

PUNJAB, STATE INFORMATION COMMISSION

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

Ph No- 0172-2864117 Visit us @ www.infocommpunjab.com

E-mail-psic27@punjabmail.gov.in

Sh. Rajkumar, S/o Shri Bilu Ram
R/o Gobind Nagari,
Ward No. 7, Near Dayanand Public School,
Jalalabad, Distt.Fazilka

..... Complainant

Vs

Public Information Officer,
o/o Assistant Food & Supply Officer,
Jalalabad (W)
Fazilka

.....Respondent

CC . No. 1154 of 2018

Present : (i) None for the complainant
(ii) For the respondent : Sh. Jasdeep Singh, Inspector

ORDER

This order may be read with reference to the previous order dated 03.12.2018.

2. The Complainant is not present today.
3. The Respondent states that the complete information has been sent to the Complainant. The Respondent has also given in writing that the complete information has been provided and that there is nothing pending in this regard.
4. Since the complete information has been provided therefore, no further cause of action is left. Hence, the Complaint case filed by the Complainant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

PUNJAB, STATE INFORMATION COMMISSION

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

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Er. Satnam Singh,
#B-10, Industrial Area,
Nawanshaher

.....Appellant

Vs

Public Information Officer,
O/o Registrar,
Co-operative Societies, Pb,
Sector-17, Chandigarh

First Appellate Authority –cum

O/o Registrar,
Co-operative Societies, Pb,
Sector-17, Chandigarh

.....Respondent

AC.No. 3775 of 2018

Present : (i) Sh Satnam Singh, Appellant
(ii) For the Respondent : Sh. Sandeep Vashisht, RCS, Sh Dhruv Singh, Jr
Assist. And Smt Kamali Devi, RCS

ORDER

1. The RTI application is dated 07.05.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 25.06.2018 and second appeal was filed in the Commission on 06.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 10.01.2019 in the Commission.
3. The Appellant states that no information has been provided to him so far.
4. The Respondent states that the information sought by the Appellant does not relates to them. The information relates to Milkfed, Punjab.

5. The perusal of the file shows that the information sought by the Appellant relates to Milkfed, Punjab. Hence, the Appellant is advised to file fresh application with the concerned department.

6. In view of the same, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

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Er. Satnam Singh,

#B-10, Industrial Area,

Nawanshaher

.....Appellant

Vs

Public Information Officer,

O/o Milkfed,

SCO 153-55, Sector-34,

Chandigarh

First Appellate Authority –cum

O/o The Punjab State Co-operative Milk

Procedure Federation Ltd.,

SCO : 153-155, Sector 34A, Chandigarh

.....Respondent

AC.No. 3778 of 2018

Present : (i) Sh Satnam Singh, Appellant

(ii) For the Respondent : Sh.J. S Riar, Manager(H.R), Sh Rajbir Singh, Dy
Manager.

ORDER

1. The RTI application is dated 29.01.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 26.02.2018 and second appeal was filed in the Commission on 06.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 10.01.2019 in the Commission.

3. The Appellant states that no information has been provided to him so far.

4. The Respondent states that Milkfed, Punjab does not fall under the ambit of the RTI Act, 2005. Hence, information cannot be provided to the Appellant.

AC.No. 3778 of 2018

5. Hence, the Respondent is directed to file his reply on oath stating the same.
6. To come up on **20.02.2019 at 11:00 AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh
Dated: 10.01.2019**

**(Preety Chawla)
State Information Commissioner**

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Sh Raminder Singh,
H.No-741, Sunny Enclave,
Kharar, Distt Mohali.

.....Appellant

Vs

Public Information Officer,
O/o Accounts Officer,
Co-operative Societies, Mohali

First Appellate Authority –cum
O/o Accounts Officer,
Co-operative Societies, Mohali

.....Respondent

AC.No. 3848 of 2018

Present : (i) Sh Raminderjit Singh, Appellant
(ii) None for the Respondent

ORDER

1. The RTI application is dated 18.06.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 06.08.2018 and second appeal was filed in the Commission on 12.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 10.01.2019 in the Commission.

3. No one has appeared on behalf of the Respondent today.

4. The Appellant states that no information has been provided to him so far.

4. Today is the first date of hearing and the Respondent is not present today.

Hence, one opportunity is given to the Respondent to appear before the Commission and state his case.

5. To come up on **04.02.2019 at 11:00 AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh
Dated: 10.01.2019**

**(Preety Chawla)
State Information Commissioner**

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Sh Ranjit Singh,
House No-4626, Prem Nagar,
Macchiwara, Distt Ludhiana

.....Appellant

Vs

Public Information Officer,
O/o Asstt Food and Supplies Officer,
Sri Chamkaur Sahib
First Appellate Authority –cum
District Food and Supplies Officer,
Roopnagar

.....Respondent

AC.No. 3839 of 2018

Present : (i) Sh Hardeep Singh, on behalf of the Appellant.
(ii) For the Respondent: Sh Sikandarjit Singh, Assistant

ORDER

1. The RTI application is dated 22.07.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.08.2018 and second appeal was filed in the Commission on 12.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 10.01.2019 in the Commission.
3. The appellant has authorized Sh. Hardeep Singh to appear on his behalf.
4. The Respondent states that the information demanded by the appellant is third party information. He has also shown consent of third party in the Commission mentioning therein that his information should not be disclosed.
5. Copy of the same is handed over to the appellant. Regarding information of Amrit Pal, he is out of Country and his card is cancelled.
6. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

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Registered post

Sh Veer Singh,
S/o Sh Channan Singh,
R/o Johal Nagar,
Mallahwala Road, Zira,
Distt Ferozepur

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar,
Zira, Distt Ferozepur
First Appellate Authority ,
O/o SDM, Zira, Distt Ferozepur

.....Respondent

AC.No. 3748 of 2018

Present : (i) Sh. Veer Singh, Appellant alongwith Sh Kanwaljeet Singh,
(ii) For the Respondent: Sh Parminder Singh, Kanungo and Sh Paramjeet Singh, Clerk

ORDER

1. The RTI application is dated 10.08.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 14.09.2018 and second appeal was filed in the Commission on 06.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 10.01.2019 in the Commission.
3. The Appellant states that no information has been provided to him so far.
4. The Respondent -Sh. Parminder Singh Kanungo and Sh. Paramjit Singh is not aware about the facts of the case.
5. A perusal of the file shows that the appellant filed RTI application with the PIO, o/o Tehsildar, Zira, Distt. Ferozepur on 10.08.2018, but after lapse of five months, no information has been given to the appellant so far. Even the respondent, who is appearing in the Commission, is not aware about the facts of the case, which shows that the respondent-PIO has no regard for the orders issued by the Commission.

6. The RTI Act 2005 is meant for promoting transparency in governmental functioning by bringing to light governmental actions done behind closed doors so that the common man is kept well informed of the goings on in the public authorities with a view to strengthening democracy. The RTI Act 2005 is not to be used as a substitute for availing of services available under various statutes for matters not involving the bringing to light the mannerism of / flaws in the working of public authority.

7. It is observed that the respondents are being represented by very low level officials who are not in a position to satisfy the Commission and the appellant. This is the sheer wastage of the time of Public Authority as well as the Commission. From the next date of hearing, no person less than PIO or APIO will be allowed to appear. Appearance of low level officials will amount to disrespect to the RTI Act besides invoking the provisions of imposition of penalty and also award of compensation to the complainant and also recommendation of disciplinary action against PIO under Section 20(2) of RTI Act, 2005.

8. In view of the foregoing, **Sh. Beant Singh, Tehsildar, Zira-cum-PIO** is directed to show cause why action should not be taken against him for not attending the hearing in spite of order of the Commission. He should file a written reply in response to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information. In addition to the written reply PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

9. To come up on **05.02.2019 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

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Registered post

Sh. Veer Singh, S/o Shri Metab Singh
R/o Village Dhani Khurd (Chani Foola Singh),
Tehsil Jalalabad (West) Distt. Fazilka

..... Appellant

Vs

Public Information Officer,
o/o CDPO, Block Guruharsahai
Distt. Ferozepur
First Appellate Authority
o/o Project Officer,
Women and Child Welfare, Ferozepur

.....Respondent

AC . No. 3674 of 2018

Present : (i) Sh.Mohinder Singh on behalf of the appellant
(ii) None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 03.12.2018.

2. Sh. Mohinder Singh has appeared on behalf of the appellant without any authority letter. He states that no information has been given to the appellant so far.

3. Respondent is absent today.

4. The perusal of the file shows that the appellant filed RTI with the PIO,o/o CDPO, Block Guruharsahai, Distt. Ferozepur dated NIL, no information has been given to the appellant so far. The respondent is absent today. He was not even present on the last date of hearing. This shows that the respondent has no regard for the RTI regime. Even he has not bothered to attend the Commission. This is indeed a serious matter.

5. In view of the foregoing, PIO is directed to show cause why action should not be taken against him for not attending the hearing inspite of order of the Commission. He should file a written reply in response to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information. In addition to the written reply PIO is hereby given an

opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. To come up on **05.02.2019 at 11.00 AM**. Copy of the order be sent to the parties.

Chandigarh
Dated: 10.01.2019

Sd/-
(Preety Chawla)
State Information Commissioner

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Sh Yogesh Mahajan,
S/o Sh Kuldeep Raj Mahajan,
President of Anti-Corruption Council,
Opposite Water Tank,
Municipal Market, Mission Road,
Pathankot

.....Appellant

Vs

Public Information Officer,
O/o Principal Secretary,
Food Civil Supply and Consumer Affairs,
Pb, Chandigarh
Punjab Civil Secretariate-II,
Sector-9, Chandigarh
First Appellate Authority –cum
Chief Secretary, Pb, Chd,
Punjab Civil Secretariate-I,
Sector-1, Chandigarh

.....Respondent

AC.No. 3750 of 2018

Present : (i) None is present on behalf of the appellant
(ii) for the respondent : Smt. Sarabjit Kaur, Sr.Assistant, Sh. Satwinder Singh, Assistant Controller and Sh. Gurman Singh, Sr. Assistant

ORDER

The RTI application is dated 17.07.2018 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 06.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 09.01.2019 in the Commission
3. The appellant is absent today. He has sent a letter mentioning therein that he is unable to attend today's hearing.
4. Respondent states that he has brought the information today in the commission. He further states that the information demanded by the appellant is available on website.

5. Respondent is directed to send the information to the appellant through registered post. The appellant may take note that the information which is available on website, cannot be provided under the RTI Act.

6. Since the information is available on the internet , no cause of action is left. The appeal filed by the appellant is , therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

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Sh. Paramjit Singh (Capt)

S/o Shri Jarnail Singh

Ward No.27, street No.11, Malout,

Distt.Mukatsar Sahib

..... Appellant

Vs

Public Information Officer,

o/o District Food and Supply controller,

Sri Mukatsar Sahib

First Appellate Authority

o/o District Food and Supply controller,

Sri Mukatsar Sahib

.....Respondent

AC . No. 3647 of 2018

Present : (i) None is present on behalf of the appellant
(ii) Sh. Pankaj, Inspector on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 03.12.2018.

2. The appellant is absent today. He has sent a letter mentioning therein that he is unable to attend today's hearing.

3. Respondent -Sh. Pankaj states that he has brought the information today in the Commission to be handed over to the appellant, but the appellant is absent today.

4. Copy of the information is taken on record. The appellant can collect the same from the commission office on any working day.

5. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh

Dated: 10.01.2019

(Preety Chawla)

State Information Commissioner

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Sh Raj Singh,
S/o Sh Diyal Singh,
R/O Basti Maggar Singh Wali,
Tehsil Guruharsahai, Distt Ferozepur

.....Appellant

Vs

Public Information Officer,
O/o Inspector, Food and Supply,
Guruharsahai, Distt Ferozepur
First Appellate Authority –cum
O/o District Controller,
Food Supplies, Civil & Consumer Affairs,
Ferozepur

.....Respondent

AC.No. 3795 of 2018

Present (i) Sh. Nitin Rampal on behalf of the appellant
(ii) For the respondent : Sh. Sandeep, Inspector

ORDER

The RTI application is dated 02.11.2017 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 25.09.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 09.01.2019 in the Commission
3. Respondent states that information has already been sent to the appellant on 10.12.2018 and 27.12.2018, but the appellant has refused to accept the same. He further states that the information demanded by the appellant is available on website.
4. After hearing both the parties, it is observed that the information is available on website. Taking a lenient view, the appellant is advised to visit the office of the respondent on **15.01.2019 at 11.00 AM** , inspect the record and obtain the information. The respondent is directed to provide the same to the appellant.
5. To come up on **05.02.2019 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

PUNJAB, STATE INFORMATION COMMISSION

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

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Sh Raj Singh Toderwal,
President Jabar Julam Virodhi Front Punjab,
R/o Village Toderwal, PO Babarpur,
Tehsil Nabha, Distt Patiala

.....Appellant

Vs

Public Information Officer,
O/o Punjab State Scheduled Caste
Commission, Chandigarh,
4th Floor, Room No.8,
Civil Sectt, Chandigarh
First Appellate Authority –cum
O/o Punjab State Scheduled Caste
Commission, Chandigarh,
4th Floor, Room No.8,
Civil Sectt, Chandigarh

.....Respondent

AC.No. 3826 of 2018

Present : (i) Sh. Raj Singh the appellant
(ii) For the respondent :Smt. Jagwinder Kaur, clerk

ORDER

The RTI application is dated 13.06.2018 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 12.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 09.01.2019 in the Commission
3. Smt. Jagwinder Kaur the respondent states that the record has been destroyed. She has also submitted the permission, which was taken from the Government.
4. To clarify the matter, **Sh. Suresh Masih, Supdt-cum-PIO** is directed to come present on the next date of hearing.
5. To come up on **04.02.2019 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

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Sh Sampooran Singh Sarao,
S/o Sh Harcharan Singh Sarao
Flat No.5A, Alliance Orchid,
VIP Road, Zirakpur, Mohali

.....Appellant

Vs

Public Information Officer,
O/o Deputy Registrar,
Cooperative Societies,Pb, Mohali
First Appellate Authority –cum
O/o Deputy Registrar,
Cooperative Societies, Pb, Mohali

.....Respondent

AC.No. 3832 of 2018

Present : (i) Sh. Sampooran Singh Sarao the appellant
(ii) For the respondent : Sh. Sanjay Kumar, Inspector

ORDER

The RTI application is dated 16.07.2018 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 12.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 09.01.2019 in the Commission
3. The appellant states that wrong information has been given to him.
4. Respondent states that complete information has already been sent to the appellant.
5. After hearing both the parties, it is ascertained that wrong information has been given to the appellant. **Sh. Abhitesh Singh Sandhoo , Deputy Registrar is directed to come present on the next date of hearing.**
6. To come up on **04.02.2019 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

Through registered post

CC: Sh. Abhitesh Singh Sandhoo, Deputy Registrar , o/o cooperative Societies, Room No. 450, District Complex, Punjab Mohali

PUNJAB, STATE INFORMATION COMMISSION

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

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Registered post

Sh Manohar Lal,
S/o Sh Jagdish Chander,
R/o House No.17, Street No.6,
Satjot Nagar, Dhandra Road,
Ludhiana

.....Complainant.

Vs

Public Information Officer,
O/o BDPO, Block-Ludhiana-I,
Ludhiana

.....Respondent

CC .No. 1175 of 2018

Present : (i) Sh.Manohar Lal the complainant
(ii) None is present on behalf of the respondent

ORDER

The RTI application is dated 23.08.2018 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 06.11.2018 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 10.01.2019 in the Commission
3. The complainant states that no information has been given to him so far.
4. Respondent is absent today.
5. The perusal of the file shows that the complainant filed RTI with the PIO, o/o BDPO, Ludhiana on 23.08.2018, but after lapse of more than three months no information has been given go him so far, which shows that the complainant has no regard for the orders issued by the Commission. Even he has not bothered to attend the hearing in the Commission. This is indeed a serious matter.
6. In view of the foregoing, PIO is directed to show cause why action should not be taken against him for not attending the hearing inspite of order of the Commission. He should file a written reply in response to the show cause notice as to why the Complainant should not be compensated for the mental harassment suffered by him in getting the information. In addition to the written reply PIO is hereby given an

opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

7. To come up on **05.02.2019 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner

PUNJAB, STATE INFORMATION COMMISSION

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Sh Gurwinder Singh,
S/o Sh Bagicha Singh,
Village Baja, Tehsil: Sultanpur Lodhi,
Distt Kapurthala

.....Complainant.

Vs

Public Information Officer,
O/o BDPO, Block Sultanpur Lodhi,
Distt Kapurthala

.....Respondent

CC .No. 1183 of 2018

Present : (i) Sh.Gurwinder Singh the complainant
(ii) for the respondent : Sh.Rachhpal Singh, Panchayat Secretary,
Sh.Jasvir

ORDER

The RTI application is dated 15.06.2018 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 12.11.2018 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 10.01.2019 in the Commission
3. The complainant states that no information has been given to him so far.
4. Respondent states that the information demanded by the complainant is third party information.
5. After hearing both the parties and gone through the case file, it is observed that the information demanded by the complainant is third party information, which cannot be given to the complainant. Regarding point no 2, respondent is directed to provide first page of ACR to the complainant. The complainant expressed his satisfaction over the same
6. In view of the foregoing, no cause of action is left, the complaint filed by the Complainant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 10.01.2019

(Preety Chawla)
State Information Commissioner