

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Registered post

Sh. Prem Kumar, S/o Shri Chandu Lal  
R/o S/o Chandu Lal, House No. 500/15AB,  
Street 3, Jagraon, Distt.Ludhiana

.....Complainant

**Vs**

**Public Information Officer,**  
O/o DFSC, Food and Civil Supply Department  
Corporation Office, BRS Nagar,Ludhiana

**Remanded Back to**  
**First Appellate Authority.**

O/o DFSC, Food and Civil Supply Department  
Corporation Office, BRS Nagar,Ludhiana

.....Respondent

**CC.No. 539 of 2019**

Present: (i) Sh Prem Kumar, Appellant  
(ii) For the Respondent: Sh Simrat Singh, Inspector

**ORDER**

This order may be read with reference to the previous order dated 27.08.2019.

2. The Respondent files an affidavit today. I have gone through the same and do not agree with the affidavit filed by the Respondent. Hence, the affidavit is not accepted and returned.

3. The Complainant states that he is not satisfied with the information provided.

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).*

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



**CC.No. 539 of 2019**

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.

6. 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.

7. In view of the above, the Complaint case filed by the Complainant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated:18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in**  
**Visit us: - www.infocommpunjab.com**



Sh. Krishan Gopal Singla,  
Ward No.16B/190,  
Sangrur Road, Dhuri,  
Distt. Sangrur

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Deputy Commissioner,  
Barnala  
**First Appellate Authority**  
O/o Deputy Commissioner,  
Barnala

.....Respondent

**AC.No.2028 of 2019**

Present: (i) Sh Prem Kumar Rattan, on behalf of the Appellant.  
(ii) For the Respondent: Sh Gurmukh Singh, Sub-Registrar and  
Sh Baldev Rai, Supdt.

**ORDER**

This order may be read with reference to the previous order dated 22.08.2019.

2. The Representative for the Appellant states that he has not received the complete information so far.
3. The Respondent files his reply . The same is taken on record.I have gone through the same and agree with the reply of the Respondent. Original copy of the same is handed over to the Representative for the Appellant.
4. In view of the foregoing, no further cause of action is left. Hence, the Appeal case filed by the Appellant is disposed off and closed. Copy of the orders be sent to the parties.

**Sd/-**

**Chandigarh**  
**Dated: 18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Shakti Bhushan,  
S/o Shri Krishan Kaushal,  
Street Bhaini Sahib, Ward No. 8,  
Dhanola, Distt. Barnala

.....Appellant

**Vs**

**Public Information Officer,**  
O/o SDM –cum-Licensing Authority,  
Barnala  
**First Appellate Authority**  
O/o State Transport Commissioner  
SCO 177-78, 1<sup>st</sup>, 2<sup>nd</sup> 3<sup>rd</sup> floor  
17G, 17C, Sector 17, Chandigarh

.....Respondent

**AC.No. 1978 of 2019**

Present: (i) Sh Shakti Bhushan, Appellant  
(ii) For the Respondent: Sh Avtar Singh, Junior Asstt.

**ORDER**

This order may be read with reference to the previous order dated 26.08.2019.

2. The Appellant states that, as directed in the previous hearing, he had inspected the record in the office of the Respondent. He further states that some information has been provided to him.

3. The Respondent assures the Commission that the remaining information will be provided to the Appellant within one week. The Appellant has expressed his satisfaction over the same.

4. In view of the same, no further cause of action is left. Therefore, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties

**Chandigarh**  
**Dated:18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Harkeerat Singh, # 74  
Punjab Judges and Officers Enclave,  
Sector 77, Mohali

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Registrar Cooperative Societies, Punjab  
Sector 17D, Chandigarh  
**First Appellate Authority**  
o/o Secretary  
Cooperative Societies  
Sector 17D, Chandigarh

.....Respondent

**AC.No.584 of 2019**

**\_Present:** (i) Sh. Ram Sharam on behalf of the appellant  
(ii) For the respondent : Sh. Kanwar Puneet Singh, Inspector and Sh. Lovegit Singh, Inspector

**ORDER**

This order may be read with reference to the previous order dated 27.08.2019 vide which on the request of the representative of the appellant (Sh. Ram Sharn) one opportunity was given to him to visit the office of the respondent and inspect the record.

2. Today, again Sh. Ram Sharan is appearing on behalf of the appellant and states he is not satisfied with the information provided by the respondents.

3. Respondent files the reply of the Society stating that the Society :*"The Akash Cooperative H/B Society Ltd. don't fall under the preview of Section 2(h) of RTI Act 2005 as the societies do not have any Govt. share, any financial assistance from the Govt. and no grant has been extended to the societies."*

4. The representative of the appellant is not satisfied and states that he wants one more opportunity to inspect the record. On the request of the representative of the appellant one last opportunity is given to him to visit the office of the respondent, o/o Registrar Cooperative Societies, Chandigarh and inspect the record.

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



**AC.No.584 of 2019**

5. To come up on **16.10.2019** at **11.00 AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh**  
**Dated: 18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



Registered post

Sh. Prem Kumar Rattan  
House No. 78/8, Park Road,  
New Mandi, Dhuri, District Sangrur

.....Appellant

**Vs**

**Public Information Officer,**  
o/o Tehsildar, Tappa,  
District Barnala  
**First Appellate Authority**  
o/o SDM, Tappa, District Barnala

.....Respondent

**AC No. 4144 of 2018**

Present : (i) Sh Prem Kumar Rattan, Appellant.  
(ii) For the respondent: Sh Gurbinder Singh, Clerk

**ORDER**

This order may be read with reference to the previous order dated 07.08.2019.

2. The Appellant states that he has neither received the information nor the amount of compensation so far.
3. The Respondent Sh Gurbinder Singh, Clerk is not well versed with the facts of the case.
4. The perusal of the file shows that on the previous hearing dated 23.04.2019, an amount of Rs 2500/- was awarded to the Appellant as compensation but the Respondent failed to pay the same and hence, on the hearing dated 16.07.2019 the amount of compensation was enhanced from Rs2500/- to 3000/-. But again till date the amount of compensation has not been provided to the Appellant. This is indeed a serious matter.

The Commission takes a serious view of this matter and is again constrained to enhance the amount of compensation from Rs. 3000/- to Rs. 3500/- (Rs. Three Thousands Five Hundred only). Besides, the Commission would also consider invoking of penalty provisions against the respondent-PIO in case he fails to provide the required information and payment of the awarded compensation. The respondent may provide the information to the appellant and make the

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
**Sector 16, Chandigarh.**  
Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



**AC No. 4144 of 2018**

payment of compensation to him before the next date of hearing by way of Demand Draft. A compliance report in this regard be sent to the Commission accordingly.

5. Last opportunity is given to the **PIO- Sh Harbans Singh, Tehsildar** to appear before the Commission, otherwise bailable warrant will be issued against him.

6. To come up on **23.10.2019 at 11:00AM**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated:18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

Through registered post

CC: - *Sh Harbans Singh, Tehsildar, PIO, o/o Tehsildar, Tappa, Distt. Barnala*



**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Tejinder Singh (Advocate)  
R/o Village Bholapur, Post Office Ramgarh  
Chandigarh Road, Ludhiana - 141123

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Director Food Civil Supply and consumer controller  
Bathinda

**First Appellate Authority**  
O/o Director Food Civil Supply and consumer controller  
Bathinda

.....Respondent

**AC.No. 1811 of 2019**

Present: (i) Sh G.S Kahlon, on behalf of the Appellant  
(ii) For the respondent : Sh Nishchay Shankar, APIO and Sh Rahul Mittal,  
Inspector

**ORDER**

This order may be read with reference to the previous order dated 05.08.2019

2. Sh G.S Kahlon, is appearing on behalf of the Appellant. However, an e-mail has been received from the Appellant stating that he has received the information and is satisfied with the same. Copy of the same is taken on record

3. Hence, no further cause of action is left. Therefore, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Sd/-**

**Chandigarh**  
**Dated:18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in**  
**Visit us: - www.infocommpunjab.com**



Sh.Prem Kumar Rattan,  
House No. 78/8, Park Road,  
New Mandi, Dhuri,  
Distt Sangrur

.... Appellant

Versus

**Public Information Officer,**  
O/o Tehsildar, Tappa, Distt. Barnala  
**First Appellate Authority**  
O/o SDM, Tappa, Distt. Barnala

..Respondent

**AC No. 2573 of 2018**

Present : (i) Sh Prem Kumar Rattan, Appellant  
(ii) For the respondent: Sh Gurbinder Singh, Clerk

**ORDER**

This order may be read with reference to the previous order dated 07.08.2019.

2. The Respondent states that the information has already been provided to the Appellant.
3. The Appellant states that he had already pointed out deficiencies in the information provided to the Respondent but they have not provided the complete information after the removal of the deficiencies, till date.
3. After hearing both the parties and perusing the case file, it has been ascertained that the complete information has not been provided to the Appellant. Moreover, Sh Gurbinder Singh, Clerk is also not well versed with the facts of the case. Hence, **PIO- Sh Harbans Singh, Tehsildar**, is directed to be present personally on the next date of hearing alongwith the complete information after the removal of the said deficiencies.
4. To come up on **23.10.2019 at 11:00AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh**  
**Dated:18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

Through registered post

CC: - Sh Harbans Singh, Tehsildar, PIO, o/o Tehsildar, Tappa, Distt. Barnala

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Rajesh Gupta, (M:9463990768)

Village Maili, Tehsil Garhshankar,  
Distt Hoshiarpur

.....Complainant.

**Vs**

**Public Information Officer,**

O/o Director,  
Animal Husbandry, Livestock Complex,  
Sector 68, SAS Nagar

**First Appellate Authority,**

O/o Animal Husbandry, Livestock Complex,  
Sector 68, SAS Nagar

.....Respondent

**AC .No. 1874 of 2018**

Present: (i) Sh. Rajesh Gupta the appellant  
(ii) For the Respondent: Sh KPS Pasricha, PIO

**ORDER**

This order may be read with reference to the previous order dated 06.08.2019.

2. The appellant states that he is not satisfied with the information provided.
3. Respondent states that he has brought an affidavit as directed during the last hearing. He further states that the information has been provided to the appellant.
4. I have gone through the affidavit and have not agreed with the same. After hearing both the parties and examining the case file, it is observed that it is complicated case and requires adjudication by the Larger Bench.
5. In view of the foregoing, the case file is sent to Deputy Registrar for placing the same before the Hon'ble Chief Information Commissioner for appropriate orders.

**Chandigarh**  
**Dated: 18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**D.R.**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



Sh. Tejinder Singh (Advocate)  
R/o Village Bholapur, Post Office Ramgarh  
Chandigarh Road, Ludhiana - 141123

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Civil Surgeon, Gurdaspur  
**First Appellate Authority**  
o/o Civil Surgeon, Gurdaspur  
**Public Information Officer**  
o/o Director Health Services, Punjab  
Parivar Kalyan Bhawan, Sector 34,  
Chandigarh

.....Respondent

**AC.No. 1808 of 2019**

Present: (i) Sh G.S Kahlon, on behalf of the Appellant  
(ii) For the respondent : Sh Rajwinder Singh, Sr Asstt and Sh Gagandeep,  
Clerk

**ORDER**

This order may be read with reference to the previous order dated 05.08.2019.

2. Sh G.S Kahlon, is appearing on behalf of the Appellant.
3. The Respondent states that he has brought the information today. Copy of the same is handed over to the Representative for the Appellant. He states that he is satisfied with the information provided.
4. Hence, no further cause of action is left. Therefore, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh**  
**Dated:18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Tejinder Singh (Advocate)  
R/o Village Bholapur, Post Office Ramgarh  
Chandigarh Road, Ludhiana - 141123

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Civil Surgeon, Nawanshahr  
**First Appellate Authority**  
o/o Civil Surgeon, Nawanshahr

.....Respondent

**AC.No. 1801 of 2019**

Present: (i) Sh G.S Kahlon, on behalf of the Appellant  
(ii) None for the respondent

**ORDER**

This order may be read with reference to the previous order dated 05.08.2019.

2. No one has appeared on behalf of the Respondent today.

3. Sh G.S Kahlon, is appearing on behalf of the Appellant. However, an e-mail has been received from the Appellant stating that he has received the information and is satisfied with the same. Copy of the same is taken on record

3. Hence, no further cause of action is left. Therefore, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated:18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Devi Dayal, Shri Babu Ram,  
Village Kahangarh Road,  
Patran, Distt. Patiala

.....Appellant

**Vs**

**Registered post :** **Public Information Officer,**  
O/o EO, MC, Patran, Distt. Patiala

**First Appellate Authority**  
O/o EO, MC, Patran, Distt. Patiala

.....Respondent

**AC.No. 1837 of 2019**

Present: (i) Sh Devi Dayal, Appellant.  
(ii) For the Respondent: Sh Rajwinder Singh, Inspector and Sh Ram Singh, Jr Asstt.

**ORDER**

This order may be read with reference to the previous order dated 06.08.2019.

2. The Appellant states that he has not received the complete information.
3. The Respondent states that the information is not related to them. The information relates to O/o Tehsildar, Pattran,
4. After hearing both the parties, it is ascertained that the information relates to PIO O/o Tehsildar, Pattran, Hence, I order that PIO O/o Tehsildar, Pattran be impleaded as Respondent no.2. Further, PIO O/o Tehsildar, Pattran is directed to be present on the next date of hearing alongwith the complete information. **Copy of the RTI Application is attached herewith.**
5. To come up on **30.10.2019 at 11:00AM**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated:18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



Sh. Wassan Singh Goraya  
S/o Shri Ajit Singh, R/o 120D,  
Sector 79, Airport Road, Mohali

.....Complainant

**Vs**

**Public Information Officer,**  
O/o Technical Education and Industrial Training Department  
Technical Education Branch 1, Punjab  
Sector 36, Chandigarh

.....Respondent

**CC No. 1211 of 2018**

Present : (i) Sh Wassan Singh Goraya, Complainant  
(ii) None for the Respondent:

**ORDER**

This order may be read with reference to the previous order dated 08.08.2019

2. The Complainant states that he has received the information and is satisfied with the same. However, an e-mail had been received from the Complainant stating that he shall not be able to attend the hearing today but he has personally appeared today.

3. Since the information has been provided to the Complainant therefore, no further cause of action is left. Hence, the Complaint case filed by the Complainant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Sd/-**

**Chandigarh**  
**Dated:18.9.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Sher Singh, S/o Shri Bahal Singh  
Village Jang, PO Jhok Tehal Singh  
Block Mamdot, Tehsil and Distt. Ferozepur

.....Complainant

**Vs**

**Public Information Officer,**  
O/o District Food and Civil Supplies Controller  
Ferozepur

**Remanded Back to**

First Appellate Authority,  
O/o District Food and Civil Supplies Controller  
Ferozepur

.....Respondent

**CC.No. 505 of 2019**

**Present:** (i) Sh Sher Singh, Complainant and Sh Gurpreet Singh  
(ii) For the respondent : Sh Rajwinder Singh, Inspector

**ORDER**

This order may be read with reference to the previous order dated 27.08.2019.

2. The Respondent states that the information, as available, in the office of the Respondent has been provided to the Appellant.

3. The Complainant states that, as directed in the previous hearing he had gone to the office of the Respondent and inspected the record, but, he has not received the complete information hence, he is not satisfied.

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).*



**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



**CC.No. 505 of 2019**

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.

6. 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.

7. In view of the above, the Complaint case filed by the Complainant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Sd/-**

**Chandigarh**  
**Dated:18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Manjit Singh, S/o Shri Nagahi Singh  
Head Analyst Retd. Food and Supply Department  
Flat No. 16, D-1, First Food, Ankasha Apartment, Prashant Vihar  
Baltana, Zirakpur .....Complainant

**Vs**

**Public Information Officer,**  
O/o District Controller Food Civil and Consumer Affairs  
Ludhiana .....Respondent

**CC.No. 200 of 2019**

Present: (i)Sh Manjit Singh, Complainant  
(ii)None on behalf of the Respondent:

**ORDER**

- This order may be read with reference to the previous order dated 18.09.2019.
- No one has appeared on behalf of the Respondent today.
  - The Appellant states that he has not received the complete information so far.
  - The perusal of the file shows that the Complainant has not received the complete information till date. The Respondent is not present today hence, an opportunity is given to the Respondent to appear before the Commission and state their case. Further the Respondent is also directed to provide the complete information to the complainant before the next date of hearing.
  - To come up on **30.10.2019 at 11:00AM**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated: 18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Gurpreet Singh,  
#03, GF, Gandhi Vanita Ashram,  
Kapurthala Chowk, Jalandhar  
(M:9876173913)

.....Appellant

**Vs**

**Public Information Officer,**  
O/o District Programme Officer,  
Ferozepur

**First Appellate Authority,**

O/o Director,  
Social Security and Women and Child Development, Mohali .....Respondent

**AC .No. 1308 of 2019**

Present : (i) Sh Gurpreet Singh, Appellant.  
(ii) For the Respondent: Sh Satnam Singh, Out Research Worker

**ORDER**

This order may be read with reference to the previous order dated 08.08.2019.

2. The Respondent states that the permissible information has been provided to the Appellant. Rest of the information cannot be provided as the information relates to the third – party and the so-called third-party has also granted his consent not to provide his personal information to anyone. Copy of the same is taken on record.

3. The Appellant states that he has not been provided the information within the stipulated period of time. Further, he states that he has also suffered mental harassment. Hence, he demands that action be taken against the Respondent-PIO and he be penalized for the same.

4. After hearing both the parties and perusing the case file, it is ascertained that the permissible information has been provided to the Appellant but there is a lapse on the part of the Respondent as he had failed to provide the information within the stipulated period of time. In view of the same, Smt Rattandeep Sandhu, Distt Programme Officer, is directed to file her written reply as to why the information has been delayed. Further, she is also directed to be

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)  
Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)



**AC .No. 1308 of 2019**

personally present on the next date of hearing. To come up on **30.10.2019 at 11:00AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh**  
**Dated:18.09.2019**

**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - [psic27@punjabmail.gov.in](mailto:psic27@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Manjit Singh, S/o Shri Nagahi Singh  
Head Analyst Retd. Food and Supply Department  
Flat No. 16, D-1, First Food, Ankasha Apartment, Prashant Vihar  
Baltana, Zirakpur .....Complainant

**Vs**

**Public Information Officer,**  
O/o District Controller Food Civil and Consumer Affairs  
Ludhiana .....Respondent

**CC.No. 199 of 2019**

Present (i)Sh Manjit Singh, Complainant  
(ii)None on behalf of the Respondent:

**ORDER**

This order may be read with reference to the previous order dated 18.09.2019.

2. No one has appeared on behalf of the Respondent today.
3. The Appellant states that he has not received the complete information so far.
4. The perusal of the file shows that the Complainant has not received the complete information till date. The Respondent is not present today hence, an opportunity is given to the Respondent to appear before the Commission and state their case. Further the Respondent is also directed to provide the complete information to the complainant before the next date of hearing.
5. To come up on **30.10.2019 at 11:00AM**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated: 18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

**Ph: 0172-2864117, Email: - psic27@punjabmail.gov.in**  
**Visit us: - www.infocommpunjab.com**



Sh. Tejinder Singh (Advocate)  
R/o Village Bholapur, Post Office Ramgarh  
Chandigarh Road, Ludhiana - 141123

.....Appellant

**Vs**

**Public Information Officer,**  
O/o Director Food Civil Supply and consumer controller  
Hoshiarpur

**First Appellate Authority**  
O/o Director Food Civil Supply and consumer controller  
Hoshiarpur

.....Respondent

**AC.No. 1812 of 2019**

Present: (i) Sh G.S Kahlon, on behalf of the Appellant  
(ii) For the respondent : Sh Nishchay Shankar, APIO and Sh Rahul Mittal,  
Inspector

**ORDER**

This order may be read with reference to the previous order dated 05.08.2019

2. Sh G.S Kahlon, is appearing on behalf of the Appellant. However, an e-mail has been received from the Appellant stating that he has received the information and is satisfied with the same. Copy of the same is taken on record

3. Hence, no further cause of action is left. Therefore, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated:18.09.2019**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**