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Sh. Sri Ram, S/o Sh. Sahib Ram, R/o Dhani Chetu Wali , Gram Panchayat Dhani Mandla, Tehsil Abohar, Distt. Fazilka.

Versus

Appellant

Public Information Officer, O/o Block Development and Panchayat Officer, Block- Abohar, Tehsil- Abohar, Fazilka.

First Appellate Authority, O/o District Development and Panchayat Officer, Distt. Fazilka.

Appeal Case No.1952/2018

Respondents

Date of RTI application:12.03.2018Date of First Appeal16.04.2018Date of Order of FAA or Reply:NilDate of 2nd Appeal/complaint:28.05.2018

Present: Sh. Sri Ram- Appellant Sh. Gurwinder Singh, Panchayat Officer-for Respondents.

<u>ORDER</u>

The case has been heard through video conferencing.

The appellant has sought for an information pertaining to various grants received by

Panchayat and development works executed by it. The respondents say that the entire record

has been provided. The appellant refuses its contention and alleges some shortfalls as copies

of various bills and vouchers pertaining to a year have not been provided. The respondents

are directed to make good information, thus, reported to have not been supplied under

intimation to the Commission.

The matter shall be reheard on 20.02.2019 at 11.30 AM through video conference

at Fazilka.

Sd/-(Yashvir Mahajan) State Information Commissioner

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Versus

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S. Sukhwinder Singh, S/o S. Amar Singh, R/o Vill. Issapur Landa, Tehsil Dhuri, Distt. Sangrur.

Public Information Officer, O/o Block Development and Panchayat Officer, Sherpur, Distt. Sangrur.

First Appellate Authority, O/o District Development and Panchayat Officer, Distt. Sangrur. Appellant

Respondents

Appeal Case No.1953/2018

Date of RTI application:02.08.2017Date of First Appeal:04.12.2017Date of Order of FAA or Reply:NilDate of 2nd Appeal/complaint:01.06.2018

Present: S. Sukhwinder Singh- Appellant. None for Respondents.

<u>ORDER</u>

The appellant has sought for an information pertaining to various expenditures incurred by the Gram Panchayat of Village Issapur Landa, Block SherpurTehsil Dhuri, Distt. Sangrur. Besides, details of some other allied activities have also been asked. Despite the notice and directions issued by the DDPO, Sangrur, the PIO in the O/o BDPO, Sherpur, has failed to file any reply or pass on any information to the appellant. The Commission takes serious view of the same. Apparently, the respondents have contravened the provision of the Section 7(1) of the Act and rendered himself for penal consequences.

The BDPO, Sherpur is hereby issued a show cause notice under section

20(1) of the Right to Information Act as to why a penalty at the rate of Rs. 250/- per day,

subject to a maximum of Rs. 25000/- be not imposed upon him for the delay in the supply of

Contd....page...2

Appeal Case No.1953/2018

information and also to why a suitable compensation under Section 19(8)(b) of the Right To Information Act, 2005, be not awarded to the appellant for the loss and detriment suffered by him. He is also afforded an opportunity of personal hearing on the next date of hearing, before taking any action.

To come up on 13.03.2019 at 11.30 AM through video conference at Sangrur.

09.01.2019

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Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com

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Sh. Bhupinder Kumar, S/o Sh. Rai Singh, R/o Dhani Chetu Wali, Gram Panchayat Dhani Mandla, Tehsil- Abohar, Distt.- Fazilka.

Versus

Appellant

Public Information Officer, O/o Block Development and Panchayat Officer, Block- Abohar, Tehsil- Abohar, Fazilka.

First Appellate Authority, O/o District Development an Panchayat Officer, Distt. Fazilka.

Appeal Case No.1962/2018

Respondents

	Date of RTI application: 12.03.2018
	Date of First Appeal : 16.04.2018
	Date of Order of FAA or Reply: Nil
	Date of 2 nd Appeal/complaint: 28.05.2018
Present:	Sh. Bhupinder Kumar-Appellant.
	Sh. Gurwinder Singh, Panchayat Officer-for Respondents.

<u>ORDER</u>

The case has been heard through video conferencing.

The appellant has sought information pertaining to various grants received by

Panchayat and development works executed by it. The respondents say that the entire record

has been provided. The appellant refuse its contention and alleges some shortfalls as copies

of various bills and vouchers pertaining to a year have not been provided. The respondents

are directed to make good information, thus, reported to have not been supplied under

intimation to the Commission.

The matter shall be reheard on 20.02.2019 at 11.30 AM through video conference

at Fazilka.

Sd/-(Yashvir Mahajan) State Information Commissioner

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Sh. Love Kumar Dua, S/o Sh. Megh Raj Dua, R/o House No.125, Model Town, Samrala Road, Khanna, Distt. Ludhiana

Appellant

Versus

Public Information Officer, O/o Executive Officer, Nagar Council, Khanna.

First Appellate Authority O/o Deputy Director, Local Bodies, Mini Sectt. Ludhiana.

Respondents

APPEAL CASE NO.290/2018

Date of RTI application : 31.10.2017 Date of First Appeal : 04.12.2017 Date of Order of FAA : Nil Date of 2nd Appeal/complaint :09.01.2018

Present: Sh. Love Kumar Dua- Appellant in person at Commission's off., Chd. Sh. Ashwini Kumar,Workers' Clerk, NC Office, Khanna - Respondents ORDER

The case has been heard through video conferencing.

The following order was passed on 06.06.2018:

"The reply filed by the respondents is vague and hazy. They are directed to inform the appellant about the points raised in his application lucidly."

The case has come up today. Sh. Ashwini Kumar, appearing on behalf respondents submits that a reply to the original application has been sent to him on 03.11.2018. The appellant denies its receipt. A copy of the same has been sent across on the Whatsapp of the undersigned bench. Its perusal suggests that the purported information has been duly received by the appellant under his signatures. The Commission has gone through its contents and finds that the appellant has been sufficiently informed. No more purpose shall be served to keep the issue alive.

The appeal is **disposed accordingly**.

Sd/-(Yashvir Mahajan) State Information Commissioner

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Sh. Jagbir Singh, S/o Sh. Ajaib Singh, H.No.24-A, Sahibzada Jujhar Singh Avenue, Link Road, Gumtala, Ajnala Road, Amritsar.

Complainant

Versus

Public Information Officer, O/o Chief Secretary, Shiromani Gurdwara Parbhandhak Committee, Amritsar

Respondent

COMPLAINT CASE NO.1120/2017

Date of RTI application : 16.06.2017 Date of First Appeal : Nil Date of Order of FAA : Nil Date of 2nd Appeal/complaint :12.10.2017

Present: Sh. Jagbir Singh, Complainant in person. Sh. Simarjit Singh, PIO, SGPC-for Respondent.

<u>ORDER</u>

The case has been heard through video conferencing.

The following order was passed by this forum on 13.06.2018:

"A communication has been received from the PIO, O/o SGPC, Amritsar,

wherein it has been conveyed that the information has been sent to the complainant. The complainant who is present in the video conference says that the information relating to Point No. 3 has been intentionally withheld by them. The respondents are directed to revert on the submission thus made by the complainant and file a written statement in the shape of an affidavit supporting their contention."

The PIO, SGPC has intimated that all the available record has been supplied to the appellant. They have requested to adjourn the case as they are unable to attend the hearing because of their appearance before the High Court of Sikkim at Gangtok. The appellant has communicated that information as per Point No. 3 is still awaited.

The case has come up today. The respondent in writing has communicated that no record papers vis-à-vis his application are available with them. The detailed information with reference to his original application dated 16.06.2017 has already been supplied. The complainant on the other hand is alluding to some papers on the bases of which a resolution was passed by SGPC.

Contd...page...2

COMPLAINT CASE NO.1120/2017

The existence of such documents has been denied by the respondent. It also transpires that the matter is under consideration of Hon'ble High Court of Punjab and Haryana and the respondent obviously cannot afford to withhold any information. The Commission is convinced that the information available with them has been provided to the appellant. No further intervention shall serve any cause of the issue. The complaint is **disposed**.

09.01.2019

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Sh. Parveen Kohli S/o Sh. Sawdesh Kohli, #451/2, College Road, Jagraon, Distt. Ludhiana

Public Information Officer, O/o Executive Officer, Nagar Council, Jagraon, Distt. Ludhiana

First Appellate Authority O/o Deputy Director, Urbana Local Bodies, Punjab, Ludhiana Appellant

Versus

Respondents

APPEAL CASE NO.3700/2017

Date of RTI application : 06.06.2017 Date of First Appeal : 08.07.2017 Date of Order of FAA : Nil Date of 2nd Appeal/complaint :11.12.2017

Present: None on behalf of Appellant. Sh. Anil Kumar, Sanitary Inspector, O/o NC, Jagraon – for Respondents.

<u>ORDER</u>

The case has been heard through video conferencing.

The Commission has observed on 13.06.2018 as follows.

"Heard.

It transpires that the information mostly relates to the personnel matters of an official of the Nagar Council, Jagraon. The respondents have already provided him the certified copies of his qualifications and history of postings. Besides, they are directed to provide him the salary and other allowances he is drawing from his employer."

The case has come up today. The appellant is absent. The Commission has gone through the contents of the file. The perusal of the original application suggests that the information sought is totally personal in nature of a third party which does not have any relation with public activity or interest. It is further noted that the official under consideration was employed as a Class IV employee on compassionate ground and has been elevated into clerical cadre after putting in many years of service. It is with regard to this that the information is being sought. The Commission feels that its revelation shall amount to unwarranted invasion of the privacy of an individual. The appellant has failed to satisfy the Commission as to how it is going to serve a public cause. In the scenario, the Commission is not inclined to allow the revelation of the information which attracts exemption under Section 8(1) (j) of the RTI Act, 2005. The appeal is **disposed**.

Sd/-(Yashvir Mahajan) State Information Commissioner

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Sh. Harpreet Singh, (National Vice Chairman), RTI & Human Rights Workers Club, R/o 355, Jassian Road, (G.T.Road Side), Friends Colony, Ludhiana.

Complainant

Versus

Public Information Officer, O/o Director General of Police –cum- Commandant General, Home Guards & Director, Civil Defence, Punjab, 17 ways Building, Sector -17, Chandigarh COMPLAINT CASE NO.1143/2017

Respondent

Date of RTI application : 09.06.2017 Date of First Appeal : Nil Date of Order of FAA : Nil Date of 2nd Appeal/complaint :13.10.2017

Present: None on behalf of the Complainant. Sh. Rupinder Singh, Chief Drill Instructor, Distt. Home Guards, Ludhiana – for Respondent.

<u>ORDER</u>

The case has been heard through video conferencing.

The following order was passed by the Commission on 13.06.2018:

"The complainant is not present. The matter has been referred to the Company Commandant of District Home Guards, Ludhiana by his headquarter. He is directed to send a written reply to the complainant before the next date of hearing under intimation to the Commission."

The case has come up today. The complainant is absent. In compliance with the orders passed of the Commission, the respondents have sent a detailed reply. From its perusal, it transpires that the information sought for pertains to one Sh. Rajinder Kumar, who is a volunteer of Home Guards and is not on their regular rolls. The Punjab Civil Services Rules ipso facto do not apply on him. The information sought relates to his personal affairs and its disclosure shall amount to unwarranted invasion of his privacy. It has also been alleged that the complainant is seeking the information simply to harass him out of malice and some personal grudges. No public interest whatsoever seemingly is involved in the issue. The Commission is not inclined to intervene in the matter. **Disposed**.

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Sh. Jasbir Singh, Village Bholapur, Jhabewal,

Appellant

Respondents

Public Information Officer, O/o Commissioner, Municipal Corporation, Ludhiana

Post Office Ramgarh, Distt. Ludhiana

First Appellate Authority O/o Commissioner, Municipal Corporation, Ludhiana Versus

Date of RTI application : 18.09.2017 Date of First Appeal : 21.10.2017 Date of Order of FAA : Nil Date of 2nd Appeal/complaint : 06.12.2017

APPEAL CASE NO.3572/2017

Present: Sh. Jasbir Singh, Appellant in person at Commission's off., Chd. None for respondents.

<u>ORDER</u>

The case has been heard through video conferencing.

The following order was passed by this forum on 13.06.2018:

"According to the appellant, the information relates to the encroachments of

public properties in the town. The respondent says that as the matter is sub-judice they are not in position to reveal it.

The Commission is not inclined to accept their version. They should specify the authority under which they intend to take shelter. They should file a written statement before the next date of hearing positively."

The case has come up today. Inspite of the express directions of the court,

the respondents have maintained a studied silence. The Commission takes a strong exception to such a callous attitude.

The PIO is hereby issued a show cause notice under section 20(1) of the Right to Information Act as to why a penalty at the rate of Rs. 250/- per day, subject to a maximum of Rs. 25000/- be not imposed upon him for the delay in the supply of information

Contd...page...2

APPEAL CASE NO.3572/2017

and also to why a suitable compensation under Section 19(8)(b) of the RTI Act, 2005, be not awarded to the complainant for the loss and detriment suffered by him. He is also afforded an opportunity of personal hearing on the next date of hearing, before taking any action.

To come up on 13.02.2019 at 11.30 AM through video conference at Ludhiana.

09.01.2019

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Sh. Jaspal Singh, S/o Sh. Ramesh Arora R/o 319/3, Gurdeep Nagar, Jagraon Distt. Ludhiana

Appellant

Versus

Public Information Officer, O/o Executive Officer, Nagar Council, Jagraon, Distt. Ludhiana

First Appellate Authority O/o Deputy Director, Urban Local Bodies, Ludhiana

APPEAL CASE NO.2882/2017

Respondents

Date of RTI application : 03.08.2017 Date of First Appeal : 07.09.2017 Date of Order of FAA : 29.09.2017 Date of 2nd Appeal/complaint : 16.10.2017

None on the behalf of Appellant. Present: Sh. Satyajeet, JE, NC office, Jagraon - for Respondents.

ORDER

The case has been heard through video conferencing.

The following order was passed on 13.06.2018:

"Though the respondents claim to have supplied the entire information yet the appellant is dissatisfied. The respondents shall allow him the inspection of the record after intimating in advance a specific date and time and provide him certified copies of the documents thus identified by him but not beyond 75 pages."

The case has come up today. The appellant is absent. Sh. Satyajeet, JE, appearing on behalf respondents says that in compliance with the orders of the Commission, the relevant record was got inspected and its certified copies were provided to him. The Commission has no reason to disbelieve him. The absence of the appellant from hearing or any communication is also suggestive of the fact that he is satisfied with the access to the information provided to him by the respondents. No further action is called for. The appeal is disposed.

> Sd/-(Yashvir Mahajan) **State Information Commissioner**

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Sh. Jasbir Singh Village Bholapur Jhabewal, P.O. Ramgarh, Distt. Ludhiana

Appellant

Versus

Public Information Officer, O/o Commissioner, Municipal Corporation, Ludhiana

First Appellate Authority O/o Commissioner, Municipal Corporation, Ludhiana.

Respondents

APPEAL CASE NO.2915/2017

Date of RTI application : 21.08.2017 Date of First Appeal : 21.09.2017 Date of Order of FAA : Reply 20.09.2017 Date of 2nd Appeal/complaint :23.10.2017

Present: Sh. Jasbir Singh, Appellant in person at Commission's office, Chd. Sh. Maharana, Helper, Zone 'A', MC Office, Ludhiana – for Respondents.

<u>ORDER</u>

The case has been heard through video conferencing.

Heard.

The respondents say that information sought for is personal information of an

official and cannot be spared. Whereas, the Commission broadly agrees with their point of

view, but on a closer view, it finds that they are obliged to provide him information like his

salaries, place of postings etcetera which they are required to disclose under section 4(1)(10)

of the Right to Information Act, 2005. Accordingly, the respondents are directed to sift the

application carefully and provide the information which does not attract the exemption.

To come up on 13.02.2019 at 11.30 AM through video conference at

Ludhiana.

Sd/-(Yashvir Mahajan) State Information Commissioner

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Sh. Jasbir Singh, Village Bholapur, Jhabewal, Post Office Ramgarh, Distt. Ludhiana

Versus

Appellant

Public Information Officer, O/o Commissioner, Municipal Corporation, Mata Rani Chowk, Ludhiana.

First Appellate Authority O/o Commissioner, Municipal Corporation, Mata Rani Chowk, Ludhiana.

Respondents

APPEAL CASE NO.3091/2017

Date of RTI application : 16.08.2017 Date of First Appeal : 16.09.2017 Date of Order of FAA : Reply 22.09.2017

Date of 2nd Appeal/complaint :20.10.2017

Present: Sh. Jasbir Singh, Appellant in person at Commission's office, Chd. Sh. Maharana, Helper, Zone 'A', MC Office, Ludhiana – for Respondents. ORDER

The case has been heard through video conferencing.

Heard.

The respondents say that information sought for is personal information of an

official and cannot be spared. Whereas, the Commission broadly agrees with their point of

view, but on a closer view, it finds that they are obliged to provide him information like his

salaries, place of postings etcetera which they are required to disclose under section 4(1)(10)

of the Right to Information Act, 2005. Accordingly, the respondents are directed to sift the

application carefully and provide the information which does not attract the exemption.

To come up on 13.02.2019 at 11.30 AM through video conference at Ludhiana.

09.01.2019

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Sh. Pritam Singh Mahitto, S/o Sh. Jeeta Singh, R/o Back Side Civil Hospital, Malerkotla, Distt Sangrur.

Versus

Appellant

Public Information Officer, O/o Block Development and Panchayat Officer, Malerkotla-1, Distt Sangrur.

First Appellate Authority, O/o District Development and Panchayat Officer, Sangrur.

Respondents

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
13.03.2018	Nil	10.07.2018	Nil	13.09.2018

Appeal Case No. 3518/2018

Present: Sh. Pritam Singh Mahitto-Appellant. Sh. Dharam Singh, Panchayat Secretary, Gram Panchayat Sarwarpur-for Respondents in Commission's Office.

<u>ORDER</u>

Sh. Dharma Singh, Panchayat Secretary, is present on behalf of

respondents. He has not come up with valid reason in having failed to supply the information within the stipulated period. They are directed to file a written reply before next date of hearing. The matter shall be reheard on **13.03.2019 at 11.30 AM through video conference at Sangrur.**

09.01.2019

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Sh. Inderjeet Singh, Ex- Panch, Village Sattowali, Block Adampur, Distt Jalandhar.

Versus

Appellant

Public Information Officer, O/o District Development and Panchayat Officer, Jalandhar.

First Appellate Authority, O/o Additional Deputy Commissioner (Development), Jalandhar.

Respondents

Appeal Case No.3527/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
26.05.2018	Nil	01.08.2018	Nil	15.10.2018

Present: Sh. Inderjeet Singh, Appellant in person. None on behalf of Respondents.

<u>ORDER</u>

Due to technical glitch video conference could not mature. The matter is

adjourned to be heard on 20.02.2019 at 11.30 AM through video conference at

Jalandhar.

09.01.2019

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Sh. Sukhvir Singh, S/o Sh. Bachna Ram, R/o Village Basti Bazigar (Ahiapur), Block Tanda, Tehsil Dasuya, Distt Hoshiarpur.

Versus

Appellant

Respondents

Public Information Officer, O/o Block Development and Panchayat Officer, Tanda, Tehsil Dasuya, Distt Hoshiarpur.

First Appellate Authority, O/o District Development and Panchayat Officer, Hoshiarpur.

Appeal Case No.3528/2018

<u>2018</u>

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
04.06.2018	Nil	20.07.2018	Nil	07.09.2018

Present: Adv. Sukhdev Singh, Counsel on behalf of Appellant . Sh. Ravinder Singh, Panchayat Secretary- for Respondents at Commission's office, Chd.

<u>ORDER</u>

The case has been heard through video conferencing.

Heard.

The information sought pertains to a period of 11 years. Apparently it shall amount to a massive record. The Commission feels that it shall not be in overall public interest to ask the respondents to take on in such a tall job to Xerox thousands copies of pages. It is desirable that inspection of the record should be resorted to at a mutually convenient date and time to both the parties. The appellant shall identify the documents but not beyond 200 pages which has been agreed upon by both parties and respondents shall arrange to provide certified copies within fifteen days from today positively under intimation to the Commission.

The matter shall be reconsidered on 13.03.2019 at 11.30 AM through video

conferencing at Hoshiarpur.

Sd/-(Yashvir Mahajan) State Information Commissioner

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Sh. Sukhdev Singh, S/o S. Inder Singh, VPO Kot Daram Chand Kalan, Tehsil & Distt Tarn Taran.

Appellant

Versus

Public Information Officer, O/o District and Development and Panchayat Officer, Tarn Taran.

First Appellate Authority, O/o Additional Deputy Commissioner (Development), Tarn Taran.

Respondents

Appeal Case No.3533/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
26.06.2018	Nil	27.07.2018	Nil	14.10.2018

Present:

None on behalf of Appellant.

Sh. Rajbir Singh, Panachayat Secretary-for Respondents.

<u>ORDER</u>

Due to technical glitch video conference could not mature. The matter is adjourned to

be heard on 13.03.2019 at 11.30 AM through video conference at Tarn Taran.

09.01.2019

PUNJAB STATE INFORMATION COMMISSION RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com Email:psic22@punjabmail.gov.in

Shri Anokh Singh, S/o Shri Gurdeep Singh, R/o Village Burj Mohammad Shah, Tehsil Zira, Distt Ferozepur.

Complainant

Versus

Public Information Officer, O/o Block Development Panchayt Officer, Makhu, Tehsil Zira, Distt Ferozepur.

Respondent

Complaint Case No. 971/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
05.06-2018	Nil	Nil	Nil	10.08.2018

Present: Adv. Tarun Jhatta, Counsel on Behalf of Complainant at Commission's off., Chd.

Sh. Sukhdev Singh, Panchayat Secretary, Block-Makhu-for respondent.

<u>Order</u>

The case has been heard through video conferencing.

The Commission had made following observations on 20.11.2018:

"Sh. Karandeep Singh, BDPO, Makhu, Tehsil Zira is present. He submits that he has recently joined. He assures to arrange the transfer of information expeditiously. Sh. Sukhdev Singh, Panchayat Secretary, is also present. He undertakes to provide the information without further loss of time.

The Commission takes serious note of inordinate delay that has already taken place. Besides advising them to provide the information, they are desired to explain the delay."

The case has come up today. Sh. Tarun Jhatta, who is present in the court in

person, submits that the information provided to him in compliance with the orders of the Commission is very sketchy and does not conform to his original application. Sh. Sukhdev Singh, who is available in the studios of PAWAN in O/o Deputy Commissioner, Ferozepur, submits that the information according to him is in keeping with the original application. The Commission feels that it shall be appropriate to allow an inspection of the record sought for. The provision of it in its entirety shall be quite onerous for the public authority. It is directed that the respondent shall allow the inspection of the record by complainant on 23.01.2019 at Contd... Page 2

-2-

Complaint Case No. 971/2018

11.30 AM in the O/o BDPO, Makhu and shall supply him the certified copies of the documents identified by him, but not beyond one hundred pages.

To come up on 13.03.2019 at 11.30 through video conference at Ferozepur.

09.01.2019