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Ms. Paramjit Kaur, W/o Late Shri Pushpinder Singh Manak, R/o H. No. 2083, Phase -10, SAS Nagar.

.....Appellant

Public Information Officer

O/o GMADA, Mohali.

First Appellate Authority

O/o GMADA, Mohali.Respondents

AC No. 4197 of 2022

Present: (i) Ms. Paramjit Kaur, Appellant along with her representative, Shri Manmohan Upneja

Versus

(Advocate), in person.

(ii) Shri Gurvinder Singh, AEO / PIO from O/o GMADA through webex.

ORDER

- 1. The RTI application is dated 21.02.2022 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 11.05.2022 and the second appeal was filed in the Commission on 09.09.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Gurvinder Singh, AEO states that the requisite documents had been shown to Ms. Paramjit Kaur, appellant during inspection and accordingly whatever information was available in official records has been given to the appellant on 17.10.2022.
- 3. Ms. Paramjit Kaur, appellant and the representative of appellant, Shri Mamohan Upneja (Advocate) submits the Vakalatnama and further states that no file was shown to them during the inspection and further requests for inspection of records as certain documents are not legible which were received by them through registered post dated 20.10.2022.
- 4. Post deliberations, the request for inspection made by representative of appellant, Shri Manmohan Upneja before the Bench has been accepted. The Bench directs appellant / representative of appellant to visit the concerned office on 31.10.2022 at 11.30 a.m. and meet Shri Gurvinder Singh, PIO at his office on said date and time.
- 5. The PIO concerned and other concerned officials are directed to remain present at the time of inspection by appellant / her representative and PIO is further directed to hand over the identified documents which she requires as per her RTI application during the inspection.



6. With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Sd/-

Chandigarh 27.10.2022

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Shri P.D. Bansal, President Lok Sabha Club, # 94, City Homes Colony, Near Spring Dale School, Khanna.

.....Appellant

Public Information Officer

O/o The Principal Secretary, Local Bodies, Punjab, Sector 35-A, Chandigarh.

First Appellate Authority

O/o The Principal Secretary, Local Bodies, Punjab, Sector 35-A, Chandigarh.

(ii)

....Respondents

CC No. 115 of 2022

Converted into Appeal Case for Re-hearing

Present: (i) The Appellant, Shri P.D. Bansal, in person.

Shri Rahul Saini, Sr. Asstt. -cum- APIO of LG -2 Branch, in person.

Versus

ORDER

- The aforesaid appeal case was remanded back by the bench of Ld. SIC, Shri Sanjiv Garg to First Appellate Authority i.e. Principal Secretary to Govt. of Punjab, Deptt. of Local Government, Chandigarh vide his order dated 06.07.2022. The appellant vide letter dated 02.09.2022 has alleged noncompliance of the orders of Commission by the First Appellate Authority, as such, this request of appellant is treated as Second Appeal. So, this present case has been reallocated to this bench vide order dated 16.09.2022 for re-hearing.
- 2. Accordingly, the notice of hearing was issued to the parties for 27.10.2022 by the bench. The case has been heard today in the Commission's office at Chandigarh.
- 3. Shri P.D. Bansal, appellant states that no information has been supplied to him.
- 4. On the asking of the Bench, Shri Rahul Saini, Senior Assistant states that this information does not exist in their official records; to this context the bench directs the PIO to file an affidavit stating the same. The verbal statements of Shri Rahul Saini, Senior Assistant is then changed and he further mentions that the file has been found in their official record register and they are trying to trace it and requests for additional time from the bench. A letter number 909 dated 21.10.2022 which has been received by the bench vide diary number 24153 dated 21.10.2022 from the department is taken on record.
- 5. The Bench takes a serious view of the casual approach of the Respondent / PIO as there is already lot of delay in supplying the information to the appellant.
- 6. The Bench directs the PIO to supply point wise requisite information to the Appellant, Shri P.D. Bansal by the next hearing through registered post, failing which a strict action would be taken against the PIO concerned.

CC No. 115 of 2022 Converted into Appeal Case for Re-hearing

Page 02

- 7. Both the parties are directed to appear personally before the bench along with all the requisite record on the next hearing.
- 8. With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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Shri Madan Lal Jain,

Niwas H.No.10803, MCB Zone-2, Street No.18, Parinda Road, Guru Teg Bahadur Nagar, Bathinda.

.....Appellant

Versus

Public Information Officer

O/o SHO, Police Station, Gidderbaha, Distt:Sri Mukatsar Sahib.

(ii)

First Appellate Authority

O/o Inspector General of Police, Faridkot Range, Faridkot.

....Respondents

AC No. 4090 of 2022

Present: (i) Shri Madan Lal, appellant, in person.

Shri Balwinder Singh, ASI, PO Gidderbaha, Distt. Sri Muktsar Sahib, in person.

ORDER

- 1. The RTI application is dated 05.07.2022 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 09.07.2022 and the second appeal was filed in the Commission on 02.09.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Madan Lal, appellant states that no information has been supplied to him and further mentions about his letter dated 19.10.2022 which has been received by the bench vide diary number 23843 dated 19.10.2022, which is taken on record.
- 3. Shri Balwinder Singh, ASI submits a copy of letter number 14.07.2022 and 27.10.2022 to the bench during the hearing which is taken on record.
- 4. On further discussions with the parties and based on the documents which are present on the file, it has been found that Shri Balwinder Singh, ASI is unaware of the facts of this case.
- 5. The PIO, Inspector Gurvinder Singh, SHO Gidderbaha is directed to personally appear before the bench with all the requisite documents relating to this case for clarifying the facts of this case, on the next hearing.
- 6. Both the parties are directed to appear personally before the bench along with all the requisite record on the next hearing.
- 7. With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh **27.10.2022**

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Shri Paramjit Singh, R/o H.No.253,

Street No.8, New Mohni Park, Opposite Khalsa College,

Amritsar. 7508648000.

.....Appellant

....Respondents

(Regd. Post) **Public Information Officer**

> O/o Commissioner, MC, Amritsar.

> > Encl. RTI application

(Regd. Post) First Appellate Authority

> O/o Commissioner, MC, Amritsar.

AC No. 4121 of 2022

Present: The Appellant, Shri Paramjit Singh, in person. (i)

(ii) None is present from the department.

ORDER

The RTI application is dated 06.06.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter

Versus

FAA) on 20.07.2022 and the second appeal was filed in the Commission on 05.09.2022 under Section 19

of the Right to Information Act, 2005 (hereinafter RTI Act).

- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Paramjit Singh, appellant states that partial information has been supplied to him
- 3. Neither the PIO has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.
- 4. Commission takes a serious view of the casual approach of the Respondent / PIO, as incomplete information has been supplied to the appellant and today nobody appears from the department to represent this case.
- In view of the foregoing, respondent PIO, O/o Commissioner, MC, Amritsar is directed to 5. Show Cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty should not be imposed upon him for wilful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the appellant under Section 19 (8)(b) of the Act for detriment suffered.
- 6. In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.



- 7. A copy of this order be also sent to the First Appellate Authority i.e. Commissioner, MC, Amritsar through registered post for the compliance of this order and to look into the matter as RTI Act, 2005 came into existence to promote transparency and accountability in the working of every public authority, not for the harassment of the public.
- 8. The PIO concerned is directed to call the appellant on phone and discuss about the partial information so that the remaining information could be supplied by them in time and PIO concerned is further directed to appear in person along with requisite information and related documents, on the next date of hearing before the bench.
- 9. With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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Shri Paramjit Singh, R/o H.No.253,

Street No.8, New Mohni Park, Opposite Khalsa College,

Amritsar. 7508648000.

.....Appellant

(Regd. Post) Public Information Officer

O/o Commissioner, MC, Amritsar.

Encl. RTI application

(Regd. Post) First Appellate Authority

O/o Commissioner,

MC, Amritsar.Respondents

Versus

AC No. 4140 of 2022

Present: (i) The Appellant, Shri Paramjit Singh, in person.

(ii) None is present from the department.

<u>ORDER</u>

1. The RTI application is dated 11.04.2022 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 06.06.2022 and the second appeal was filed in the Commission on 05.09.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Paramjit Singh, appellant states that partial information has been supplied to him
- 3. Neither the PIO has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.
- 4. Commission takes a serious view of the casual approach of the Respondent / PIO, as incomplete information has been supplied to the appellant and today nobody appears from the department to represent this case.
- 5. In view of the foregoing, respondent PIO, O/o Commissioner, MC, Amritsar is directed to Show Cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty should not be imposed upon him for wilful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the appellant under Section 19 (8)(b) of the Act for detriment suffered.
- 6. In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.



- 7. A copy of this order be also sent to the First Appellate Authority i.e. Commissioner, MC, Amritsar through registered post for the compliance of this order and to look into the matter as RTI Act, 2005 came into existence to promote transparency and accountability in the working of every public authority, not for the harassment of the public.
- 8. The PIO concerned is directed to call the appellant on phone and discuss about the partial information so that the remaining information could be supplied by them in time and PIO concerned is further directed to appear in person along with requisite information and related documents, on the next date of hearing before the bench.
- 9. With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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Ms. Kamaldeep Kaur, W/o Sh. Ajaipal Singh, VPO: Gumtala, Near Govt. Dispensary, Amritsar.

.....Appellant

(Regd. Post) **Public Information Officer**

O/o The Commissioner,

MC, Amritsar.

Encl. RTI application

(Regd. Post) First Appellate Authority

O/o The Commissioner,

MC, Amritsar.Respondents

Versus

AC No. 4163 of 2022

Present: The Appellant, Ms. Kamaldeep Kaur, in person.

> (ii) None is present from the department.

ORDER

- The RTI application is dated 11.05.2022 vide which the appellant has sought information as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 14.06.2022 and the second appeal was filed in the Commission on 07.09.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case has been heard today in the Commission's office at Chandigarh. Ms, Kamaldeep Kaur, appellant states that no information has been supplied to her.
- 3. Neither the PIO has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.
- The Commission takes a serious view of the casual approach of the Respondent / PIO, as 4. no information has been supplied to the appellant and today nobody appears from the department to represent this case.
- In view of the foregoing, respondent PIO, O/o Commissioner, MC, Amritsar is directed to 5. Show Cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty should not be imposed upon him for wilful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the appellant under Section 19 (8)(b) of the Act for detriment suffered.
- In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) 6. proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.



- 7. A copy of this order be also sent to the First Appellate Authority i.e. Commissioner, MC, Amritsar through registered post for the compliance of this order and to look into the matter as RTI Act, 2005 came into existence to promote transparency and accountability in the working of every public authority, not for the harassment of the public.
- 8. The concerned PIO is further directed to appear in person along with requisite information and related documents, on the next date of hearing before the bench.
- 9. With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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(Helpline No.0172-2864100(From 10.00 AM to 04.00PM on working days)

Shri Sanjay Sehgal, SCO:88, New Rajinder Nagar, Jalandhar City.

Versus

.....Appellant

Public Information Officer

O/o District Badminton Association (Regd), Jalandhar.

First Appellate Authority

O/o District Badminton Association (Regd), Jalandhar.

....Respondents

AC No. 4126 of 2022

Present:

- Appellant: Absent. (i)
- None is present from Department. (ii)

ORDER

- The RTI application is dated 15.06.2022 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 10.08.2022 and the second appeal was filed in the Commission on 29.08.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Sanjay Sehgal, appellant is absent.
- 3. Neither the PIO has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.
- 4. Post deliberations, the Bench directs the PIO concerned to appear in person along with information supplied and related documents, on the next date of hearing before the bench.
- 5. Shri Sanjay Sehgal, appellant is also directed to appear before the Bench on the next date of hearing, failing which case would be decided on based on documents available on file.
- With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed 6. to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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(Helpline No.0172-2864100(From 10.00 AM to 04.00PM on working days)

Shri Sanjay Sehgal, SCO:88, New Rajinder Nagar, Jalandhar City.

Versus

.....Appellant

Public Information Officer

O/o District Badminton Association (Regd), Jalandhar.

First Appellate Authority

O/o District Badminton Association (Regd), Jalandhar.

....Respondents

AC No. 4127 of 2022

Present:

- Appellant: Absent. (i)
- None is present from Department. (ii)

ORDER

- The RTI application is dated 15.06.2022 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 10.08.2022 and the second appeal was filed in the Commission on 29.08.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Sanjay Sehgal, appellant is absent.
- 3. Neither the PIO has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.
- 4. Post deliberations, the Bench directs the PIO concerned to appear in person along with information supplied and related documents, on the next date of hearing before the bench.
- 5. Shri Sanjay Sehgal, appellant is also directed to appear before the bench on the next date of hearing, failing which case would be decided based on documents available on file.
- With the aforesaid directions, the matter is adjourned. Both the concerned parties are directed 6. to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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Shri Jaswant Singh, S/o Late Shri Bhajan Singh, R/o H.No.30, Sun City Ward No.6, Village Jasia, Ludhiana.

.....Appellant

Public Information Officer

O/o ACP Head Quarter, Ludhiana.

First Appellate Authority

O/o Commissioner of Police, Ludhiana.

....Respondents

CC No. 1313 of 2021

Versus

Converted into Appeal Case for re-hearing.

Present: (i) The Appellant, Shri Jaswant Singh, in person. (ii) Shri Mandeep Singh, Head Constable, in person.

ORDER

1. The aforesaid appeal case was remanded back by this bench to First Appellate Authority i.e.

Commissioner of Police, Ludhiana vide order dated 27.06.2022. But the appellant vide letter dated

31.08.2022 received to the bench vide diary number 19802 dated 02.09.2022 has alleged non

compliance of the orders of Commission by the First Appellate Authority, as such, this request of

appellant is treated as Second Appeal.

3. Acceding to the request of appellant, his complaint case been converted into appeal case.

Accordingly, the notice of hearing was issued to the parties for 27.10.2022. The case has been heard

today in the Commission's office at Chandigarh.

4. Shri Jaswant Singh, appellant states that no information has been supplied to him. A letter dated

18.10.2022 which has been sent by the appellant to the bench, is taken on record.

5. On the asking of the Bench, Shri Mandeep Singh, HC states that the report is ready but pending

at the Commissioner level for signature. He further requests for some time. On asking about the delay he

states that due to festival season / holidays the file processing got delayed.

6. The Bench takes a serious view of this vague verbal submissions made by the representative of

PIO during the hearing and bench also observes that there is lot of delay in supplying the information to

the appellant.

7. Post deliberation, the Bench directs the PIO to supply point wise requisite information to the

Appellant, Shri Jaswant Singh by the next hearing through registered post.

8. Both the parties are directed to appear before the bench along with all the requisite record on the

next hearing.

10. With the aforesaid directions, the matter is adjourned. **All the concerned parties are directed to**

come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at

Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab

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Shri Rajnish Bharara, # 520, Preet Colony, Zirakpur.

Distt. Mohali.Appellant

Public Information Officer

O/o PSPCL,

Zirakpur, Distt. Mohali.

First Appellate Authority, **O/o** Chief Engineer, (DS), South PSPCL, Patiala.

....Respondents

AC No. 4222 of 2022

The Appellant, Shri Rajnish Bharara, in person. Present: (ii)

Shri Sarabjeet Singh, SDO is present from department, in person.

Versus

ORDER:

- The RTI application is dated 18.06.2022 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 23.07.2022 and the second appeal was filed in the Commission on 12.09.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI.
- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Rajnish Bharara states that no information has been supplied to him and further mentions that the department is not disclosing the details of the Government Employee deliberately.
- 4. Shri Sarabjeet Singh, SDO states that they have taken consent of the concerned person i.e. Shri Khushwinder Singh and he has denied sharing of his personal information to the appellant. In relation to this, he further submits the copy of email along with other documents as well.
- 5. The Bench after going through the RTI application of the appellant, directs the PIO concerned to supply the information on point numbers 1, 3, 7, 10 and 12 of the RTI application dated 18.06.2022 to the appellant through registered post before the next date. The Bench overrules the contention of PIO regarding this being personal information.
- 6. Both the parties are directed to appear before the undersigned bench along with all the requisite record on the next hearing.
- 7. With the aforesaid directions, the matter is adjourned. All the concerned parties are directed to come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at **Chandigarh**. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022

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Shri Ajay Sharma, S/o Shri Mangat Ram Sharma, B -32/2184, Bhagwan Dass Colony, Salem Tabri, Ludhiana.

Versus

Public Information Officer O/o GLADA, Ludhiana.

First Appellate Authority, **O/o** GLADA, Ludhiana.

> AC No. 4209 of 2022 The Appellant, Shri Ajay Sharma on webex.

....Respondents

.....Appellant

Present:

(i)

ORDER:

(ii) None is present from department.

The RTI application is dated 31.05.2022 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 14.06.2022 and the second appeal was filed in the Commission on 09.09.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI).

- 2. The case has been heard today in the Commission's office at Chandigarh. Shri Ajay Sharma, appellant states the information in relation to point number 01 is supplied only and information in relation to point number 02 and 03 of his RTI application is still pending.
- 3. None is present from their department but a phone call has been received by the bench of undersigned through which the concerned PIO has requested for an exemption from today's hearing and further mentions about letter dated 02.06.2022 and 22.06.2022 through which information has been sent to the Appellant as well as a copy of the same has been sent to this bench through email.
- 4. Post deliberations, the PIO concerned is directed to call the Appellant on phone and decide a date and time with him for resolving the remaining issues and supply of balance of information. The appellant is directed to visit the concerned office for inspection after deciding the date and time with the PIO.
- 5. Both the parties are directed to appear before the bench along with all the requisite record on the next hearing.
- With the aforesaid directions, the matter is adjourned. All the concerned parties are directed to 6. come up for hearing on 24.11.2022 at 11.30 AM before the Bench in Commission's office at **Chandigarh**. Copies of the order be sent to the concerned parties.

Chandigarh 27.10.2022