

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110

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Sh. Bishan Singh, S/o Sh. Amar Nath,
VPO, Bariana,
Tehsil & Distt Hoshiarpur. M : 8264200978

...Complainant

Vs

Public Information Officer,
O/o Chief Minister, PB,
Chandigarh.

Sh. Rashni Kumar, **Registered**
Under Secretary-cum-First Appellate Authority
o/o Addl. Chief Secretary,
Department of Power,
Punjab Civil Sectt. 2,
Sector 9, Chandigarh.

...Respondents

Complaint Case No. 1020/2021 (Video Conference Proceedings)

Present:- Sh. Bishan Singh, complainant.
None on behalf of the respondents.

ORDER

The RTI application is dated 19.4.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 2.8.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information:-

- 1) ਇਹ ਕਿ ਮੇਰਾ ਕੁਨੈਕਸ਼ਨ ਨੰਬਰ: ਏ.ਪੀ.-04/443, ਪਿੰਡ ਬਰਿਆਣਾ ਵਿਖੇ ਲੱਗਾ ਹੋਇਆ ਹੈ।
- 2) ਇਹ ਕਿ ਇਸ ਉਕਤ ਕੁਨੈਕਸ਼ਨ ਦਾ ਸਾਲ ਦਾ ਅਡਵਾਂਸ 29,664/-ਰੁਪਏ ਜਮ੍ਹਾਂ ਕਰਵਾਉਂਦਾ ਹਾਂ ਅਤੇ ਇਸ ਸਾਲ ਦੇ ਵੀ ਪੈਸੇ ਅਡਵਾਂਸ ਮਿਤੀ: 31-03-2022 ਤੱਕ ਜਮ੍ਹਾਂ ਕਰਵਾ ਦਿੱਤੇ ਹਨ, ਜਿਸ ਦੀ ਰਸੀਦ ਨਾਲ ਨੱਥੀ ਹੈ।
- 3) ਇਹ ਕਿ ਉਕਤ ਕੁਨੈਕਸ਼ਨ ਦਾ ਬਿਜਲੀ ਦੀ ਸਪਲਾਈ ਦਾ ਬਹੁਤ ਮਾੜਾ ਹਾਲ ਹੈ, ਇਸ ਤਰ੍ਹਾਂ ਦੇ ਨਾਲ ਲਗਭਗ ਪਿਛਲੇ ਸਾਲ ਤੋਂ ਹਾਲਾਤ ਚੱਲ ਰਹੇ ਹਨ, ਹੁਣ ਤੱਕ ਇਹੀ ਹਾਲਾਤ ਹਨ, ਪਿੱਛਲੇ ਹਫਤੇ ਦਾ ਹਾਲ ਇਹ ਸੀ ਕਿ ਸਿਰਫ ਦੋ ਦਿਨ ਬਿਜਲੀ ਆਈ ਉਹ ਵੀ ਇੱਕ ਜਾਂ ਦੋ ਘੰਟੇ ਲਟੀ।
- 4) ਇਹ ਕਿ ਉਕਤ ਬਿਜਲੀ ਦੇ ਨਾ ਆਉਣ ਕਰਕੇ ਮੇਰੇ ਪੈਸੇ ਅਤੇ ਵਾਲ ਦਾ ਵੀ ਨੁਕਸਾਨ ਹੋ ਰਿਹਾ ਹੈ।
- 5) ਇਹ ਕਿ ਮੇਰੀ ਆਪ ਜੀ ਪਾਸ ਬੇਨਤੀ ਹੈ ਕਿ ਜਾਂ ਤਾਂ ਮੇਰਾ ਉਕਤ ਕੁਨੈਕਸ਼ਨ ਦਾ ਬਿੱਲ ਮੁਆਫ ਕਰ ਦਿੱਤਾ ਜਾਵੇ ਜਾਂ ਫਿਰ ਮੈਨੂੰ ਸਪੈਸ਼ਲ ਵੱਖਰੀ ਲਾਈਨ ਦੇ ਪਾਸੋਂ ਬਿਜਲੀ ਦੇ ਦਿੱਤੀ ਜਾਵੇ ਜੀ ਤਾਂ ਜੋ ਮੇਰਾ ਨੁਕਸਾਨ ਹੋਣ ਤੋਂ ਬੱਚ ਸਕੇ ਜੀ।

2. The complainant was apprised of with the decision of the Hon'ble Supreme Court of

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Complaint Case No. 1020 of 2021

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India rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) in which it 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 under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case.

3. The complainant requested that he is interested in getting the information from the respondent. However, the response has already been received from the Public Information Officer o/o the Chief Minister, Punjab vide which the RTI application of the appellant has been transferred to the Addl. Chief Secretary, Power.

4. Accordingly, as per the request of the appellant the case is remanded to Sh. Rashni Kumar, Under Secretary-cum-First Appellate Authority o/o the Addl. Chief Secretary, Power to take the appropriate decision on the matter after hearing both the parties and examining the record. A copy of the RTI application along with the response filed by the Public Information Officer o/o the Chief Minister, Punjab is being **sent** along with this order to the First Appellate Authority o/o the Addl. Chief Secretary, Power and the appellant. With these directions, the case is disposed of and closed. However, liberty is granted to the complainant to file the 2nd appeal in this case in case he is not satisfied with the decision of the First Appellate Authority.

sd

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated:28.9.2021

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Sh. Sukha Singh, S/o Sh. Shalinder Singh,
R/o Village Rania, Tehsil Ajnala,
Distt Amritsar.
M : 9814598940

Complainant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Amritsar.

Respondents

Complaint Case No. 1023/2021

(Video Conference Proceedings)

Present:- Sh. Sukha Singh, complainant along with the Advocate Sh. Nanak Singh Bhatti.
None on behalf of the respondent.

ORDER

The RTI application is dated 25.5.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 5.8.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The complainant was apprised with the decision of 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 under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case.

3. The complainant requested that he is interested in getting the information from the respondent. However, the response has already been received from the Public Information Officer o/o the Deputy Commissioner, Amritsar vide which the RTI application of the appellant has been transferred to the Public Information Officer o/o the Sub Divisional Magistrate, Ajnala.

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4. As per the request of the appellant the case is remanded to Dr. Deepak Bhatia, Sub divisional Magistrate, Ajnala, being the First Appellate Authority of the office of the Sub Divisional Magistrate, to take the appropriate decision on the matter after hearing both the parties and examining the record. A copy of the RTI application along with the response filed by the Public Information Officer o/o Deputy Commissioner, Amritsar is being **sent** to the First Appellate Authority o/o the Sub Divisional Magistrate, Amritsar along with this order.

5. With these directions the case is disposed of and closed. However, the liberty is granted to the complainant to file the 2nd appeal in case he is not satisfied with the decision of the First Appellate Authority.

Dated: 28.9.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Uttam Singh, S/o Sh. Mohan Singh,
R/o Village Matia, R/o Village Saidogaji,
Tehsil Ajnala
Distt Amritsar.
M : 9855999686; 9814098526

Complainant

Vs

Public Information Officer,
O/o Tehsildar,
Ajnala, Distt Amritsar.

Dr. Deepak Bhatia, PCS
First Appellate Authority-cum-
Sub Divisional Magistrate
Ajnala,

Registered

Respondents

Complaint Case No. 1055 of 2021

(Video Conference Proceedings)

Present:- Advocate Sh. Nanak Singh Bhatti on behalf of the complainant.
None on behalf of the respondent.

ORDER

The RTI application is dated 23.2.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 13.8.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information:-

ਹੇਠ ਲਿਖੀ ਹੋਈ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ :-

1. ਮੈਂ ਉਤਮ ਸਿੰਘ ਪੁੱਤਰ ਸ੍ਰੀ ਮੋਹਨ ਸਿੰਘ ਵਾਸੀ ਪਿੰਡ ਮਟੀਆ, ਹਾਲ ਵਾਸੀ ਪਿੰਡ ਸੈਦੋਗਾਜੀ ਤਹਿਸੀਲ ਅਜਨਾਲਾ ਜ਼ਿਲ੍ਹਾ ਅੰਮ੍ਰਿਤਸਰ ਦਾ ਰਹਿਣ ਵਾਲਾ ਹਾਂ।
2. ਮੈਂ ਆਰ.ਟੀ.ਆਈ.ਐਕਟ 2005 ਅਧੀਨ ਭੁੰਮੀ ਖਸਰਾਂ ਨੰਬਰਾਂ 15/1 (1-8), 2 (8-0), 3 (8-0) 4 (4-0), 7/16/2 (2-0), 25 ਮਿੰਨ (7-0), 15/9/2 ਵਾਕਿਆ ਰਕਬਾ ਪਿੰਡ ਸੈਦੋਗਾਜੀ ਤਹਿਸੀਲ ਅਜਨਾਲਾ ਜ਼ਿਲ੍ਹਾ ਅੰਮ੍ਰਿਤਸਰ ਵਿਖੇ ਸਥਿਤ ਹੈ। ਜਿਸਤੇ ਜੇਰੇ ਧਾਰਾ 145 ਸੀ.ਆਰ.ਪੀ.ਸੀ. ਦੀ ਕਾਰਵਾਈ ਹੁਕਮ ਮਿਤੀ 11/05/2018 ਰਾਹੀਂ ਹੋਈ ਹੈ। ਇਸ ਰਕਬੇ ਤੇ ਰਸੀਵਰ ਨਿਯੁਕਤ ਕੀਤਾ ਗਿਆ ਹੈ। ਰਸੀਵਰ ਨਿਯੁਕਤ ਹੋਣ ਤੋਂ ਬਾਦ ਮਿਤੀ 11/05/2018 ਤੋਂ ਲੈ ਕੇ ਹੁਣ ਤੱਕ ਇਸ ਰਕਬੇ ਵਿਚੋਂ ਜਿੰਨੀ ਵੀ ਸ਼ੀਜਨ ਵਾਈਜ਼ ਹਾੜੀ ਸਾਉਣੀ ਫਸਲ ਕਟਵਾਈ ਗਈ ਹੈ ਉਸਦੀ ਰਕਮ ਕਿਸ ਅਕਾਊਂਟ ਵਿੱਚ ਜਮ੍ਹਾਂ ਕਰਵਾਈ ਗਈ ਹੈ ਉਸਦਾ ਮੁਕੰਮਲ ਵੇਰਵਾ ਤੇ ਉਸਦੀ ਤਸਦੀਕ ਸੁਦਾ ਕਾਪੀ ਲੈਣਾ ਚਾਹੁੰਦਾ ਹਾਂ।

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Complaint Case No. 1055 of 2021

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2. The complainant was apprised of with the decision of 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 under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case.

3. The complainant requested that he is interested in getting the information from the respondent. However, the response has already been received from the Public Information Officer o/o the Deputy Commissioner, Amritsar vide which the RTI application of the appellant has been transferred to the Public Information Officer o/o the Sub Divisional Magistrate, Ajnala.

4. As per the request of the appellant the case is remanded to Dr. Deepak Bhatia, Sub Divisional Magistrate, Ajnala, being the First Appellate Authority of the office of the Sub Divisional Magistrate, to take the appropriate decision in the matter after hearing both the parties and examining the record. A copy of the RTI application along with the response filed by the Public Information Officer o/o Deputy Commissioner, Amritsar is being **sent** to the First Appellate Authority o/o the Sub Divisional Magistrate, Amritsar along with this order.

5. With these directions the case is disposed of and closed. However, the liberty is granted to the complainant to file the 2nd appeal in case he is not satisfied with the decision of the First Appellate Authority.

Dated: 28.9.2021

sd

(Suresh Arora)

Chief Information Commissioner,
Punjab.