



Reg. Post **Smt. Jyoti Aggarwal, (9855600692)**
W/o Sh. Vikas Aggarwal,
R/o 692- I, B.R.S. Nagar, Ludhiana-141012.

.....Appellant/Complainant

Versus

Reg. Post **Public Information Officer**
O/o Principal, Govt. Se. Sec. School, Gujjarwal,
Ludhiana.

.....Respondent

First Appellate Authority

O/o Principal, Govt. Se. Sec. School, Gujjarwal,
Ludhiana.

Appeal Case No. 826 of 2021
(Cisco Webex Proceedings)

RTI application filed on	:	13-10-2020
PIO replied on	:	-
First appeal filed on	:	16-11-2020
First Appellate Authority order	:	-

Present: Appellant: Sh. Divyanshu Aggarwal on behalf of Appellant Smt. Jyoti Aggarwal
Respondent: Absent

ORDER:

1. To be read in the continuity of previous order dated 17.05.2021.
2. From a perusal of the relevant case records, it is noted that the appellant is aggrieved with the fact that the incomplete information was not provided to him and further prayed to the Commission to direct the Respondent to supply the desired information as sought in the RTI application.
3. The commission is in receipt of letter from the respondent PIO vide diary no. 17418 dated 06.08.2021 therein it is mentioned that only information pertaining to point no. 1 of the RTI application has been supplied for remaining points i.e. point no. 2,3,4 information is denied on the grounds that "information can't be created".
4. In view of the above observations, the PIO is directed to provide an additional reply to the appellant on all of the points raised in the RTI application. On these points, the PIO is directed to offer inspection of the relevant available records to the appellant at a mutually convenient date and time, within 15 days from the date of receipt of this order. The appellant is directed to avail of the said offer within a period of 30 days from the date of receipt of the letter of inspection from the respondent authority, failing which no further opportunity will be provided to him.

5. To come up on **12.01.2022** through **Cisco Webex** at **11:00 am**.

{Steps: Install Cisco Webex < Click on Join Meeting< Write Meeting No. – 1581884645}

Chandigarh
Dated: 29.09.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Amandeep Singh, (8146533266)
S/o Sh. Dhian Singh,
House No 246/3, Opposite Manjit Hospital,
Badi Mandi, Patti, Distt Tarn Taran-143416.

.....Appellant/Complainant

Versus

Public Information Officer
O/o Principal, Shaheed Nirmal Singh Govt.
Sr. Sec. Smart School, Bahmaniwala,
Distt Tarn Taran.

.....Respondent

First Appellate Authority
O/o District Educational Officer (SE),
Tarn Taran.

Appeal Case No. 827 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 23-11-2020
PIO replied on : -
First appeal filed on : 23-12-2020
First Appellate Authority order : -

Present: Appellant: Sh. Amandeep Singh
Respondent: Ms. Amardeep Kaur (Jr. Asst.) 9463679913

ORDER: (Third Hearing)

1. To be read in the continuity of previous order dated 05.07.2021 vide which viewing the absence and non-implementation of the order of the commission O/o, Principal, Shaheed Nirmal Singh Govt Sr. Sec. Smart School, Bahmaniwala, Distt Tarn Taran seriously, the PIO(by name) is thus issued a show cause notice (u/s 20 of the RTI Act 2005) in writing the reason for not appearing before the Commission and for not furnishing information to the appellant, within the stipulated time period from the date of receipt of this order. Appellant, Sh. Amandeep Singh stated that no information has been provided so far the respondent authority.
2. Respondent, Ms. Amardeep Kaur has requested for adjournment and assured the Commission to provide the sought information/reply to the appellant within 15 days from today. She further added that due to the ill health the respected Principal Shaheed Nirmal Singh Govt Sr. Sec. Smart School, Bahmaniwala, has not appeared today for hearing.
3. A **last and final** opportunity is given to respondent PIO to comply with the previous order of the commission.

Appeal Case No. 827 of 2021
(Cisco Webex Proceedings)

NOTE: The PIO Principal, Shaheed Nirmal Singh Govt Sr. Sec. Smart School, Bahmaniwala, Distt Tarn Taran (By Name) has to be present on next date of hearing.

4. To come up on **12.01.2022** through **Cisco Webex** at **11:00 am**.
{Steps: Install Cisco Webex < Click on Join Meeting< Write Meeting No. – 1581884645}

Chandigarh
Dated: 29.09.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Ms. Ruhi Gupta, (9815393333)

D/o Sh. Narinder Pal Gupta,
C/o Ms Alka Charath Advocate,
H no 2055, Sector 15 C, Chandigarh.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Director of Public Instruction (SE), Punjab,
Phase-8, Mohali.

.....Respondent

First Appellate Authority

O/o Director of Public Instruction (SE), Punjab,
Phase-8, Mohali.

Appeal Case No. 829 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 18-06-2020
PIO replied on : -
First appeal filed on : 15-12-2020
First Appellate Authority order : -

Present: Appellant: Adv. Ms. Alka Charath on behalf of Applicant
Respondent: Ms. Dimpri Dhir (Asst. Director, DPI office), 8198082700
Sh. Ashish Jain (Sr. Asst.), 9467679946
Sh. Varinder Singh (Jr. Asst.), 943155122

ORDER: (Third Hearing)

1. To be read in the continuity of previous order dated 05.07.2021.
2. Post Deliberation: The case is adjourned to date 10.01.2022 through personal hearing at 11:00 am at PSIC Chandigarh.

Chandigarh

Dated: 29.09.2021

Sd/-
(Maninder Singh Patti)

State Information Commissioner, Pb.



Sh. Sandeep Singh, (9781220320)

S/o Sh. Kashmir Singh,

R/o Village Muazam, Tehsil & Distt Fazilka-152123.

.....Appellant/Complainant

Versus

Public Information Officer

O/o District Development and Panchayat Officer,

Fazilka.

.....Respondent

Complaint Case No. 180 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 15-12-2020

PIO replied on : -

Present: Appellant: Sh. Sandeep Singh

Respondent: Sh. Sukhpal Singh, (DDPO), 9815992840 (on telephone call)

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 30.04.2021. Accordingly, the cases are fixed for today.

To be read in the continuity of previous order dated 17.05.2021

2. Respondent, Sh. Sukhpal Singh has assured the commission to provide the sought information to the complainant Sh. Sandeep Singh.

3. 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.

4. In 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).

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. 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.

7. In view of the observations noted above, the instant case is remanded to the concerned First Appellate Authority. The appeal is disposed off accordingly, with the above observations.

Chandigarh

Dated: 29.09.2021

Sd/-
(Maninder Singh Patti)

State Information Commissioner, Pb



Sh. Sanjay Dubey, (94644438226)
S/o Sh. Chaman Lal,
Village Manwal Uttam Garden Colony,
Pathankot-145001.

.....Appellant/Complainant

Versus

Public Information Officer
O/o Block Development and Panchayat Officer,
Pathankot.

.....Respondent

First Appellate Authority
O/o Block Development and Panchayat Officer,
Pathankot.

Appeal Case No.1004 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 29-08-2020
PIO replied on : -
First appeal filed on : 05-11-2020
First Appellate Authority order : -

Present: Appellant: Sh. Sanjay Dubey
Respondent: Ms. Sangeeta Gupta (Supt.) 9988121129

ORDER: (Third Hearing)

1. To be read in the continuity of previous order dated 05.07.2021 vide which the appellant was advised/directed to revert back to the authority in case of any deficiencies in the information/reply so furnished by the respondent authority with a copy to the commission.
2. Appellant, Sh. Sanjay Dubey stated that respondent authority is misleading the court as incorrect information has been supplied so far.
3. On this, Respondent, Ms. Sangeeta Gupta stated that complete and correct information has been provided to the appellant and no any information pertaining to this RTI application is left.
4. In the view of above the Commission directs the PIO to furnish an affidavit providing therein the factual situation and affirming the position that the information sought by the appellant has been supplied to best extent.
5. To come up on **12.01.2022** through **Cisco Webex** at **11:00 am**.
{Steps: Install Cisco Webex < Click on Join Meeting< Write Meeting No. – 1581884645}

Chandigarh
Dated: 29.09.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb



Sh. Tejinder Singh Advocate, (9041004313)

Civil Court, Tehsil Complex, Backside
Sanjh Kender, Phillaur-144410.

.....Appellant/Complainant

Versus

Public Information Officer

O/o Municipal Council, Patti,
Distt Tarn Taran.

.....Respondent

First Appellate Authority

O/o Deputy Director, Local Bodies,
Amritsar.

Appeal Case No.1021 of 2021

(Cisco Webex Proceedings)

RTI application filed on	:	20-04-2020
PIO replied on	:	-
First appeal filed on	:	09-06-2020
First Appellate Authority order	:	-

Present: Appellant: Sh. Tejinder Singh Advocate

Respondent: Sh. Yuvraj Singh (APIO), 9780014714 (on telephone call)

ORDER: (Third Hearing)

1. To be read in the continuity of previous order dated 05.07.2021.
2. Respondent, Sh. Yuvraj Singh assured the commission to provide the information/reply pertaining to the RTI application filled by the applicant. He further requested for an adjournment in this case.
3. In the light of the plea taken by the respondent authority, the Commission grants an opportunity to the respondent authority to represent the case on the next date of hearing positively.

In addition, the respondent is directed to provide the requisite information by the next date of hearing, failing to which action under section 20(1) of RTI would be initiated against the respondent PIO.

4. To come up on **12.01.2022** through **Cisco Webex** at **11:00 am**.

{Steps: Install Cisco Webex < Click on Join Meeting< Write Meeting No. – 1581884645}

Chandigarh

Dated: 29.09.2021

Sd/-

(Maninder Singh Patti)

State Information Commissioner, Pb