

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ www.infocommpunjab.com, Email: pcic20@punjabmail.gov.in



Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food Safety Officer,
District: Gurdaspur.

First Appellate Authority,
Civil Surgeon,
District: Gurdaspur.

.....Respondents

Appeal Case .No. 2855 of 2019

Present:- Shri Tejinder Singh, appellant, in person.
Shri Munish Sodhi, Food Safety Officer, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date.

Contd.....p/2

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3. The representative of the respondents states that the information sought for by the appellant regarding point at Sr. No. 1 cannot be supplied, as it comes under exemption clause-8(i)(e) and regarding points at Sr. Nos. 2, 3 and 4, no information can be supplied as it is not available in their record.

4. After deliberations, the Commission is of the view that the information sought for regarding point at Sr. No.1 is not covered under Section 8, as such the respondents are directed to examine the issue and take appropriate action under the provision of law and convey it to the appellant with a copy to the Commission.

5. To come up on **9.10.2019** at **3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Gurdaspur.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food Safety Officer,
District: Moga.

First Appellate Authority,
Civil Surgeon,
District: Moga.

.....Respondents

Appeal Case No. 2856 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

None on behalf of the respondents.

Order

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that he has received the information to his satisfaction.

3. The respondents are absent but they have sent a letter dated 3.9.2019 stating that complete information has been supplied to the appellant after taking his receipt, which is enclosed with this letter. In view of the statement of the appellant, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 11.09.2019

Sd/-

(**Suresh Arora**)

Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food Safety Officer,
District: Amritsar.

First Appellate Authority,
Civil Surgeon,
District: Amritsar.

.....Respondents

Appeal Case .No. 2857 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Ms. Gagandeep Kaur, Food Safety Officer, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date.

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3. The representative of the respondents states that the information sought for by the appellant regarding point at Sr. No.1 cannot be supplied as it comes under exemption clause of Section 8(i)(j) and regarding points at Sr. No. 2, 3 and 4, no information can be supplied as it is not available in their record.

3. After deliberations, the Commission is of the view that the information sought for regarding point at Sr. No.1 is not covered under exemption clause mentioned in Section 8, as such the respondents are directed to examine this issue and take appropriate action under the law and convey it to the appellant with a copy to the Commission.

4. To come up on **9.10.2019** at **3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Amritsar..

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food Safety Officer,
District: Faridkot.

First Appellate Authority,
Civil Surgeon,
District: Faridkot.

.....Respondents

Appeal Case .No. 2858 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Shri Munish Sodhi, Food Safety Officer, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date.
3. The representative of the respondents states that the information sought

Contd.....p/2

-2-

for regarding point at Sr. No. 1 comes under exemption clause-8(d) and cannot be supplied and regarding points at Sr. No. 2, 3 and 4, no information can be supplied as it is not available in their record.

3. After deliberations, the Commission is of the view that the information sought for by the appellant at Sr. No. 1 is not covered under Section 8, as such the respondents are directed to examine the issue and take appropriate action under the law and convey it to the appellant with a copy to the Commission.

4. To come up on **09.10.2019** at **3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Faridkot.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant
Vs

Public Information Officer,
O/o Food Safety Officer,
O/o Civil Surgeon,
Near Bus Stand,
District: Hoshiarpur.

First Appellate Authority,
Civil Surgeon,
District: Hoshiarpur.

.....Respondents.

Appeal Case .No. 2859 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Shri Raman Birdi, Food Safety Officer, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI

Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date.

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3. The representative of the respondents states that reply has been sent to the appellant vide their letter dated 14.06.2019 stating that :-

” ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸੰਬੰਧ ਵਿਚ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਹੈ:-

1. ਫੂਡ ਸੇਫਟੀ ਅਤੇ ਸਟੈਂਡਰਡ ਐਕਟ ਦੀ ਧਾਰਾ 26 ਚੈਪਟਰ (6) ਸੰਬੰਧੀ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਬਾਰੇ ਸਪਸ਼ਟ ਕੀਤਾ ਜਾਵੇ, ਕਿਉਂਕਿ ਧਾਰਾ 26 ਵਿਚ ਚੈਪਟਰ (6) ਕੋਈ ਉਪ ਧਾਰਾ ਨਹੀਂ ਹੈ। ਧਾਰਾ 26 ਤਹਿਤ ਫਿਕਸ ਕੀਤੀ ਗਈ ਜ਼ਿਮੇਵਾਰੀ ਸੰਬੰਧੀ ਚੈਕਿੰਗ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਅਤੇ ਉਲੰਘਣਾ ਪਾਏ ਜਾਣ ਤੇ ਫੂਡ ਸੇਫਟੀ ਐਕਟ ਦੇ ਤਹਿਤ ਸੈਂਪਲ ਲੈਣ ਉਪਰੰਤ ਰਿਪੋਰਟ ਅਨੁਸਾਰ ਬਣਦੀ ਕਾਰਵਾਈ ਕੀਤੀ ਜਾਂਦੀ ਹੈ।
2. ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਜਾਣਕਾਰੀ ਨਿਲ ਸਮਝੀ ਜਾਵੇ।
3. ਸੈਕਸ਼ਨ 27 ਅਧੀਨ ਚੈਕਿੰਗ ਦੌਰਾਨ ਪਾਈ ਉਲੰਘਣਾ ਦੇ ਸੰਬੰਧ ਵਿਚ ਸੈਂਪਲ ਲੈ ਕੇ ਲੈਬ ਵਿਚ ਭੇਜਿਆ ਜਾਂਦਾ ਹੈ ਅਤੇ ਰਿਪੋਰਟ ਅਨੁਸਾਰ ਬਣਦੀ ਕਾਰਵਾਈ ਕੀਤੀ ਜਾਂਦੀ ਹੈ।
4. ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਜਾਣਕਾਰੀ ਨਿਲ ਸਮਝੀ ਜਾਵੇ।”

4. The appellant is satisfied with the above information regarding 2, 3 and 4 and he is not satisfied with the information provided at Sr. No.1.

5. After deliberations and going through the contents of above letter and hearing the appellant, the Commission is of the view that reply to points at Sr. No. 2, 3 and 4 is satisfactory. The respondents are directed to take appropriate action on point at Sr. No.1 of appellant's application for seeking information and intimate the information-seeker with a copy to the Commission.

6. To come up on **11.10.2019 at 3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Hoshiarpur.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Municipal Corporation,
District: Phagwara.

First Appellate Authority,
Municipal Corporation,
District: Phagwara.

.....Respondents

Appeal Case .No. 2861 of 2019

Present:- Shri TejinderSingh, appellant, in person.

Shri Harvinder Singh, Superintendent, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

Contd.....p/2

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2. The representative of the respondents states that they have provided the information to the appellant vide their letter dated 3.7.2019 and again on 9.9.2019. The appellant states that he is satisfied with the information regarding points at Sr. No.4, 5 and 6 and he is not satisfied with the reply to points at Sr. No. 1, 2 and 3. The representative of the respondents states that no record is available as the shops constructed outside Elite Cinema as these were constructed more than 50 years ago. With this reply, the appellant is satisfied.

3. In view of the satisfaction of the appellant, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Municipal Council,
District: Sunam.

First Appellate Authority,
Municipal Council,
District: Sunam.

.....Respondents

Appeal Case .No. 2862 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Shri Sanjay Kumar, Executive Officer alongwith Shri Avtar Singh, APIO on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The respondents state that they brought the information to be supplied to

Contd.....p/2

-2-

the appellant. The respondents admit that there is delay in supply of information beyond 30 days due to election process and adequate number of employees was not posted with him. He has brought photocopies of all documents, which run into about 2000 pages. It shows that the intention of the PIO is clear for providing the information. Considering the intention of the respondent-PIO clear, it is mutually decided by the parties during the hearing that appellant will deposit 50% of the total fee in view of the hardship faced by the respondents and get the information. The respondents are directed to count number of pages and inform the appellant. On receipt of the communication from the respondents, the appellant is advised to deposit 50% of fee and get the information. In view of the foregoing observations and assurance by both the parties they will do needful, the instant case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food and Safety Officer,
District: Patiala.

First Appellate Authority,
Civil Surgeon,
District: Patiala.

.....Respondents

Appeal Case No. 2865 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

None on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date.

Contd.....p/2

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3. The respondents have sent a letter for exemption from appearance as he has to appear before Chief Judicial Magistrate, Patiala in other cases pending before him..

4. In view of the request of the respondents, an adjournment is given with the direction to take appropriate action on the application for seeking information and inform the same, to the appellant with a copy to the Commission.

4. To come up on **3.10.2019** at **3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Patiala.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food and Safety Officer,
District: Sri Muktsar Sahib.

First Appellate Authority,
Civil Surgeon,
District: Sri Muktsar Sahib.

.....Respondents

Appeal Case .No. 2866 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Shri Sarabjit Singh, Junior Assistant, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date. On the other hand, the representative of the respondents states that the reply was sent

Contd.....p/2

-2-

to the appellant vide their letter dated 21.06.2019. The respondents state that no first appeal has been filed before the FAA. The appellant states that he has sent the First Appeal to the FAA, through e-mail which might have not been down loaded by them.

3. After deliberations and going through the contents of above letter and hearing the appellant, the Commission is of the view that reply to points at Sr. No. 2, 3 and 4 is satisfactory. The respondents are directed to take appropriate action on point at Sr. No.1 of appellant's application for seeking information and intimate the information-seeker with a copy to the Commission.

4. To come up on **1.10.2019** at **3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Sri Mukatsar Sahib..

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food and Safety Officer,
District: Fazilka.

First Appellate Authority,
Civil Surgeon,
District: Fazilka.

.....Respondent

Appeal Case No. 2867 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Ms. Karandeep Kaur, Food Safety Officer, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that no information has been provided to him till date.

Contd.....p/2

-2-

3. The representative of the respondents states that the information sought for by the appellant regarding point at Sr. No. 1 cannot be supplied, as it comes under exemption clause-8(i)(e) and regarding points at Sr. Nos. 2, 3 and 4, no information can be supplied as it is not available in their record.

4. After deliberations, the Commission is of the view that the information sought for regarding point at Sr. No.1 is not covered under Section 8, as such the respondents are directed to examine the issue and take appropriate action under the provision of law and convey it to the appellant with a copy to the Commission.

4. To come up on **.9.10.2019** at **3.30 P.M.** through Vide Conference Facility available in o/o Deputy Commissioner, Fazilika.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Ms Shruti (Advocate)
82, Labour Colony,
Backside Scooter Market,
Gill Road Ludhiana

.....Appellant

Vs

Public Information Officer
o/o Deputy Commissioner,
Ludhiana.

First Appellate Authority
o/o Deputy Commissioner,
Ludhiana.

.....Respondents.

Appeal Case No. 1883 of 2019

Present: None on behalf of the Appellant.

None on behalf of the Respondents

ORDER

This order may be read with reference to the previous order dated 7.8.2019 vide which the respondents were directed to provide the relevant copies of the information as per the provisions of the RTI Act after getting the requisite fee under the provisions of the RTI Act, 2005. The appellant was directed to supply complaint as has been mentioned in her RTI application within ten days.

2. The appellant is absent but he has sent an application for exemption from appearing. He further states that no information has been provided to the information-

-2-

seeker. The appellant further stated that the respondents be directed to provide complete information.

3. Last opportunity is afforded to the appellant to provide complaint within seven days to the respondent. On receipt of the complaint from the appellant, the respondents are directed to send action taken report to the appellant with a copy to the Commission. If the complaint is not supplied by the appellant, the case will be decided on merits.

4. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondent seriously, the PIO is directed to appear on the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

5. To com up on **9.10.2019** at **11.00 A.M.** at Chandigarh.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Municipal Council,
District: Malerkotla.

First Appellate Authority,
Deputy Director, Local Government,
District: Ludhiana.

.....Respondents

Appeal Case No. 2868 of 2019

Present:- Shri Tejinder Singh, appellant, in person.

Shri Karam Chand, Junior Assistant, on behalf of the respondents.

ORDER

The RTI application is dated 18.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 18.06.2019 and second appeal was filed in the Commission on 07.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that till date no information has been provided to him.

Contd.....p/2

3. The representative of the respondents states that they have written to the appellant to deposit Rs.23000/- vide their letter dated 29.05.2019 but no reply has been received from him.

4. After hearing both the parties and going through the record available on the case file it is ascertained that the respondents have asked the requisite fee within prescribed period under the provisions of the RTI Act, 2005. In view of the version of the appellant that no letter has been received from the respondents, the respondents are directed to bring original dispatch and stamp register vide which the letter was dispatched..

5. To come up on **9.10.2019** at **11.00 A.M.** at Chandigarh.

Dated : 11.09.2019

(**Suresh Arora**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Shiv Sunder Aggarwal,
2015/2 A, Shiv Mandir Street,
Shiv Puri Road,
District: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Sub Registrar (West),
District- Ludhiana.

First Appellate Authority
Deputy Commissioner,
District- Ludhiana.

.....Respondents

Appeal Case .No. 2618 of 2019

Present:- Shri Shiv Sunder Aggarwal, appellant, in person.

None on behalf of the respondents.

ORDER

This order ma be read with reference to the previous order dated 2.9.2019 vide which the appellant was advised to send deficiencies in writing to the respondents with a copy to the Commission and both the parties were directed to appear on 11.9.2019 at 11.00 A.M.at Chandigarh with original record for the perusal of the Commission.

2. The appellant is present in person. In compliance to the previous order, the complainant was asked whether he has sent written submission to the respondents

Contd....p2

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or not. The appellant states that no observation has been sent to the respondents. Last opportunity is afforded to the appellant to send his observations at the earliest otherwise the case will be decided on merits.

3. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondent seriously, the PIO is directed to remove the deficiencies on its receipt from the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

5. To come up on **07.10.2019** at **11.00 A.M.** for further proceedings in the matter.

Dated : 11.09.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

