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Sh. Mohit Bansal.

S/o Sh. Prem Kumar Bansal, # 169, Village Adial, Tehsil Pathankot.

Versus

Public Information Officer

O/o Executive Engineer,
Power House No. 1 & Hydel Channel Division,
Shahpurkandi Township.

Public Information Officer
O/o Ranjit Sagar Dam, Shahpurkandi,
District Pathankot.

First Appellate Authority
Superintending Engineer, Administration and Dam Circle,
Shahpurkandi Township, District Pathankot.

Appeal Case No. 4887 of 2023

PRESENT:

(Appellant) Present.

Sh. Amit Sahota, XEN-cum-PIO, Personnel-2 Division (For the respondent)

ORDER:

(To be read with reference to the Orders dated 27.10.2023 and 23.02.2024).

- 1. The RTI application is dated **22.04.2023** vide which the appellant has sought information regarding "32 employees sacked under enquiry by Government Officials etc.," as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.05.2023** and Second Appeal was filed in the Commission on **31.07.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **23.02.2024**.
- 2. Both parties are present. As directed by the Commission in its Order Dated 23.02.2024, inspection of the concerned record was conducted by the appellant on 26.02.2024. In the same Order, the PIO was also directed to make a written submission by way of details narrated by Sh. Sanjay Kumar, Drafts Man. o/o XEN Powerhouse No. 1 and Hydel Channel Division, Shahpur Kandi Township. He was directed to clearly state whether Oustee Certificates and Land Acquisition Notices were taken from the 32 persons cited in the RTI application, at the time of their employment in 2013. The PIO has failed to comply, but submits that the concerned office i.e. XEN Powerhouse No. 1 and Hydel Channel Division, Shahpur Kandi Township, is not cooperating.
- 3. Accordingly, the Commission deems it appropriate to implead Sh. Arvind Kumar, XEN Powerhouse No. 1 and Hydel Channel Division, Shahpur Kandi Township, as the deemed PIO in this Appeal Case and directs him to provide a written reply as per directions issued vide Para No. 3 of this Commission's Order Dated 23.02.2024. This must be done on or before the next Hearing. The PIO is also directed to be heard in person at the next Hearing.

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Appeal Case No. 4887 of 2023

4. Next Hearing on 07.06.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

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Sh. Harbans Singh,

S/o Sh. Surjit Singh, R/o Village Bahik Phattu Basti Assa Singh, Tehsil Zira Block Makhu, District Ferozepur.

Versus

Public Information Officer-cum-

Block Development and Panchayat Officer, Makhu, District Ferozepur. **First Appellate Authority** District Development and Panchayat Officer, Ferozepur.

Appeal Case No. 4959 of 2023

PRESENT: (Appellant) Present. None for the Respondent.

ORDER:

(To be read with reference to the Orders dated 27.10.2023 and 23.02.2024).

- 1. The RTI application is dated **15.04.2023** vide which the appellant has sought information regarding "Funds received in the Gram Panchayat, Village Basti Aasa Singh, Makhu Tehsil Zira, District Ferozepur from 2014 to 2019 etc.," as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **01.06.2023** and Second Appeal was filed in the Commission on 01.08.2023 under Section 19 of the Right to Information Act, 2005. This case was last heard on **23.02.2024**.
- 2. The appellant is present in person. The respondent PIO-cum-BDPO Makhu is absent despite the Show Cause Notice issued to him vide this Commission's Order Dated 23.02.2024. The PIO has however, informed the Commission on telephone that he is unable to attend today's Hearing, because of the ongoing General Election.
- 3. The PIO is directed to submit s a written reply to the Show Cause Notice as well as to submit a written, pointwise reply to the RTI application, as per Para No. 5 of the Commission's Order Dated 23.02.2024. This must be done on before the next Hearing.
- 4. With the aforesaid directions, the case is adjourned. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab. Chandigarh

27.05.2024

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Sh. Sanjeev Goyal,

148, Model Town, Phase-1, Bathinda.

Versus

Public Information Officer

O/o Municipal Corporation, Bathinda.

First Appellate Authority

Municipal Corporation,

Bathinda.

Appeal Case No. 1840 of 2024

PRESENT:

(Appellant) Absent.

Sh. Satish Kumar, PIO-cum-Chief Sanitary Inspector (For the Respondent).

Sh. Ravi Kumar, APIO-cum-Sanitary Inspector (for the Respondent).

Sh. Kailash Chand, Clerk (for the Respondent).

ORDER:

- 1. The RTI application is dated **04.03.2024** vide which the appellant has sought information regarding: MoU, Details of all payments made and Funds disbursed to Private Trust, Lopo, District Moga, in respect of Gaushala, Harraipur (Cattle Pond Harraipur) in the year **2024** etc. as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **07.03.2024** and Second Appeal was filed in the Commission on **14.03.2024** under Section 19 of the Right to Information Act, 2005. Notice of Hearing was issued to the parties for today.
- 2. The appellant is absent but has informed the Commission about this inability to attend today's Hearing. The PIO-cum-Chief Sanitary Inspector, Sh. Satish Kumar, is accompanied by Sh. Ravi Kumar, Sanitary Inspector and Sh. Kailash Chand, Clerk. As per the PIO, a pointwise reply to point Nos. 3, 4, 5 and 6 of the RTI application was provided to the appellant Sh. Sanjeev Goyal in person vide Letter No. 301 Dated 29.04.2024. The remaining point Nos. 1, 2, 7, 8 and 9 were transferred under Section 6(3) of the RTI Act, 2005, to the PIO O/o District Development and Panchayat Officer Bathinda, vide Letter No. 303 Dated 29.04.2024, under intimation to the appellant. There is however, no reply from the PIO O/o DDPO, Bathinda.
- 3. Accordingly, the PIO O/o DDPO, Bathinda and PIO O/o Municipal Corporation, Bathinda, are directed to provide written, point wise reply along with duly attested copies of all the requested information, cited in the RTI application, which pertains to their respective offices. This must be done on or before the next Hearing.
- 4. With the aforesaid directions, the case is adjourned. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

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Sh. Manohar Singh,

S/o Sh. Joginder Singh, R/o Village Allawalpur, Dr. Bhunbali, Tehsil and District Gurdaspur.

Versus

Public Information Officer-cum-

Block Development and Panchayat Officer, Gurdaspur.

First Appellate Authority

District Development and Panchayat Officer, Gurdaspur.

Appeal Case No. 4960 of 2023

PRESENT:

(Appellant) Present.

Sh. Balkar Singh, Panchayat Secretary (For the respondent)

ORDER:

(To be read with reference to the Orders dated 27.10.2023 and 23.02.2024).

- 1. The RTI application is dated **23.05.2022** vide which the appellant has sought information on three points regarding "<u>Gram Panchayat, Alwalpur, Gurdaspur of last three years etc.,"</u> as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.01.2023** and Second Appeal was filed in the Commission on **01.08.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **23.02.2024**.
- 2. The appellant is present in person. The respondent PIO-cum-BDPO, Gurdaspur, represented by, Sh. Balkar Singh, Panchayat Secretary, has submitted a copy of a reply provided to the appellant vide Letter No.1261 Dated 27.05.2024, wherein, he has been provided information regarding the PMAY Scheme wherein no grants were received in the cited Gram Panchayat for the repair / reconstruction of Kacha Houses.
- 3. The appellant however, contends that he had not specifically mentioned the PMAY Scheme in his RTI application and that he wants details of ALL the grants disbursed in the cited village for repair or reconstruction of Kacha Houses.
- 4. The Commission concurs with the appellant Sh. Manohar Singh and hereby, directs the PIO to submit a fresh, pointwise reply to the RTI application along with attested copies of the information sought, forthwith. The PIO-cum-BDPO, Gurdaspur is reminded that he is still under the Show Cause Notice, and directs him to attend the next Hearing in person.
- 5. With the aforesaid directions, the case is adjourned. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

27.05.2024

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Sh. Manjeet Singh,

Village Karoda, Post Office: Andana, Tehsil Moonak, District Sangrur.

Versus

Public Information Officer-cum-

Block Development and Panchayat Officer, Andana at Moonak, District Sangrur.

First Appellate Authority

District Development and Panchayat Officer, Sangrur.

Appeal Case No. 4954 of 2023

PRESENT:

(Appellant) Present along with his Counsel Sh. Naveen Kumar.

Smt. Paramjit Kaur, Superintendent (for the Respondent).

Sh. Rishi Pal, Assistant Programmer Officer, NREGA (For the Respondent).

Sh. Satbir Singh, Assistant Programmer Officer, NREGA (For the Respondent).

ORDER:

(To be read with reference to the Order dated 27.10.2023 and 23.02.2024).

- 1. The RTI application is dated 16.08.2022 vide which the appellant has sought information regarding "details of works done by Sarpanch Smt. Anarkali W/o Sh. Rajveer from 01.01.2019 to 16.08.2022 under NREGA Scheme in the Gram Panchayat Karonda etc.," as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on 16.05.2023 and Second Appeal was filed in the Commission on 01.08.2023 under Section 19 of the Right to Information Act, 2005. This case was last heard on 23.02.2024.
- 2. Both parties are present. At the last Hearing on 23.2.2024, a Show Cause Notice was issued to the PIO-BDPO, Andana at Moonak, District Sangrur. He/She was further directed to submit a written, point wise reply to the RTI application along with duly attested copies of the information but the PIO has failed to comply.
- 3. In view of the ongoing General Elections, the PIO-cum-BDPO, Andana at Moonak, District Sangrur, is given one final opportunity to provide the duly attested copies of the information, along with the written reply to point Nos. 4, 5 and 6 of the RTI application, which is as under:
 - i) Form No.4, the receipt register for the grants, received by the Panchayat.
 - ii) Copy of Cash Book.
 - iii) Copy of Patanama Register.
- 4. This must be submitted to the Commission on or before the next Hearing.
- 5. <u>Next Hearing on 31.5.2024 at 12.00 noon at Punjab State Information Commission, Red</u> Cross Building, Madhya Marg, Sector 16, Chandigarh.

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Sh. Bahadur Singh,

S/o Sh. Narata Singh, Village and Post Office Mandauly Via Post Office Kauli, Tehsil-Rajpura, District Patiala-140701

Versus

Public Information Officer,

o/o Divisional Forest Officer,

Patiala.

First Appellate Authority,

Conservator of Forests, South Circle, Opposite District Jail, Patiala-147001

Appeal Case No. 2453 of 2021

PRESENT:

(Appellant) Present along with his cousel Sh. Gurbinder Singh. Sh. Rakesh Kumar, Block Officer (for the Respondent) 98148-17662 Sh. Gurdeep Singh, Forest Guard (for the Respondent) 95308-25383

ORDER:

(To be read in continuity with earlier orders on 1.12.2021, 17.5.2022, 23.9.2022, 12.9.2023 and 31.10.2023 and 23.02.2024)

- 1. The RTI application is dated **27.10.2018** vide which the appellant has sought information regarding "funds received and used by Range Officer, Rajpura," as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **26.2.2021** and Second Appeal was filed in the Commission on **24.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.02.2024**.
- 2. Both parties are present. Following the last Hearing on 23.02.2024, the appellant Sh. Bahadur Singh, collected the original affidavit by the PIO, from the Commission, along with the information pertaining to point Nos. 1 and 4 of the RTI application. The appellant's counsel Sh. Gurbinder Singh, has pointed out some deficiencies pertaining to the information provided at point No.1, whereby, the muster rolls pertaining to the period March, 2016 to December, 2018 have not been supplied. He also states that while, the muster rolls include information regarding expenditure on labour etc., no information has been provided with regard to other expenses including earthwork undertaken in the nursery. Accordingly, the PIO, is directed to provide all the bills and vouchers pertaining to the aforesaid period along with the copies of the cash books pertaining to various schemes, under which funds were received in the O/o Forest Range Officer, Rajpura. This must be submitted to the Commission on or before the next Hearing.
- 3. With the aforesaid directions, the case is adjourned. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

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SHOW CASUE NOTICE

Sh. Telu Ram Jain, Modi Mill Colony, St. No.2, Nabha, District Patiala.

Versus

Additional Deputy Commissioner (Urban Development),

Barnala

Public Information Officer-cum-

Executive Officer, Municipal Council Nabha,

District Patiala.

Sh. Sukhdeep Singh Kamboj,

Executive Officer, Municipal Council Bhadaur,

District Barnala

First Appellate Authority,

Additional Deputy Commissioner (Urban Development),

Patiala.

Appeal Case No. 3926 of 2022

PRESENT:

(Appellant) Absent.

Prabjot Singh, Clerk (for the Respondent) 98554-91509

ORDER:

(To be read in continuity with earlier orders on **6.12.2022**, **10.1.2023**, **23.2.2023**, **6.3.2023**, **18.4.2023**, **4.5.2023**, **6.6.2023**, **30.8.2023**, **31.10.2023** and **23.02.2024**)

- 1. The RTI application is dated **21.3.2022** vide which the appellant has sought information **regarding:** "**MB No. 108, 158, 178, and 179 etc.,"**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.5.2022** and Second Appeal was filed in the Commission on **26.8.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.02.2024**.
- 2. The appellant is absent. At the last Hearing on 31.10.2023, the Commission had impleaded, the ADC (UD), Barnala and directed him to comply with the Commission's Order Dated 06.03.2023, wherein a penalty of Rs. 10.000.00 was imposed upon Sh. Sukhdeep Singh Kamboj, E.O., who was incumbent as the PIO at the time of submission of the RTI application Dated 21.03.2022.
- 3. Notably the ADC (UD) Barnala has failed to comply with the Commission's Order on two successive occasions. Accordingly, it is deemed appropriate to issue a Show Cause Notice to the respondent PIO-cum-ADC (UD), Barnala.
- 4. The **respondent PIO-cum-Additional Deputy Commissioner (Urban Development) Barnala,** is issued a Show Cause Notice to explain his absence and as to why action should not be taken against him for failure to comply with the directions of this Commission vide it Order of 6.3.2023. He is also directed to file a written reply to the Show Cause Notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

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Appeal Case No. 3926 of 2022

In addition to the written reply, the PIO is hereby given an opportunity for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

5. With the aforesaid directions, the case is adjourned. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.05,2024

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Sh. Sunny Guraba, # 463, Gali No.5, Tripuri Town, Patiala.

Versus

Public Information Officer, O/o Municipal Corporation, Patiala. First Appellate Authority, Commissioner, Municipal Corporation, Patiala.

Appeal Case No. 5227 of 2023

PRESENT:

(Appellant) Exempted. Smt. Ranjeeta Chawla, Superintendent (For the Respondent). Sh. Varinder Singh, Clerk (for the Respondent).

ORDER:

(To be read with reference to the Orders dated 21.11.2023, 14.03.2024, 19.03.2024 and 27.03.2024)

- 1. The RTI application is dated 16.5.2023 vide which the appellant has sought information regarding: Complaint Dated 23.2.2023 EP No.746122398/23.2.20230, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on 26.6.2023 and Second Appeal was filed in the Commission on 10.8.2023 under Section 19 of the Right to Information Act, 2005. This case was last heard on 27.03.2024.
- 2. The appellant is absent. The PIO, represented by Smt. Ranjeeta Chawla, Superintendent, and Sh. Varinder Singh, Clerk, have made, a submission on behalf of the Commissioner, Municipal Corporation Patiala, seeking an adjournment in view of the ongoing General Elections.
- 3. Accordingly, the Commissioner, Municipal Corporation, Patiala's request is acceded to with a direction to ensure compliance of Para No.3 of the Commissioner's Order Dated 27.03.2024, before the next Hearing. Meanwhile, the PIO is also directed to submit copies of all the replies/information, provided to the appellant till date.
- 4. <u>Next Hearing on 11.06.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.</u>

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Sh. Manohar Singh, S/o Late Sh. Ajaib Singh, Ghaggar Sarai, Post Office: Shambhu, Tehsil Rajpura, District Patiala.

Versus

Smt. Manjinder Kaur,
Public Information Officer-cumBlock Development and Panchayat Officer,
Shambu, Tehsil Rajpura, District:Patiala.
First Appellate Authority,
District Development and Panchayat Officer,
Patiala.

Appeal Case No. 7027 of 2023

PRESENT:

(Appellant) Present.

Sh. Rajesh Kumar, Panchayat Secretary (For the Respondent).

ORDER:

- 1. The RTI application is dated 14.07.2023 vide which the appellant has sought information regarding: "Gram Panchayat Ghahhar Sarai, Block Shambu, Tehsil Rajpura, District Patiala, from 2008 to July, 2023 etc.," as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on 31.08.2023 and Second Appeal was filed in the Commission on 30.10.2023 under Section 19 of the Right to Information Act, 2005. Notice for Hearing was issued to the parties for today.
- 2. Both parties are present. The respondent, represented by Sh. Rajesh Kumar, Panchayat Secretary, is carrying the requested information, however, there is no covering letter and the copies in his possession are not attested.
- 3. Accordingly, the PIO-cum-BDPO, Shambu Smt. Manjinder Kaur, is directed to submit information to the Commission. This must a pointwise reply to the RTI application with the RTI queries in the left column and PIO's reply in the right column, giving the number of pages for the information provided at each point.
- 4. This must be done on or before the next Hearing and the PIO is also directed to be present in person at the next Hearing.
- 5. <u>Next Hearing on 11.06.2024 at 11.00 AM at Punjab State Information Commission, Red</u> Cross Building, Madhya Marg, Sector 16, Chandigarh.

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Sh. Anil Yadav, S/o Sh. Bisaru Yadav,

11/77, Deep Nagar, Mullanpur, District Ludhiana.

Versus

Public Information Officer
O/o SHO, Police Station,
Dakha, District Ludhiana.
First Appellate Authority,
O/o Senior Superintendent of Police, (Rural),
Ludhiana.

Appeal Case No. 2092 of 2024

PRESENT:
(Appellant) Absent.
None for the respondent.

ORDER:

- 1. The RTI application is dated **17.02.2024** vide which the appellant has sought information **regarding: MLR No. SL/478/RKT/2024 Dated 24.02.2024 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.02.2024** and Second Appeal was filed in the Commission on 06.**03.2024** under Section 19 of the Right to Information Act, 2005. Notice for Hearing was issued to the parties for today.
- 2. Both parties are absent. The case is adjourned.
- 3. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.05.2024

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Sh. Jagjit Singh.

Aman Nagar, Street No-3, B/s Green Land School, Near Jalandhar Bye Pass, Ludhiana.

Versus

Public Information Officer O/o GLADA, Ludhiana. First Appellate Authority, O/o Chief Administrator, O/o GLADA, Ludhiana.

Appeal Case No. 3501 of 2023

PRESENT: (Appellant) Absent (Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 30.11.2023 and 28.02.2024)

- 1. The RTI application is dated **6.1.2023** vide which the appellant has sought information regarding Letter No.4479 Dated 6.7.2022, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **9.3.2023** and Second Appeal was filed in the Commission on **30.5.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **28.02.2024**.
- 2. Both parties are absent for the 3rd successive Hearing. The case is adjourned.
- 3. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.05.2024

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Sh. H.S Hundal, Advocate, # 203, Judicial Courts, SAS Nagar Mohali.

Versus

Sh. Lakhwinder Singh,
Public Information Officer-cum-Tehsildar,
Moga.
First Appellate Authority,
Sub Divisional Magistrate,
Moga.

Appeal Case No. 3625 of 2023

PRESENT: (Appellant) Absent. None for the respondent.

ORDER:

(To be read in continuity with earlier orders on **22.8.2023**, **19.10.2023**, **30.10.2023** and **22.2.2024**)

- 1. The RTI application is dated **16.2.2023** vide which the appellant has sought information <u>regarding patwaris of Village Salina and Ghalkalan</u>, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **16.3.2023** and Second Appeal was filed in the Commission on **2.6.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.2.2024**.
- 2. Both parties are absent. The case is adjourned.
- 3. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.05.2024