

Shri Babu Nayak (Member Panchayat),
S/o Sh. Vinod Nayak.
Navi Abadi Akalgarh,
Tehsil Raikot, Ludhiana.

--Appellant.

Versus

Public Information Officer

O/o Panchayat Secretary,
Gram Panchayat, Navi Abadi, Akalgarh,
Block Sudhar, Distt. Ludhiana.

First Appellate Authority:

O/o BDPO, Block Sudhar,
Distt. Ludhiana.

Respondent

Appeal Case No.: 2992 of 2021

Present:- Shri Babu Nayak, appellant is absent.
None present on behalf of the PIO-cum-Panchayat Secretary, Gram Panchayat,
Navi Abadi, Akalgarh, Block Sudhar, Distt. Ludhiana

ORDER

Shri Babu Nayak, appellant filed RTI application dated 05.04.2021 and sought some information from the PIO-cum-Panchayat Secretary, Gram Panchayat, Navi Abadi, Akalgarh, Block Sudhar, Distt. Ludhiana. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 08.05.2021. Then the appellant filed Second Appeal before the Punjab State Information Commission on 30.06.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today to be heard through **CISCO Webex Meetings Software**.

Both the parties are absent today.

The PIO though is absent today, but he has sent a mail to the Commission on 27.08.2021, diarized vide no. 19392, which is a copy of letter sent by Shri Palwinder Singh, PIO-cum-VDO, Gram Panchayat, Navi Abadi, Akalgarh, Block Sudhar, Distt. Ludhiana along with a copy of letter dated 19.08.2021.

I have gone through letter sent by Shri Palwinder Singh, PIO and he has submitted that the attested copies of 457 pages of information has been provided by hand to the appellant on 19.08.2021. I have also gone through letter dated 19.08.2021 vide which the PIO has provided 457 pages of information to the appellant and the appellant has made a duly signed noting on the said letter after receiving the information.

As the PIO has resolved the matter involved in the RTI application and provided 457 pages of sought for information to the appellant, so the present appeal case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

Smt. Jasbir Kaur Arora, Principal,
3439 MIG, Urban Estate-2,
Dugri, Ludhiana.

--Appellant.

Versus

Public Information Officer

O/o DEO (SE),
Ludhiana.

First Appellate Authority:

O/o DEO (SE),
Ludhiana.

Respondent

Appeal Case No.: 2996 of 2021

Present:- Smt. Jasbir Kaur Arora, appellant is present.
None present on behalf of the SPIO, O/o DEO (SE), Ludhiana.

O R D E R

Smt. Jasbir Kaur Arora, appellant filed RTI application dated 24.03.2021 and sought some information from the SPIO, O/o DEO (SE), Ludhiana. When no information was provided to her by the SPIO then she filed First Appeal before the First Appellate Authority on 27.05.2021. Then the appellant filed Second Appeal before the Punjab State Information Commission on 30.06.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today to be heard through **CISCO Webex Meetings Software**.

The appellant is present today, whereas none appeared on behalf of the SPIO.

The appellant stated that she has received the information sent by the SPIO.

The SPIO though is absent today, but he has sent an e-mail to the Commission, which is a copy of letter dated 17.08.2021 along with attested copies of information.

I have gone through letter dated 17.08.2021 vide which the SPIO has sent the sought for information to the appellant.

As the SPIO has sent the sought for information to the appellant and the appellant has also stated that she has received the sought for information, so the present appeal case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

Shri Inderjeet Singh,
H.No. 495, Street No.8,
Krishan Bagh Colony, Sangrur.

--Appellant.

Versus

Public Information Officer

O/o Directorate, Education
Recruitment, Pb., Mohali.

First Appellate Authority:

O/o Directorate, Education Recruitment, Pb.,
Mohali.

Respondent

Appeal Case No.: 3009 of 2021

Present:- Shri Inderjeet Singh, appellant is absent.
Shri Narinder Singh, Lecturer, Political Science is present, O/o Directorate,
Education Recruitment, Pb., Mohali.

O R D E R

Shri Inderjeet Singh, appellant filed RTI application dated 03.03.2021 and sought some information from the SPIO, O/o Directorate, Education Recruitment, Pb., Mohali. A reply was sent to him by the SPIO vide letter dated 25.03.2021. But not satisfied with the reply sent by the SPIO, the appellant filed First Appeal before the First Appellate Authority on 07.04.2021. Then the appellant filed Second Appeal before the Punjab State Information Commission on 01.07.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today to be heard through **CISCO Webex Meetings Software**.

The appellant is absent today, whereas the respondent is present and he stated that the information sought by the appellant cannot be provided as the matter is sub-judice before the Hon'ble Court of Punjab and Haryana.

The Commission has received a mail sent by the respondent, which is a copy of letter dated 11.08.2021 along with a copy of public notice dated 10.02.2020, public notice dated 14.02.2020 and copy of Order dated 26.02.2020 passed by the Hon'ble High Court of Punjab and Haryana in CWP No. 5096 of 2020.

The respondent further stated that the matter is sub-judice before the Hon'ble High Court of Punjab and Haryana and the next date of hearing is 26.11.2021. So, due the pendency of CWP 5096 of 2020 Ravneet Kaur Vs. State of Punjab, the information could not be provided.

So, the present appeal is **disposed of and closed** with the observation that whenever the matter pending before the Hon'ble High Court will be decided then within 15 days the sought for information be sent to the appellant through registered post and compliance report be sent to the Commission.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

Shri Ashutosh Paul, (Advocate),
Sadar Bazar, Sultlanpur Lodhi,
Distt. Kapurthala.

--Appellant.

Versus

Public Information Officer

O/o Improvement Trust,
Jalandhar.

First Appellate Authority:

O/o Regional Deputy Director,
Local Govt.,
Jalandhar.

Respondent

Appeal Case No.: 3010 of 2021

Present:- Shri Ashutosh Paul (Advocate), appellant is present.
Shri Inderjit, Head Draftsman is present on behalf of the SPIO, O/o
Improvement Trust, Jalandhar.

O R D E R

Shri Ashutosh Paul (Advocate), appellant filed RTI application dated 14.09.2020 and sought some information from the SPIO, O/o Improvement Trust, Jalandhar. When no information was provided to the appellant by the SPIO, then he filed First Appeal before the First Appellate Authority on 19.10.2020. Then the appellant filed Second Appeal before the Punjab State Information Commission on 01.07.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today to be heard through **CISCO Webex Meetings Software**.

Both the parties are present today.

The respondent stated that the information/reply specifically point-wise has already been sent to the appellant vide letter no. 88 dated 07.04.2021 and copy of the same has also been sent to the Commission as compliance.

The Commission has received an e-mail sent by the SPIO, which is a copy of letter no. SPL-2 dated 26.10.2021 along with copy of letter no. 88 dated 07.04.2021.

The appellant stated that he has received the information/reply sent by the SPIO, but the information regarding point nos. 2, 3, 4, and 5 of the RTI application is incomplete.

The respondent stated that regarding point no. 2 of the RTI application the mutation is very old which is not traceable in the record. He further stated that regarding point no. 3 of the RTI application the information has already been sent to the applicant and regarding point no. 4 no demarcation plan has been made, so information cannot be provided. Regarding the information related to point no. 5 the information sought by the appellant is very old which is also not traceable in the office record.

As the SPIO has sent information/reply to each and every point of the RTI application, so the present appeal case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

Shri Gurbax Rai Charaya,
08, Basant Kunj,
PO Ladhewali, Jalandhar.

--Appellant.

Versus

Public Information Officer
O/o Tehsildar (Election),
Jalandhar.

First Appellate Authority:
O/o Deputy Commissioner,
Jalandhar.

Respondent

Appeal Case No.: 3033 of 2021

Present:- Shri Gurbax Rai Charaya, appellant is present.
Shri Sukhdev Singh, SPIO-cum-Tehsildar (Election), Jalandhar is present.

O R D E R

Shri Gurbax Rai Charaya, appellant filed RTI application dated 01.02.2021 and sought some information from the SPIO, O/o Tehsildar (Election), Jalandhar. When no information was provided to the appellant by the SPIO, then he filed First Appeal before the First Appellate Authority on 30.03.2021. Then the appellant filed Second Appeal before the Punjab State Information Commission on 01.07.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today to be heard through **CISCO Webex Meetings Software**.

Both the parties are present today.

The appellant stated that the information regarding point nos. 4 and 7 of the RTI application has not been provided to him by the SPIO.

On the other hand the respondent SPIO stated that the information regarding point nos. 4 and 7 of the RTI application has been sent to the appellant through 'Whatsap' on his mobile phone today itself.

So, the SPIO is directed that the copies of information be sent to the appellant through registered post within 2 days and compliance report be sent to the Commission. With this observation the present appeal case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Shri Sandeep Singh,
S/o Shri Kashmir Singh,
R/o Village Muazam,
Tehsil & Distt. Fazilka.

.....Complainant.

Vs

Public Information Officer,
O/ o Distt. Dev. & Panchayat Officer,
Fazilka.

.....Respondent

Complaint Case No. 590 of 2021

Present:- Shri Sandeep Singh, complainant/applicant is absent.
None present on behalf of the SPIO, O/o Distt. Dev. & Panchayat Officer,
Fazilka.

O R D E R

Shri Sandeep Singh, complainant/applicant filed RTI application dated 31.03.2021 and sought some information from the SPIO, O/o Distt. Dev. & Panchayat Officer, Fazilka.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

I have gone through the case file and the complainant submitted that the sought for information be provided to him.

The Hon'ble Supreme Court of India in its Order rendered on 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 the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission. An alternative and efficacious remedy of first appeal is available to the complainant U/s 19(1) of the RTI Act, 2005 which has not been availed in the instant case.

So, keeping in view the above, the present complaint case is disposed of and closed with the direction to the First Appellate Authority-cum- DDPO, Fazilka that he should call the complainant-applicant within 30 days and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 27.10.2021

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

Regd. Copy to : DDPO, Fazilka – for compliance of the order.



Shri Hardip Singh,
S/o Shri Balkar Singh,
R/o Village Bopa Rai Kalan,
Tehsil Ajnala, Distt. Amritsar.

..... Complainant

Vs

Public Information Officer,
O/o Incharge,
Police Post, Ram Tirath,
Amritsar.

.....Respondent

Complaint Case No. 723 of 2020

Present:- Smt. Jashanpreet Kaur, wife of Shri Hardip Singh, complainant/applicant is present on his behalf.
ASI Davinder Pal Singh is present on behalf of the SPIO, O/o Incharge, Police Post, Ram Tirath, Amritsar.

ORDER

Shri Hardip Singh, complainant/applicant filed RTI application dated 21.03.2020 and sought some information from the SPIO, O/o Incharge, Police Post, Ram Tirath, Amritsar.

Today the case is heard through CISCO Webex Meetings Software.

Smt. Jashanpreet Kaur, wife of Shri Hardip Singh, complainant/applicant is present on his behalf and ASI Davinder Pal Singh is present on behalf of the SPIO.

The respondent stated that the sought for information along with the amount of compensation of Rs.2,000/- has been provided by hand tomorrow to Smt. Lakhwinder Kaur, mother of the applicant. He further requested that the Show Cause Notice issued vide Order dated 09.09.2021 may kindly be dropped and further assured that in future the information will be provided to the information seekers within the stipulated time.

The Commission has received an e-mail sent by the SPIO, which is copy of letter no. 143 dated 26.10.2021 vide which the information and the amount of compensation of Rs.2,000/- has been provided by the respondent.

Smt. Jashanpreet Kaur wife of Shri Hardip Singh, applicant stated that the amount of compensation of Rs.2,000/- and the information has been received.

As the SPIO has provided the sought for information and the amount of compensation of Rs.2,000/- to the applicant, so the show cause notice issued to the SPIO is hereby dropped and filed with the warning that in future he should remain more vigilant towards his duties and provide the information to the information seekers within the stipulated period.

As the SPIO has resolved the matter involved in the RTI application and provided the sought for information, so the present complaint case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

(Regd.) CC: SSP (Rural), Amritsar. - for information.



Shri Partap Singh,
S/o Shri Mihan Singh,
35, New Moti Bagh Colony,
Patiala.

.....Complainant.

Vs

Public Information Officer,
O/ o Divisional Deputy Director,
Rural Dev. & Panchayat Department,
Patiala.

.....Respondent

Complaint Case No. 594 of 2021

Present:- Shri Partap Singh, complainant/applicant is present.
Shri Gurpiar Singh, Sr. Clerk is present on behalf of the SPIO, O/o Divisional
Deputy Director, Rural Dev. & Panchayat Department, Patiala.

O R D E R

Shri Partap Singh, complainant/applicant filed RTI application dated 21.01.2021 and sought some information from the SPIO, O/o Divisional Deputy Director, Rural Dev. & Panchayat Department, Patiala.

Today the case is heard through CISCO Webex Meetings Software.

The applicant stated that no information has been provided to him by the SPIO till date. He further requested that the sought for information be provided to him.

The Hon'ble Supreme Court of India in its Order rendered on 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 the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission. An alternative and efficacious remedy of first appeal is available to the complainant U/s 19(1) of the RTI Act, 2005 which has not been availed in the instant case.

So, keeping in view the above, the present complaint case is disposed of and closed with the direction to Shri Surinder Singh Dhillon, DDPO, Patiala that he should call the complainant-applicant within 30 days and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

(Regd.) CC: District Development & Panchayat Officer, Patiala.

– for compliance of the Order.



Shri Kulwant Singh,
S/o Shri Pritam Singh,
VPO Pohir,
Tehsil & Distt. Ludhiana.

.....Complainant.

Vs

Public Information Officer,
O/ o Block Dev. & Panchayat Officer,
Dehlon, Distt. Ludhiana.

.....Respondent

Complaint Case No. 605 of 2021

Present:- Shri Kulwant Singh, complainant/applicant is absent.
Shri Hardeep Singh, Panchayat Secretary is present on behalf of the SPIO, O/o Block Dev. & Panchayat Officer, Dehlon, Distt. Ludhiana.

O R D E R

Shri Kulwant Singh, complainant/applicant filed RTI application dated 05.04.2021 and sought some information from the SPIO, O/o Block Dev. & Panchayat Officer, Dehlon, Distt. Ludhiana.

Today the case is heard through CISCO Webex Meetings Software.

The complainant/applicant is absent today, whereas the respondent has appeared on behalf of the respondent SPIO.

The complainant/applicant has sent an e-mail to the Commission and submitted that he is unable to attend the hearing for today due to death of a relative.

The respondent stated that the information was provided by hand to the applicant on 20.10.2021 vide letter no.SPL-2 dated 20.10.2021 and a copy of the same has also been sent to the Commission for compliance.

The Commission has received an e-mail sent by the SPIO, which is a copy of letter no.SPL-2 dated 20.10.2021. I have gone through the said letter vide which the information was provided to the applicant and the applicant has made a duly signed noting on the said letter after receiving the information.

As the SPIO has provided the sought for information to the applicant and resolved the matter involved in the RTI application, so the present complaint case is **disposed of and closed**.

Dated: 27.10.2021

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**



Shri Sadhu Singh,
S/o Shri Piara Singh,
VPO Sekhwan,
Tehsil & Distt. Gurdaspur.

.....Complainant.

Vs

Public Information Officer,
O/ o Block Dev. & Panchayat Officer,
Kahnuwan.

.....Respondent

Complaint Case No. 608 of 2021

Present:- Shri Sadhu Singh, complainant/applicant is present.
None present on behalf of the SPIO, O/o Block Dev. & Panchayat Officer,
Kahnuwan.

ORDER

Shri Sadhu Singh, complainant/applicant filed RTI application dated 02.12.2020 before the SPIO, O/o DDPO, Gurdaspur. The RTI application was transferred U/s 6(3) of the RTI Act, 2005 to the SPIO, O/o Block Dev. & Panchayat Officer, Kahnuwan vide letter dated 09.12.2020.

Today the case is heard through CISCO Webex Meetings Software.

The complainant/applicant is present today, whereas none has appeared on behalf of the respondent SPIO.

The complainant/applicant stated that no information/reply has been sent by the SPIO till date. He further requested that the sought for information be provided to him.

The Hon'ble Supreme Court of India in its Order rendered on 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 the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission. An alternative and efficacious remedy of first appeal is available to the complainant U/s 19(1) of the RTI Act, 2005 which has not been availed in the instant case.

So, keeping in view the above, the present complaint case is disposed of and closed with the direction to the BDPO, Kahnuwan that he should call the complainant-applicant within 30 days and resolve the matter involved in the RTI application by passing a speaking order and compliance report be sent back to the Commission. With this observation the present complaint case is **disposed of and closed**.

Dated: 27.10.2021

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

(Regd.) CC: BDPO, Kahnuwan. – for compliance of the Order of the Commission.



Shri Sunil Kandhari,
N.R. Imperial Telecom,
Guruharsahai - 152022.

..... Complainant

Vs

Public Information Officer,
O/o Addl. Deputy Commissioner-cum-
Addl. District Project Coordinator,
MANREGA, Ferozepur.

.....Respondent

Complaint Case No. 437 of 2021

Present:- Shri Sunil Kandhari, complainant/applicant is absent.
None present on behalf of the SPIO, O/o Addl. Deputy Commissioner-cum-Addl.
District Project Coordinator, MANREGA, Ferozepur.

O R D E R

Shri Sunil Kandhari, complainant/applicant filed RTI application dated 02.11.2020 and sought some information from the SPIO, O/o Addl. Deputy Commissioner-cum-Addl. District Project Coordinator, MANREGA, Ferozepur.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

The SPIO though is absent today, but he has sent a mail to the Commission on 01.10.2021, diarized vide no. 22275, which is a copy of letter no. 1456 dated 28.09.2021 along with attested copies of information comprising of 21 pages.

I have gone through letter no. 1456 dated 28.09.2021 vide which the SPIO has sent attested copies of 21 pages of information, specifically point-wise, to the applicant

I have gone through the Order dated 29.09.2021 vide which the SPIO was directed that the attested copies of information, specifically point-wise, be sent to the applicant through registered post within two days and compliance be sent to the Commission.

The SPIO has complied with the order of the Commission and sent the information to the applicant and thus resolved the matter involved in the RTI application, so the present complaint case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Shri Jasbir Singh,
S/o Shri Harbans Singh,
Village Jalal Khera,
Tehsil & Distt. Patiala.

..... Appellant

Vs

Public Information Officer,
O/o Distt. Education Officer (SE),
Patiala.

First Appellate Authority,
O/o Distt. Education Officer (SE),
Patiala.

.....Respondent

Appeal Case No. 1708 of 2021

Present:- Shri Jasbir Singh, appellant is present.
None present on behalf of Shri Tara Singh, SPIO-cum-Suptd., O/o Distt.
Education Officer (SE), Patiala.

O R D E R

Shri Jasbir Singh, appellant filed RTI application dated 11.01.2021 and sought some information from the SPIO, O/o Distt. Education Officer (SE), Patiala.

Today the case is heard through CISCO WEBEX SOFTWARE.

The appellant is present today, whereas none appeared on behalf of the SPIO.

The appellant stated that the amount of compensation of Rs.2,000/- has been provided to him by the SPIO, but complete information has not been provided to him.

The SPIO though is absent today but he has sent an e-mail to the Commission which is a copy of letter dated 19.10.2021.

I have gone through letter dated 19.10.2021 and it is submitted by the SPIO that the information was sent to the appellant through registered post on 08.02.2021, but the registered letter received back undelivered. It is further submitted in the letter that then the information was sent through Whatsap to the appellant.

As the sought for information has been sent to the appellant firstly through registered post on 08.02.2021 and secondly on his Whatsap, so the SPIO has resolved the matter involved in the RTI application, so the present appeal case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Shri Rajan,
S/o Shri Mukhtiar Chand,
Village Amir Khas, Block Guruharsahai,
Tehsil Jalalabad, Distt. Fazilka.

..... Appellant

Vs

Public Information Officer,
O/o Block Development and Panchayat Officer,
Guruharsahai, Distt. Ferozepur.

First Appellate Authority,
O/ District Development and Panchayat Officer,
Ferozepur.

.....Respondent

Appeal Case No. 1448 of 2021

Present:- Shri Rajan, appellant is absent.
None present on behalf of the SPIO, O/o BDPO, Guruharsahai, Distt.
Ferozepur.

O R D E R

Shri Rajan, appellant filed RTI application dated 22.12.2020 and sought some information from the SPIO, O/o BDPO, Guruharsahai, Distt. Ferozepur.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are absent today.

The SPIO though is absent today but he has sent an e-mail to the Commission which is a duly signed statement made by Shri Rajan appellant. I have gone through the said statement and it is submitted by him that he has received complete information and he is satisfied and he further requested to close the case.

A show cause notice was issued to the SPIO vide order dated 31.08.2021 but the reply has not been sent by the SPIO regarding the show cause notice. But as the SPIO has provided the sought for information to the appellant and the appellant is also satisfied with the sought for information so the show cause notice issued to the SPIO is also dropped.

As the SPIO has provided the sought for information to the appellant and the appellant is also satisfied so the present appeal case is **disposed of and closed**.

Dated: 27.10.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.