 1799 OF 2019

Smt. Harkesh Kaur Lottey, W/o Sh. Shamsher Singh Lottey, V.P.O. Bhurthala Mander, Tehsil Malerkotla, Distt. Sangrur-148023.

...Appellant

Versus

Public Information Officer.

O/o District Education Officer (Elementary), Sangrur.

First Appellate Authority,

O/o Deputy Director, Education Department (Elementary), Punjab, PSEB Complex, Block-E, Phase-VIII, S.A.S. Nagar (Mohali).

...Respondents

Present: Mrs. Harkesh Kaur Lottey, appellant, in person.

Shri Deen Dyal, Superintendent-cum-PIO and Shri Vikas Kaushal, JA, on behalf of the

respondents.

ORDER:

This order may be read with reference to the previous order dated 02.07.2019

- 2. The appellant is present in the court who states that the remaining sought for information has been supplied by the respondents which is incomplete.
- 3. The representatives of the Respondents appear in the court and state that complete sought for information has already been supplied to the appellant.
- 4. The appellant is directed to point out deficiencies, if any, in the supplied information in writing to the respondents under intimation to the Commission before the next date of hearing.
- 5. The case is adjourned and fixed for hearing on **26.09.2019 at 11.30AM**.
- 6. Copy of order be sent to the parties.

Sd/(Hem Inder Singh)
State Information Commissioner

Place : Chandigarh Dated : 27-08-2019