

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864115, Email: - [psic25@punjabmail.gov.in](mailto:psic25@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Helpline No. 0172-2864100



Sh. Davinder Kumar, House No. 1255,  
Sector 43B, Chandigarh (9815213371)

..Vs

**Public Information Officer,**  
O/o SSP, Mohali

.....Complainant

.....Respondent

**CC No. 38 of 2022**

Present : (i) None is present on behalf of the complainant  
(ii) For the respondent : Smt. Rajwinder Kaur, Hc (8283060022)

**ORDER**

1. The RTI application is dated 07.09.2021 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 11.01.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 29.04.2022 i.e. today.
3. The complainant has sent a request wherein he has requested for the withdrawal of the complaint. Accordingly, case is **disposed of** as withdrawn. Copies of this decision be sent to the parties.

**Dated : 29.04.2022**

**Sd/-**  
**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**

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Sh. Chanan Singh (ex Fauji)  
S/o Sh. Deva Singh, VPO Surapur  
Tehsil Nawanshahr, Distt. SBS Nagar (8872830560)

.....Complainant

..Vs

**Public Information Officer,**  
O/o Tehsildar, Nawanshahr

.....Respondent

**CC No. 39 of 2022**

Present : (i) Sh. Chanan Singh the complainant  
(ii) For the respondent :None is present on behalf of the respondent

**ORDER**

The RTI application is dated 19.11.2020 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 10.01.2022 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 29.04.2022 i.e. today.
3. The complainant states that no information has been given to him so far.
4. After going through the file, it is observed that this is the complaint case. 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).*



**CC No. 39 of 2022**

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. 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.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with the Punjab State Information Commission in accordance with the provisions of the RTI Act 2005.

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/-*

**Dated : 29.04.2022**

**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**

**REGISTERED POST**

First Appellate Authority,  
O/o Deputy Commissioner, Nawanshahr

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Helpline No. 0172-2864100



Sh.Paramjit Singh, S/o Sh. Kuldip Singh  
#47D, Punjab Avenue, Urban Estate, Jalandhar (9876551253)

.....Appellant

..Vs

**Public Information Officer,**  
O/o Assistant State Tax Commissioner  
Jalandhar -1

**First Appellate Authority**  
O/o Director (Training ) Excise and Taxation Department  
Patiala

.....Respondent

**AC No. 3809 of 2021**

Present : None for the parties.

**ORDER**

This order may be read with reference to the previous orders passed by the Commission dated 13.12.2021 and 14.03.2022, vide which neither the appellant nor the respondent was present .

2. The perusal of the file shows that the appellant has demanded following information:-

ਕੀਮਤੀ, ਵੇਰਵੇ ਤੇ ਪਿ ਉਪਰੋਕਤ ਮੋਰਟ ਅਨੁਸਾਰ ਹੇ ਪਿਤਾ ਕੁਲਦੀਪ ਸਿੰਘ  
ਕੁਲਦੀਪ ਸਿੰਘ.  
ਪੰਜਾਬ ਟੈਕਸਟ ਮੋਰਟ 2015 ਅਧੀਨ ਥਾਵ (5C1) ਅਧੀਨ ਕਿਸੇ ਵੱਡੇ  
ਮਿਲਕਿਤ ਵੀਡੇ ਕਰੇ ਜਾ. ਉਸ ਵਿੱਚ ਮਿਲਕਿਤ ਅਧਿਕਾਰੀ ਨਾ  
ਅਧਿਕਾਰੀਆਂ ਪਿਤਾ ਕਰ ਕਰੇ ਅਨੁਸਾਰੀ ਕਰਕਾਰੀ ਮਿਲਕਿਤ ਕਾਰਕੁੰਨ  
ਦੀ ਕਾਪੀ ਮੁੜੀਆ ਕਰਕਾਰੀ ਨਹੀਂ.  
ਮੋਰਟ ਮਿਲਕਿਤ  
ਮਾਮਲਾ ਨੰਬਰ:  
ਪਿਤਾ: 2-6-2021  
ਮਾਮਲਾ - ਕੁਲਦੀਪ  
ਨੰ: 9876551253  
ਮਾਮਲੀ ਏ ਪਿਤਾ  
ਕੁਲਦੀਪ ਸਿੰਘ  
ਕੁਲਦੀਪ ਸਿੰਘ ਪੁਰਾਣਕੀਪਿਤਾ  
47-ਡੀ ਪੰਜਾਬ ਮੋਰਟ  
ਮੋਰਟ ਮੋਰਟ 2021  
ਪਿਤਾ

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**AC No. 3809 of 2021**

Further the respondent has filed his reply which is as under:-

ਦਫਤਰ ਸਹਾਇਕ ਕਮਿਸ਼ਨਰ ਰਾਜ ਕਰ, ਜਲੰਧਰ-1

ਵੱਲ

ਸ੍ਰੀ ਪਰਮਜੀਤ ਸਿੰਘ ਪੁਤਰ ਸ੍ਰੀ ਕੁਲਦੀਪ ਸਿੰਘ  
ਮਕਾਨ ਨੰ 47-ਡੀ, ਪੰਜਾਬ ਐਵਨਿਊ,  
ਅਰਬਨ ਇਸਟੇਟ ਫੇਜ਼-1, ਗੜ੍ਹਾ, ਜਲੰਧਰ

ਨੰ. 6653 / RTI, ਮਿਤੀ: 04/10/21

ਵਿਸ਼ਾ: ਆਰ.ਟੀ.ਆਈ. ਐਕਟ, 2005 ਤਹਿਤ ਸੂਚਨਾ ਸਬੰਧੀ।

ਹਵਾਲਾ: ਇਸ ਦਫਤਰ ਦਾ ਪੱਤਰ ਨੰ. 2749/ਆਰ.ਟੀ.ਆਈ, ਮਿਤੀ: 06/08/2021 ਦੀ ਲਗਾਤਾਰਤਾ ਵਿੱਚ

ਯਾਦ ਪੱਤਰ

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਤੇ ਹਵਾਲਾ ਅਧੀਨ ਪੱਤਰ ਦੇ ਸਬੰਧ ਵਿੱਚ ਦਫਤਰੀ ਰਿਕਾਰਡ ਮੁਤਾਬਕ ਜਿਲ੍ਹਾ ਜਲੰਧਰ-1 ਵਿੱਚ ਪੰਜਾਬ ਵੈਟ ਐਕਟ 2005 ਦੀ ਧਾਰਾ 65(1) ਅਧੀਨ ਅਜਿਹਾ ਕੋਈ ਵੀ ਕੇਸ ਨਹੀਂ ਹੈ ਜਿਸ ਵਿੱਚ ਕਿਸੇ ਅਧਿਕਾਰੀ ਵਿਰੁੱਧ ਕੋਈ ਅਨੁਸ਼ਾਸਨੀ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੋਵੇ। ਇਥੇ ਇਹ ਵੀ ਦੱਸਣਯੋਗ ਹੈ ਕਿ ਇਸ ਸਬੰਧੀ ਕੋਈ ਵੀ ਕਾਰਵਾਈ ਮੁੱਖ ਦਫਤਰ ਵੱਲੋਂ ਹੀ ਕੀਤੀ ਜਾ ਸਕਦੀ ਹੈ।

ਪਬਲਿਕ ਇੰਨਫਰਮੇਸ਼ਨ ਅਫਸਰ -ਕਮ-  
ਸਹਾਇਕ ਕਮਿਸ਼ਨਰ ਰਾਜ ਕਰ, ਜਲੰਧਰ-1

Deen  
21/10/21

3. In view of the above reply filed by the respondent shows that the respondent has given proper reply to the RTI of the appellant, hence no further 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.

Dated : 29.04.2022

Sd/-  
(Amrit Partap Singh Sekhon)  
State Information Commissioner  
Punjab

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Helpline No. 0172-2864100



Sh. Mandeep Singh,

Village Maujur, Tehsil and Distt. Mohali

.....Appellant

**Vs**

**Public Information Officer,**

O/o SSP, Mohali

**First Appellate Authority**

O/o SSP, Mohali

.....Respondent

**AC.No. 72 of 2021**

Present : (i) Sh. Mandeep Singh the appellant

(ii) For the respondent :Smt. Rajwinder Kaur, HC ( 8283060022)

**ORDER**

This order may be read with reference to the previous order dated 13.04.2022 passed by the Commission.

2. Today, Smt. Rajwinder Kaur the respondent states that as per directions of the Commission, she has brought an affidavit today in the Commission.

3. Original affidavit is handed over to the appellant . Copy of the same is taken on record. An affidavit submitted by the respondent is as under:-





**AC.No. 72 of 2021**

**पञ्जाब पंजाब PUNJAB** **AS 401190**

**पचास रुपये** **FIFTY RUPEES**  
**रु.50** **Rs.50**

**INDIA NON JUDICIAL**

**ਮੈਂ, ਗੁਰਜੀਤ ਸਿੰਘ ਇੰਸਪੈਕਟਰ ਪੰਜਾਬ ਪੁਲਿਸ ਥਾਣਾ ਸੋਹਣਾ ਜਿਲ੍ਹਾ ਐਸ.ਏ.ਐਸ ਨਗਰ ਮੋਹਾਲੀ ਵਿੱਚ ਬਤੌਰ ਮੁੱਖ ਅਫਸਰ ਤਾਇਨਾਤ ਹੈ ਤੇ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਬਿਆਨ ਕਰਦਾ ਹਾਂ ਕਿ:-**

1. ਇਹ ਕਿ ਪ੍ਰਾਰਥੀ ਦੀ ਮੰਗ ਅਨੁਸਾਰ ਡੀ.ਡੀ.ਆਰ ਦੀ ਕਾਪੀ ਪ੍ਰਾਰਥੀ ਨੂੰ ਮੁਹੱਈਆ ਕੀਤੀਆਂ ਜਾਂ ਚੁੱਕੀਆਂ ਹਨ।
2. ਇਹ ਕਿ ਗਵਾਹ ਦੀ ਕਾਪੀ ਨਹੀਂ ਹੈ ਅਤੇ ਐਕਸਰੇਰ ਫਿਲਮਾ ਸ਼ਿਵ ਰਾਜ ਪੁੱਤਰ ਸਤਪਾਲ ਸਿੰਘ ਵਾਸੀ ਮਕਾਨ ਨੰਬਰ 144/2, ਮਲੋਆ ਚੰਡੀਗੜ੍ਹ ਕੋਲ ਹਨ।
3. ਇਹ ਕਿ ਡੀ.ਡੀ.ਆਰ ਹੀ ਇਸ ਦੀ ਅੰਤਿਮ ਰਿਪੋਰਟ ਹੈ। ਇਸ ਤੇ ਇਲਾਵਾ ਅੰਤਿਮ ਰਿਪੋਰਟ ਨਹੀਂ ਹੈ। JDR No 34 dt 26/7/2019 PS ਸੋਹਣਾ

29-4-22 **ਬਿਆਨ ਕਰਤਾ**

**ਤਸਦੀਕ:-**  
ਤਸਦੀਕ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਮੇਰਾ ਉਪਰ ਦਿੱਤਾ ਬਿਆਨ ਬਿਲਕੁਲ ਸਹੀ ਵਾ ਦਰੁਸਤ ਹੈ ਇਸ ਵਿੱਚ ਕੋਈ ਵੀ ਗੱਲ ਲੁਕਾਈ ਜਾਂ ਛੁਪਾਈ ਨਹੀਂ ਗਈ ਹੈ।  
ਮਿਤੀ 29-04-2022

**Attested as Identified**  
**Barjinder Singh**  
Notary, S.A.S. Nagar (Pb.)

**29 APR 2022**

**ਬਿਆਨ ਕਰਤਾ**

Certified that the Affidavit/GPA/SPA/I.Bond has been readover & explained to the Deponent/Executant who seemed perfectly to understand the same at the time of making thereof.

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**AC.No. 72 of 2021**

4. The appellant has gone through the same and is satisfied. Since the appellant 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/-**

**Dated : 29.04.2022**

**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**



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Sh.Pritam Sabharwal, Advocate  
Chamber No. 639, New Court, Jalandhar (9915432429)

.....Appellant

..Vs

**Public Information Officer,**  
O/o MC, Jalandhar

**First Appellate Authority**  
O/o Commissioner, MC, Jalandhar

.....Respondent

**AC No. 3853 of 2021**

Present : None for the parties.

**ORDER**

This order may be read with reference to the previous orders passed by the Commission dated 13.12.2021 and 14.03.2022, vide which neither the appellant nor the respondent was present .

2. Today again neither the appellant nor the respondent is present. In the aforementioned circumstances, I am of the considered view that no useful purpose would be served by prolonging this matter any further. Hence the appeal case filed by the appellant is **dismissed**. Copy of the order be sent to the parties.

**Dated : 29.04.2022**

**Sd/-**  
**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**

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Sh. Jasbir Singh, Guru Nanak Nagar,  
Village Bolapur, Jhabewal, Post Office Ramgarh  
District Ludhiana – 141123 (9888296107)

.....Appellant

Vs

**Public Information Officer**  
o/o SDM, Shahkot, Distt. Jalandhar

**First Appellate Authority**  
o/o SDM, Shahkot, Distt. Jalandhar

.....Respondent

**AC No. 3256 of 2021**

Present : (i) None is present on behalf of the appellant  
(ii) For the respondent :Smt. Meera Bai, Suptd Grade II-cum-PIO  
( 9592000023)

**ORDER**

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

2. The appellant is absent today. He has sent his submissions via mail, which is taken on record.
3. The respondent states that she has brought an affidavit today in the Commission in order to showing cause issued.
4. The perusal of the file shows that copy of information as submitted by the respondent was taken on record during the last hearing, with the directions to the appellant to collect the same from the Commission office. But till today the appellant has failed to collect the same. Moreover, today the respondent has brought an affidavit in response to the show cause notice issued. Keeping in view all the facts mentioned in the reply the show cause notice is hereby dropped.

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**AC No. 3256 of 2021**

5. In view of the foregoing, 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.

**Dated : 29.04.2022**

**Sd/-**  
**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**

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**Helpline No. 0172-2864100**



Sh. Mandeep Singh, S/o Sh. Rattan Singh  
Village Devi Nagar, Tehsil Dera Bassi  
SAS Nagar

..Vs

.....Appellant

**Public Information Officer,**  
O/o Director General of Punjab  
Punjab Police Headquarter, Sector 9, Chandigarh

**First Appellate Authority ,**  
O/o Director General of Punjab  
Punjab Police Headquarter, Sector 9, Chandigarh

.....Respondent

**AC No. 407 of 2022**

Present : (i) None is present on behalf of the appellant  
(ii) For the respondent :Sh. Parshotam Kumar, ASI and Smt. Rajwinder Kaur,  
HC

**ORDER**

The RTI application is dated 05.07.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 13.01.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 29.04.2022 i.e. today.

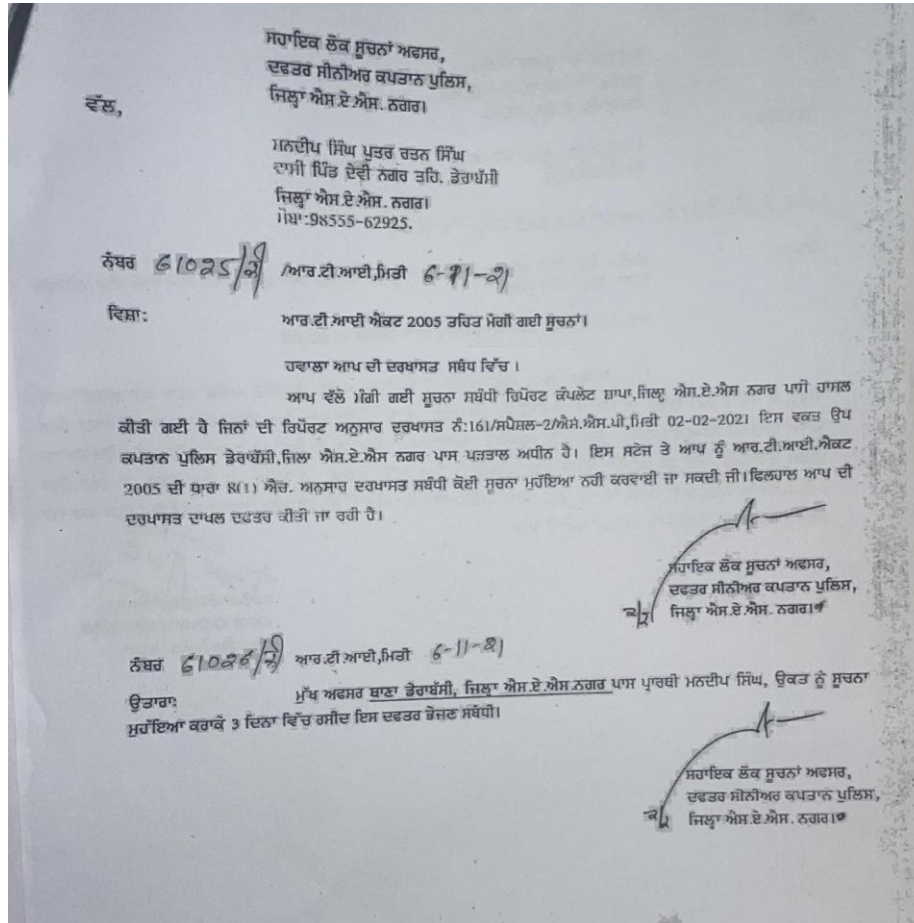
3. The appellant is absent today.

4. The respondent Smt. Rajwinder Kaur is appearing on behalf of the respondent and states that she has brought reply which is as under:-

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Helpline No. 0172-2864100



**AC No. 407 of 2022**



5. In view of the above reply filed by the respondent appears to be convincing, hence no further cause of action is left, therefore the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Dated : 29.04.2022

Sd/-  
(Amrit Partap Singh Sekhon)  
State Information Commissioner  
Punjab

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Helpline No. 0172-2864100



Sh. Ram Kumar (9878731648)  
S/o Sh. Shadi Ram, SCO No. 30F, First Floor  
Phase-I, Sector 55, Mohali

..Vs

**Public Information Officer,**  
O/o MC, Dera Bassi  
**First Appellate Authority ,**  
O/o MC, Dera Bassi

.....Appellant

.....Respondent

**AC No. 410 of 2022**

Present : (i) Sh. Harbinder Singh on behalf of the appellant  
(ii) For the respondent : Sh. Tara Chand, JE (9876099689)

**ORDER**

The RTI application is dated 04.08.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 13.01.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 29.04.2022 i.e. today.

3. Sh. Harbinder Singh is appearing on behalf of the appellant. He states that the appellant is not satisfied with the reply of the respondent.

4. The respondent states that the appellant has demanded information in question form.

5. After hearing both the parties and going through the case file, it is observed that the appellant has demanded information in question form. The appellant may take note that there is the judgment of Central Information Commission vide order dated 21.04.2006 in case no. CIC/AT/A/2006/00045 has decided that -

*(The RTI Act does not cast on the public authority any obligation to answer queries, as in this case, in which a petitioner attempts to elicit answers to his questions with prefixes, such as, why, what, when and whether. The petitioner's right extends only to seeking information as defined in Section*



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Helpline No. 0172-2864100



**AC No. 410 of 2022**

*2 (f) either by pinpointing the file, document, paper or record, etc., or by mentioning the type of information as may be available with the specified public authority.)*

5. In wake of above the instant Appeal Case is hereby **disposed of and closed**.  
Copy of the order be sent to the parties.

**Sd/-**

**Dated: 29.04.2022**

**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864115, Email: - [psic25@punjabmail.gov.in](mailto:psic25@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Helpline No. 0172-2864100



Sh. Ram Kumar (9878731648)  
S/o Sh. Shadi Ram, SCO No. 30F, First Floor  
Phase -I, Sector 55, Mohali

..Vs

**Public Information Officer,**  
O/o MC, Kharar  
**First Appellate Authority ,**  
O/o MC, Kharar

.....Appellant

.....Respondent

**AC No. 409 of 2022**

Present : (i) Sh. Harbinder Singh on behalf of the appellant  
(ii) For the respondent : None is present on behalf of the respondent

**ORDER**

The RTI application is dated 29.07.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 13.01.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 29.04.2022 i.e. today.

3. Sh. Harbinder Singh is appearing on behalf of the appellant. He states that the appellant has received the information and is satisfied. He further states that the appellant has not been provided the information within the time as prescribed under the RTI Act 2005. It is observed that appropriate mechanism has not been provided to keep the record properly by the public authority due to which the information / request under RTI Act, 2005 are not being served properly. Moreover, Respondent PIO is warned to be more careful in future while dealing with the matters pertaining to the RTI Act, 2005 and act swiftly.

4. In view of the foregoing, 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.

**Dated : 29.04.2022**

**Sd/-**  
**(Amrit Partap Singh Sekhon)**  
**State Information Commissioner**  
**Punjab**