

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Helpline 0172-2864100

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Ms. Aman,
W/o Sh. Vikas
HE-66/A, Phase-IX,
Mohali
(M:9781012341)

..Appellant

Vs

Public Information Officer,
O/o Civil Hospital,
Kharar

First Appellate Authority
O/o Civil Surgeon,
SAS Nagar (Mohali)

..respondent(s)

Appeal Case No. 6855 of 2024

Present : None on behalf of the appellant
Dr. Ritu Gera, M.D. Eye Specialist (7814169645) on behalf of the respondent.

ORDER

The RTI application is dated 18.11.2024 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 25.11.2024 and second appeal was filed in the Commission on 02.12.2024 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. 04.12.2024.

2. The brief of the case is that the appellant filed the RTI application under Life and Liberty clause as his son, Mr. Parth is in prison and an FIR has been lodged against him by Sh. Harjashan Singh, S/o Sh. Satwant Singh. From the perusal of the case file it has also emerged that Sh. Harjashan Singh, S/o Sh. Satwant Singh was admitted in the Civil Hospital, Kharar and later on he was referred to the PGI, Chandigarh.

3. The appellant sought the following information:

“ਬੇਨਤੀ ਹੈ ਕਿ ਮੈਨੂੰ RTI Act, 2005 ਅਧੀਨ ਸੂਚਨਾ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ Life and Liberty ਅਧੀਨ 24 ਘੰਟੇ ਦੇ ਅੰਦਰ ਮੁਹਈਆ ਕਰਵਾਈ ਜਾਵੇ | ਹਰਜਸ਼ਨ ਸਿੰਘ, ਪੁੱਤਰ ਸਤਵੰਤ ਸਿੰਘ 18 ਅਕਤੂਬਰ 2024 ਦੀ ਰਾਤ ਨੂੰ ਰੋਡ accident (RSA) ਕੇਸ ਵਿੱਚ ਹਸਪਤਾਲ ਆਇਆ ਸੀ ਅਤੇ ਉਸ ਵਲੋਂ FIR ਦਰਜ ਕਰਵਾਈ ਗਈ ਹੈ, ਕਿਰਪਾ ਕਰਕੇ ਹੇਠ ਲਿਖੀ ਜਾਣਕਾਰੀ ਦਿੱਤੀ ਜਾਵੇ ਜੀ |

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1. ਰੂਲਾਂ/ਹਿਦਾਇਤਾਂ ਮੁਤਾਬਕ ਜੇਕਰ ਕੋਈ Road Accident ਕੇਸ ਆਉਂਦਾ ਹੈ ਤਾਂ ਉਸ ਸੰਬੰਧੀ ਪੁਲਿਸ ਨੂੰ ਕਿੰਨਾ Rules ਅਤੇ ਹਿਦਾਇਤਾਂ ਇਤਲਾਹ ਕੀਤੀ ਜਾਂਦੀ ਹੈ, ਉਸਦੀ ਕਾਪੀ ਦਿਤੀ ਜਾਵੇ |
2. ਜੇਕਰ Sr. No. 1 ਅਨੁਸਾਰ ਕੋਈ Rules ਨਹੀਂ ਹੈ ਤਾਂ ਦਸ ਦਿਤਾ ਜਾਵੇ ਜੀ |
3. ਜੇਕਰ ਉਕਤ ਅਨੁਸਾਰ ਪੁਲਿਸ ਨੂੰ ਇਤਲਾਹ ਦਿਤੀ ਗਈ ਹੋਵੇ ਤਾਂ ਉਸ ਇਤਲਾਹ ਦਾ Dispatch number/Diary number ਅਤੇ ਥਾਣਾ City ਖਰੜ ਵਲੋਂ ਜੋ ਰਸੀਦ ਇਸਦੀ ਪ੍ਰਾਪਤੀ ਸੰਬੰਧੀ ਦਿਤੀ ਗਈ ਹੈ, ਉਸ ਰਸੀਦ ਦੀ ਕਾਪੀ ਦਿਤੀ ਜਾਵੇ |”
4. The appellants are absent but she has sent an email yesterday mentioning therein that she is unable to attend hearing, which is taken on record. However, the respondent submits a reply vide letter no. 1958 dated 03.12.2024 pertaining to RTI application, which is taken on record and the relevant portion of the same is reproduced below:
 - “1. ਮੈਡੀਕਲ ਅਫਸਰ ਦੀ Job duty ਹੈ ਕਿ ਜੇਕਰ ਹਸਪਤਾਲ ਵਿਚ ਕੋਈ Road Side Accident ਦਾ ਕੇਸ ਆਉਂਦਾ ਹੈ ਤਾਂ ਉਸਦੀ Police Information ਭੇਜਣੀ ਲਾਜ਼ਮੀ ਹੁੰਦੀ ਹੈ। Police Information ਨਾ ਭੇਜਣ ਤੇ ਇਹ ਮੈਡੀਕਲ ਅਫਸਰ ਦਾ Non-performance consider ਕੀਤਾ ਜਾਂਦਾ ਹੈ।
 2. ਲੜੀ ਨੰ:1 ਅਨੁਸਾਰ
 3. ਲੜੀ ਨੰ:3 ਦੀ ਸੂਚਨਾ ਨਿਜੀ ਮੈਡੀਕੋ-ਲਿਗਲ ਰਿਕਾਰਡ ਹੈ ਅਤੇ ਨਿਜੀ ਸੂਚਨਾ ਦੇ ਖੇਤਰ ਵਿੱਚ ਆਉਂਦੀ ਹੈ ਤੇ ਨਾਲ ਹੀ ਤੀਜੀ ਧਿਰ ਨਾਲ ਸਬੰਧ ਰੱਖਦੀ ਹੋਈ ਹੋਣ ਕਾਰਨ ਆਪ ਨੂੰ ਨਹੀਂ ਦਿੱਤੀ ਜਾ ਸਕਦੀ ਹੈ।”
5. She clarified that it is a fact that Sh. Harjashan Singh, S/o Sh. Satwant Singh was admitted in the Civil Hospital, Kharar on 17.10.2024 at 10:03 PM vide admission no. 39238 who was referred to the PGI, Chandigarh. The respondent further clarified that in the official record which is in the custody of the respondent, mentioning therein that it is a Road Side Accident (RSA) and the sought information pertaining to Point no. 3 relates to third party i.e. Sh. Harjashan Singh, S/o Sh. Satwant Singh.

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She further submits that due to short span of time, letter was not issued to third party for his consent but record of Sh. Harjashan Singh, S/o Sh. Satwant Singh has been retained in the safe custody. So far as the information is concerned she made the submissions that the same cannot be supplied and reiterated the submissions, mentioned herein. A copy of the response submitted by the respondent is being sent to the appellant along with this order.

6. Keeping in view the above, the Commission is of the view that no further cause of action is required to be taken in this case. Hence, this case is **disposed of & closed**. Since, the appellant is absent, he is at liberty to file any submissions within four weeks for consideration of the Commission.

Date:04.12.2024

G

(Inderpal Singh)
Chief Information Commissioner
Punjab