



Sh. Lakhvir Kumar, (9872515368)

S/o Sh. Jaspal Ram,
 President Punjab Society Against Corruption and Crime Branch,
 Village Gandhwan, Tehsil Phagwara,
 Distt. Kapurthala.

.....Appellant/Complainant

Versus

Public Information Officer

O/o XEN, Construction Division, PWD B&R,
 Malerkotla.

.....Respondent

First Appellate Authority

O/o Superintending Engineer, Circle PWD B&R,
 Sangrur.

Appeal Case No.2439 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 03-03-2021
 PIO replied on : -
 First appeal filed on : 05-04-2021
 First Appellate Authority order : -

Present: Appellant:

Respondent: Sh. Chander Parkash (SDO), 9501018521

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 24.05.2021. Accordingly, the cases are fixed for today.
2. Sought Information : The appellant has sought for following information

ਲੜੀ ਨੰਬਰ	ਮੰਗੀ ਗਈ ਸੂਚਨਾ
1	ਆਪ ਦੇ ਮੰਡਲ ਦਫਤਰ ਦਾ ਮਹੀਨਾ 6/2019 ਦਾ ਏ.ਜੀ.ਪੰਜਾਬ,ਚੰਡੀਗੜ੍ਹ ਨੂੰ ਭੇਜੇ ਗਏ ਮੰਬਲੀ ਅਕਾਊਂਟ ਦੀਆਂ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
2	ਸਮਾ 1-4-19 ਤੋਂ 31-3-2020 ਤੱਕ ਦੇ ਆਪਦੇ ਮੰਡਲ ਦਫਤਰ ਦੇ ਟੈਂਡਰ ਰਜਿਸਟਰ ਦੀ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
3	ਸਮਾ 1-4-19 ਤੋਂ 31-3-2020 ਤੱਕ ਦੇ ਆਪਦੇ ਅਧੀਨ ਆਉਂਦੇ ਸਾਰੇ ਉਪ ਮੰਡਲ ਦਫਤਰਾਂ ਦੇ ਕੁਟੋਸ਼ਨ ਰਜਿਸਟਰ ਅਤੇ ਵਰਕ ਆਡਰ ਬੁੱਕ ਦੀਆਂ ਤਸਦੀਕ ਸੁਦਾ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ। ਅਤੇ ਮੰਡਲ ਦਫਤਰ ਤੋਂ ਕੁਟੋਸ਼ਨ ਕੇਸ ਮੰਜੂਰ ਕਰਨ ਤੋਂ ਪਹਿਲਾਂ ਉਪ ਮੰਡਲ ਦਫਤਰ ਤੋਂ ਪ੍ਰਾਪਤ ਐਨ.ਆਈ.ਕਿਊ ਦੀ ਕਾਪੀਆਂ ਵੀ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
4	ਉਪਰੋਕਤ ਕੁਟੋਸ਼ਨਾਂ ਦੀਆਂ ਆਪਦੇ ਮੰਡਲ ਦਫਤਰ ਤੋਂ ਦਿੱਤੀਆਂ ਗਈਆਂ ਅਪਰੂਵਲਾਂ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
5	ਉਪਰੋਕਤ ਕੁਟੋਸ਼ਨਾਂ ਅਗੇਸਟ ਕੀਤੀਆਂ ਗਈਆਂ ਅਦਾਇਗੀਆਂ ਦੇ ਬਿਲਾਂ ਦੀਆਂ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਅਤੇ ਜੇਕਰ ਇਨ੍ਹਾਂ ਕੁਟੋਸ਼ਨਾਂ ਦੀ ਇਨਹਾਸਮੈਂਟ ਕੀਤੀ ਗਈ ਹੈ ਤਾਂ ਉਸਦੀਆਂ ਵੀ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।

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3. Appellant is absent without any intimation. The respondent Sh. Chander Parkash, submitted that the information was handed over to the complainant on 26.11.2021. They have also submitted a copy of the appellant's receiving.
4. In view of the above, there is no further cause for action and this appeal Case is herewith CLOSED.

Chandigarh
Dated: 30.11.2021

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



Sh. Gurnam Singh, (9463637449)
S/o Sh. Babu Singh,
Village Kaloke, Tehsil Phul, Distt Bathinda.

.....Appellant/Complainant

Versus

Public Information Officer
O/o Sudhar Ghar (Jail),
Bathinda.

.....Respondent

Complaint Case No.1126 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 21-04-2021
PIO replied on : -

Present: Complainant: Sh. Gurnam Singh
Respondent: Sh. Bhupinder Singh (Deputy Suptd. Jail), 9023810525

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 31.05.2021. Accordingly, the cases are fixed for today.
2. Respondent, Sh. Bhupinder Singh stated that sought information is a third party information and for this he has sent a notice to concerned person under section 11(1) but no reply has received from his side . He further assured the commission that he will provide the requisite information to the appellant as he in receipt of the said reply.
3. It is pertinent to mention regarding the decision of the Hon'ble Supreme Court of India dated 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) in which it 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. Also 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.
4. As the appellant has requested for the information, therefore, the titled case of the appellant is remanded to the First Appellate Authority O/o ADG Chandigarh and is directed to treat this application of the appellant as first appeal and decide the same within the period prescribed under the provisions of the RTI Act, 2005. He is also directed to pass an appropriate order after hearing both the parties and examining the record. A copy of RTI application is being sent to the First Appellate Authority along with this order.

Chandigarh
Dated: 30.11.2021

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

Reg. Post CC: O/o ADG Chandigarh

--for compliance of the Order



Sh. Lal Chand Bansal, (9888008438)

S/o Sh. Hukam Chand Bansal,
2795, Ward No 16, Guga Mari Colony,
Kharar-140301.

.....Appellant/Complainant

Versus

Public Information Officer

O/o EO, Nagar Council,
Kurali.

.....Respondent

Complaint Case No.1164 of 2021
(Cisco Webex Proceedings)

RTI application filed on : 30-07-2021
PIO replied on : -

Present: Complainant: Sh. Lal Chand Bansal
Respondent: Absent

ORDER:

1. The Appellant/Complainant filed above mentioned appeal/complaint cases in the Commission dated 31.05.2021. Accordingly, the cases are fixed for today.
2. It is pertinent to mention regarding the decision of the Hon'ble Supreme Court of India dated 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) in which it 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. Also 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.
3. As the appellant has requested for the information, therefore, the titled case of the appellant is remanded to the First Appellate Authority and is directed to treat this application of the appellant as first appeal and decide the same within the period prescribed under the provisions of the RTI Act, 2005. He is also directed to pass an appropriate order after hearing both the parties and examining the record. A copy of RTI application is being sent to the First Appellate Authority along with this order.

Chandigarh
Dated: 30.11.2021

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