

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



Harinder Pal Singh,
S/o Sh. Dalbir Singh,
278, Near Old Talab,
Hira Mahal Colony,
Nabha-147201

Versus

Public Information Officer,
o/o Executive Officer,
Nagar Council, Nabha,
District Patiala.
First Appellate Authority,
o/o Additional Deputy Commissioner,
Urban Development,
District Patiala.

Appeal Case No. 3122 of 2020 (Cisco Webex Proceedings)

PRESENT:

Harinder Pal Singh (Appellant) 98153-44250
Sukhdeep Singh, PIO-cum-EO (Respondent) 98079-00036

ORDER:

(To be read in continuity with earlier orders on 8.6.2021, 11.8.2021, 26.8.2021, 12.10.2021, 16.11.2021, and 7.12.2021)

1. The RTI application is dated **6.7.2020** vide which the appellant has sought Information **regarding construction of roads in the jurisdiction of Nagar Council Nabha**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.8.2020** and Second Appeal was filed in the Commission on **20.10.2020** under Section 19 of the Right to Information Act, 2005. **The case was last heard by Hon'ble State Information Commissioner, Sh. Avtar Singh Kaler, on 7.12.2021.**

2. Both parties are present. The respondent PIO-cum-EO Sukhdeep Singh, stated that all the information available in his record pertaining to this RTI application has already been given to the appellant by way of 149 pages. The respondent PIO also stated that the remaining compensation of Rs. 2000.00 has also been paid to the appellant.

3. The respondent PIO is herewith directed to submit duly attested copies of the information given to the appellant along with the covering letter, to this Commission. The respondent PIO is also directed to submit a duly notarised affidavit stating his contention at today's hearing that there is no other information, other than the 149 pages already supplied to the appellant, available in his records. The said affidavit must reproduce the four points in the RTI application, at the top.

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Appeal Case No. 3122 of 2020 (Cisco Webex Proceedings)

4. Next hearing on 11.2.2022 at 11.00 am via Video Conference Facility at DC Office, Jalandhar.

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

Chandigarh
5.1.2022

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REGISTERED SHOW CAUSE NOTICE

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

Versus

Public Information Officer,
o/o Executive Engineer (C),
Punjab Mandi Board, District Sangrur.
First Appellate Authority,
o/o Chief Engineer (North),
Punjab Mandi Board,
Punjab Mandi Bhawan, Sector 65-A, SAS Nagar (Mohali)

Appeal Case No. 1446 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

1. The RTI applications are dated **31.12.2020** vide which the appellant has sought information **regarding the allotment of tenders from 1.4.2021 to 31.12.2020**, as enumerated in his RTI applications. First Appeal was filed with the First Appellate Authority (FAA) on **1.2.2021** and Second Appeal was filed in the Commission on **18.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.1.2022**.

2. Both parties are absent without intimation. This RTI application has been pending since 31.12.2020 and the respondent PIO has not given any reply or information to the appellant. This is deemed as denial of information by the respondent PIO, who is issued this Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **31.12.2020**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

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Appeal Case No. 1446 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 6.4.2022 at 11.00 am via Video Conference Facility at DC Office, Sangrur.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.1.2022

Cc: Chief Engineer (North), Punjab Mandi Board, Punjab Mandi Bhawan, Sector 65-A,
District Mohali, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Sukrit Sharda,
S/o Sh. Jatinder Sharda,
50/186, Old Shahpur Road,
District Pathankot-145001

Versus

Public Information Officer,
o/o Executive Engineer,
Punjab Mandi Board, District Sangrur.
First Appellate Authority,
o/o Chief Engineer (North),
Punjab Mandi Board,
Punjab Mandi Bhawan, Sector 65-A, S.A.S Nagar (Mohali) – 160 061

Appeal Case No. 2049 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

1. The RTI applications are dated **3.2.2021** vide which the appellant has sought information **regarding cash book, bills, vouchers, MBs etc. from 1.4.2020 to 31.1.2021,** as enumerated in his RTI applications. First Appeal was filed with the First Appellate Authority (FAA) on **15.3.2021** and Second Appeal was filed in the Commission on **27.4.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.1.2022**.

2. Both parties are absent. This RTI application is pending since 3.3.2021 and the respondent PIO has not supplied any information or given any reply to the appellant. This is deemed as denial of information and respondent PIO is herewith issued with this Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **3.2.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

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Appeal Case No. 2049 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.1.2022

Cc: Chief Engineer (North), Punjab Mandi Board, Punjab Mandi Bhawan, Sector 65-A,
District Mohali, for information and further necessary action.

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Manjit Singh,
2877, Phase-7,
S.A.S. Nagar (Mohali).

Versus

Public Information Officer,
o/o Station House Officer,
Phase-8 Police Station,
S.A.S. Nagar (Mohali).

Complaint Case No. 398 of 2019 (Video Conference Proceedings)

PRESENT:

Harminder Singh, Advocate (for the Complainant) 94644-39765
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on **9.1.2020, 7.2.2020, 11.6.2020, 19.8.2020, 26.11.2020, 28.1.2021, 9.9.2021, and 30.11.2021**)

1. The complainant, **Manjit Singh**, filed this RTI application dated **26.5.2016** and sought **Information pertaining to FIR No. 124 dated 13.12.2006 from the PIO o/o Station House Officer, Mohali.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.4.2019**. The case was last heard on **30.11.2021**.

2. The respondent is absent without intimation. The appellant, meanwhile, has written to the Commission apprising it of the deficiencies in the reply/information supplied by the respondent PIO vide Letter No. 11951 dated 2.3.2021. The appellant is advised to send a copy of said deficiency to the respondent PIO by registered post.

3. The Commission notes that the respondent PIO-cum-SHO, Police Station, Phase-8 Mohali, was issued a Show Cause Notice vide this Commission's order of 19.8.2020. The respondent PIO is apprised that said Show Cause Notice still stands.

4. The respondent PIO is herewith given one final opportunity to submit a written reply to the Show Cause Notice. He is also directed to submit a written reply to the deficiencies listed by the appellant along with the pending information as cited in the list of deficiencies. Failure to comply will invite penal action as per RTI Act 2005.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

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Complaint Case No. 398 of 2019 (Video Conference Proceedings)

6. Next hearing on 10.2.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.

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

Chandigarh
5.1.2022

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Sohan Singh,

S/o Sh. Bhakhtwar Singh,
Village-Upper Badhal, PO Kotla Power House,
Tehsil-Anandpur Sahib, District Rupnagar – 140 116

Versus

Public Information officer,

o/o Divisional Soil Conservation Officer,
Department of Soil and Water Conservation,
Near Dara Studio, Phase-6, SAS Nanar (Mohali).

Complaint Case No. 331 of 2021 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Rajesh Kumar, Superintendent (for the Respondent) 98153-86580

ORDER:

(To be read in continuity with earlier orders on **5.8.2021**)

1. The complainant, **Sohan Singh**, filed this RTI application dated **10.12.2021** and sought information **regarding the Punjab Land Improvement Scheme**, from the PIO o/o **Divisional Soil Conservation Officer, Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **16.3.2021**. The case was last heard on **5.8.2021**.

2. The complainant is absent without intimation. The respondent PIO, represented by Rajesh Kumar, Superintendent has submitted a reply to this Commission's Order of 5.8.2021, wherein he states that the information pertaining to point 4 of the RTI application was not supplied to the complainant since the opposite party, who had submitted a resolution against the complainant, did not want it disclosed to the complainant.

3. It is this Commission's considered view that the information sought by the compliant at point no. 4 of the RTI application is not exempt as per RTI Act 2005.

4. The respondent PIO is herewith directed to supply certified copies of the information sought at point no. 4 to the complainant. A copy of the above along with covering letter is to be sent to this Commission.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

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Complaint Case No. 331 of 2021 (Video Conference Proceedings)

6. Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.

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

Chandigarh
5.1.2022

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Sohan Singh,
S/o Sh. Bhakhtwar Singh,
Village-Upper Badhal,
Post Office-Kotla Power House,
Tehsil-Anandpur Sahib,
District Rupnagar-140116

Versus

Public Information officer,
o/o Divisional Soil Conservation Officer,
Department of Soil and Water Conservation,
Near Dara Studio, Phase-6,
District Mohali.

Complaint Case No. 491 of 2021 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Rajesh Kumar, Superintendent (for the Respondent) 98153-86580

ORDER:

(To be read in continuity with earlier orders on **5.8.2021**)

1. The complainant, **Sohan Singh**, filed this RTI application dated **2.3.2021** and sought information **as enumerated in his RTI application**, from the PIO o/o **Divisional Soil Conservation Officer, Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **20.4.2021**. The case was last heard on **5.8.2021**.

2. The complainant is absent without intimation. The respondent PIO as directed at the last hearing has submitted a reply vide Letter No. 1176 Dated 9.8.2021, along with attested copies of some information. In an earlier reply to the complainant vide Letter No. 14 Dated 1.4.2021, the respondent PIO informed the complainant that information pertaining to point 4 cannot be given since it pertains to other individuals, who have given in writing they do not want to disclose said information to the complainant.

3. The Commission has examined the information sought at point 4 of the RTI application and is of the considered view that said information is not exempt from disclosure as per the RTI Act, 2005. The respondent PIO is herewith directed to supply the information pertaining to point 4 to the complainant forthwith. A copy of the same is also to be submitted to this Commission.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

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Complaint Case No. 491 of 2021 (Video Conference Proceedings)

5. Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.

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

Chandigarh
5.1.2022

PUNJAB STATE INFORMATION COMMISSION

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Gurpreet Singh,
S/o Gurmukh Singh,
Village Rattangarh, Tehsil Morinda,
District Roopnagar.

Versus

Public Information officer,
O/o Regional Manager,
Punjab State Forest Development Corporation Limited,
Forest Complex, Sector-68, (Ajitgarh),
District Mohali.

First Appellate Authority,
O/o General Manager,
Punjab State Forest Development Corporation Ltd.,
Sector-68, District Mohali.

Appeal Case No. 868 of 2021 (Video Conference Proceedings)

PRESENT:

Gurpreet Singh (Appellant) 94174-13600
Swaranjeet Singh, Supervisor (for the Respondent) 98153-86580

ORDER:

(To be read in continuity with earlier orders on 1.4.2021 and 5.8.2021)

1. The RTI application is dated **10.8.2020** vide which the appellant has sought information **regarding details of daily wagers who were regularized since 2000 along with their dates of regularization and pay fixation**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.10.2020** and Second Appeal was filed in the Commission on **9.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.8.2021**.

2. Both parties are present. As directed at last hearing, the respondent PIO has submitted a reply along with some information vide Letter No. 1039 Dated 10.8.2021. A copy of the same has been handed over to the appellant at this hearing. The appellant is requested to examine the same for deficiencies, if any. He must intimate any deficiency to the PIO with a copy to this Commission.

3. **Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

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

Chandigarh
5.1.2022

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Gurpreet Singh,
S/o Gurmukh Singh,
Village Rattangarh, Tehsil Morinda,
District Roopnagar.

Versus

Public Information officer,
O/o Regional Manager,
Punjab State Forest Development Corporation Limited,
Forest Complex, Sector-68, (Ajitgarh),
District Mohali.

First Appellate Authority,
O/o General Manager,
Punjab State Forest Development Corporation Ltd.,
Sector-68, District Mohali.

Appeal Case No. 869 of 2021 (Video Conference Proceedings)

PRESENT:

Gurpreet Singh (Appellant) 94174-13600
Swaranjeet Singh, Supervisor (for the Respondent) 98153-86580

ORDER:

(To be read in continuity with earlier orders on 1.4.2021 and 5.8.2021)

1. The RTI application is dated **10.8.2020** vide which the appellant has sought information **regarding details of the wages of regular and contractual employees from 2000 to 2012**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.10.2020** and Second Appeal was filed in the Commission on **9.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.8.2021**.

2. Both parties are present. The respondent PIO has supplied the information pertaining to this RTI application, first vide Letter No. 5063 Dated 22.3.2021 and once again vide Letter No. 1310 dated 10.8.2021. The appellant however, says that he is not satisfied with the reply given by the respondent PIO.

3. In view of the appellant's continuing objection, the Commission directs the respondent PIO to submit the information supplied in both the aforesaid replies by way of a duly notarised affidavit. This must be submitted to the Commission (original plus one photocopy) before the next hearing.

4. **Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

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

Chandigarh
5.1.2022

PUNJAB STATE INFORMATION COMMISSION

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Gurpreet Singh,
S/o Gurmukh Singh,
Village Rattangarh, Tehsil Morinda,
District Roopnagar.

Versus

Public Information officer,
O/o Regional Manager,
Punjab State Forest Development Corporation Limited,
Forest Complex, Sector-68, (Ajitgarh),
District Mohali.

First Appellate Authority,
O/o General Manager,
Punjab State Forest Development Corporation Ltd.,
Sector-68, District Mohali.

Appeal Case No. 870 of 2021 (Video Conference Proceedings)

PRESENT:

Gurpreet Singh (Appellant) 94174-13600
Swaranjeet Singh, Supervisor (for the Respondent) 98153-86580

ORDER:

(To be read in continuity with earlier orders on 1.4.2021 and 5.8.2022)

1. The RTI application is dated **10.8.2020** vide which the appellant has sought information **regarding the attendance register from 2000 to 2012 etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.10.2020** and Second Appeal was filed in the Commission on **9.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.8.2021**.

2. Both parties are present. At the last hearing on 5.8.2021, the respondent was granted time to search the record and supply attested copies of the requested information. The respondent PIO has submitted a reply vide Letter No. 1311 Dated 10.8.2021, wherein he has supplied partial record and has claimed that the rest of the record is missing or has been destroyed. The respondent PIO has also submitted an affidavit from the branch in-charge to support his contention.

3. This Commission directs the respondent PIO to submit a duly notarised affidavit with regard to the status of the missing record. This must be done before the next hearing.

4. **Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

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

Chandigarh
5.1.2022

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Gurpreet Singh,
S/o. Gurmukh Singh,
Village Rattangarh, Tehsil Morinda,
District Roopnagar.

Versus

Public Information officer,
O/o Regional Manager,
Punjab State Forest Development Corporation Limited,
Forest Complex, Sector-68, (Ajitgarh),
District Mohali.

First Appellate Authority,
O/o General Manager,
Punjab State Forest Development Corporation Ltd.,
Sector-68, District Mohali.

Appeal Case No. 871 of 2021 (Video Conference Proceedings)

PRESENT:

Gurpreet Singh (Appellant) 94174-13600
Swaranjeet Singh, Supervisor (for the Respondent) 98153-86580

ORDER:

(To be read in continuity with earlier orders on 1.4.2021 and 5.8.2021)

1. The RTI application is dated **10.8.2020** vide which the appellant has sought information **regarding details of contractual; daily wagers; and outsourced employees from 2000 to 2020**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.10.2020** and Second Appeal was filed in the Commission on **9.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.8.2021**.

2. Both parties are present. In a reply to the Commission's Order of 5.8.2021, the respondent PIO has submitted a reply vide Letter No. 1308 Dated 10.8.2021 with details regarding six employees. The information submitted to the Commission includes lot of personal details like personal telephone numbers, residential addresses, father's name etc.. It also includes photographs of said employees.

3. The respondent PIO is herewith directed to blank out / redact all personal details from the appended information, including photographs of the employee and supply copies to the appellant after duly certifying each page. This must be accompanied by the written reply sent to the Commission vide Letter 1308 Dated 10.8.2021. This must be done before the next hearing.

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Appeal Case No. 871 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.1.2022

PUNJAB STATE INFORMATION COMMISSION

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Ashok Kumar, S/o Sh. Rajinder Nath,
1299, Morni Wala Khu,
VPO-Dera Bassi,
District Mohali.

Versus

Public Information officer,
o/o Superintendent (Budget),
Water Resources Department,
Punjab, Chandigarh.
First Appellate Authority,
o/o Director Water Cell,
Water Resources Department,
Punjab, Chandigarh.

Appeal Case No. 1846 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Ravi Dass Sharma, Senior Assistant (for the Respondent) 96466-45820

ORDER:

(To be read in continuity with earlier orders on 22.9.2021)

1. The RTI application is dated **712.2020** vide which the appellant has sought information **regarding copies of notings of dealing assistant, comments given by Superintendent, remarks by Director Finance and Accounts and orders from Chief Engineer in respect of Letter No. 206/AK Dated 18.11.2020,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.1.2021** and Second Appeal was filed in the Commission on **9.4.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.9.2021**.

2. At the last hearing on 22.9.2021, the respondent PIO was directed to supply the information requested after attesting it in the stipulated format with a covering letter signed by the PIO. However, the information and reply vide Letter No. 186 Dated 16.11.2021, submitted to this Commission clearly shows that the respondent has submitted wrong information, which has no relationship to the information requested in the RTI application.

3. The respondent PIO is given one final opportunity to address this RTI application and provide the requested information before the next hearing. Failure to comply shall invite penalties as per the RTI Act, 2005.

Contd....2

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Appeal Case No. 1846 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 4.5.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.1.2022