

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in
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Sh.Sherry Bansal, Dakala Cloth Emporium
Krishna Cloth Emporium, Krishna Market,
Samana, Distt. Patiala (9646163350)

.....Appellant

..Vs

Public Information Officer,
O/o Head of the Department,
Civil Engg., UCOE, Punjabi University, Patiala
First Appellate Authority
O/o Dean Academic Affairs, Punjabi University, Patiala

.....Respondent

AC No. 1463 of 2020
Through CISCO WEBEX

Present: (i) Sh. Sherry Bansal the appellant
(ii) For the Respondent: Sh. Angel Sharma, Counsel for the respondent
(9876884444)

ORDER

This order may be read with reference to the previous order dated 26.08.2020 vide which the appellant was directed to visit the office of the respondent.

2. The appellant Sh. Sherry Bansal states that no information has been given to him so far.
3. The respondent states that the reply has been sent to the appellant. The same is as under:-

ਮਾਨਯੋਗ ਕਮਿਸ਼ਨਰ, ਸਟੇਟ ਇਨਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਵਲੋਂ AC NO. 1463 of 2020 dated 26-08-2020 Through CISCO Webex ਦੇ ਤਹਿਤ ਜਾਰੀ ਹੋਏ ਹੁਕਮਾਂ ਦੇ ਸਬੰਧ ਵਿਚ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਬਿਨੈਕਾਰ ਸ੍ਰੀ ਸ਼ੈਰੀ ਬਾਂਸਲ, ਡਕਾਲਾ ਕਲਾਥ ਇੰਮਪੋਰੀਅਮ, ਕ੍ਰਿਸ਼ਨਾ ਮਾਰਕੀਟ, ਸਮਾਣਾ, ਜ਼ਿਲਾ ਪਟਿਆਲਾ ਮਾਨਯੋਗ ਸਟੇਟ ਇਨਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਵਲੋਂ ਹੋਏ ਆਦੇਸ਼ਾਂ ਅਨੁਸਾਰ ਮਿਤੀ 16-09-2020 ਨੂੰ ਐਪੀਲੇਟ ਅਥਾਰਟੀ (ਡੀਨ, ਅਕਾਦਮਿਕ ਮਾਮਲੇ) ਦੇ ਦਫਤਰ ਵਿਖੇ ਹਾਜ਼ਰ ਹੋਇਆ। ਮਿਤੀ 16-09-2020 ਨੂੰ ਹੋਈ ਕਾਰਵਾਈ ਸਬੰਧੀ ਪ੍ਰੈਸੀਡਿੰਗ ਦੀ ਕਾਪੀ (ਪੰਨਾ 1 ਨੰਬੀ) ਅਤੇ ਬਿਨੈਕਾਰ ਵੱਲ Lateral Entry in 5 Yr. Integ. Prog. Part-II (Diploma Base) ਵਿਚ ਲਈ ਐਡਮੀਸ਼ਨ ਅਨੁਸਾਰ ਰਹਿੰਦੀ ਬਕਾਇਆ ਫੀਸ ਸਬੰਧੀ ਜਾਣਕਾਰੀ ਨਾਲ ਨੰਬੀ ਹੈ। (ਪੰਨਾ 2 ਨੰਬੀ)

ਉਕਤ ਦਰਸਾਈ ਸਥਿਤੀ ਦੀ ਲੋਅ ਵਿਚ ਮਾਨਯੋਗ ਕਮਿਸ਼ਨਰ ਸਾਹਿਬ ਨੂੰ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ Respondent ਐਪੀਲੇਟ ਅਥਾਰਟੀ ਵਲੋਂ ਬਿਨੈਕਾਰ ਨੂੰ ਦੱਸਿਆ ਗਿਆ ਕਿ Lateral Entry in 5 Yr. Integ. Prog. Part-II (Diploma Base) ਦੀ ਜੇ ਪੜ੍ਹਾਈ ਤੁਹਾਡੇ ਵਲੋਂ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਦੀ ਫੀਸ ਜਮ੍ਹਾਂ ਕਰਵਾਉਣੀ ਪਵੇਗੀ। Respondent ਐਪੀਲੇਟ ਅਥਾਰਟੀ ਵਲੋਂ ਦਿੱਤੇ ਗਏ ਸੁਝਾਵਾਂ (ਪੰਨਾ 1 ਨੰਬੀ) ਤੋਂ ਬਿਨੈਕਾਰ ਵਲੋਂ ਬਕਾਇਆ ਰਹਿੰਦੀ ਫੀਸ ਭਰਨ ਸਬੰਧੀ ਅਸਹਿਮਤੀ ਪ੍ਰਗਟ ਕੀਤੀ ਗਈ। ਇਥੇ ਇਹ ਵੀ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਬਿਨੈਕਾਰ ਨੂੰ Respondent ਐਪੀਲੇਟ ਅਥਾਰਟੀ ਵਲੋਂ ਇਹ ਵੀ ਕਿਹਾ ਗਿਆ ਕਿ ਉਹ ਕਿਸਤਾਂ ਵਿਚ ਫੀਸ ਭਰਵਾ ਕੇ ਰਿਜ਼ਲਟ ਲੈਣਾ ਚਾਹੁੰਦਾ ਹੈ ਤਾਂ ਉਹ ਇਕ ਦੇ ਦਿਨਾਂ ਵਿਚ ਸਪਸ਼ਟ ਕਰ ਸਕਦਾ ਹੈ, ਪਰੰਤੂ ਬਿਨੈਕਾਰ ਵਲੋਂ ਮਿਤੀ 08-10-2020 ਤੱਕ ਕੋਈ ਵੀ ਪੱਤਰ ਪ੍ਰਾਪਤ ਨਹੀਂ ਹੋਇਆ।

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AC No. 1463 of 2020

4. In view of the above the reply filed by the respondent appears to be convincing, hence, the appellant can get the information after deposit the fees.

5. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 28.10.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh Rajat Anand, S/o Sh Pinkesh K. Anand, (M-97817-56257)
C/o Pinkesh Law Associates,
14-C, Park Lane, Rani ka Bagh, Amritsar (9781756257)

.....Complainant

..Vs

Public Information Officer,
O/o The Registrar, Firms and societies,
17 Bays Building, Sector 17, Chandigarh

.....Respondent

CC No. 439 of 2020
Through CISCO WEBEX

Present: (i) Sh Pinkesh K. Anand, Representative for the Appellant
(ii) For the Respondent: Sh Jaswant Rai, Supdt. (94648-94934)

ORDER

This order may be read with reference to the previous order dated 23.09.2020 passed by the Commission.

2. Today, Sh. Pinkesh K Anand is appearing on behalf of the complainant.
3. The Respondent states that the reply in this regard has already been sent to the Complainant.
4. After hearing both the parties and going through the record available on file it is observed that this is the complaint case and the complainant may take note that there is 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).

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CC No. 439 of 2020

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.

5. In view of the foregoing, no cause of action is left, hence the complaint filed by the complainant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 28.10.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Simrandeep Singh, # 2446, Phase 10
Mohali (9988973921)

.....Appellant

..Vs

Public Information Officer,
O/o Punjab Medical Council, Medical Education Bhawan,
Excise and Taxation Building, Sector 69, SAS Nagar
Mohali

First Appellate Authority
O/o Punjab Medical Council, Medical Education Bhawan,
Excise and Taxation Building, Sector 69, SAS Nagar
Mohali

.....Respondent

AC No. 1421 of 2020
Through CISCO Webex

Present: (i) None is present on behalf of the appellant
(ii) For the respondent: Sh. Arun Kumar (9463420465)

ORDER

This order may be read with reference to the previous order dated 31.08.2020 passed by the Commission.

2. The appellant is absent today.
3. The respondent states that the information, as exists, in the record has already been provided to the appellant.
4. After hearing the respondent examining the case file, it is observed that the information has been sent to the appellant. The appellant is absent today. He has not informed the Commission about his absence for today's hearing. Hence, it is presumed that he is satisfied with the information provided by the respondent. Moreover, the respondent has also given in writing that "except of documents provided to the applicant no other documents are available in this office."
5. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 28.10.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Simrandeep Singh, # 2446, Phase 10
Mohali (9988973921)

.....Appellant

..Vs

Public Information Officer,
O/o Punjab Medical Council, Medical Education Bhawan,
Excise and Taxation Building, Sector 69, SAS Nagar
Mohali

First Appellate Authority
O/o Punjab Medical Council, Medical Education Bhawan,
Excise and Taxation Building, Sector 69, SAS Nagar
Mohali

.....Respondent

AC No. 1420 of 2020
Through CISCO Webex

Present: (i) None is present on behalf of the appellant
(ii) For the respondent: Sh. Arun Kumar (9463420465)

ORDER

This order may be read with reference to the previous order dated 31.08.2020 passed by the Commission.

2. The appellant is absent today.
3. The respondent states that the information, as exists, in the record has already been provided to the appellant.
4. After hearing the respondent examining the case file, it is observed that the information has been sent to the appellant. The appellant is absent today. He has not informed the Commission about his absence for today's hearing. Hence, it is presumed that he is satisfied with the information provided by the respondent. Moreover, the respondent has also sent in writing that "except of documents provided to the applicant no other documents are available in this office."
5. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 28.10.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh Gagandeep Singh, S/o Sh Jagdev Singh, (M-9876093003)
Ward No.21, Backside of Water Works, Mansa

.....Appellant

..Vs

Public Information Officer,
O/o Dean College Development Council,
Punjabi University, Patiala
First Appellate Authority
O/o Dean College Development Council,
Punjabi University, Patiala

.....Respondent

AC No. 1429 of 2020
Through CISCO WEBEX

Present: (i) None is present on behalf of the Appellant
(ii) For the Respondent: Sh Surajpreet Singh Kang, Counsel (M-9855493346)

ORDER

This order may be read with reference to the previous order dated 31.08.2020 passed by the Commission vide which the appellant was directed to send the complete proofs regarding the fees deposited in the college to the Commission office.

2. Today the appellant is absent.

3. The respondent has sent his reply vide Commission diary no. 14149 dated 15.10.20, which is as under:-

ਮਾਣਯੋਗ ਕਮਿਸ਼ਨਰ ਸਾਹਿਬ ਦੇ ਮਿਤੀ 31.08.2020 ਨੂੰ ਹੋਏ ਆਦੇਸ਼ਾਂ ਅਨੁਸਾਰ ਅਪੀਲਕਰਤਾ ਸ੍ਰੀ ਗਗਨਦੀਪ ਸਿੰਘ ਵਲੋਂ ਮਿਤੀ 02.09.2020 ਨੂੰ ਐਡਵੋਕੇਟ ਸੂਰਜਪ੍ਰੀਤ ਸਿੰਘ ਦੀ ਈ.ਮੇਲ ਤੇ ਤੁਰੰਤੀਆਂ ਸਬੰਧੀ ਦਸਤਾਵੇਜ਼ ਭੇਜ ਦਿੱਤੇ ਗਏ ਸਨ। ਜਿਸ ਸਬੰਧੀ ਸਬੰਧਿਤ ਵਿਭਾਗ ਪ੍ਰੀਖਿਆ ਸ਼ਾਖਾ ਵਲੋਂ ਅਪੀਲਕਰਤਾ ਦੇ M.SC IT, Sem-1, Roll No-3937, December 2012 ਦਾ DMC ਰਜਿਸਟਰਡ ਡਾਕ ਨੰ: CP164847940IN Date- 29.09.2020 ਰਾਹੀਂ ਨੈਸ਼ਨਲ ਕਾਲਜ ਭੀਖੀ ਮਾਨਸਾ ਵਿਖੇ ਭੇਜ ਦਿੱਤਾ ਗਿਆ ਹੈ (ਕਾਪੀ ਨੱਥੀ)। ਇਥੇ ਇਹ ਵੀ ਸਪਸ਼ਟ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਅਪੀਲਕਰਤਾ ਵਲੋਂ 30 ਅਕਤੂਬਰ 2012 ਡਰਾਫਟ ਨੰ: 858233 ਰਕਮ 8100/-ਰੁਪਏ ਜੇ ਫੀਸ ਜਮ੍ਹਾਂ ਕਰਵਾਈ ਗਈ ਹੈ, ਉਹ ਐਮ.ਐਸ.ਸੀ. ਆਈ.ਟੀ. ਸਮੈਸਟਰ ਪਹਿਲਾ, ਰੋਲ ਨੰ: 3937 ਦੀ ਹੈ। ਅਪੀਲਕਰਤਾ ਦਾ ਸਮੈਸਟਰ ਪਹਿਲਾ ਦਾ ਰਿਜਲਟ ਵੀ 5000/-ਰੁਪਏ ਲੇਟ ਫੀਸ ਕਾਰਨ RLF ਵਿੱਚ ਰੁਕਿਆ ਹੋਇਆ ਸੀ ਜੋ ਕਿ ਉਕਤ ਡਰਾਫਟ ਜਮ੍ਹਾਂ ਕਰਵਾਉਣ ਉਪਰੰਤ ਕਲੀਅਰ ਕਰ ਦਿੱਤਾ ਗਿਆ ਹੈ। ਇਹ ਵੀ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਸਬੰਧਿਤ ਵਿਭਾਗ ਦੀ ਰਿਪੋਰਟ ਅਨੁਸਾਰ ਅਪੀਲਕਰਤਾ ਦਾ ਤੀਜੇ ਅਤੇ ਚੌਥੇ ਸਮੈਸਟਰ ਦਾ ਨਤੀਜਾ RLF and RLE ਕਲੀਅਰ ਕਰਵਾਉਣ ਉਪਰੰਤ ਘੋਸ਼ਿਤ ਕੀਤਾ ਜਾ ਸਕੇਗਾ। ਜਿਸ ਦੇ ਸਬੰਧ ਵਿੱਚ ਅਪੀਲਕਰਤਾ ਆਪਣੇ ਪੱਧਰ ਤੇ ਪ੍ਰੀਖਿਆ ਸ਼ਾਖਾ ਨਾਲ ਸੰਪਰਕ ਕਰਕੇ ਆਪਣਾ ਨਤੀਜਾ ਘੋਸ਼ਿਤ ਕਰਵਾ ਸਕਦਾ ਹੈ।

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AC No. 1429 of 2020

4. The perusal of the file shows that the appellant has not sent any proof regarding fees of the college. The respondent has sent his reply to the commission office. I have gone through the reply filed by the respondent appears to be convincing, hence, no cause of action is left. Therefore the appeal filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 28.10.2020

(Preety Chawla)
State Information Commissioner
Punjab