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

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Sh Jaswant Singh, S/o Sh Khazan Singh,

R/o Basti Sunwa Wali, (Khoo Chubare Wala),

Border Road, Ferozepur. . … Complainant

Versus

**Public Information Officer,**

O/o SDM,

Ferozepur.

**First Appellate Authority,**

O/o SDM,

Ferozepur . ...Respondent

**Complaint Case No. 557 of 2018**

**Present: Sh.Jaswant Singh as Complainant**

**Sh.Sonu Kashyap, Jr Assistant, O/o SDM, Ferozepur on behalf of the Respondent**

**ORDER:**

The case was last heard on 13.08.2018. The order is reproduced hereunder:

 **“**The complainant through RTI application dated 19.02.1028 has sought copy of partition deed dated 18.7.1997 favourig Sh.Kabul singh and Sh.Surjit Singh Sons of Sh.Jagir Singh prepared by Sh.Sarup Singh, the then Tehsildar on the notification No ASCL/SO(UL) dt.2.9.1959 issued by the Ministry of Rehabilitation entered in khata No.684/FZR/32560 and other information concerning the office of SDM, Ferozepur. The complainant was not provided the information after which he filed first appeal before the First Appellant Authority on 27.03.2018 which took no decision on the appeal.

 The complainant present has pleaded that the information has not been provided to him so far. The respondent was not present and the case was adjourned.

 The respondent reached late and submitted a copy of reply of the First Appellate Authority which has been taken on the file of the Commission. In the reply, it has been mentioned that as the information sought by the complainant relates to the office of Tehsildar, Ferozepur, they have transferred the RTI to the concerned Tehsildar vide letter dated 22.2.2018 and the concerned Tehsildar was summoned to be present before the First Appellate Authority. The concerned dealing assistant of the office of Tehsildar Ferozepur visited the office of SDM Ferozepur who informed that the complainant has already been informed that information cannot be provided as the same is not available in their record. The complainant has also been summoned to be present on 16.8.2018.

 Since the matter has come to the Commission, the appeal will be heard by the Second Appellate Authority. The case is adjourned.”

**Complaint Case No. 557 of 2018**

**Hearing dated 12.09.2018:**

The respondent present has pleaded that they have already transferred the RTI application to the Tehsildar Ferozepur on 22.02.2018 as the information is not available in their record.

 The appellant has brought a photo copy of the Sanad which he claims were provided to him vide some other RTI application from the office of Tehsildar Ferozepur. The appellant has pleaded that he needs a certified copy of the Sanad which now as per the Tehsildar is not available on their record. The Commission hereby encloses a copy of the Sanad ( Ref No.684/Fzr/32560) which the appellant has brought, for the perusal of the Tehsildar and directs the Tehsildar Ferozepur to provide a certified copy of the same to the appellant. The PIO Tehsildar Ferozepur is also directed to be present personally or through his representative on the next date of hearing.

 Both the parties to be present on **23.10.2018 at 11.00 AM** for further hearing.

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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ShJarnail Singh,

# 2324-B, SBI Colony,

Sector-42-C, Chandigarh. … Appellant

**Public Information Officer,**

O/o SSP,

Mohali.

**First Appellate Authority,**

O/o IGP, Zone-1,

Patiala. ...Respondent

**Appeal Case No. 1355 of 2018**

**PRESENT:** Sh.Jarnail Singh as Appellant

 Sh.Maninder Singh, Constable O/o SSP Mohali on behalf of the Respondent

**ORDER:**

The case was first heard on 17.07.2018. The PIO was directed to be present personally on the next date of hearing and explain the reason for not providing the information inspite the Commission’s orders. He was also directed to explain the reason for his two consecutive absences.

The case was last heard on **13.08.2018:** The order is reproduced hereunder:

 **“**The respondent present has pleaded that the information has already been provided to the appellant. The appellant pleaded that he has not received the information as he had sought action taken report on his request sent to the office of SSP Mohali for cancellation of the FIR.

 The PIO is directed to provide the information by registered post to the appellant as per RTI within 10 days of the receipt of orders of the Commission and be present on the next date of hearing**.”**

**Hearing dated 12.09.2018:**

 The respondent present has brought the information and has handed over to the appellant. The appellant has acknowledged having received the information.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed.**

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 ` State Information Commissioner**

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Sh Jagjit Singh, S/o Sh Bhag Singh,

Village Majat, Opposite Police Station,

P.O Majatri, Tehsil Kharar, Distt mohali …Appellant.

Versus

**Public Information Officer,**

O/o BDPO, Tehsil Kharar,

Distt Mohali.

**First Appellate Authority,**

O/o DDPO, Room No-416, 3rd Floor,

Zila Prabandaki Complex, Mohali ...Respondent

 **Appeal Case No. 1663 of 2018**

**Present: Sh.Jagjit Singh as Appellant**

**Sh.Gurmeet Singh, Panchayat Secretary O/o BDPO Kharar for the Respondent**

**ORDER:** The case was last heard on 13.08.2018. The order is reproduced hereunder:

”The appellant through RTI application dated 13.11.2017 has sought information regarding funds allotted for the development work of village Majat for the Financial Year 2013-14 and other information concerning the office of BDPO, Kharar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 10.01.2018 which took no decision on the appeal.

 The respondent present has pleaded that the information available has been provided to the appellant. The appellant pleaded that he has not been provided the copy of sanction letter of the funds allotted and the information is not certified by the concerned authority. The respondent informed that the remaining information is not available with them; however the appellant challenged this claim.

 The appellant is asked to inspect the record and if it is not found, the PIO is directed to give in writing alongwith reasons that the files are missing and information is not available.

 The PIO is also directed to provide the certified copies of the information already provided and provide a copy of sanction letter.”

**Hearing dated 12.09.2018:**

The respondent present has pleaded that the information available in their record has been provided to the appellant and for the remaining information, there is no record available. The appellant pleaded that he is satisfied with the information provided but the missing record should be enquired. The Commission directs the DDPO to initiate enquiry into the missing record, fix the accountability of the persons concerned and submit the report to the Commission within one month.

 No further course of action is required. The case is **disposed off and closed.**

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh Jagjit Singh, S/o Sh Bhag Singh,

Village Majat, Opposite Police Station,

P.O Majatri, Tehsil Kharar, Distt mohali

. . . ….Appellant.

Versus

**Public Information Officer,**

O/o BDPO, Tehsil Kharar,

Distt Mohali.

**First Appellate Authority,**

O/o DDPO, Room No-416, 3rd Floor,

Distt Administrative Complex, Mohali ...Respondent

**Appeal Case No. 1664 of 2018**

 **Present: Sh.Jagjit Singh as Appellant**

**Sh.Tarun Kumar, Gram Employment Assistant O/o BDPO Kharar for the Respondent**

**ORDER:** The case was last heard on 13.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 13.11.2017 has sought information regarding resolution passed for the development work done in the village Majat under Narega Scheme during the financial year 2013-14 to 2016-17(Nov.2017) and other information concerning the office of BDPO Kharar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 10.01.2018 which took no decision on the appeal.

 The respondent present has pleaded that he has brought the information and is handed over to the appellant. The appellant pleaded that the information is not certified by the competent authority.

 The PIO is directed to provide the point-wise information to the appellant duly certified by the competent authority. The PIO is also directed to be present personally on the next date of hearing with reasons to explain why the information has not been provided within the time prescribed under the RTI Act.”

**Hearing dated 12.09.2018:**

 The respondent present has pleaded that the information available in their record has been provided to the appellant and for the remaining information; the concerned Sarpanch has not provided the record stating that the record is missing. The respondent is directed to give this in writing to the appellant. The appellant pleaded that he is satisfied with the information provided but the missing record should be enquired. . The Commission directs the DDPO to initiate enquiry into the missing record, fix the accountability of the persons concerned and submit the report to the Commission within one month.

 No further course of action is required. The case is **disposed off and closed.**

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh.Harchand Singh, S/o Lt.Sh.Gurmail Singh,

R/o Village Main Majri, Tehsil Bassi Pathana,

Distt.Fatehgarh Sahib... . Appellant.

Versus

**Public Information Officer,**

O/o BDPO, Bassi Pathana,

Distt Fatehgarh Sahib..

**First Appellate Authority,**

O/o DDPO, Bassi Pathana,

Distt.Fatehgarh Sahib. . ...Respondent

**Appeal Case No. 1712 of 2018**

**Present: Sh.Harchand Singh as Appellant**

 **Sh.Gurinder Mohan Singh, Superintendent O/o BDPO Bassipathana and**

 **Sh.Lakhvinder Singh Panchayat Secretary on behalf of the Respondent**

**ORDER:** The case was last heard on 13.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 30.01.2018 has sought information regarding grants received by the Gram Panchayat Village Main Majri during Sangat Darshan, its utilization for village streets, resolution passed and estimates by G.A. concerning the office of BDPO Passi Pathana The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 12.03.2018 which took disposed off the appeal on 16.3.2018.

The respondent present has pleaded that the earlier PIO Sh.Govinder Singh has been transferred to Kapurthala and new PIO Sh.Lakhvinder Singh has just joined on 9.08.2018. Sh.Lakhvinder Singh pleaded that he does not have the record of previous PIO. He further pleaded that he shall provide the information to the appellant after the receipt of record from the previous PIO.

 The PIO is hereby directed to provide the information to the appellant in accordance with the RTI Act. The PIO Sh.Govinder Singh is also directed to hand over the record to the new PIO and be personally present on the next date of hearing. He is also directed to explain the reasons for not providing the information to the appellant within the time prescribed under the RTI Act.”

**Hearing dated 12.09.2018:**

The respondent present has pleaded that the information has been provided to the appellant. The appellant has acknowledged having received the information.

 Since the information has been provided, no further course of action is required. The case is **disposed off and closed.**

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh Varinder Mahajan,

# 198, Tilak Nagar, Proff Colony,

Amritsar. . … Appellant

Versus

**Public Information Officer,**

O/o Deputy, Chief Engineer,

Technical-1, PSPCL, Head Office,

Patiala.

**First Appellate Authority,**

O/o Chief Engineer, HRD,

PSPCL, Head Office,

Paitiala . ...Respondent

**Appeal Case No. 1714 of 2018**

**Present: Sh.Varinder Mahajan as Appellant**

**Sh.Munish Bansal, Sr.Xen-cum-PIO and Sh.Anant Goyal, Nodel Officer for the Respondent**

**ORDER:** The case was last heard on 14.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 30.08.2017 has sought information on 6 points regarding L.T.Industrial Connection granted to M/s N.K.Woollen Mills vide account No.MS/21/167 ECR No.30/554 dated 24.12.2016 under Punjab Govt notification dated 27.12.2004 and other information concerning the office of Deputy Chief Engineer, Technical-1, PSOCL Head Office, Patiala The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 16.10.2017 which disposed off the appeal on 17.01.2018.

 The respondent present has pleaded that the information available has been provided to the appellant vide letter dated 13.10.2017. The appellant pleaded that he has received the information relating to point No.1 and the information on other points is incomplete.

 I have gone through the RTI and the reply given by the respondent. The PIO is directed to give reply relating to point No.2, 4 & 6 within 20 days from the receipt of orders of the Commission. “

**Hearing dated 12.09.2018:**

 The respondent present has pleaded that the information has been provided to the appellant. The appellant is not satisfied with the information provided.

Regarding point No.2 & 4, the appellant claims that he was not charge-sheeted under the rule which is quoted in the information. The respondent informed that certain charge sheets are issued as per standard practice and no official notification is available in those matters. The PIO is directed to relook at Points 2 & 4 of the RTI application and give this in writing to the appellant.

Regarding point No.6, the appellant says that he wants the copy of document ECR No.30/554 dated 24.12.2006 which was received in the office of the Senior Xen/Additional SE East Division, Amritsar. The PIO is directed to relook at the RTI application and provide the information regarding point No.6 as per RTI application.

 No further course of action is required. The case is **disposed off and closed.**

  **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh Hardeep Singh, S/o Sh Tarsem Lal,

Village Nurpur, Tehsil Banga,

SBS Nagar, Nawashehar. . …. Appellant.

Versus

**Public Information Officer,**

O/o BDPO,

SBS Nagar, Nawashehar.

**First Appellate Authority,**

O/o DDPO,

SBS Nagar, Nawashehar. ...Respondent

**Appeal Case No. 1724/ 2018**

**Present: None for the Appellant**

**None for the Respondent**

**ORDER:** The case was last heard on 14.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 22.12.2017 has sought information on 21 points regarding demarcation of Panchayati Agriculture land in village Nurpur concerning the office of BDPO Block Aur, District Shaheed Bhagat Singh Nagar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 08.02.2018 which took no decision on the appeal.

 The appellant has pleaded that no information has been provided to him. The respondent is absent without intimation to the Commission. In the interest of justice, one more opportunity is granted and PIO is directed to provide point-wise information on all points to the appellant within 15 days and explain the reasons for not providing the information within the time prescribed under the RTI Act, 2005.”

**Hearing dated 12.09.2018:**

 Both the parties are absent without intimation to the Commission. In the interest of justice, one more opportunity is granted and the case is adjourned.

 Both the parties to be present on **23.10.2018 at 11.00 AM** for further hearing.

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh.Narinder Kumar, S/o Rai Sahib,

H No-2438-A, Street No-2, Shri Guru Nanak Nagar,

Near 16 Acre, Barnala.. . Appellant.

Versus

**Public Information Officer,**

O/o Principal Secretary,

Freedom Fighters Department,

Pb, Chandigarh.

**First Appellate Authority,**

O/o Principal Secretary,

Freedom Fighters Department,

Pb, Chandigarh. . ...Respondent

**Appeal Case No. 2004 of 2018**

**Present: None for the Appellant**

**Sh.Inderjit Singh, Clerk and Sh.Jarnail Singh, Sr.Assistant O/o Principal Secretary, Freedom Fighter, Pb on behalf of the Respondent**

**ORDER:**

The case was last heard on 13.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 12.03.2018 has sought information regarding filing of DDR against missing record, letters issued to higher authorities for missing record concerning the office of Principal Secretary, Freedom Fighters, Pb, Chandigarh. The appellant was provided the information after which he filed first appeal before the First Appellate Authority on 13.04.2018 which took no decision on the appeal.

 The respondent present has pleaded that the information has already been sent to the appellant vide letter dated 13.04.2018 and again on 25.40.2018 containing copy of DDR, copies of letters issued to the all branches for tracing out the record and their reply received. A copy of the same is submitted to the Commission.

The appellant is absent without intimation to the Commission. In the interest of justice, one more chance is given to the appellant and he is asked to go through the information and inform the discrepancy if any, to the PIO.”

**Hearing dated 12.09.2018:**

 The respondent present has pleaded that the information has already been sent to the appellant a per the RTI application.

 The appellant is absent on two consecutive hearings without intimation to the Commission. The Commission finds no reasons to keep this case lingering any further.

No further course of action is required. The case is **disposed off and closed.**

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh Rohit Sabharwal,

Kundan Bhawan 126, Model Gram,

Ludhiana. Appellant.

Versus

**Public Information Officer,**

O/o Estate Officer, GLADA,

Ludhiana

**First Appellate Authority,**

O/o Additional Chief Administrative,

GLADA, Ludhiana. ...Respondent

**Appeal Case No. 2049 of 2018**

**Present: None for the Appellant**

 **Sh.Santosh Kumar Bains, PIO-GLADA Ludhiana for the Respondent**

**ORDER:** The case was last heard on 13.08.2018. The order is reproduced hereunder:

 **“**The appellant is absent. The Commission has received an email from one Sukhjinder Kaur, Advocate informing that the appellant will not be able to attend the hearing. The Commission has no authorization of the appellant on its record.

The appellant through RTI application dated 05.02.2018 has sought information regarding action taken on the letter No.Council/Comp./1124/2017/32 dated 12.12.2017 in connection with highlighting encroachments made upon the public land of HJ Block, Housing Board, Ludhiana concerning the office of GLADA Ludhiana. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 09.03.2018 which took no decision on the appeal.

 Thereafter, the PIO vide letter dated 13.03.2018 transferred the RTI application to the office of Commissioner MC Ludhiana. The appellant was again not provided the information by the PIO MC Ludhiana, the appellant filed appeal with the First appellate Authority MC Ludhiana on 09.05.2018 which again took no decision on the appeal.

 The respondent present has pleaded that the information relates to MC Ludhiana and they have already transferred the RTI to them.

 The PIO MC Ludhiana is directed to provide the information to the appellant and be personally present on the next date of hearing. He is also directed to explain the reasons for not providing the information within the prescribed time limit under the RTI Act 2005.”

 **Appeal Case No. 2049 of 2018**

**Hearing dated 12.09.2018:**

 The respondent present from the office of GLADA has reiterated that the information relates to MC Ludhiana and they have already transferred the RTI application to them. The PIO, MC Ludhiana is directed to provide the information and be present personally on the next date of hearing. He is also directed to explain the reasons for not appearing and for not providing the information within the prescribed time limit under RTI Act 2005.

 The PIO GLADA is exempted for further appearance. The appellant is also directed to be present on the next date of hearing otherwise the case will be decided ex-parte.

 Both the parties to be present **on 23.10.2018 at 11.00 AM** for further hearing.

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

**The PIO,**

**Municipal Corporation (Zone-D),**

**Ludhiana.**

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Sh Gurnam Singh, S/o ShKaram Singh,

Village SidhwaKalan, P.O Ladha Munda,

Tehsil Batala, DisttGurdaspur. …Appellant.

Versus

**Public Information Officer,**

Food Supply Officer,

ShriHargobindpur, DisttGurdaspur..

**First Appellate Authority,**

DFSC,

Gurdaspur ...Respondent

**Appeal Case No. 1728 of 2018**

Present: Sh.Ranjit Singh s/o Sh.Sandeep authorized representative of the Appellant

 None for the Respondent

**ORDER:** The case was last heard on 06.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 08.02.2018 has sought information regarding number of Depot holders, their names, addresses, Depot holder number and other information concerning the office of Food Supply Officer, Shri Hargobindpur, District Gurdaspur. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 22.03.2018 which took no decision.

 The respondent present pleaded that he has just joined the office in April after the retirement of the earlier PIO and has come to know about the RTI. He pleaded that the information will be provided in accordance with the RTI Act. He further pleaded that the information relating to point 6 is of voluminous nature and the appellant be asked to specify the information., he wants.

 I have gone through the RTI and the appellant is directed to specify the information relating to point 6 within 3 days. The PIO is directed to provide the point-wise information relating to all points. The names, addresses and number of the depot holder relating to point No.1 be provided and for information relating to point 6, the appellant shall specify the information.”

**Hearing dated 12.09.2018:**

The appellant pleaded that as per the orders of the Commission, he has clarified the point No.6 on 08.08.2018, yet the information has not been provided to him. The PIO is directed to provide the information point-wise and be present on the next date of hearing. The PIO is also directed to submit written explanation for not providing the information under the RTI Act.

 Both the parties to be present on`` **23.10.2018 at 11.00 AM** for further hearing.

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

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Sh Gagan Deep Singh,

Village Tura, P.O Kumbh, Tehsil Amloh,

DisttFatehgarh Sahib. . Appellant.

Versus

**Public Information Officer,**

Punjab State Civil Supplies Corp. Ltd,

SBS Nagar.

**First Appellate Authority,**

Punjab State Civil Supplies Corp. Ltd,

SBS Nagar. . ...Respondent

**Appeal Case No. 1735 of 2018**

Present: None for the Appellant

 Sh.Sat Pal, DDM Accounts, O/o PUNSUP, SBS Nagar on behalf of the Respondent

**ORDER:** The case was last heard on 06.08.2018. The order is reproduced hereunder:

 **“**The appellant through RTI application dated 15.01.2018 has sought information regarding copy of lease deed, ownership proof, agreement and partnership deed in respect of a store of PUNSUP which is being run in the name of M/s Bhardwaj Trading Company, and is set up on the land of Dera Thakur Dwara Radha Ramsar Sahib concerning the office of PUNSUP SBS Nagar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 26.03.2018 which took no decision.

 The Commission has received a letter diary No.15924 dated 03.08.2018 mentioning that the information relates to open plinth which was hired by the PUNSUP in the year 1995 and the action for hiring the said plinth was taken by the District Manager, Jalandhar as the District Nawanshahar was not formed at that time. So the District Manager Jalandhar was asked vide letter dated 19.01.2018 and 09.04.2018 to provide the information to the appellant and the same was intimated to the appellant.

 The respondent present has pleaded that the information concerning to District Nawanshahar has been supplied to the appellant and the remaining information pertains to old record. The respondent has further pleaded that the District Office Jalandhar vide letter dated 02.08.2018 has also informed that after formation of District Nawanshahar, the concerned record was also sent to District Nawanshahar alongwith the concerned staff and they do not have such old record with them.

 There seems to be some ambiguity in whose possession is this particular record. It is strange that both the Districts are claiming that the record is not available with them.

Both the District Managers, PUNSUP, Jalandhar and Nawahshahar are directed to come clear on the position of the information sought by the appellant and provide the information within 15 days. If the information is not available, both the PIOs are directed to reply the same in the affidavit form.”

 **Appeal Case No. 1735 of 2018**

**Hearing dated 12.09.2018:**

 The appellant is absent. Vide email, he has sought adjournment.

 The respondent present from the office of PUNSUP Nawanshahar has brought an affidavit stating that no information exists in their office. The respondent is directed to send the affidavit to the appellant through registered post. As per the last orders, the PIO, PUNSUP Jalandhar was directed to come clear on the position of the information sought by the appellant and provide the information to the appellant within 15 days. He was also directed that if the information is not available, the same be replied in an affidavit form.

The PIO, Nawanshahar has brought the affidavit but the PIO, PUNSUP Jalandhar has not complied the orders of the Commission. He is directed to comply with the earlier orders of the Commission and clarify on the position of the information sought by the appellant and provide the information within 5 days. The PIO PUNSUP Jalandhar is also directed to supply the information on an affidavit.

 Both the parties to be present on **23.10.2018 at 11.00 AM** for further hearing.

 **Sd/-**

**Chandigarh (Khushwant Singh)**

**Dated: 12.09.2018 State Information Commissioner**

**The PIO,**

**PUNSUP,**

**39-A, Cool Road, Green Park,**

**Jalandhar.**