

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864113, Helpline No. 0172-2864100
Email: - psic22@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Manjit Singh (8427498620)

s/o Sh. Gurcharan Singh,
Village Manemajra, Tehsil Chamkaur Sahib,
Distt. Ropar.

Appellant

Versus

Public Information Officer

O/o Secy., Regional Transport Authority,
Faridkot

First Appellate Authority

O/o Secy., Regional Transport Authority,
Faridkot

Respondent

Appeal Case No.: 144 of 2022
Through CISCO WEBEX

Present: Appellant: Sh. Manjit Singh
Respondent: Sh. Sanjiv Kumar (SA)

ORDER:

1. The RTI application is dated 14.8.2021 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 6.10.2021 and second appeal was filed in the Commission on 29.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 28.7.2022 at 11.00 a.m. i.e. today.
2. In today's hearing both the parties are present. The respondent states that information has already been provided to the appellant on 2.9.2021, 27.10.2021 and 17.2.2022(36 pages) but the appellant denies receiving. Accordingly respondent PIO is directed to send requisite information again to the appellant under intimation to the Commission.
3. With the aforesaid directions, this instant appeal case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Manjit Singh (8427498620)

s/o Sh. Gurcharan Singh,
Vill. Manemajra, Tehsil Chamkaur Sahib,
Distt. Ropar

Appellant

Versus

Public Information Officer

O/o Secy, Regional Transport Authority,
Hoshiarpur

First Appellate Authority

O/o Secy, Regional Transport Authority,
Hoshiarpur

Respondent

Appeal Case No.: 2563 of 2021
Through CISCO WEBEX

Present: (i) Sh. Manjit Singh – Appellant

(ii) For the respondent: Sh. Sher Singh & Ms Kulwinder Kaur, PIO, STC Pb., Chandigarh

ORDER:

1. This order may be read with reference to the previous order dated 25.05.2022.
2. In today's hearing both the parties are present. The respondents states that the requisite information has already been provided (88 pages) by email today.
3. After examining the case file, it is observed that sufficient information (88 pages) have been supplied along with affidavit. Therefore, no further cause of action is required in this case. Hence, this instant case is **disposed of & closed**. Copy of the order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
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Sh. Sukhwinder Singh, (8437434716)

s/o Sh. Joginder Singh,
R/o DhaniAmarpura, Vill. Alam Shah,
Tehsil &Distt. Fazilka

Appellant

Versus

Public Information Officer

O/o BDPO, Fazilka

First Appellate Authority

O/o DDPO, Fazilka

Respondent

Appeal Case No.: 1090 of 2021
Through CISCO WEBEX

Present: Sh. Sukhwinder Singh - appellant
Respondent: Absent

ORDER:

1. This order may be read with reference to the previous order dated 25.05.2022.
2. In today's hearing, appellant states that information relates with cash book is only pending from the respondent PIO.
3. Neither the respondent PIO is present for today's hearing nor did he file reply in this regard. He is directed to supply the pending information to the appellant within a weeks' time after receipt of this order along with directions to send reply to show cause notice which was issued to him vide order dated 25.05.2022.
4. With the aforesaid directions, this instant appeal case is **disposed of & closed.** Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

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Sh. Gurmeet Singh (8427154280)

s/o Sh. Jagat Singh,
R/o Vill. Khera, Tehsil Phagwara,
Distt. Kapurthala

Complainant

Versus

Public Information Officer

O/o Depot Manager, PUNBUS,
SBS Nagar

Respondent

Complaint case No.: 1179 of 2021

Through CISCO WEBEX

Present: Sh. Gurmeet Singh Sathi - appellant

Respondent: Sh. Ripan Chauhan SA(9646400464)

ORDER:

1. This order may be read with reference to the previous order dated 24.05.2022.
2. In today's hearing both the parties are present. Appellant states that information is still pending.
3. On this, respondent, Sh. Ripan Chauhan states that earlier enquiry was pending so it was not supplied to the appellant and now the enquiry is finished.
4. After hearing both the parties and examining case file, respondent PIO is advised/directed to supply the enquiry report to the appellant within a weeks' time from today under intimation to the Commission.
5. 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:-
(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).
6. In wake of above, no further cause of action is required. Therefore, this instant appeal case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh Gurmeet Singh (8264262792)
S/o Sh. Gurdev Singh
R/O Vill. Jjjal, Tehsil Talwandi Saboo,
Bathinda

Complainant

Versus

Public Information Officer
O/o HMEL Guru Gobind Singh Refinery
Phulokhari, Distt. Bathinda

Respondent

Complaint Case No.: 384 of 2021
Through CISCO WEBEX

Present: (i) Sh. Deepak Sehgal on behalf of the complainant
(ii) Respondent: Sh. Rajiv Khanna, (AGM, Legal) (9899883614)

Order:

1. This order may be read with reference to the previous order dated 06.04.2022.
2. In today's hearing both the parties are present.
3. The respondent states that concerned department is not a public authority and a Reply to this effect has been sent to the Commission on 12.7.2022, received vide diary No.15879 dated 19.7.2022, which is taken on record.
4. The representative appearing on behalf of the complainant, Sh. Deepak Sehgal states through a reply dated 06.05.2022 along with supporting documents, to the Commission via email dated 6.5.2022 stating that HMEL, Guru Gobind Refinery has provided information on official website indicating that the HMEL is a public private partnership between Hindustan Petroleum Corporation Ltd (A Govt. of India Enterprise) and Mittal Energy Investments (P) Ltd. This reply is taken on record.
5. After examining the documents available on record, it is observed that this organization is an undertaking of Government of India; therefore appeal/complaint against it does not fall in the jurisdiction of Punjab State Information Commission. The appellant can approach the Central Information Commission, New Delhi for this purpose. Hence, this instant complaint case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

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Sh. Sanjiv Goyal(9814197689)
S/o Sh. Ashok Kumar, Kothi No.148,
Model Town, Phase-I,
Near TV Tower,
Bathinda 151 001.

Appellant

Versus

Public Information Officer
O/o MC, Bathinda

First Appellate Authority
O/o MC, Bathinda

Respondent

Appeal Case No.: 1184 of 2021
Through CISCO WEBEX

Present: (i) Sh. Sanjiv Goyal, the appellant
(ii) For the respondent: Sh. Amardeep (Secretary)

ORDER

1. This order may be read with reference to the previous order dated 06.04.2022.
2. In today's hearing, appellant states that pending information is still pending from the respondent PIO.
3. Respondent, Sh. Amardeep Singh states that complete information had already been supplied and nothing is left to be supplied.
4. After hearing both the parties and examining the available documents, it is observed that sufficient information had already been supplied. Earlier the undersigned Bench observed that cases of the appellant which are pending before the undersigned Bench where there is more than 01 PIO and appellant was earlier advised to go for seeking information by filing RTI application before a specific public authority that has separate PIO.
5. A full Bench of State Information Commission, Punjab in Complaint Case No. 2903 of 2011 has decided on 13.01.2012, which is as under:-
"We hold that under Section (3) of the Act ibid, the legal obligation of a PIO who receives a request for information under Section 6(1) of the Act is limited to transfer this request to only one public authority that holds the information. This obligation does not extend to transfer to multiple authorities.
6. In wake of above, no further cause of action is required with the directions to the PIO to send information (in connection with point no. 1,2 and 3 as per the previous order dated 06.04.2022) again to the appellant through registered post within ten days after receipt of this order. Hence, this instant appellant case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Sanjiv Goyal(9814197689)
S/o Sh. Ashok Kumar, Kothi No.148,
Model Town, Phase-I,
Near TV Tower,
Bathinda 151001.

Appellant

Versus

Public Information Officer
O/o MC, Bathinda

First Appellate Authority
O/o MC, Bathinda

Respondent

Appeal Case No.: 1183 of 2021
Through CISCO WEBEX

Present: (i) Sh. Sanjiv Goyal, the appellant
(ii) For the respondent: Sh. Sonu Goyal (District Manager), Sh. Lakhbir and Sh. Amardeep (Secretary)

ORDER

1. This order may be read with reference to the previous order dated 06.04.2022.
2. In today's hearing, respondents, Sh. Sonu Goyal states that information had already been supplied and nothing is left to be supplied. Sh. Sonu Goyal adds that affidavit as per previous order had also been sent to the appellant, which is on record as per the case file.
3. On this, appellant states that information in connection with point no. 1 and 2 is still pending.
4. After hearing both the parties and examining the available documents, it is observed that sufficient information had already been supplied. Earlier the undersigned Bench observed that cases of the appellant which are pending before the undersigned Bench where there is more than 01 PIO and appellant was earlier advised to go for seeking information by filing RTI application before a specific public authority that has separate PIO.
5. A full Bench of State Information Commission, Punjab in Complaint Case No. 2903 of 2011 has decided on 13.01.2012, which is as under:-
"We hold that under Section (3) of the Act ibid, the legal obligation of a PIO who receives a request for information under Section 6(1) of the Act is limited to transfer this request to only one public authority that holds the information. This obligation does not extend to transfer to multiple authorities.
6. In wake of above, no further cause of action is required with the advised to the present respondents to convey message to the concerned PIO to send information (in connection with point no. 1 and 2) to the appellant through registered post within ten days after receipt of this order. Hence, this instant appellant case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh Ashmeet Singh

1268/22, Baba Than Singh Nagar,
Ludhiana

Appellant

Versus

Public Information Officer

O/o Regional Transport Authority,
Sangrur

First Appellate Authority

O/o Regional Transport Authority,
Sangrur

Respondent

Appeal Case No.: 1772 of 2021
Through CISCO WEBEX

Present: None present.

ORDER

1. This order may be read with reference to the previous order dated 06.04.2022.
2. In today's hearing both the parties are absent despite being aware about the date of hearing. It is presumed that appellant does not want to pursue this case further as no communication is received from the appellant after the previous hearing held on 06.04.2022.
3. In wake of above, no further cause of action is required. Therefore, this instant appeal case is **disposed of & closed**. Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Sh. Tejinder Singh(Advocate (9041004313)

Civil Court Complex,
Backside Sanjh Kender
Phillaur 144410.

Appellant

Versus

Public Information Officer

O/o Principal Secy., Tpt. Deptt. Pb.,
Chandigarh

First Appellate Authority

O/o Principal Secy., Tpt. Deptt. Pb.,
Chandigarh

Respondent

Appeal Case No.: 2370 of 2021
Through CISCO WEBEX

Present: (i) Appellant: Sh. Tejinder Singh.
(ii) Respondent: Sh. Surinder Singh from Secy. Transport

ORDER

1. This order may be read with reference to the previous order dated 31.03.2022.
2. In today's hearing both the parties are present. The appellant states that the ambiguity pointed out by him has not been removed yet.
3. The respondent states that they have removed the ambiguity pointed out by the appellant and has already been sent to him by an email.
4. After hearing both the parties and examining the case file, respondent PIO is directed to send information once again to the appellant by registered post.
5. With the aforesaid directions, this instant appeal case is **disposed of & closed.** Announced in the Court. Copies of this order be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab

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Appellant

Sh. Prabhjot Singh Gill (8146007472)

S/O Sh. Jagjit Singh
#329, VPO Doda Baja Patti,
Vill. Doda, Muktsar 152031

.Versus

Public Information Officer

O/o D.C., Bathinda

First Appellate Authority

O/o D.C., Bathinda

Respondent

Appeal Case No.: 1960 of 2022
Through CISCO WEBEX

Present: Sh. Prabhjot Singh Gill, the appellant in person
Respondent: Ms Savita Gupta, Superintendent

ORDER:

1. The online RTI application No. 1994 was filed on 29.8.2021 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 28.09.2021 and second appeal was filed in the Commission on 17.11.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 28.7.2022 at 11.00 a.m. i.e. today.
2. In today's hearing both the parties are present.
3. Respondent, Ms. Savita Gupta states that reply/information as per RTI application had already been supplied to the appellant. She explains as under:
 - Point no. 1, 4 and 5 –Information had already been uploaded on the official portal/website <https://bathinda.nic.in> and certificate in this regard had already been sent to the Government vide letter no. 544 dated 05.05.2022.
 - Point No. 2 and 3- Reply given mentioning therein that 'ਸਰਕਾਰ ਪੱਧਰ ਤੇ ਵਿਚਾਰਿਆ ਜਾਣਾ ਹੈ।'
 - Point no. 6 and 7-RTI application was transferred to the concerned respondent PIO office i.e. The Senior Superintendent of Police, Bathinda vide letter no.726 dated 07.06.2022.
4. After hearing both the parties and examining the available documents, it is observed that RTI application is dealt efficiently and suitably replied by the concerned respondent PIO and there doesn't appear malafide intention of the respondent department. Respondent PIO is directed to deal RTI application in the stipulated time period so that public may not be harassed.
5. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties.

Dated: 28.07.2022

(Anumit Singh Sodhi)
State Information Commissioner
Punjab