**PUNJAB** **STATE INFORMATION COMMISSION**

 **Red Cross Building, Near Rose Garden, Sector 16, Chandigarh**

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**Sukhchain Singh,**

**Sanan Mohalla,**

**Fatehgarh Churian,**

**Tehsil - Batala,**

**District - Gudaspur (Punjab) ……..Applicant Vs**

 **Public Information Officer,**

**O/o The Commissioner,**

**Jalandhar Division,**

**Jalandhar (Punjab)**

 **First Appellate Authority**

**O/o The Commissioner,**

**Jalandhar Division,**

**Jalandhar (Punjab) ……..Respondents**

 **Appeal Case No. 2320 of 2016**

**Present : Sh. Sukhchain Singh, the applicant in person.**

**Sh. Kewal Krishan, Superintendent(Grade-1)-cum-PIO, in person.**

**ORDER**

**This case was last heard on 19.03.2018.**

**Sh. Kewal Krishan, Superintendent(Grade-1)-cum-PIO, who appeared in person in**

**today’s hearing, submits a reply vide letter no. 308 dated 16.03.2018 signed by PIO-cum-District Development and Panchayat Officer, Gurdaspur, showing that in response to the RTI request, a reply has already been given to the applicant, Sh. Sukhchain Singh vide letter no. 309 dated 16.03.2018. It, alongwith annexure, is taken on record.**

**The applicant, Sh. Sukhchain Singh, who appeared in person in today’s hearing,**

**expresses his dissatisfaction over the same as through reply of the respondent, only first point of his RTI is replied but second point of RTI request is not clear till date as the respondent PIO has intimated him vide letter no. 309 dated 16.03.2018 that “since the lease deed is a registered document, it can only be cancelled by a Civil Court, complainants be advised to approach for competent court in this regard” but has not specifically mentioned that who is designated as ‘competent authority’ to whom he shall approach for getting the required information. He also orally states that in this regard, he has asked the concerned PIO for time and again but he has never received any written reply from the respondent till date.**

**Contd…2/-**

**Appeal Case No. 2320 of 2016 -2-**

**After examining the documents placed on record and hearing both the parties**

**concerned, it emerges that point no. 01 of the RTI request dated 24.08.2015 file by the applicant has been replied with by the respondent PIO concerned but point no. 02 of the RTI request of the applicant is still pending, moreover, not specifically replied.**

**Last opportunity is given to the respondent-PIO concerned to file a fresh reply to the**

**query raised by the applicant at point no. 02 through his RTI request, specifically mentioning ‘competent authority/court’, by or on the next date of hearing. He is also advised to send the reply in advance to the applicant though registered post/in person and produce a copy of the postal/acknowledgement receipt in the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with.**

**The Public Information Officer-cum-District Development and Panchayat Officer,**

**Gurdaspur, is directed to represent this case in person on the next date of hearing positively, so that the facts of this case be cleared. A copy of this order be sent to him through registered post.**

**The applicant, Sh. Sukhchain Singh is also advised to confirm whether he has**

**received any reply in response to his RTI request from the PIO concerned or not.**

**After examining the documents placed in the case-file, it is found that on the hearing,**

**held on 19.03.2018, Sh. Gurjit Singh, Block Development and Panchayat Officer, Fatehgarh Churian, appeared and submitted a reply vide letter no. 308 dated 16.03.2018 signed by Public Information Officer-cum-District Development and Panchayat Officer, Gurdaspur, as a reply to the show-cause issued vide orders dated 13.02.2018 of the Commission. It is already placed in the case-file.**

**A decision on the reply sent by the concerned PIO in connection with the show cause**

**issued, will be taken later on.**

**The case is adjourned to 12th June, 2018 (Tuesday) at 12:30 P. M.**

**Copies of the order be sent to the parties with a copy to P.S. to S.I.C.(PKS) and P.S. to**

**S.I.C.(KS) for information.**

**(Khushwant Singh) (Pawan Kumar Singla) (A. S. Chanduraian)**

 **S. I. C. S. I. C. S. I. C.**

**16th May, 2018**

**(Regd. Post) The Public Information Officer-cum-**

**District Development and**

**Panchayat Officer (D.D.P.O.),**

**Gurdaspur (Punjab)**

**A copy of forwarded to :**

1. **P.S. to S.I.C.(PKS) for the kind information of Hon’ble S.I.C., Dr. Pawan Kumar Singla ;**
2. **P.S. to S.I.C.(KS) for the kind information of Hon’ble S.I.C., Sh. Khushwant Singh ;**