

# PUNJAB STATE INFORMATION COMMISSION

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

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**Sh. Tarlochan Kumar,**

S/o Sh. Mohan Lal,

VPO Khusrppur,

Distt Jalandhar-144024.

M : 8194850634

Appellant

Vs

**Public Information Officer,**

O/o BPEO, East-1, Jalandhar.

**First Appellate Authority**

O/o DEO (EE), Jalandhar.

Respondents

**Appeal Case No. 5174 of 2023**

**Present:-** None on behalf of the appellant.

Sh. Roshan Lal, BPEO (9915095872) on behalf of the respondents.

## ORDER

The RTI application is dated 27.01.2023 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 06.03.2023 and second appeal was filed in the Commission on 28.07.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for today i.e. 18.04.2024.

2. The respondent submitted the letter dated 24.02.2023 and dated 05.04.2023, which are taken on record. The respondent further clarified that vide letter dated 24.02.2023 the appellant was inadvertently called the appellant on 02.02.2023 where as it should have been 02.03.2023. He further submits that again a letter dated 05.04.2023 was sent to the appellant through registered post vide which he was given an opportunity to appear on 13.04.2023 so that his RTI application can be resolved amicably, as the appellant sought the voluminous information related to Government Primary School Isharwal, Jalandhar, East-I. Furthermore, he submits that neither the appellant came to office nor has he sent any submissions in this regard. In spite of the fact that both the letters were sent to him by the competent authority but the appellant had not visited the respondent's office.

3. The appellant is absent without intimation. It is also a fact that the notice of hearing was

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## Appeal Case No. 5174 of 2023

sent to the appellant through registered post which was returned back. Thereafter the notice of hearing was sent to the appellant through his whatsapp no. on 27.02.2024. Also, the reasonable opportunity was awarded by the respondent department which appears that the appellant does not want to pursue his case.

4. It is pertinent to mention the judgment passed by the Hon'ble Supreme Court of India in Civil Appeal nos. 6454 of 2011 in a case, Central Board of Secondary Education and another Versus Aditya Bandhopadhyay & Ors. and the relevant portion of the same is as under

*"The right to information is a cherished right. Information and right to information are intended to be formidable tools in the hands of responsible citizens to fight corruption and to bring in transparency and accountability. The provisions of RTI Act should be enforced strictly and all efforts should be made to bring to light the necessary information under clause (b) of section 4(1) of the Act which relates to securing transparency and accountability in the working of public authorities and in discouraging corruption. But in regard to other information, (that is information other than those enumerated in section 4(1) (b) and (c) of the Act), equal importance and emphasis are given to other public interests (like confidentiality of sensitive information, fidelity and fiduciary relationships, efficient operation of governments, etc.). Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be whatever converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of a public authorities prioritizing 'information furnishing', at the cost of their normal and regular duties."*

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## Appeal Case No. 5174 of 2023

5. Keeping in view of the above, the Commission is of the view that no further action is required to be taken in this case as the appellant is absent without intimation and wilfully. Hence, the case is **disposed of & closed** with the liberty to the appellant to approach the Commission within four weeks, in case he has any submissions to make.

Date : 18.04.2024

G

(Inderpal Singh)  
Chief Information Commissioner  
Punjab

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**Sh. Ashwani Kumar Kukkar,**

Phase-1, Civil Lines,  
Fazilka-152123.  
M: 9914424260

Appellant

Vs

**Public Information Officer,**

O/o DGSE, PB, Mohali.

**First Appellate Authority**

O/o DGSE, PB, Mohali.

Respondents

**Appeal Case No. 5223 of 2023**

**Present:-** None on behalf of the appellant.

Sh. Rajesh Bhardwaj, Assistant Director (9501235400) on behalf of the respondents.

## ORDER

The RTI application is dated 17.04.2023 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 29.05.2023 and second appeal was filed in the Commission on 28.07.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for today i.e. 18.04.2024.

2. The appellant is absent but he has sent the written submissions through email vide which he has requested to decide the appeal on merits as per law laid down by the Hon'ble Punjab and Haryana High Court in case of Rajwinder Singh Vs State of Punjab & Others, CWP No. 17672 of 2023. However the respondent submits that the response/complete information (point-wise) as per the official record has already been supplied to the appellant including that of the Establishment Branch. He further submits that a letter dated 06.03.2024 and 10.4.2024 was written to the appellant vide which he was requested that in case he is not satisfied with the information he may inspect the record but the appellant never approached the said office. Furthermore, he submits that nothing more is available in the official record which could be supplied to the appellant and also requested to close the case.

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## Appeal Case No. 5223 of 2023

3. After having point wise detailed deliberations with the respondent, the response of the respondent is accepted and the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed of & closed** with the liberty to the appellant to approach the Commission within four weeks, in case he has any further submissions to make.

Date : 18.04.2024  
G

(Inderpal Singh)  
Chief Information Commissioner  
Punjab

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**Sh. Birchh Bhan,**

S/o Sh. Saroop Chand,  
R/o House No 33, Kahangarh Road,  
Pataran, Distt Patiala.  
M : 9876101698

Appellant

Vs

**Public Information Officer,**

O/o Astt. Excise and Taxation Commissioner ,  
Mohali.

**First Appellate Authority**

O/o DC, Mohali.

Respondents

## Appeal Case No. 5195 of 2023

**Present:-** None on behalf of the appellant.  
Ms. Gurpreet Kaur, Superintendent (9216881158) and Sh. Karambir Singh  
(Clerk) on behalf of the respondents.

### ORDER

The RTI application is dated 12.05.2023 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 19.06.2023 and second appeal was filed in the Commission on 28.07.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing for today i.e. 18.04.2024.

2. The appellant is absent but he has sent the written submissions through email today i.e. 18.04.2024 at 09:18 A.M, which are taken on record. However, the respondent Smt. Gurpreet Kaur, Super, submits that the response regarding the sought information has already been sent to the appellant through registered post on 16.04.2024 vide letter No. 101 dated 15.04.2024.

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## Appeal Case No. 5195 of 2023

The relevant portion of the response sent by the respondent is reproduced below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਨੂੰ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਨੈਸ਼ਨਲ ਹਾਈਵੇ/ਸਟੇਟ ਹਾਈਵੇ ਤੇ ਜਿਲ੍ਹਾ ਐਸ.ਏ.ਐਸ ਨਗਰ ਵਿੱਚ ਸ਼ਰਾਬ ਦੇਸੀ ਅੰਗਰੇਜ਼ੀ ਦੇ ਠੇਕੇ ਆਬਕਾਰੀ ਐਕਟ ਦੀ ਧਾਰਾ 26ਏ ਮੁਤਾਬਿਕ ਚੱਲ ਰਹੇ ਹਨ ਭਾਵ ਇਹ ਠੇਕੇ ਮਿਊਂਸਪਲ ਕਮੇਟੀ/ਕਾਰਪੋਰੇਸ਼ਨ/ਨੋਟੀਫਾਈਡ ਏਰੀਆ ਦੀ ਹਦੂਦ ਅੰਦਰ ਨੈਸ਼ਨਲ ਹਾਈਵੇ/ਸਟੇਟ ਹਾਈਵੇ ਤੇ ਅਤੇ ਇਸ ਤੋਂ ਬਾਹਰ ਯੋਗ ਦੂਰੀ ਤੇ ਚੱਲ ਰਹੇ ਹਨ। ਵਧੇਰੇ ਜਾਣਕਾਰੀ ਹਿੱਤ ਪੰਜਾਬ ਆਬਕਾਰੀ ਐਕਟ ਦੀ ਧਾਰਾ 26ਏ ਦੀ ਕਾਪੀ ਨੱਥੀ ਹੈ।

Also, a copy of the same is being sent to the appellant along with this order.

3. Keeping in view the submissions made by the respondent, mentioned herein, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed of & closed**. Since, the appellant is absent he is at liberty to approach the Commission within four weeks, in case he has any further submissions to make.

Date:18.04.2024

G

(Inderpal Singh)  
Chief Information Commissioner  
Punjab

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Sh. Gurinder Pal Singh  
S/o Late Sh. Jaswant Singh,  
# 2988, Old Gate, Village Jandiala,  
Distt Amritsar-143115(Punjab)  
M : 8360055001  
(RTI Application No 79664)

.....Appellant

Vs

Public Information Officer,  
O/o Punjab State Information Commission,  
Chandigarh

First Appellate Authority  
O/o Punjab State Information Commission,  
Chandigarh.

....Respondents

## **Appeal Case No. 5262 of 2023**

Present : None on behalf of the appellant.  
Sh. Sudhir Kumar, Section Officer-cum-PIO, in person.

### **ORDER**

The RTI application is dated 29.07.2023 vide which the appellant sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority on 31.07.2023 and Second appeal has been received in the Commission on 11.08.2023 under Section 19 of the Right to Information Act, 2005. Notice of hearing was issued to the parties for today i. e. 18.04.2024.

2. The respondent submits that the appellant is seeking a copy of an order dated 21.04.2006 of the Central Information Commission bearing number CIC/ATIA/2006/00045 which are available at the website of the said office i. e. [www.cic.gov.in](http://www.cic.gov.in) . He has also submitted a copy of the same downloaded from their website, a copy of which is **being sent** to the appellant alongwith this order. The respondent further submits that nothing more has been sought by the appellant and requested that the appellant may be directed to download the order of Central Information Commission from their website, if so, required. He has further requested to close the case.

Contd...2/-



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## Appeal Case No. 5262 of 2023

-2-

3. The appellant is absent without any intimation. However, it is also a fact that a notice of hearing was issued to the appellant through registered post, which appears that he does not intend to pursue the case.

4. Keeping in view of the above, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed and closed**.

Date :18<sup>th</sup> April, 2024

R

Encl:

(Inderpal Singh)  
Chief Information Commissioner  
Punjab

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Sh. Tilak Raj S/o Sh. Lajja Ram,  
Village - Rampur Jangi,  
P.O .- Nanakpur,  
Pinjore, Tehsil - Kalka, Distt Panchkula  
(M.-9591063288)

.....Appellant

Vs

Public Information Officer  
O/o TheVice Chancellor,  
Desh Bhagat University & its Constituent,  
Amloh Road, Mandi Gobindgarh,  
Sri Fategarh Sahib (Punjab)

First Appellate Authority ,  
O/o The Vice Chancellor,  
Desh Bhagat University & its Constituent,  
Amloh Road, Mandi Gobindgarh,  
Sri Fategarh Sahib(Punjab)

...Respondents

## **Appeal Case No. 7322 of 2023**

Present : Sh. Tilak Raj, the appellant in person.  
i) Sh. Ashir Gulati (M.-7828300006), Advocate ;  
ii) Ms. Manpreet Kaur (M.-9779360216), Assistant Registrar.

### **ORDER**

This order may be read with reference to the previous order dated 14.03.2024.

2. At the outset, the respondent handed over six certificates alongwith an attendance-cum-character certificate to the appellant related to his L.Lb degree. He categorically motioned that the appellant has passed 6<sup>th</sup> Semester and he has to reappear for the remaining semesters i. e. 1<sup>st</sup> Semester to 5<sup>th</sup> Semester. After going through the same, the appellant shown his satisfaction and given its receipt that "six semester mark sheet with character certificate is received" whereas he has received the six original certificates (1<sup>st</sup> Semester to 6<sup>th</sup> Semester alongwith attendance-cum-character certificate) and one attendance-cum-character certificate during the course of hearing. The appellant also submitted that he has no objection, if the present case is closed.

3. According to the submissions made by the appellant, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed of and closed.**

Date :18<sup>th</sup> April, 2024

R

(Inderpal Singh)  
Chief Information Commissioner  
Punjab