

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



REMAND TO FAA

To,
First Appellate Authority
o/o Deputy Commissioner, Patiala,
Patiala

Varun Malhotra,
3601/2, Sirhandi Bazar,
Patiala.

Versus

Public Information officer,
o/o District Revenue Officer,
Patiala.

Complaint Case 1205 of 2021 (Video Conference Proceedings)

PRESENT:

Varun Malhotra (Complainant) 98142-46368
Gurdhian, Senior Assistant (for the Respondent) 98772-75696
Sukhwinder Singh, Kanungo (for the Respondent)

ORDER:

1. The complainant, **Varun Malhotra**, filed this RTI application dated **27.8.2021** and sought information regarding the action taken on a letter diarized at No. 3173 dated 6.6.2019, from the PIO o/o **District Revenue Officer, Patiala**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **8.10.2021**. Notice was issued to the parties for first hearing in the Commission on **29.4.2022**.
2. Both the parties are present. The appellant Varun Malhotra, states that his essential purpose of filing this case is to obtain the information requested in his RTI application. This is however, a Complaint Case filed under Section 18 of the RTI Act 2005 wherein the Commission lacks the requisite jurisdiction to provide the requested information. In view of the Complainant's statement, this Complaint Case is remanded back to the First Appellate Authority (FAA)-cum-Deputy Commissioner, Patiala, with the direction to hear both parties before pronouncing a suitable decision. In case, the Complainant is not satisfied with the hearing before the FAA, he can subsequently file a Second Appeal to the Commission.
3. There is no further cause for action and this Complaint Case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
29.4.2022

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FINAL ORDER

Devinder Kumar Sharma,
New Abadi, Inside Alhora Gate,
Near Chimbiyawala, Gurdwara,
Opposite Pritam Studio,
Nabha, District Patiala.

Versus

Public Information officer,
o/o Senior Superintendent of Police,
Patiala.
First Appellate Authority,
Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 4821 of 2021 (Video Conference Proceedings)

PRESENT:

Devinder Kumar Sharma (Appellant) 99885-51616
ASI Hakam Singh (for the Respondent) 62339-82833

ORDER:

1. The RTI application is dated **11.5.2021** vide which the appellant has sought information **regarding applications received in the office of the DSP from 1.1.2020 to 31.12.2020; and applications received in the PS Kotwali Nabha during the same period**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **14.6.2021** and Second Appeal was filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **29.4.2022**.

2. Both parties are present. The respondent PIO, in a reply to this Commission's Notice of Hearing, vide letter No.429 dated 24.2.2022, states that the requested information pertains to third parties and was therefore, denied. The appellant was informed about this vide letter No.1704-05 dated 29.9.2021. The respondent PIO explained the delay in sending the reply to the fact that the requested information pertains to the office of DSP, Nabha and Police Station, Kotwali, Nabha and had to be retrieved from those offices.

3. The respondent PIO is advised to keep all applicants informed as and when they forward RTI application to other concerned offices. The respondent PIO's decision to deny the information is hereby upheld.

4. There is no further cause of action and this Appeal Case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
29.4.2022

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FINAL ORDER

Gurcharan Singh,
S/o Darshan Singh,
VPO Budhan,
Tehsil & Distt. Malerkotla – 148 023.

Versus

Public Information officer,
o/o Senior Superintendent of Police,
Patiala.
First Appellate Authority,
Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 4816 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
ASI Hakam Singh (for the Respondent) 62339-82833

ORDER:

1. The RTI application is dated 4.6.2021 vide which the appellant has sought information **regarding an inquiry report by the SP**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **nil** and Second Appeal was filed in the Commission on 22.10.2021 under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **29.4.2022**.
2. The appellant is absent without intimation. As per a reply sent by the PIO vide letter No.1020 dated 27.4.2022, the requested information pertaining to point No. 1 of the RTI application (11 pages) were sent to the appellant vide letter No.42-1-2113/RTI dated 3.11.2021. In a subsequent Order by the FAA vide letter No.41327/RTI dated 8.11.2021, the appellant's request at point No.2 of his RTI application was disposed of, on the SSP Patiala's contention that copy of the report cited in the RTI application, was not supplied to the accused by his office.
3. The Commission has examined the RTI application and the Second Appeal submitted by the appellant alongwith the respondent PIO's reply and the FAA's Order and is of the view that this RTI application has been adequately addressed.
4. There is no further cause for action and this Appeal Case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
29.4.2022

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FINAL ORDER

Jasnoor Singh,
H.No.19 A, Nihal Bagh,
Near Hotel King's Retreat,
Patiala. 147001.

Versus

Public Information officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
Dy. Inspector General of Police,
Patiala Range,
Patiala.

Appeal Case No. 4831 of 2021 (Video Conference Proceedings)

PRESENT:

Jasnoor Singh (Appellant) 85449-6225
ASI Hakam Singh (for the Respondent) 62339-82833

ORDER:

1. The RTI application is dated **13.4.2021** vide which the appellant has sought information **regarding a complaint by Dipinder Kaur against his mother Ravdeep Kaur w/o Late Raghuwinder Singh in the Police Chowki, Officer Colony etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.6.2021** and Second Appeal was filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **29.4.2022**.

2. Both parties are present. As per a reply received from the respondent PIO vide Letter no. 423 Dated 24.2.2022, the appellant was informed that the requested record pertaining to 2012 is not available since the record from 2007 to 2014 has destroyed as per State Government rules.

3. There is no further cause for action and this Appeal Case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
29.4.2022

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FINAL ORDER

Harbans Singh,
S/o Maru Singh, Basi Bandia,
Banur, Mohali.

Versus

Public Information officer,
o/o Deputy Commissioner,
Patiala.
First Appellate Authority,
Deputy Commissioner,
Patiala.

Appeal Case No. 4587 of 2021 (Video Conference Proceedings)

PRESENT:

Harbans Singh (Appellant) 94644-69403
Gurdhian, Senior Assistant (for the Respondent) 98772-75696

ORDER:

1. The RTI application is dated **8.6.2021** vide which the appellant has sought information **regarding Award No. 133/P Dated 3.11.76 and Notification No. 4/56, No. 3753/floods Dated 23.6.76, and No. 1736/floods Dated 7.6.76**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.8.2021** and Second Appeal was filed in the Commission on **6.10.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **29.4.2022**.
2. Both parties are present. The respondent PIO, represented by Gurdhian Singh, Senior Assistant from the office of Deputy Commissioner, Patiala, states that the RTI application was transferred to the Drainage Department which has sent the information to the appellant vide Letter No. 1477-79 Dated 26.4.2022. A copy of the information has also been handed over to the appellant at this hearing. The appellant has examined the information and states he is satisfied with it.
3. There is no further cause for action and this Appeal Case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
29.4.2022

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FINAL ORDER

Yogesh Mahajan,
S/o Late Sh. Kuldip Raj Mahajan,
Opp. Water Tank, Municipal Market,
Mission Road, Pathankot.

Versus

Public Information officer,
o/o Executive Engineer-I, Mandi Board
Division, Patiala.
First Appellate Authority,
Chief Engineer (North/South),
Mandi Board, Chandigarh.

Appeal Case No. 4929 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **29.9.2021** vide which the appellant has sought information **regarding financial/comparative statements**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **6.9.2021** and Second Appeal was filed in the Commission on **28.10.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **29.4.2022**.
2. Both parties are absent. The appellant in an email Dated 28.4.2022, informed the Commission that he has received the information and satisfied with it.
3. There is no further cause for action and this Appeal Case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
29.4.2022