

**PUNJAB STATE INFORMATION COMMISSION**

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

**Ph: 0172-2864113, Helpline No. 0172-2864100**

**Email: - [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)**

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Appellant

**Sh. Jasbir Singh (9888296107)**

Guru Nanak Nagar,  
Vill. Bolapur, Jhabewal,  
PO Ramgarh  
Distt. Ludhiana 141123,

Versus

**Public Information Officer**

O/o State Transport Commissioner, Pb.,  
Chandigarh

**First Appellate Authority**

O/o State Transport Commissioner, Pb.,  
Chandigarh

Respondent

**Appeal Case No.: 4437 of 2021**  
**Hearing through CISCO Webex**

**Present:** (i) Sh. Jasbir Singh - appellant  
(ii) For the respondent: Sh. Gurbax Singh (APIO)

**ORDER**

1. The RTI application is dated 12.7.2021 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 12.8.2021 and second appeal was filed in the Commission on 21.9.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 17.5.2022 i.e. today
2. In today's hearing, both the parties are present. Sh. Jasbir Singh, appellant states that he has received the information as per his RTI application and he is satisfied. He further states that he has no objection to close this case.
3. In view of statement of the appellant, the instant case is **disposed of**. Copies of this decision be sent to the parties.

**Dated: 17.05.2022**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**

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Appellant

**Sh. Jasbir Singh (9888296107)**

Guru Nanak Nagar,  
Vill. Bolapur, Jhabewal,  
PO Ramgarh  
Distt. Ludhiana 141123,

Versus

**Public Information Officer**

O/o State Transport Commissioner, Pb.,  
Chandigarh

**First Appellate Authority**

O/o State Transport Commissioner, Pb.,  
Chandigarh

Respondent

**Appeal Case No.: 4438 of 2021**  
**Hearing through CISCO Webex**

**Present:** (i) Sh. Jasbir Singh - appellant  
(ii) For the respondent: Sh. Gurbax Singh (APIO)

**ORDER**

1. The RTI application is dated 12.7.2021 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 12.8.2021 and second appeal was filed in the Commission on 30.9.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 17.5.2022 i.e. today.
3. In today's hearing, both the parties are present. The respondent states that information has already been sent to the appellant by way of an email and through registered post on 16.05.2022 i.e. yesterday, which the appellant shows his ignorance stating that he has not seen the same yet.
4. After hearing both the parties and examining the case file, it is observed that an email dated 16.05.2022 is received from the respondent PIO by the undersigned Bench comprising information addressed to the appellant vide letter no. 9409 dated 16.05.2022. This email is taken on record. Appellant is advised to intimate the Commission about the receipt of information, within 7 days, failing which, it will be presumed that the appellant has received the information and he has nothing to say in this regard.
5. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties

**Dated: 17.05.2022**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**

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**Sh. Asha Tuli alias Asha Prashar (9803001121)**

w/o late Sh. Mangal Ram Prashar,  
135-B, Bank Enclave, Model Town Road,  
Jalandhar City 144003

Complainant

Versus

**Public Information Officer**

O/o Secy., Regional Transport Authority,  
Jalandhar

**Remanded Back**

**First Appellate Authority**

(Regd. Post) O/o Secy., Regional Transport Authority,  
Jalandhar

Encl. RTI application

Respondent

**Complaint Case No.: 1194 of 2021**  
**Hearing through CISCO Webex**

**Present:** None present.

**ORDER**

1. The RTI application is dated 12.8.2021 vide which the complainant has sought information as enumerated in his RTI application. A complaint was filed in the Commission on 4.10.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 17.5.2022 i.e. today.
3. In today's hearing, inspite of registered notice, both the parties are absent, which shows their casual approach towards the Notice of hearing fixed by the Commission.
4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP @ No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

**Complaint Case No.: 1194 of 2021**  
**Hearing through CISCO Webex**

If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

6. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties through **registered post**.

**Dated: 17.05.2022**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**

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**Sh. Sanjiv Goyal( 9814197689)**  
s/o Sh. Ashok Kumar (RTI Activist),  
Secretary Grahak Jago,  
# 148, Model Town, Phase-I,  
Bathinda

Appellant

Versus

**Public Information Officer**  
O/o M.C, Bathinda

**First Appellate Authority**  
O/o M.C, Bathinda

Respondent

**Appeal case No.: 615 of 2022**  
**Hearing through CISCO Webex**

**Present:** (i) Sh. Sanjiv Goyal - appellant

(ii) For the respondent PIOs:

Sh. Amardeep Singh (point no. 7, 8, 9 and 10)

Sh. Davinder Jaura, XEN (point no. 1, 2, 3,4,5 and 6)

**ORDER**

1. The RTI application is dated 24.9.2021 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 25.10.2021 and second appeal was filed in the Commission on 27.1.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 17.5.2022 i.e. today
3. In today's hearing, both the parties are present.
4. The appellant, Sh. Sanjiv Goyal states that the sought for information is still pending from the respondent PIO.
5. The respondents' state that information sought for is voluminous in nature (from 2010 to 2016) and request the appellant to specify the required information. Sh. Davinder Jaura states that Rs. 10,000/- was demanded from the appellant but till date same has not been deposited by the appellant.
6. After hearing both the parties and examining the case file, respondent PIO is directed to supply the information regarding expenses incurred for the year 2015 and 2016 on the appellant's visit to the respondent's office today. In the context of the assurance of the respondents, no further cause of action is required. Therefore, the instant case is **disposed of**. Copies of this decision be sent to the parties.

**Dated: 17.05.2022**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**

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**Sh. Jagjit Singh** (RTI Activist) (9914248131)  
R/o Aman Nagar, Street No.3,  
Backside Green Land School,  
Near Jalandhar Bye Pass  
Ludhiana

Appellant

Versus

**Public Information Officer**  
O/o Regional Transport Authority,  
Jalandhar

**First Appellate Authority**  
O/o Regional Transport Authority,  
Jalandhar

Respondent

**Appeal case No.: 640 of 2022**  
**Hearing through CISCO Webex**

**Present:** (i) Appellant – Sh. Jagjit Singh  
(ii) For the respondent: Sh. Rajpal Singh (JA) (9417091629)

**ORDER**

1. The RTI application is dated 20.7.2021 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 3.9.2021 and second appeal was filed in the Commission on 28.1.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for hearing through CISCO WEBEX on 17.5.2022 i.e. today
3. In today's hearing, both the parties are present. The appellant states that the sought for information is still pending and there is only one 1 point for which information is asked for.
4. The respondent, Sh. Rajpal Singh states that the information with regard to Form 24 as per RTI application was sent to the 18.4.2022 to the appellant by registered post, which is not received yet as per the appellant.
5. After having detailed deliberations, respondent PIO is directed to send the information through registered post/whatsapp to the appellant. Respondent assured that he will send by tomorrow.
6. In the context of the assurance of the respondents, no further cause of action is required. Therefore, the instant case is **disposed of**. Copies of this decision be sent to the parties.

**Dated: 17.05.2022**

**(Anumit Singh Sodhi)**  
**State Information Commissioner**  
**Punjab**