

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: psic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



Sh. Surinder Singh, S/o Sh. Gurbax Singh,
C/o Chamber No.7019, 7th Floor,
Distt. Court, Ludhiana.

....Appellant

Vs

Public Information Officer
O/o Tehsildar, Ludhiana (East),
Ludhiana.

First Appellate Authority
O/o Tehsildar, Ludhiana (East),
Ludhiana.

D.R.O. cum Public Information Officer
Distt. Ludhiana

....Respondents

Appeal Case No. 5304 of 2021

Present:- Sh. Surinder Singh, appellant along with Sh. Gurpreet Singh Advocate.
Sh. Vipin, Patwari on behalf of the respondents 9988919783

ORDER

This order may be read with reference to the previous order dated 1.6.2022 vide which D.R.O. Ludhiana was impleaded as necessary party in this case to file /supply the information pertaining to the documents of Mutation No. 8251 dated 29.4.2019 which were submitted by Gurmail Kaur wife of Gurbax Singh .

2. The appellant states that the sought information has not been provided so far.
3. The representative of the respondents submitted the original record of 'Parat Sarkar' to the Commission and reiterated that no documents are attached with the mutation no. 8251 dated 29.4.2019. He has also given a attested copy of mutation during the hearing to the appellant.
4. In view of the above, there is no cause of action remains left in this case. Hence this case is disposed of and closed.

sd

Dated 28.6.2022
@s

(Suresh Arora)
Chief information Commissioner, Punjab

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Whatsapp No. 62848-20189



Sh. Jagjit Singh, RTI Activist, (M: 9914248131)

R/o Aman Nagar, Street No. 3,

Backside Green Land School,

Near Jalandhar By-pass,

Ludhiana.

....Appellant

Vs

Public Information Officer,

O/o DEO (SE),

Ludhiana.

First Appellate Authority,

O/o Secretary, School Education, PB.,

Chandigarh.

Smt. Deepika,

Head Mistress Govt. High School

Chawni Mohalla,

District Ludhiana

....Respondents

Appeal Case No. 1043 of 2022

(Video Conference Proceedings)

Present: Sh. Ajay Sharma on behalf of the appellant.

Ms. Deepika on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 31.5.2022. The appellant has sought the following information:

Smt. Deepika, Head Mistress Govt. High School Chawni Mohalla District Ludhiana. Punjab in this regard in capacity of being a citizen of India within meaning of section 3 of the right to information act 2005. Following information is being sought under the right to information act 2005 this information is required point number 1 to 12.

1 Provide me certified copies of the orders issued by the competent authority vides which Smt. Deepika, Head Mistress Govt. High School Chawni Mohalla District Ludhiana. Punjab was appointed as Head mistress.

2 Provide me certified copies of complaints & charge sheet issued by the concerned authorities against Smt. Deepika, Head Mistress Govt. High School Chawni Mohalla District Ludhiana. Punjab.

3 Provide me certified copies of show cause notice issued by the concerned authorities against to Smt. Deepika, Head Mistress Govt. High School Chawni Mohalla District Ludhiana. Punjab

4 Provide me certified copies of station leaves, causal leaves, medical leaves availed by Smt. Deepika, Head Mistress Govt. High School Chawni Mohalla District Ludhiana. Punjab from 01-01-2018 to till today.

5 Provide me certified (Smt. Deepika, Head Mistress Govt. High School Chawni Mohalla District Ludhiana. Punjab) copies of posting of place and seats during joining to till now.

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6 Provide me certified copies of NOC issued to Smt. Deepika, Head Mistress Govt.High School Chawni Mohalla District Ludhiana. Punjab By the concerned authority regarding the complaints to against Smt. Deepika, Head Mistress Govt.High School Chawni Mohalla District Ludhiana. Punjab, during joining to till now.

7 Provide me bank passbooks Statement photocopies which show entire grants received subject mentioned school from state government and central government from 1.1.2018 to till today.

8. Provide me Resolutions, quotations, bills, utilization certificate of repair and maintenance grant received subject mentioned school from 1.1.2018 to till today.

9. Provide me resolutions, quotations, bills, utilization certificate of school grants received subject mentioned school from 1.1.2018 to till today.

10. Provide me certified copies of those T.A. & D.A. bills which claim by the principal Smt. Deepika, Head Mistress Govt.High School Chawni Mohalla District Ludhiana. Punjab, from 1.1.2018 to till today.

11. Provide me certified copies of all documents of those grants which received in subject mention schools by the state Govt & center Govt from 01-01-2018 to till today.

12 .Provide me certified copies of entire noting file, action taken report, enquiry report, status quo on complaint dated:18-10-2021 under register post no:RP052461674IN dated:21-10-2021.(Copy enclosed here with)

2. The representative of the appellant states that the sought information has been provided by the respondent PIO.

3. The representative of the respondents states that the information has been provided to the appellant. She has also sent a copy of the information so supplied to the appellant which is taken on record.

4. In view of the above, there is no cause of action is required in this case. Hence this case is disposed of and closed.

sd

Dated 28.6.2022
@s

(Suresh Arora)
Chief information Commissioner, Punjab

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Sh. Jagjit Singh, RTI Activist, (M: 9914248131)

R/o Aman Nagar, Street No. 3,
Backside Green Land School,
Near Jalandhar By-pass,
Ludhiana.

....Appellant

Vs

Public Information Officer,
O/o Tehsildar-cum-
Executive Magistrate (West),
Ludhiana.

First Appellate Authority,
O/o DC, Ludhiana.

....Respondents

Appeal Case No. 1045 of 2022
(Video Conference Proceedings)

Present: Sh. Ajay Sharma on behalf of the appellant.(on VC)
Smt. Sandeep kaur, Jr. Asst. M 8427995971 on behalf of the respondents (at Chandigarh).

Order

This order may be read with reference to the previous order dated 31.5.2022 vide which the case was adjourned on the request of the representative of the respondents. Accordingly, the case was fixed for hearing today i.e.28.6.2022. The appellant has sought the following information:

1 Provide me certified copies of whole noting file on my complaint dated: 28-12-2020, diary number: 271 dated: 28-12-2020. Copy enclosed here with. ✓

2 Provide me certified copies of action taken report on my complaint dated: 28-12-2020 & also provide me all related document statement, proof ETC to related my complaint dated: 28-12-2020, diary number: 271 dated: 28-12-2020. Copy enclosed here with. ✓

3 Provide me certified copies of noting file and comment on inquiry report on complaint dated: 28-12-2020, diary number: 271 dated: 28-12-2020. Copy enclosed here with. ✓

4 Provide me the full information about the day by day present status of filed Complaint which i filed to the complaint dated: 28-12-2020, diary number: 271 dated: 28-12-2020. Copy enclosed here with. ✓

5 Provide me the certified copy of complete inquiry report related to complaint dated: 28-12-2020, diary number: 271 dated: 28-12-2020. Copy enclosed here with. And also provide me name & designation of concerned officer. ✓

6 Provide me all the certified copies (all documents) which are the related to complaint dated: 28-12-2020, diary number: 271 dated: 28-12-2020. Copy enclosed here with. ✓

There are 6 points in this RTI & i want answer of this RTI with respect to each point & according to each point respectively.

It is further requested that while providing the aforesaid sought information, compliance with the format issued by the department of Personnel and Training vide their DOPT No.10/1/2013-IR dated 06.10.2015 and as recommended by Department of Governance Reforms & Public Grievances, Governance Reforms Branch -1, Government of Punjab, Chandigarh by their No. 4/27/2015-4PrS1/639024/1dated03.12.2015 & Letter No.10/22/2019-4Pr.S.1/1/4737/2020

dated 13.01.2020; And further approved by the honorable Punjab State Information Commission Punjab vide their Office letter No. PSIC/Legal2020/94 dated 25.02.2020 be shown with.

Cond. P/2

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2

Appeal Case No. 1045 of 2022

2. The representative of the appellant states that no information has been provided so far.

3. The representative of the respondents states that the complaint dated 18.12.2020 of the appellant is under inquiry of Tehsildar Ludhiana(West). The sought information will be provided to the appellant on completion of the inquiry. She has also submitted a written reply to the Commission which is taken on record and the same is being sent to the appellant.

4. In view of the above, the respondent PIO is hereby directed to supply the information to the appellant after the completion of the inquiry. There is no cause of action is left in this case. Hence this case is disposed of and closed.

sd

Dated 28.6.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. H.S. Hundal Advocate,
#203, Judicial Courts,
Mohali – 160071.
(M: 9878500082).

....Appellant

Vs

Public Information Officer,
O/o Tehsildar West,
Distt. Ludhiana.

First Appellate Authority,
O/o SDM (West),
Distt. Ludhiana.

....Respondents

Appeal Case No. 4873 of 2021

Present:- None on behalf of the appellant.
Ms Sandeep Kaur, on behalf of the respondents at Chandigarh.

ORDER

This order may be read with reference to the previous order dated 31.5.2022. The appellant has sought the following information:

1. Certified copy of the information register in Form 'C' maintained in respect of the records of requests received as per Section 3(3) of RTI Rules showing the number of requests made to this Public Authority.
2. Certified copies of all orders till date appointing/designating APIOs and PIOs of this public authority and All orders till date appointing /designating First Appellate Authorities for the purpose of RTI Act concerning these APIOs and PIOs.
3. The amount of charges collected by this public authority under this Act and The amount of fee collected under this rule, as maintained in the Cash register as specified in Form 'F' as per rule 4(6) and the details as to in which head this was deposited;
4. Certified copy of the Cash register as specified in Form 'F' as per rule 4(6) RTI Rules
5. Certified copies of all ANNUAL REPORTS Under Section 25 of RTI ACT 2005 as submitted by this Public Authority to Administrative Department.
6. Certified copy of register of Performa A for maintaining details of 1st appeals filed before this 1st Appellate Authority
7. Certified copies of documents showing the Monthly Abstract in Performa A
8. Certified copies of all notifications/directions/orders received by this office from the Government in respect of the administration of this Act
9. All seminars/camps organized as an effort by the public Authorities to administer and implement the spirit and intention of this Act with details of expenditures on these;
10. All recommendations for reform, recommendations in respect of the particular public authorities, for the development, improvement, modernization, amendment to this Act.

2. The appellant is absent today without any intimation to the Commission. He was also absent in the last hearing on 31.5.2022. However, order dated 31.5.2022 was sent to him through registered post intimating proceedings and next date of hearing.

3. The representative of the respondents states that the information has already been provided to the appellant.

4. In view of the above, no more cause of action is required in this case. Hence this case is disposed of and closed.

sd/

Dated 28.6.2022
@s

(Suresh Arora)
Chief information Commissioner, Punjab

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Sh. H.S. Hundal Advocate,
#203, Judicial Courts,
Mohali – 160071.
(M: 9878500082).

....Appellant

Vs

Public Information Officer,
O/o Tehsildar West,
Distt. Ludhiana.

First Appellate Authority,
O/o SDM (West),
Distt. Ludhiana.

....Respondents

Appeal Case No. 4874 of 2021

Present:- None on behalf of the appellant.
Ms Sandeep Kaur, Jr. Astt. on behalf of the respondents at Chandigarh.

ORDER

This order may be read with reference to the previous order dated 31.5.2022. The appellant has sought the following information:

- 1) Certified copy of Work-book for patwari as per rule 3.85 of Punjab Land Records Manual since 01/01/2019
- 2) Certified copy of Movement Diary as per rule 3.85A of Punjab Land Records Manual since 01/01/2019
- 3) Certified copy of Inspection Book as per rule 3.86 of Punjab Land Records Manual since 01/01/2019
- 4) Certified copy of registers of survey equipments, furniture and record in patwari's custody as per rule 3.88 of Punjab Land Records Manual since 01/01/2019
- 5) Certified copy of Stock register of tehsil kanungo of forms used by patwari of Villages Ayali Khurd and Jhamat as per rule 3.97 of Punjab Land Records Manual since 01/01/2019

2. The appellant is absent today without any intimation to the Commission. He was also absent in the last hearing on 31.5.2022. However, order dated 31.5.2022 was sent to him through registered post intimating proceedings and next date of hearing.

3. The representative of the respondents states that the information has already been provided to the appellant.

4. In view of the above, no more cause of action is required in this case. Hence this case is disposed of and closed.

sd/

Dated 28.6.2022
@s

(Suresh Arora)
Chief information Commissioner, Punjab

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Whatsapp No. 62848-20189



Sh. Sukhdip Singh Hundal,
#4017, Phase-2, Urban Estate, Patiala.
(M: 9814341131).

....Appellant

Vs

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

First Appellate Authority,
O/o Deputy Commissioner, Amritsar.

Sh. Manjit Singh,
Tehsildar-cum-
Public Information Officer,
Amritsar-2, Amritsar.

....Respondents

Appeal Case No. 388 of 2022
(Video Conference Proceedings)

Present:- Sh. Sukhdeep Singh, appellant
Sh. Vishal on behalf of the respondents and Shri Manjit Singh Tehsildar on telephone.

ORDER

This order may be read with reference to the previous order dated 31.5.2022. The appellant has sought the following information in his RTI application.

Please provide following information under RTI Act 2005:-

1. Provide certified copy of Misal Hakiat (Consolidation) relating to Khasra No 24//8(8-0) Village Verka-1 (Hadbast No 281) Tehsil Amritsar 2, District Amritsar.
2. Copy of mutation no 1877 of Village Verka-1 (Hadbast No 281) Tehsil Amritsar 2, District Amritsar.
3. Copy of Jamabandi for the year 1966-1967, 1971-1972, 1976-1977, 1981-1982, 1986-1987, 1991-1992, 1996-1997, 2001-2002, 2006-2007, 2011-2012, 2016-2017.

2. The representative of the respondents states that he has complied with the order dated 31.5.2022 i.e. Rs 240/- has been refunded along with payment of compensation of Rs 10000/- through DD no. 000657 dated 24.6.2022 drawn on Axis Bank has been paid to the appellant. He further states that complete information has been provided to the appellant. Sh. Manjit Singh, Tehsildar on phone tenders unconditional apology for not supplying the information within stipulated time due to unavoidable circumstances and he has assured to be careful in future.

3. The appellant states that the copies of documents attached with the mutation no. 1877 have not been provided by the respondents.

4. After hearing both the parties and going through the RTI application, it is noticed that no copies documents were sought by the appellant which were attached with the mutation no. 1877 in his RTI application. The appellant is suggested to file a fresh RTI application in case he needs the same. In view of the explanation given by Sh. Manjit Singh, Tehsildar, the show cause notice issued to him is withdrawn. There is no more cause of action remains left in this case. Hence this case is disposed of and closed.

sd

Dated 28.6.2022
@s

(Suresh Arora)
Chief information Commissioner, Punjab

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Smt. Promila Sharma (RTI Activist),

166, Street No. 1/B,

Shalimar Nagar, Hoshiarpur.

(M: 9779761292).

....Appellant

Vs

Public Information Officer,

O/o DPI (SE), PB., Mohali.

First Appellate Authority

O/o DPI (SE), PB., Mohali.

....Respondents

Appeal Case No. 1347 of 2022

(Video Conference Proceedings)

Present:- Smt. Promila Sharma appellant.

Sh. Narinder kant, Senior Assistant on behalf of the respondents at Chandigarh.

ORDER

This order may read with reference to the previous order dated 26.5.2022 vide which the respondent PIO was directed to supply the information pertaining to point no. 4 and 5 of RTI application. The appellant has sought the following information in her RTI application:

ਦਰਜ਼ ਕਰਦੀ ਹਾਂ। RTI ਨੰਬਰ ਅਧੀਨ ਹੇਠ ਲਿਖਿਆ ਜਾਣ ਵਾਲਾ ਜਾਣਕਾਰੀ ਮੰਗਦੀ।
ਕਿਸੇ ਵੀ ਢੰਗ ਨਾਲ ਜਾਣਕਾਰੀ ਨਹੀਂ ਦਿੱਤੀ।
ਦਿੱਤੀ ਜਾਣ ਵਾਲੀ ਜਾਣਕਾਰੀ 4/67-2014-3 ਕਿ 4/3439 ਮਿਤੀ 18-11-2020 ਦੀ ਸਹੀ।
ਦਿੱਤੀ ਜਾਣ ਵਾਲੀ ਜਾਣਕਾਰੀ 4/46-2014 ਮਿ 3(6) 2021/16163 ਮਿ 13-01-21
ਜਿਸ ਵਿੱਚ ਮੁੱਖ ਮੰਤਰੀ ਦੇ ਦਫ਼ਤਰ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਦੀ ਪੁਸ਼ਟੀ ਕਰਨ ਦੀ ਮੰਗ
ਕੀਤੀ ਗਈ ਸੀ। ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਦੀ ਪੁਸ਼ਟੀ ਕਰਨ ਦੀ ਮੰਗ
ਕੀਤੀ ਗਈ ਸੀ।
ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਦੀ ਪੁਸ਼ਟੀ ਕਰਨ ਦੀ ਮੰਗ
ਕੀਤੀ ਗਈ ਸੀ।
ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਦੀ ਪੁਸ਼ਟੀ ਕਰਨ ਦੀ ਮੰਗ
ਕੀਤੀ ਗਈ ਸੀ।
ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਵਿੱਚ ਮੌਜੂਦਾ ਹੋਣ ਵਾਲੇ ਪਤਰਾਂ ਦੀ ਪੁਸ਼ਟੀ ਕਰਨ ਦੀ ਮੰਗ
ਕੀਤੀ ਗਈ ਸੀ।

2. The appellant states that no information has been provided pertaining to point no. 4 and 5 by the respondent Public Information Officer.

3. The representative of the respondents states that he has complied with the order dated 26.5.2022 and information pertaining to point no. 4 and 5 has been supplied to the appellant vide letter 150010-11 dated 28.6.2022. A copy of the same is submitted to the Commission which is taken on record.

4. After hearing both the parties, and perusal of the said letter, the Commission accepts the reply of the PIO. A copy of the information is being **sent** to the appellant with this order. No more action is required in this case. Hence this case is disposed of and closed.

sd

(Suresh Arora)

Chief information Commissioner, Punjab

Dated 28.6.2022

@s

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Sh. Kuldeep Singh,
State Coordinator, RTI Cell,
Bazae Vaklian,
Hoshiarpur-146001.

....Appellant

Vs

Public Information Officer
O/o Principal, Govt. Sr. Sec. School, Nara,
Distt. Hoshiarpur.

First Appellate Authority
O/o Principal, Govt. Sr. . Sec. School, Nara,
Distt. Hoshiarpur.

....Respondents

Appeal Case No. 1349 of 2022
(Video Conference Proceedings)

Present:- None on behalf of both the parties.

ORDER

This order may be read with reference to the previous order dated 26.5.2022. He has sought the following information:

- 1) ਘੋਟੋ ਰੱਖਣ ਵਾਲੇ ਪਿੰਡ ਦੀ ਵਾਸੀ ਮੇਰੇ ਘੋਟੇ ਰੱਖਣ ਵਾਲੇ ਦੀਆਂ ਵਾਸੀਆਂ ਤੋਂ ਪਤਾ ਲਗਾਏ ਜਾਣ ਕਿ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ।
- 2) ਪਿੰਡ ਦੀ ਵਾਸੀ ਮੇਰੇ ਘੋਟੇ ਰੱਖਣ ਵਾਲੇ ਦੀਆਂ ਵਾਸੀਆਂ ਤੋਂ ਪਤਾ ਲਗਾਏ ਜਾਣ ਕਿ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ।
- 3) ਘੋਟੇ ਰੱਖਣ ਵਾਲੇ ਦੀਆਂ ਵਾਸੀਆਂ ਤੋਂ ਪਤਾ ਲਗਾਏ ਜਾਣ ਕਿ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ।
- 4) ਘੋਟੇ ਰੱਖਣ ਵਾਲੇ ਦੀਆਂ ਵਾਸੀਆਂ ਤੋਂ ਪਤਾ ਲਗਾਏ ਜਾਣ ਕਿ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ।
- 5) ਘੋਟੇ ਰੱਖਣ ਵਾਲੇ ਦੀਆਂ ਵਾਸੀਆਂ ਤੋਂ ਪਤਾ ਲਗਾਏ ਜਾਣ ਕਿ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ।
- 6) ਘੋਟੇ ਰੱਖਣ ਵਾਲੇ ਦੀਆਂ ਵਾਸੀਆਂ ਤੋਂ ਪਤਾ ਲਗਾਏ ਜਾਣ ਕਿ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ ਅਤੇ ਉਹ ਕਿਹੜੇ ਪਿੰਡ ਦੇ ਵਾਸੀ ਹਨ।

2. Both the parties are absent today and also in the previous hearing dated 26.5.2022. The respondent PIO has sent a letter no 85 dated 21.5.2022 to the Commission which is taken on record. He has submitted that the attested copies of the sought information has been provided to the appellant vide letter no. 75 dated 21.5.2022. The PIO has also sent the receipt of the appellant.

3. In view of the above, no cause of action remains left in this case. Hence this case is disposed of and closes.

sd

Dated 28.6.2022
@s

(Suresh Arora)
Chief information Commissioner, Punjab

PUNJAB STATE INFORMATION COMMISSION

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Sh. Kulwant Singh, S/o Sh. Shivcharan Singh,
Village Dehar, PO Kalanaur,
Distt. Gurdaspur-143512.
(M: 6284568375)

....Complainant

Vs

Public Information Officer
O/o Secretary,
Education Department (SE), PB.,
Chandigarh.

Sh. Kuljit Singh,
D.P.I.(Secondary) cum First Appellate Authority,
Punjab, Mohali.

....Respondents

Complaint Case No. 132 of 2022
(Video Conference Proceedings)

Present:- Sh. Kulwant Singh, complainant.
Tejinder Singh Sr. Asstt. M 9815660845 and Ms. Anita Dhinman Sr. Asstt. m 8699616775 behalf of the respondent at Chandigarh.

ORDER

This order may be read with reference to the previous order dated 26.5.2022.

2. The appellant states that no information has been provided to him by the PIO. He requests to direct the respondents to provide him the information.

3. It is appropriate to mention that 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. Since the complainant is interested in getting the information,

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-2- Complaint Case No. 132 of 2022

therefore, the matter is remanded back to Sh. Kuljit Singh Appellate Authority cum D.P.I.(Secondary), Punjab to take appropriate decision in accordance with the provisions of the RTI Act within the prescribed timeline, after giving opportunity of hearing to all concerned by passing a speaking order. A copy of this complaint filed by the complainant is also **being sent** to him along with this order with the directions that the same may be treated as first appeal.

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

Dated 28.6.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab