

# PUNJAB STATE INFORMATION COMMISSION

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Sh. Amrik Singh 9876800860  
Block J 26/100, BRS Nagar,  
District Ludhiana

..Complainant

Vs

Public Information Officer  
o/o Deputy Commissioner,  
District Ludhiana

Sh. Vikas Kumar,  
Supdt. o/o Deputy Commissioner,  
District Ludhiana

....Respondents

Complaint Case No. 365 of 2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Amrik Singh, complainant on telephone.  
None on behalf of the respondents.

## ORDER

This order may be read with reference to the previous order dated 8.9.2021.

2. The complainant has sought nine point information related to Sh. Vikas Kumar, Superintendent o/o the Deputy Commissioner, Ludhiana.

3. Due to strike by the officials of the respondent authority, none is present. However, the appellant requested to withdraw the case. He has also sent a SMS in this regard, which is taken on record.

4. However, the complainant is apprised with the decision of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) 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.

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.

5. That the appellant has sent the message to withdraw the complaint case. Keeping in view the submissions made by the complainant, the Commission observes that no further action is required to be taken in this case. Therefore, the case is disposed of and closed.

sd

Dated: 5.10.2021

(Suresh Arora)  
Chief Information Commissioner, Punjab.