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Advocate Gurpreet Singh Gill, (97807 06363) Chamber No 227A, District Court, Amritsar.

...Complainant

V/s

**Public Information Officer,** O/o Block Development & Panchayat Officer, Block Ajnala, District Amritsar.

...Respondent

## COMPLAINT CASE NO. 503 OF 2023

**PRESENT :-** (i) None for the Complainant ii) for the respondent: Sh Samandeep Singh, Supdt **ORDER** 

The RTI application is dated 31.05.2023 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 03.08.2023 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice was issued to the parties for hearing for 08.12.2023 in the Commission.

2. The complainant is not present today.

3. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a 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).

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## COMPLAINT CASE NO.503 OF 2023

As such, since 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.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 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. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with the Punjab State Information Commission in accordance with the provisions of the RTI Act 2005.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, she will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of.** Copies of this decision be sent to the parties <u>*through registered post.</u>*</u>

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

### Dated :11.12.2023

<u>Remanded Back to :-</u> First appellate Authority, O/o District Development & Panchayat Officer, Amritsar.

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Sh Amandeep Singh, (M-9855913761) S/o Sh Ajaib Singh, R/o Village Ghonewala, Tehsil-Ajnala, Distt- Amritsar

V/s

Public Information Officer, O/o BDPO, Ajnala, Distt Amritsar.

...Respondents

....Appellant

### Complaint Case No. 507 of 2023

Present :- (i) None for the Complainant (ii) for the respondent: Sh Samandeep Singh, Supdt

#### <u>ORDER</u>

The RTI application is dated 31.05.2023 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 03.08.2023 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice was issued to the parties for hearing for 08.12.2023 in the Commission.

2. The complainant is not present today.

3. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a 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).

### PUNJAB STATE INFORMATION COMMISSION RED CROSS BUILDING, NEAR ROSE GARDEN, SECTOR 16, CHANDIGARH. Ph: 0172-2864115, Email: - psic25@punjabmail.gov.in Visit us: - www.infocommpunjab.com; Helpline No. 0172-2864100



## Complaint Case No.507 of 2023

As such, since 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.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 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. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with the Punjab State Information Commission in accordance with the provisions of the RTI Act 2005.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, she will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of.** Copies of this decision be sent to the parties <u>*through registered post.*</u>

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

Dated :11.12.2023

Remanded Back to :-First appellate Authority, O/o DDPO, Amritsar

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Ankit Sehgal C/o Bombay Studio, Near Post Office Chowk, Pathankot (Punjab)

....Appellant

Public Information Officer, O/o The Senior Medical Officer Civil Hospital, Tarn Taran (Punjab)

First Appellate Authority, O/o The Civil Surgeon, Civil Hospital, Tarn Taran (Punjab)

...Respondents

Appeal Case No. 1238 of 2023

V/s

Present : Sh. Ankit Sehgal, the appellant attended the hearing telephonically. Sh. Manrajbir Singh, Multipurpose Health Worker(M.-978187200), for respondent.

<u>ORDER</u>

Heard in the Commission.

2. This case was earlier heard on 29.09.2023 and an opportunity was given to the appellant to point out deficiencies, if any, in the information supplied. The respondent PIO was directed to send cheque of Rs. 10,000/- (as compensation amount) through registered post or deliver in person to the appellant under intimation to the Commission.

3. Sh. Manrajbir Singh, Multipurpose Health Worker , who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant and cheque of Rs. 10,000/- (as compensation amount) has also been sent through registered post to the appellant on 09.10.2023. He also submits a reply dated 09.12.2023 to the Commission . It, alongwith a copy of postal-receipt, is taken on record.

4. The appellant, Sh. Ankit Sehgal, who through telephonic communication, has intimated the Commission that he has received the compensation amount of Rs. 10,000/- and orally given his consent to close the case.

5. Since the orders passed by the Commission has been complied and complete the appellant has also given his consent to close the case, hence, and the instant appeal-case is announced as <u>disposed of and closed</u>.

Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sh. Nitin Kumar Garg, (78143 22100) C/o Police Public Diary, 15A, Shashtri Nagar Model Town, Ludhiana.

.....Appellant

Vs

**Public Information Officer,** O/o SMO, Civil Hospital Dasuya, Distt. Hoshiarpur

**First Appellate Authority,** O/o Civil Surgeon, Hoshiarpur

.....Respondent

## APPEAL CASE No. 2591 of 2023

**PRESENT :** (i) Sh. Nitin Kumar Garg the appellant (ii) For the respondent : None is present on behalf of the respondent

## <u>ORDER</u>

This order may be read with reference to the previous order dated 27.10.2023, passed by the Commission.

2. The appellant Sh. Nitin Kumar Garg states that he has received the information and is satisfied. He has also given in writing that "*In the context Appeal case No. 2591/23 PIO cum SMO Dasuya send the complete Information as per my RTI Application. I request you plz close their case.*"

3. The respondent is absent today.

4. Since the appellant has received the information and is satisfied, no further cause of action is left. Hence, the above said appeal case filed by the appellant is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab



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Mohd. Irfan, (85281 24366) S/o Shri Munir Mohd, Channa Road, Near Harbilas Factory, Ward No. 7, Ahmedgarh, Distt. Malerkotla – 148021

.....Appellant

Vs

## Public Information Officer,

O/o EO, Nagar Council, Ahmedgarh, Distt. Malerkotla

## **Public Information Officer**

O/o The Executive Engineer Water Supply and Sewerage Division, Sangrur (Punjab)

First Appellate Authority,

O/o The Deputy Commissioner, Malerkotla (Punjab)

.....Respondent

## APPEAL CASE No. 3317 OF 2023

**PRESENT:** (i) None is present on behalf of the appellant (ii) For the respondent : Sh. Rohit Bector, Clerk (9876643601) and Sh. Piyush Garg, JE (9041228138)

### <u>ORDER</u>

This order may be read with reference to the previous order dated 29.09.2023,

passed by the Commission.

2. The appellant Mohd Irfan is absent today. He has sent an email mentioning therein

that he has received the information and is satisfied.

- 3. Respondent states that the information has been provided to the appellant.
- 4. Since, the appellant has received the information and is satisfied, no further cause of

action is left, hence he above said appeal case filed by the appellant is disposed of and

**closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab



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Ms. Rupinder Kaur, (81468 32255) D/o Shri Shadi Singh, R/o House No 55, New Green Park Colony, Patiala - 147001 PSiC Using the formation Contraction Contractic Contraction Contractic Co

....Appellant

Versus

**Public Information Officer,** O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4178 OF 2023

**PRESENT:** None on behalf of the Appellant. Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 17.11.2023 has already been sent to the appellant and after that no

observation has been received from her.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that she does not want to pursue this case further. It is presumed that she is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Ms. Ramanjot Kaur, (90566 73073) D/o Shri Joginder Singh, R/o House No. 114, Block – A, W.W.R.W. Society, Kansal, S.A.S Nagar – 160103 Point Price State

...Appellant

### VERSUS

**Public Information Officer,** 

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4179 OF 2023

**PRESENT:** None on behalf of the Appellant. Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 17.11.2023 has already been sent to the appellant and after that no observation has been received from her.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that she does not want to pursue this case further. It is

presumed that she is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Shri Kamalpreet Singh, (96532 52397) S/o Shri Majhel Singh, Village Chharbar, Tehsil- Rajpura, District Patiala - 140601 Punjab Sele Mormation

...Appellant

VERSUS

Public Information Officer,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4180 OF 2023

**PRESENT:** None on behalf of the Appellant.

Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 31.11.2023 has already been sent to the appellant and after that no

observation has been received from him.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that he does not want to pursue this case further. It is presumed that he is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Shri Sukhveer Singh, (75087 91539) S/o Shri Iqbal Singh, R/o Village – Khirkian Wala, Tehsil – Gidderbha, District Sri Muktsar Sahib.



...Appellant

VERSUS

## Public Information Officer,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4181 OF 2023

**PRESENT:** None on behalf of the Appellant.

Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 31.10.2023 has already been sent to the appellant and after that no

observation has been received from him.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that he does not want to pursue this case further. It is presumed that he is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Shri Sukhveer Singh, (75087 91539) S/o Shri Iqbal Singh, R/o Village – Khirkian Wala, Tehsil – Gidderbha, District Sri Muktsar Sahib.



...Appellant

VERSUS

## **Public Information Officer,**

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4182 OF 2023

**PRESENT:** None on behalf of the Appellant.

Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 31.10.2023 has already been sent to the appellant and after that no

observation has been received from him.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that he does not want to pursue this case further. It is presumed that he is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Shri Harkirat Singh Chahal, (95307 31209) S/o Shri Jagjit Singh Chahal, R/o Kothi No. A-19, New Cantt. Road, Street No. 2, Faridkot – 151203

...Appellant

VERSUS

Public Information Officer,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4185 OF 2023

**PRESENT:** None on behalf of the Appellant.

Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 14.11.2023 has already been sent to the appellant and after that no observation has been received from him.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that he does not want to pursue this case further. It is presumed that he is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab



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Shri Harsimran Singh, (94642 87336)
S/o Shri Gurewak Singh,
R/o House No. 4294/3, Shaheed Kuldeep Singh Marg,
Near Nirbhay Colony, Ragho Majra, District Patiala – 147001

### VERSUS

**Public Information Officer,** 

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o The Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4187 OF 2023

**PRESENT:** None on behalf of the Appellant. Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### ORDER:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 31.10.2023 has already been sent to the appellant and after that no

observation has been received from him.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that he does not want to pursue this case further. It is presumed that he is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

Dated: 11.12.2023



...Appellant

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Shri Gursewak Singh, (96539 28255) S/o Shri Niranjan Singh, Village – Boolpur, Tehsil – Sultanpur Lodhi, District Kapurthala – 144628 PSIC Using the formation Contraction

...Appellant

VERSUS

**Public Information Officer,** O/o Director, Youth Services, Punjab.

Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

### First Appellate Authority,

O/o Director, Youth Services, Punjab, Punjab Yuva Bhavan, Sector 42 - A, Chandigarh.

...Respondents

### APPEAL CASE NO. 4190 OF 2023

**PRESENT:** None on behalf of the Appellant.

Ms. Ramandeep Kaur, Junior Assistant-cum-APIO along with Ms. Punam, Steno Typist, on behalf of the respondents.

### **ORDER**:

This order may be read with reference to the order dated 20.11.2023 passed by

this Bench on the previous hearing.

2. The Respondent appears in person and states that the requisite information along with a point wise reply dated 31.10.2023 has already been sent to the appellant and after that no

observation has been received from him.

3. Despite adequate notice for the hearing, the appellant has not come present for the two consecutive hearings which show that he does not want to pursue this case further. It is presumed that he is satisfied with the information provided by the PIO.

4. In view of the above, the Bench does not feel need for further intervention in the matter. Hence, the instant Appeal Case is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sh Harjit Singh Dhillon, (M-9316707146) S/o Sh Gurbaksh Singh, R/o 4072, Street no 3, Gobind Colony, Jamalpur, Ludhiana-141015

..... Appellant

Vs

Public Information Officer, O/o Lokpal,Punjab SCO 149-152, 1<sup>st</sup> Floor, Sector-17C, Chandigarh

First Appellate Authority O/o Lokpal,Punjab SCO 149-152, 1<sup>st</sup> Floor, Sector-17C, Chandigarh

.....Respondent

AC No. 4209 of 2023

Present : None for the parties.

### <u>ORDER</u>

This order may be read with reference to the previous order dated 04.10.2023, passed by the Commission.

2. Today neither the appellant nor the respondent is present. A letter has been received from the appellant Sh. Harjeet Singh that he has received the information and is satisfied.

3. Since, the appellant has received the information and is satisfied, no further cause of action is left. Hence the above said appeal case filed by the appellant is **disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Tejinder Singh, Advocate, Civil Courts, Tehsil Complex, Backside Sanjh Kender, Phillaur - 144410 (Punjab) (90410-04313)

V/s

....Appellant

Public Information Officer, O/o The Sub Registrar, Phagwara (Punjab)

First Appellate Authority, O/o The Sub Divisional Magistrate, Phagwara (Punjab)

...Respondents

## Appeal Case No. 4300 of 2023

Present : None on behalf of the appellant.

Sh. Baljinder Singh, Tehsildar-cum-PIO(M.-9814535639), in person.

### <u>ORDER</u>

Heard in the Commission.

2. This case was earlier heard on 04.10.2023 and none was present from the respondent and a show cause notice under Section 20 (1) of the RTI Act was issued to PIO of office of Sub Registrar, Phagwara under the provisions of the RTI Act, 2005.

3. Sh. Baljinder Singh, Tehsildar-cum-PIO, who appeared in person in today's hearing, states that a point-wise reply has already been supplied to the appellant vide letter dated 20.10.2023 and also submits the same reply to the Commission. It is taken on record.

4. The appellant, Sh. Tejinder Singh, Advocate, is not present in today's hearing.

5. Nevertheless, the appellant is advised to visit the office of the respondent PIO

during working hours with prior intimation to each other and inspect the relevant official-record.

The respondent PIO is directed to facilitate the appellant during his visit to the office .

6. Sh. Baljinder Singh, Tehsildar-cum-PIO has also submitted a reply to the showcause (issued vide order dated 04.10.2023). It is also taken on record.

7. After going over the contents of the reply of the PIO and finding it satisfactory, no further proceeding is required in this case, hence, the show-cause issued vide orders dated 04.10.2023 is <u>dropped.</u>

8. With the above-announced directions (given in para 5), the instant appeal-case is announced as <u>disposed of and closed.</u>

Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Raminder Singh, H. No. 845, Sector 78, S. A. S. Nagar (Mohali) – 140308 (Punjab) (M.-8968696069)

V/s

....Appellant

Public Information Officer, O/o The Chief Administrator, Greater Mohali Area Development Authority G. M. A. D. A., S. A. S. Nagar Mohali (Punjab)

First Appellate Authority, O/o The Chief Administrator, Greater Mohali Area Development Authority G. M. A. D. A., S. A. S. Nagar Mohali (Punjab)

...Respondents

# Appeal Case No. 4855 of 2023

Present : None on behalf of the appellant.

Sh. Harpal Singh, Junior Assistant (M.-9876209662), for the respondent.

# <u>ORDER</u>

Heard in the Commission.

2. The RTI request is dated 21.11.2022. First appeal is dated 24.05.2023. Second appeal has been received in the Commission on 28.07.2023.

3. The appellant, Sh. Raminder Singh, is not present in today's hearing, states that

4. Sh. Harpal Singh, Junior Assistant, who appeared on behalf of the respondent

PIO in today's hearing, states that a reply has already been supplied to the appellant vide letter dated 13.06.2023 and again vide letter dated 08.12.2023. He also submits both the replies to the Commission . It, alongwith annexure, is taken on record.

5. After going over the contents of the reply of the respondent PIO and finding it satisfactory, no further proceeding is required in this case, hence, the instant appeal-case is announced as <u>disposed and closed</u>.

Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Lovely Sharma S/o Sh. Pritam Chand Sharma, 82 – A, District Court, Amritsar – II - 143001(Punjab) (M. : 9888045655)

V/s

....Appellant

Public Information Officer, O/o The Deputy Commissioner of Police, Amritsar (Punjab)

First Appellate Authority, O/o The Commissioner of Police, Amritsar (Punjab)

...Respondents

## Appeal Case No. 4856 of 2023

Present : None on behalf of the appellant. Sh. Hira Singh, S. I. (M.-9878091391), on behalf of the respondent.

### <u>ORDER</u>

Heard in the Commission.

2. The RTI request is dated 01.05.2023. First appeal is dated 12.06.2023. Second appeal has been received in the Commission on 28.07.2023.

3. Sh. Hira Singh, S. I., who appeared on behalf of the respondent PIO in today's

hearing, states that a point-wise reply has already been supplied to the appellant vide letter dated 06.11.2023 and a reply has also been sent to the Commission . It, alongwith annexure, is taken on record.

4. The appellant, Sh. Lovely Sharma is not present in today's hearing.

5. After going over the contents of the reply of the PIO and finding it satisfactory, no further proceeding is required in this case, hence, the instant appeal-case is announced as **disposed and closed**.

Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Manik Bajaj S/o Sh. Kulbhushan Bajaj, H. No. 4 – A, Krushna Square – 2, Amritsar – 143001 (Punjab) (M.-98761131456)

V/s

....Appellant

Public Information Officer, O/o The Deputy Commissioner of Police, Amritsar (Punjab)

First Appellate Authority, O/o The Commissioner of Police, Amritsar (Punjab)

...Respondents

# Appeal Case No. 4857 of 2023

Present : Sh. Manik Bajaj, the appellant attended the hearing telephonically. Sh. Hira Singh, Sub Inspector(M-987809191), on behalf of the respondent.

<u>ORDER</u>

Heard in the Commission.

2. The RTI request is dated 30.05.2023. First appeal is dated 12.07.2023. Second appeal has been received in the Commission on 28.07.2023.

3. Sh. Hira Singh, Sub Inspector, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant . He also submits a reply dated 06.11.2023 to the Commission . It, alongwith annexure, is taken on record.

4. The appellant, Sh. Manik Bajaj, through telephonic communication has intimated the Commission that he has received the required information and orally given his consent to close the case.

5. Since complete information has been supplied by the respondent PIO and the appellant has also given his consent to close the case, hence, and the instant appeal-case is announced as <u>disposed of and closed</u>.

Copies of the orders be sent to the parties.

Date :11<sup>th</sup> December, 2023

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sunil Sapra S/o Sh. Jagdish Rai, Ward - 2156, Sector 79, S. A. S. Nagar(Mohali) – 140308 (Punjab) (M.-9888737379)

V/s

....Appellant

Public Information Officer, O/o The Director General of Police, Pb., (Law & Order), Punjab Police Head Quarter, Sector - 9, Chandigarh

First Appellate Authority, O/o The Director General of Police, Pb., Punjab Police Head Quarter, Sector - 9, Chandigarh

...Respondents

# Appeal Case No. 4859 of 2023

Present : Sh. Sunil Sapra, the appellant attended the hearing telephonically.

Sh. Ashish Kumar, Head Constable (M.-8427119314), for the respondent.

### <u>ORDER</u>

Heard in the Commission.

2. The RTI request is dated 02.05.2023. First appeal is dated 13.06.2023. Second appeal has been received in the Commission on 28.07.2023.

3. Sh. Ashish Kumar, Head Constable, who appeared on behalf of the respondent PIO in today's hearing, states that states that the requisite information has already been supplied to the appellant. He also submits a reply dated 22.11.2023 to the Commission. It, alongwith annexure, is taken on record.

4. The appellant, Sh. Sunil Sapra, through telephonic communication has intimated the Commission that he has received the required information and orally given his consent to close the case.

5. Since complete information has been supplied by the respondent PIO and the appellant has also given his consent to close the case, hence, and the instant appeal-case is announced as <u>disposed of and closed</u>.

Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Amarjit Singh S/o Sh. Balvir Singh, V.P.O.- Karnana - 144513, Tehsil - Nawanshaher, Distt. –Shaheed Bhahat Singh Nagar(Punjab) (M.-99152-47186)

V/s

....Appellant

Public Information Officer, O/o The Deputy Commissioner, Shaheed Bhahat Singh Nagar (Punjab)

First Appellate Authority, O/o The Deputy Commissioner, Shaheed Bhahat Singh Nagar (Punjab)

...Respondents

# Appeal Case No. 4999 of 2023

Present : Sh. Amarjit Singh, the appellant in person. Ms. Simranjit Kaur, Clerk (M.-9646256302), on behalf of the respondent. ORDER

Heard in the Commission.

2. The RTI request is dated 25.11.2022. The case is remanded to FAA vide order dated 31.03.2023. Second appeal has been received in the Commission on 01.08.2023.

3. The appellant, Sh. Amarjit Singh, appeared in person in today's hearing.

4. Ms. Simranjit Kaur, Clerk, who appeared on behalf of the respondent PIO in

today's hearing, states that the information at point no. 01 has already been supplied to the appellant and information at point no. 02 relates with various PIOs of the District. She also submits a reply dated 11.12.2023 to the Commission as well as to the appellant during the hearing. It, alongwith annexure is taken on record.

Contd...2/-

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### Appeal Case No. 4999 of 2023

5. As the information demanded through RTI request relates with different PIOs and a person seeking information has to apply to the concerned public authority as per undersection 6(1)(a) of the RTI Act. Appellant may note that there is a clear mention in the orders of former CIC in CC: 05 of 2010 which is reproduced as under:-

-2-

"that this obligation under Section 6 of the Act is to transfer the application to 'that other public authority' and not to public ' authorities'. The expression used in Section 6 is 'authority' and not 'authorities'. Simply put, the PIO is expected to transfer a request which does not relate to him but has nevertheless been received by him, one identifiable authority. He is not expected to transfer such a request if information is held by many or a number of authorities. The rational is that a PIO is not a post office or a coordinator for forwarding requests from information seekers to various departments. Legislature has merely facilitated the information seekers by empowering PIO who inadvertently receives request pertaining to another PIO to forward it to the concerned PIO".

6. Accordingly, the appellant is advised to file a fresh RTI application to the respondent PIO concerned for required information.

7. With this, the case is announced as <u>disposed of and closed.</u>Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Engr. Baljit Singh, H. No. 78 – E, Bhai Randhir Singh Nagar, Ludhiana (Punjab) (M.- 9316463737)

V/s

....Appellant

Public Information Officer, O/o The General Manager, Punjab Small Industries and Export Corporation, Udyog Bhawan, Sector 17, Chandigarh

First Appellate Authority, O/o The General Manager, Punjab Small Industries and Export Corporation, Udyog Bhawan, Sector 17, Chandigarh

...Respondents

# Appeal Case No. 5001 of 2023

Present : Sh

- Sh. Baljit Singh the appellant in person.
- i) Ms. Priti Sharma, A.L.O. (M.-9914839540);
- ii) Ms. Vanita Anand, Deputy Manager-cum-APIO(M.-9781666222);
- iii) Sh. Mohit Bhalla, Junior Executive(M.-9463310843), for respondent.

### <u>ORDER</u>

Heard in the Commission.

2. The RTI request is dated 17.08.2020. First appeal is dated 25.09.2020. Second appeal has been received in the Commission on 28.07.2023.

3. Ms. Priti Sharma, A.L.O., who appeared with Ms. Vanita Anand, Deputy Manager-cum-APIO and Sh. Mohit Bhalla, Junior Executive, in today's hearing, states that the requisite information alongwith a point-wise reply has already been supplied to the appellant . She also submits a reply dated 11.12.2023 to the Commission. It, alongwith annexure, is taken on record.

4. The appellant, Sh. Baljit Singh, who appeared in person in today's hearing, states that at point no. 03 copy of Noting Portion has not been received.

Contd...2/-



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### Appeal Case No. 5001 of 2023

-2-

5. Accordingly, another opportunity is given to the respondent PIO to supply the remaining information at point no. 03 i. e. copy of Noting Portion to the appellant by the next date of hearing.

6. With this, the case is <u>adjourned to 13<sup>th</sup> December, 2023 at 12:00 P. M. for hearing</u>.
 Copies of the orders be sent to the parties.

Date: 11<sup>th</sup> December, 2023

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sh. Rajinder Kumar Gupta, (82888 55289) # 33, New Vikas Nagar, Baltana Distt. Zirakpur

.....Appellant

Vs

**Public Information Officer,** O/o BDPO, Rampura, Distt Bathinda

**First Appellate Authority,** O/o DDPO, Bathinda

.....Respondent

### AC No. 5043 of 2023

Present : (i) None is present on behalf of the appellant (ii) For the respondent : Sh. Rupinder Singh, Sr. Assistant (9888068605)

### <u>ORDER</u>

The RTI application is dated 11.05.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 02.08.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 11.12.2023 in the Commission.

3. The appellant is absent today. He has sent an email stating that he is unable to attend today's hearing, as he is in abroad.

4. The respondent states that a similar RTI request was filed by the appellant in another case i. e. AC: 5043 of 2023 and the contents of the information sought for by the appellant in that case and the present RTI application, are the same.

5. After examining the case-files i. e. AC: 5736 of 2023 and the RTI request placed in this case-file and it is found that contents of the RTI request filed in A. C. No. 5736 of 2023 and the present RTI application, are the same. As no cognizance is required to be taken in this case, hence the present case is **disposed of and closed**.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sh. Narinder Kumar, (M-81969 99933) S/o Sh. Prem Kumar # 539, Subhash Nagar, Tehsil & Distt. Hoshiarpur-146001

....Appellant

Vs

**Public Information Officer,** O/o Civil Surgeon, Hoshiarpur.

**First Appellate Authority,** O/o Deputy Director, Health and Family Welfare, Punjab, Parivar Kalyan Bhawan, Sector 34A, Chandigarh.

...Respondents

### AC No. 5057 of 2023

**PRESENT :**(i) Sh. Narinder Kumar the appellant (*telephonically*)(ii) For the respondent : Sh. Sewa Singh, Senior Assistant (9878510544) and<br/>Smt. Balwinder Kaur, Jr. Assistant (9463488235)

### <u>ORDER</u>

The RTI application is dated 14.05.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 03.08.2023under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 11.12.2023 in the Commission.

3. The appellant is absent today. An email has been received from him mentioning therein that he has received the information to his satisfaction and that the case may be disposed of. Now no further action is required in this case. Therefore, the instant appeal case is **closed and disposed of.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab



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Piara Lal Dhir, S/o Sh. Hans Raj Dhir, H. No. 42, Ward – 11, Behind Tanki No. 1, Opp. Electrity Complaint Office, Khanna, Distt. – Ludhiana - 141401(Punjab) (M.-9814135981)

V/s

....Appellant

Public Information Officer, O/o The Estate Officer, Punjab Waqf Board, Khanna, Distt. – Ludhiana (Punjab)

First Appellate Authority, O/o The Chairman, Punjab Waqf Board, SCO 1062-1063, Himalaya Marg, Sector 22B, Chandigarh – 160022

...Respondents

# Appeal Case No. 5062 of 2023

Present : Sh. Amit Bhatia(M.-9988800088) on behalf of the appellant. Sh. Mohammad Liaqat (M.-9855906759), E.O.-cum-PIO, in person.

### <u>ORDER</u>

Heard in the Commission.

2. The RTI request is dated 01.06.2023. First appeal is dated 10.07.2023. Second appeal has been received in the Commission on 04.08.2023.

3. Sh. Mohammad Liaqat, E.O.-cum-PIO, who appeared in person in today's hearing, states that the available information has already been supplied to the appellant. He also hands over a reply dated 04.12.2023 to the Commission as well as to the appellant during the hearing. It is taken on record

4. Sh. Amit Bhatia, who appeared on behalf of the appellant, Sh. Piara Lal Dhir

in today's hearing, states that incomplete information has been given to him by the PIO.

5. Sh. Mohammad Liaqat, E.O.-cum-PIO, hand over a reply dated 11.12.2023 in original to the appellant intimating that remaining information relates with Revenue Department and the appellant can get the information from that office after depositing the prescribed Revenue fee. A copy of the same reply is taken on record.

Contd...2/-

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## Appeal Case No. 5062 of 2023

6. Accordingly, the appellant is advised to file a fresh RTI application to the respondent PIO concerned for required information.

-2-

7. With this, the case is announced as <u>disposed of and closed.</u>Copies of the orders be sent to the parties.

Date :11<sup>th</sup> December, 2023

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sarabjit Singh Gill S/o Sh. Amarjit Singh, 376, Street No. 08, Maha Singh Nagar, Daba Lohara Road. Ludhiana - 141014(Punjab) (M.- 9888098896)

V/s

....Appellant

Public Information Officer. O/o The Director. Rural Development and Panchayats, Punjab, Vikas Bhawan, Sector 62, S.A.S. Nagar(Mohali) (Punjab)

First Appellate Authority, O/o The Director.

Rural Development and Panchayats, Punjab,

Vikas Bhawan, Sector 62, S.A.S. Nagar(Mohali) (Punjab)

...Respondents

# Appeal Case No. 5106 of 2023

Present :

- Sh. Sarabijt Singh Gill, the appellant attended the hearing telephonically.
- Ms. Preet Mohinder Kaur, Senior Assistant (M.-9888801208); i) ii)
  - Ms. Manpreet Kaur, Senior Assistant(M.-9803388390);
- iii) Ms. Baliit Kaur, Senior Assistant(M.-9646424273), for the respondent.

### ORDER

Heard in the Commission.

2. The RTI request is dated 17.05.2023. First appeal is dated 19.06.2023. Second appeal has been received in the Commission on 07.08.2023.

3. Ms. Preet Mohinder Kaur, Ms. Manpreet Kaur and Ms. Baljit Kaur, all Senior Assistant, who appeared in today's hearing, state that the requisite information has already been supplied to the appellant vide letter dated 30.11.2023 and also submits a reply dated 11.12.2023 to the Commission . It, alongwith annexure, is taken on record.

4. The appellant, Sh. Sarabjit Singh Gill, through telephonic communication has intimated the Commission that he has received the required information and orally given his consent to close the case.

5. Since complete information has been supplied by the respondent PIO and the appellant has also given his consent to close the case, hence, and the instant appeal-case is announced as disposed of and closed.

Copies of the orders be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

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Sh Navdeep Gupta, (M-9888364580) S/o Sh deputy Chand Gupta, K No 455, Gillco Valley, Sector-127, Kharar, Distt SAS Nagar-140301

... Appellant

Versus

Public Information Officer, O/o AIGP, Personnel-2, (Admn Wing) Pb PP Hqrs, Sector-9, Chandigarh

First Appellate Authority O/o DIGP, Personnel-2, (Admn) Pb PP Hqrs, Sector-9, Chandigarh.

...Respondents

## APPEAL CASE NO. 5109 OF 2023

#### PRESENT:- (i) None for the appellant. (ii) for the respondent: Sh Maninder Singh, HC ORDER

The RTI application is dated 08.06.2023 whereby the information-seeker has sought information as mentioned in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 07.08.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 11.12.2023 in the Commission

3. The appellant is not present today.

4. The respondent states that the information has already been provided to the appellant. Further, the respondent has also filed his point-wise specific reply, regarding the same vide Commission diary no. 27049 dated 10.11.2023. Copy of the same is taken on record.

5. The perusal of the case file shows that the appellant is not present today. He has not even informed the Commission about his absence. The respondent has filed his point-wise specific reply pertaining to the RTI application of the appellant as under:-

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### APPEAL CASE NO. 5109 OF 2023

Sr.No.	Information sought by applicant	Office reply
1	Plase supply me names and addresses of all public authorities of Punjab Police (please do not provide me PIO list).	It is submitted that list of all PIOs of Punjab Police showing their full addresses is available on Punjab Police website www.punjabpolice.gov.in
2	Please provide me certified copy by which way Punjab Police is declared as multiple public authorities.	It is submitted that Right to Information Act, 2005 was enacted on 15.06.2005 and notified by Ministry of Law and Justice (Legislative Department), New Delhi on 21.06.2005. In section 5(1) of RTI Act, 2005, it has been laid down as under:- "Every public authority shall, within one hundred days of the enactment of this Act, designate as many officers as the Central Public Information Officers, as the case may be, in all administrative units or offices under it as may be necessary to provide information under this Act." In terms of section 5(1) of RTI Act, 2005, Public Information Officers of Punjab Police designated vide this office order No. 3999/PA/ADGP/Admn., dated 20.09.2005.
-	Please provide me the date of declaring Punjab Police as multiple public Authorities under the constitution. If any, if no data is there, clear cut reply may kindly be provided.	As mentioned at serial no. 2 above.
	Please provide me the date of declaring Punjab Police as multiple public Authorities by law made by parliament. If any, if no date is there clear cut reply may kindly be provided.	-do-
5 F 5 5	Please provide me the date of declaring Punjab Police as multiple public Authorities by law made by State Legislature. If any, if no date s there clear cut reply may kindly	-do-
	Please provide me the date of declaring Punjab Police as multipl public Authorities by notification b appropriate Government. If any, i no date is there clear cut reply may kindly be provided.	y f
7	In case Punjab Police is a single public authority, a clear cu information may kindly be supplied regarding this.	t i i i i i i i i i i i i i i i i i i i

I have gone through the above said reply and have ascertained that the requisite information has been provided to the appellant. Hence, no further cause of action is left. Therefore, the appeal case filed by the appellant is disposed off and closed. Copy of the orders be sent to the parties.

> Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

Dated: 08.12.2023

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Sh. Sham Sunder, (62392 44597) S/o Sh. Nand Lal, R/o # C-85, New Cantt Road, Faridkot – 151203

....Appellant

...Respondents

Vs

Public Information Officer,

O/o Senior Superintendent of Police, Fazilka.

## First Appellate Authority,

O/o DIGP, Ferozepur Range, Ferozepur.

### AC No. 5113 of 2023

Present :(i) None is present on behalf of the appellant(ii) For the respondent : Sh. Surinder Singh, ASI (9417158872)

### <u>ORDER</u>

The RTI application is dated 29.05.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on

07.08.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 11.12.2023 in the Commission.

3. The appellant Sh. Sham Sunder is absent today. He has sent an email mentioning therein that "*PIO has provided the information as asked for. Please close the case.*"

4. The Respondent states that the information has been provided to the appellant.

5. Since, the appellant has received the information and is satisfied, no further cause of action is left, hence the above said appeal case filed by the appellant **is disposed of and closed.** Copies of the order be sent to the parties.

Sd/-(Amrit Partap Singh Sekhon) State Information Commissioner Punjab

