

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in
Visit us: - www.infocommpunjab.com
Helpline No. 0172-2864100



Sh.Ramandeep Singh Ahluwalia (RTI Activist) (9464500405)
Ward No-18, Street no.-2,
Kartar Nagar, Amloh Road, Khanna-141401

.....Appellant

..Vs

Public Information Officer,
O/o EO, MC, Mandi Gobindgarh

First Appellate Authority
O/o Regional Deputy Director,
Urban local Government, Ludhiana

.....Respondent

AC No.3822 of 2020
Through CISCO Webex

Present: (i) None is present on behalf of the Appellant
(ii) For the Respondent: Sh. Sandeep Singh, JE (75081-00568)

ORDER

This order may be read with reference to the previous order dated 04.05.2021 vide which the respondent was directed to provide complete information to the appellant.

2. Today the appellant is absent. He has sent a letter via email. The same is taken on record.

3. The respondent states that the information, as available, in the record has already been sent to the appellant. He has also sent an email stating that “ਦਫਤਰੀ

ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਅਪੀਲ ਕੇਸ ਨੰ 3288 ਆਫ 2020 ਸਬੰਧੀ ਹੋਰ ਕੋਈ ਸੂਚਨਾ ਲੰਬਿਤ ਨਹੀ ਹੈ”

4. The same is taken on record. Hence the respondent has given in writing that nothing is pending in their record, no cause of action is left, and therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Chandigarh
Dated: 28.06.2021

Sd/-
(Preety Chawla)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in
Visit us: - www.infocommpunjab.com
Helpline No. 0172-2864100



Sh. Devinder Sharma, Advocate
Chamber No. 259A, New Courts, Jalandhar (9876196268)

.....Complainant

..Vs

Public Information Officer,
O/o Principal Lyallpur Khalsa College,
Jalandhar
Remanded back to
First Appellate Authority
O/o Principal Lyallpur Khalsa College,
Jalandhar

.....Respondent

CC No.415 of 2020
Through CISCO WEBEX

Present: (i) Sh. Davinder Sharma the complainant
(ii) For the Respondent: Sh Gurbinder Singh Samra, Principal (98788-22140)

ORDER

This order may be read with reference to the previous order dated 04.05.2021.

2. Today, the complainant states that no information has been given to him so far.
3. The respondent Sh Gurbinder Singh Samra states that point-wise reply has been sent to the Complainant.
4. After hearing both the parties and examining the case file, it is observed that the respondent has sent point-wise reply to the Commission office. The perusal of the file shows that the complainant has raised many queries in his RTI.
5. Moreover, this is the complaint case and 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:-



CC No.415 of 2020

(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.

6. 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.

7. 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.

8. 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**.

Sd/-

Chandigarh
Dated: 28.06.2021

(Preety Chawla)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in
Visit us: - www.infocommpunjab.com
Helpline No. 0172-2864100



Sh.Kuldip Singh, S/o S. Harnek Singh
4319, Ward No. 13, G.T. Road, Bara, Sirhind
Distt.Fatehgarh Sahib- 140405 (9417355095)

.....Appellant

..Vs

Registered post: **Public Information Officer,**
O/o Director Research and Medical Education Punjab
Medical Education Bhawan, 1st Floor, Phase 69,
SAS Nagar, Mohali – 160069

First Appellate Authority
O/o Director Research and Medical Education Punjab
Medical Education Bhawan, 1st Floor, Phase 69,
SAS Nagar, Mohali – 160069

Registered post: **Public Information Officer**
o/o Health-3, Room No. 415
Fourth Floor, Mini Sectt., Sector 9, ChandigarhRespondent

AC No. 1390 of 2020
Through CISCO Webex

Present: (i) Dr. Kuldip Singh the appellant
(ii) For the respondent : Sh. Paramjeet Lal, Suptd.

ORDER

This order may be read with reference to the previous order dated 04.05.2021.

2. The appellant Sh. Kuldip Singh states that he has received the information and is satisfied.

3. The respondent states that the complete information has been given to the appellant.

4. Since, the appellant has received the information and is satisfied, no cause of action is left, hence the appeal case filed by the appellant is disposed of and closed.

Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 28.06.2021

(Preety Chawla)
State Information Commissioner
Punjab



Sh.Tejinder Singh, (Advocate)

Civil Court Complex, Backside Sanjh Kendar,
Tehsil complex, Phillaur-144410 (9041004313)

.....Appellant

..Vs

Public Information Officer,
O/o Punjab State Pharmacy Council,
Medical Education Bhawan, Sector 69,
SAS Nagar, pb-140308

First Appellate Authority
O/o Punjab State Pharmacy Council,
Medical Education Bhawan, Sector 69,
SAS Nagar, pb-140308

.....Respondent

AC No. 2326 of 2020
Through CISCO-Webex

Present: (i) None for the Appellant.

(ii) for the Respondent: Smt Sudesh Kumari, Sr Asstt. (98158-61945)

ORDER

This order may be read with reference to the previous order dated 04.05.2021.

2. The Appellant is not present today.

3. The Respondent states that, as directed in the previous hearing, the Appellant had inspected the record in their office and obtained the information. Further, they have also filed a copy of the receiving given by the Appellant in lieu of obtaining the information.

4. Since the information has been provided to the Appellant therefore, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

Dated: 28.06.2021

(Preety Chawla)
State Information Commissioner
Punjab