**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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E-mail-Psicsic30@punjabmail.gov.in

Sh Mitter Sain Goyal, S/o Sh Sehaj Ram Goyal,

# 297, Street No-5, Upkar Nagar, Civil Lines,

Ludhiana. . … Complainant

Versus

**Public Information Officer,**

Registrar, Punjabi University,

Patiala. ...Respondent

**Complaint Case No. 433 of 2018**

Present: None for the Complainant

Sh.Vikrant Sharma, advocate on behalf of Respondent

**ORDER:**

The complaintant Sh.Mitter Sain Goyal is absent without intimation to the Commission. Sh.Vikrant Sharma, advocate is present on behalf of respondent.

The complainant through RTI application dated 27.01.2018 has sought information regarding name and particulars of the students who have completed degree of Ph.D under the supervision of Prof.(Dr) Surjit Singh, Department of Punjabi, topics of students and other information concerning the Punjabi University, Patiala. The complainant was not supplied the information, he filed complaint with the Commission on 17.04.2018.

The Commission has received a letter diary No.13266 dated 02.07.2018 from the PIO mentioning that the available information has been sent to the appellant vide letter No.2552/S-1/109-18/RTI dated 24.04.2018 and a copy is submitted to the Commission. The respondent present has further pleaded that the complainant has not approached the First Appellate Authority U/s 19(1) of RTI Act 2005 as well as has come to the Commission directly by crossing the appropriate channel.

Since there is an alternate remedy of first appeal available to the complainant under section 19(1) of the RTI Act, 2005 which has not been availed by the complainant, he is advised to challenge the response of the PIO before the designated First Appellate Authority who will decide the matter in accordance with the provisions of RTI Act within the prescribed time limit.

However, in case, the complainant does not feel satisfied with the decision of First Appellate Authority, he is at liberty to file a Second Appeal before the Commission Under Section 19(3) of the RTI Act, 2005.

In view of the foregoing, **the case is disposed off and closed.**

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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Sh Ranbir Singh,S/o Sh Ajit Singh,

R/o White House, I/S Alpine, Public School, Village Naushera,

Majitha Road, Amritsar. … Complainant

Versus

**Public Information Officer,**

Registrar Firms and Society,

Punjab, Room No-12, 3rd Floor, 17 Bays Building,

Sector-17, Chandigarh. ...Respondent

**Complaint Case No. 436 of 2018**

Present: Sh.Ranbir Singh as Complainant

None for the Respondent

**ORDER:**

Sh.Ranbir Singh complainant is present. The respondent is absent without intimation to the Commission.

The complainant through RTI application dated 21.02.2018 has sought information regarding names and addresses of the Office Bearers and Members of Alpine Educational Society having registration No.922 of 1997-1998 concerning the office of Registrar of Firms and Societies, Punjab Chandigarh. The complainant was not provided information, he filed complaint with the Commission on 18.04.2018.

The complainant present pleaded that he is the Chairman of Alpine Educational Society, duly elected and appointed by the members since 28.05.2017 and he requested the concerned office for providing information through regular request letter but he was not provided the same for which he filed complaint under RTI Act, 2005.

Sh.Satnam Singh from the office of Registrar of Firms and Societies, Chandigarh appeared late and submitted a letter mentioning that he has brought the information and the complainant has seen the same. He further pleaded that he will send the information to the complainant after getting the same attested by competent authority. The complainant has also submitted a letter that the information has been provided and the case may be closed.

In view of above, the case is **disposed off and closed.**

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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Sh.Bhushan Kumar, S/o Sh Parkash Chand,

R/o Near Civil Hospital, Budhlada, Distt Mansa. … Complainant

Versus

**Public Information Officer,**

Electoral Officer -Cum -ADC,

(Development), Mansa ...Respondent

**Complaint Case No. 446 of 2018**

Present: None for the Complainant

Sh.Surinder Singh, Asstt. Project Officer O/o ADC (Development), Mansa on behalf of Respondent

**ORDER:**

The complainant is absent. Sh.Surinder Singh, Asstt. Project Officer from the office of Election Officer-cum ADC(Development), Mansa is present on behalf of Respondent. The Commission has received a letter from the complainant vide which he has shown his inability to appear before the Commission stating that he has no source to come to Chandigarh on the date fixed.

The complainant through RTI application dated 16.01.2017 has sought information regarding details of properties declared by Sh.Rajinder Kumar Chaudhary, a candidate of ward No.4 (Now ward No.8) during MC election on 30.6.2008 and on 25.02.2015 concerning the office of Electoral Officer-cum-ADC (Development), Mansa. The complainant was not satisfied with the reply given by the PIO vide letter dated 25.01.2017, he filed complaint with the Commission on 20.04.2018.

The Commission has received a letter diary No.12859 dated 22.6.2018 from the respondent mentioning that complainant has been informed vide letter dated 28.02.2017 that all records pertaining to the elections held in 2008 stands destroyed. It has further been mentioned in the letter that the record pertaining to the elections held on 20.02.2015 has also been destroyed on 20.07.2017 as per provisions of Section 96 of Municipal Election Rules 1994. The respondent present has also submitted a copy of Punjab Municipal Election Rules 1994 which is taken on the file of the Commission.

In view of the foregoing, the PIO is directed to give an affidavit that the record relating to the information sought by the complainant stands destroyed with a copy of rules within 10 days to the complainant

The case is **disposed off and closed.** The Commission makes it clear that the complainant is free to come to the Commission in case he is not satisfied with the information provided.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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Sh Vijay Verma, S/o Lt Sh Comrade Jagdish ChanderJi,

Opposite Comrade Jagdish Chander Freedom Fighter Civil Hospital,

Sangrur. … Complainant

Versus

**Public Information Officer,**

EO, Nagar Council,

Sangrur ...Respondent

**Complaint Case No. 447 of 2018**

Present: None for the Complainant

Sh.Shivam Goel, JE, NC Sangrur on behalf of Respondent

**ORDER:**

The complainant through RTI application dated 01/09/2017 has sought information regarding name of the officer who granted approval for construction of building of Kalra STD,PCO and building of R.K.Enterprises, Mahavir Chowk, Sangrur as well as copy of approval, copy of maps enclosed concerning the office of NC Sangrur. The complainant was not provided information after which he filed complaint with the Commission on 20.04.2018.

The respondent present has pleaded that the information has not been denied but the complainant was asked vide letter dated 26.9.2017 to clarify the year in which the building was approved so that the information sought can be provided.

I have seen the file and observed that the complainant has not adopted the appropriate channel for seeking information since there is an alternate remedy of first appeal available to the complainant under section 19(1) of the RTI Act, 2005 which has not been availed by the complainant. He is advised to challenge the response of the PIO before the designated First Appellate Authority who will decide the matter in accordance with the provisions of RTI Act within the prescribed time limit.

However, in case, the complainant does not feel satisfied with the decision of First Appellate Authority, he is at liberty to file a Second Appeal before the Commission Under Section 19(3) of the RTI Act, 2005.

In view of the foregoing, the case is **disposed off and closed.**

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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ShRadhey Sham, S/o Sh Jag Parshad,

H no-388, Guru Ram Dass Nagar, I/S,

Mahatma School, KotKhalsa, P/O Khalsa College,

Amritsar. . Appellant.

Versus

**Public Information Officer,**

Principal, Hindu College,

Amritsar.

**First Appellate Authority,**

DPI (C), P.S.E.B,

Phase-8, Mohali ...Respondent

**Appeal Case No. 1401 of 2018**

Present: Sh.Ram Chander, clerk of Advocate on behalf of Appellant

None for the Respondent PIO

Sh.Jitender Puri, Sr.Asstt., DPI(C), Mohali

**ORDER:**

Sh.Ram Chander, clerk of advocate of the appellant is present. The respondent PIO is absent. He has sent a letter dated 02.07.2018 stating that the requisite information has been sent to the appellant and has requested that he may be exempted for appearing in the appeal cases of 1401, 1402 & 1403 of 2018 fixed for hearing on 03.07.2018. Sh.Jitender Puri, Sr. Assistant from the office of DPI (College), Mohali is present on behalf of First Appellate Authority.

The appellant through RTI application dated 03.02.2018 has sought information regarding when the Hindu College Amritsar was covered under EPF Act 1952 and how many employees were made members of EPF from 1982 till date concerning the office of Principal Hindu College, Amritsar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 12.03.2018.

The Commission has received a letter dated 23.6.2018 from the PIO mentioning that the desired information has been sent to the appellant vide letter dated 13.04.2018. The Commission has also received a letter diary No.13269 dated 02.07.2018 from the First Appellate Authority vide which the PIO has been instructed to attend the hearing in appeal cases of 1401,1402 & 1403 which is taken on the file of the Commission. Sh.Ram Chander present on behalf of appellant could not reply whether the information has been received.

In view of the foregoing, the exemption is not granted to the PIO. However, in the interest of natural justice, another opportunity is granted and PIO is directed to provide complete information and be present on the next date of hearing. The appellant is also directed to be present on the next date of hearing failing which the case will be decided in his absence.

Both the parties to be present **on 08.08.2018 at 11.00 AM** for further hearing.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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ShRadhey Sham, S/o Sh Jag Parshad,

H no-388, Guru Ram Dass Nagar, I/S,

Mahatma School, KotKhalsa, P/O Khalsa College,

Amritsar. . Appellant.

Versus

**Public Information Officer,**

Principal, Hindu College,

Amritsar.

**First Appellate Authority,**

DPI (C), P.S.E.B,

Phase-8, Mohali ...Respondent

**Appeal Case No. 1402 of 2018**

Present: Sh.Ram Chander, clerk of Advocate on behalf of Appellant

None for the Respondent PIO

Sh.Jitender Puri, Sr.Asstt., DPI(C), Mohali

**ORDER:**

Sh.Ram Chander, clerk of advocate of the appellant is present. The respondent PIO is absent. He has sent a letter dated 02.07.2018 stating that the requisite information has been sent to the appellant and has requested that he may be exempted for appearing in the appeal cases of 1401, 1402 & 1403 of 2018 fixed for hearing on 03.07.2018. Sh.Jitender Puri, Sr. Assistant from the office of DPI (College), Mohali is present on behalf of First Appellate Authority.

The appellant through RTI application dated 04.02.2018 has sought information regarding list of names of employees who are not made members of EPF Act 1952 including those who have retired from the service of college or expired from 1982 till date concerning the office of Principal Hindu College, Amritsar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 13.03.2018.

The Commission has received a letter dated 23.6.2018 from the PIO mentioning that the desired information has been sent to the appellant vide letter dated 13.04.2018. The Commission has also received a letter diary No.13269 dated 02.07.2018 from the First Appellate Authority vide which the PIO has been instructed to attend the hearing in appeal cases of 1401,1402 & 1403 which is taken on the file of the Commission. Sh.Ram Chander present on behalf of appellant could not reply whether the information has been received.

In view of the foregoing, the exemption is not granted to the PIO. However, in the interest of natural justice, another opportunity is granted and PIO is directed to provide complete information and be present on the next date of hearing. The appellant is also directed to be present on the next date of hearing failing which the case will be decided in his absence.

Both the parties to be present on **08.08.2018 at 11.00 AM** for further hearing.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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ShRadhey Sham, S/o Sh Jag Parshad,

H no-388, Guru Ram Dass Nagar, I/S,

Mahatma School, KotKhalsa, P/O Khalsa College,

Amritsar. . Appellant.

Versus

**Public Information Officer,**

Principal, Hindu College,

Amritsar.

**First Appellate Authority,**

DPI (C), P.S.E.B,

Phase-8, Mohali ...Respondent

**Appeal Case No. 1403 of 2018**

Present: Sh.Ram Chander, clerk of Advocate on behalf of Appellant

None for the Respondent PIO

Sh.Jitender Puri, Sr.Asstt., DPI(C), Mohali

**ORDER:**

Sh.Ram Chander, clerk of advocate of the appellant is present. The respondent PIO is absent He has sent a letter dated 02.07.2018 stating that the requisite information has been sent to the appellant and has requested that he may be exempted for appearing in the appeal cases of 1401, 1402 & 1403 of 2018 fixed for hearing on 03.07.2018. Sh.Jitender Puri, Sr. Assistant from the office of DPI (College), Mohali is present on behalf of First Appellate Authority.

The appellant through RTI application dated 05.02.2018 has sought information regarding certified copy of provident fund ledger/ledger of EPF maintained by the Governing Council Hindu College, Amritsar from 1982 till date concerning the office of Principal Hindu College, Amritsar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 14.03.2018.

The Commission has received a letter dated 23.6.2018 from the PIO mentioning that the desired information has been sent to the appellant vide letter dated 13.04.2018. The Commission has also received a letter diary No.13269 dated 02.07.2018 from the First Appellate Authority vide which the PIO has been instructed to attend the hearing in appeal cases of 1401,1402 & 1403 which is taken on the file of the Commission. Sh.Ram Chander present on behalf of appellant could not reply whether the information has been received.

In view of the foregoing, the exemption is not granted to the PIO. However, in the interest of natural justice, another opportunity is granted and PIO is directed to provide complete information and be present on the next date of hearing. The appellant is also directed to be present on the next date of hearing failing which the case will be decided in his absence.

Both the parties to be present on 08.08.2018 at 11.00 AM for further hearing.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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Sh Ram Parshad,

H No-G-3, Guru Ram Dass Nagar,

Ram Tirath Road, Amritsar. Appellant.

Versus

**Public Information Officer,**

The President Hindu Sabha (Registered),

I/S Hindu College, Amritsar.

**First Appellate Authority,**

DPI (C), P.S.E.B,

Phase-8, Mohali. . ...Respondent

**Appeal Case No. 1404 of 2018**

Present: Sh.Ram Chander, clerk of Advocate on behalf of Appellant

None for the Respondent PIO

Sh.JitenderPuri, Sr.Asstt., DPI(C), Mohali

**ORDER:**

Sh.Ram Chander, clerk of advocate of the appellant is present. The respondent PIO is absent without intimation to the Commission. Sh.Jitender Puri, Sr. Assistant from the office of DPI (College), Mohali is present on behalf of First Appellate Authority.

The appellant through RTI application dated 03.02.2018 has sought information regarding complete record of proceedings of the meeting of Hindu Sabha (Registered) where Shri Sudhir Mahajan was authorized to nominate the various office bearers, Hindu Sabha on 10.07.2017 from Jan 2017 till date concerning the office of The President Hindu Sabha(Regd), Amritsar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 12.03.2018 which transferred the appeal to the Principal, Hindu College Amritsar instructing them to provide the information within time.

Sh.Jitender Puri present has submitted a letter dated 02.07.2018 mentioning that information relates to Hindu Sabha (Regd), Amritsar and the RTI application has been transferred to the Hindu Sabha and they have been instructed to provide the information to the appellant in accordance with the RTI Act. Sh.Ram Chander present on behalf of appellant could not reply whether the information has been received.

In the interest of natural justice, another opportunity is granted and PIO is directed to provide complete information and be present on the next date of hearing. The appellant is also directed to be present on the next date of hearing failing which the case will be decided in his absence.

Both the parties to be present on 08.08.2018 at 11.00 AM for further hearing.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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Sh. Prem Kumar Rattan,

H No-78/8, Park Road, New Mandi,

Dhuri, Distt Sangrur. Appellant.

Versus

**Public Information Officer,**

Chief Director, Vigilance Bureau, HQ, Pb,

SCO-60-61, Sec-17-D, Chandigarh

**First Appellate Authority,**

Chief Director, Vigilance Bureau, HQ, Pb,

SCO-60-61, Sec-17-D, Chandigarh. ...Respondent

**Appeal Case No. 1586 of 2018**

Present: Sh.Prem Kumar Rattan as Appellant

Sh.Krishan Lal Sapra, Suptd. O/o Vigilance Bureau, Pb Chandigarh

Sh.Avtar Singh, SI, O/o Vigilance Bureau, Pb Chandigarh on behalf of Respondent

**ORDER:**

Sh.Prem Kumar Rattan appellant is present. Sh.Krishan Lal Sapra and Sh.Avtar Singh, SI from the office of Vigilance Bureau, Pb Chandigarh are also present on behalf of Respondent.

The appellant through RTI application dated 15.02.2018 has sought information regarding vigilance enquiry No.2/09 concerning the office of Chief Director, Vigilance Bureau, HQ, Pb. Chandigarh. The PIO vide letter No.6708 dated 26.2.2018 asked the appellant to deposit requisite fee of Rs.140/- and get the information concerning them. Similarly, vide letter No.234 dated 9.03.2018, PIO, Vigilance Bureau, Branch-4, Patiala demanded requisite fee of Rs.188/- for collecting the information concerning them. The appellant did not deposit the fee and filed first appeal on 18.03.2018 before the First Appellate Authority against the demand of fee by the PIO.

The Commission has received a letter diary No.13150 dated 27.06.2018 from the PIO mentioning that they received the RTI application on 20.02.2018 and RTI application relating to points No.4, 6 & 8 was transferred to the SP, Vigilance Bureau, Patiala on 05.03.2018 and for the remaining information concerning them, the appellant was asked to deposit requisite fee vide letter dated 26.02.2018. The PIO of Vigilance Bureau, Patiala also asked the appellant to deposit requisite fee and collect the information vide letter dated 09.03.2018 but the appellant has not deposited the requisite fee under RTI Act, 2005 and so the information has not been provided.

The respondent present has reiterated the statement as given in letter dated 27.06.2018.

**Appeal Case No. 1586 of 2018**

I have seen the RTI and observed that the PIO has asked the appellant to deposit fee for information concerning to them and also transferred the RTI application to PIO Vigilance Bureau, Patiala on 05.03.2018 for information concerning to them and PIO Patiala asked the appellant to deposit fee vide letter dated 9.03.2018. So the appellant is directed to deposit requisite fee asked by the PIO, Vigilance Bureau, Patiala and the PIO, Vigilance Bureau, Patiala is directed to provide the information in accordance with RTI Act. The PIO Vigilance Bureau, Pb, Chandigarh is directed to provide the information without charging any fee as there is delay in forwarding the application to PIO, Vigilance Bureau, Patiala and inform the Commission with proof of having sent the same to the appellant.

The case is **disposed off and closed.** The Commission makes it clear that the appellant is free to come to the Commission in case he is not satisfied with the information provided.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**

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Sh. Prem Kumar Rattan,

H No-78/8, Park Road, New Mandi,

Dhuri, Distt Sangrur Appellant.

Versus

**Public Information Officer,**

Punjab State Information Commission,

Sec-16, Madhya Marg, Near Rose Garden,

Chandigarh.

**First Appellate Authority,**

Secretary Punjab State Information Commission,

Sec-16, Madhya Marg, Near Rose Garden,

Chandigarh ...Respondent

**Appeal Case No. 1619 of 2018**

Present: Sh.Prem Kumar Rattan as Appellant

Sh.Sudhir Kumar, SO on behalf of Respondent

**ORDER:**

The appellant through RTI application dated 04.01.2018 has sought information regarding applications submitted by him for transfer of some appeal cases and action taken thereon. He has further sought information regarding applications submitted for re-opening of the appeal cases and action taken thereon concerning the office of Punjab State Information Commission, Chandigarh. The appellant was not satisfied with the information sent by the PIO vide letter dated 25.01.2018 after which he filed first appeal before the First Appellate Authority on 08.02.2018.

The respondent present pleaded that the appellant wants the copies of his letters/applications submitted in the office of PIO and the action taken thereon. The respondent informed that they have received the applications submitted by the appellant and the appellant has already been provided information relating to the action taken on the same. The respondent has further mentioned that as the letters/applications are his own, there is no need to furnish the same.

Both the parties to be present **on 31.07.2018 at 11.00 AM** for further hearing.

**Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 03.07.2018 State Information Commissioner**