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Sh. Tajinder Bhalla S/o Sh. Rakesh Kumar Bhalla, Bhalla General Store, Tehsil – Shahkot, Distt. – Jalandhar – 144702 (Punjab) (M.- 9781197933)

.....Appellant

Vs

Public Information Officer, O/o The Senior Superintendent of Police, Batala, Distt. - Gurdaspur(Punjab)

First Appellate Authority
O/o The Inspector General of Police,
Border Range,
Amritsar (Punjab)

.....Respondents

Appeal Case No. 3960 of 2023

Present: None on behalf of the appellant.

None on behalf of the respondent.

ORDER

The RTI application is dated 18.03.2023 vide which the appellant sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority on 10.04.2023 and Second appeal has been received in the Commission on 21.04.2023 under Section 19 of the Right to Information Act, 2005. Notice of hearing was issued to the parties for today i. e. 05.03.2025.

2. The appellant has sought the following information:

"Kindly supply the true, certified two copies in the format convenient to you of the following investigation report under Darkhast No. 375-PTH/ADGP dated 28.12.2021 (Investigating Officer: DSP Shahba Singh, PPS) against Mamta Sharma by Rakesh Kumar Bhalla".

Contd...2/-

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Appeal Case No. 3960 of 2023

-2-

3. The respondent is absent but he has sent the written submissions that the concerned has to appear in a case under NDPS Act as witness and requested for an adjournment. So far as the case is concerned, the respondent PIO sent the written submissions, the relevant portion of which is as follows:

"ਉਪਰੋਕਤ ਅਪੀਲ ਕੇਸ ਨੰਬਰ 3960/2023 ਜ਼ੋ ਆਪਜੀ ਦੇ ਕਮਿਸ਼ਨ ਵਿੱਚ ਮਿਤੀ 05-03-2025 ਨੂੰ ਸੁਣਵਾਈ ਲਈ ਲੱਗਾ ਹੋਇਆ ਹੈ। ਅਪੀਲਕਰਤਾ ਸ਼੍ਰੀ ਤਜਿੰਦਰ ਭੱਲਾ ਪੁੱਤਰ ਸ਼੍ਰੀ ਰਾਕੇਸ਼ ਭੱਲਾ ਵਾਸੀ ਭੱਲਾ ਜਨਰਲ ਸਟੋਰ, ਮੋਗਾ ਰੋਡ, ਸ਼ਾਹਕੋਟ, ਜਲੰਧਰ ਵੱਲੋਂ ਦਰਖਾਸਤ ਨੰਬਰੀ 375/ PTH/ADGP ਮਿਤੀ 28-12-2021 ਸਬੰਧੀ ਮੰਗੀ ਗਈ ਸੂਚਨਾਂ ਦੀ ਰਿਪੋਰਟ ਪਟੀਸ਼ਨਰ ਕਲਰਕ ਡੀ.ਪੀ.ਓ. ਬਟਾਲਾ ਅਤੇ ਇੰਨਚਾਰਜ ਲਿਟੀਗੇਸ਼ਨ ਬ੍ਰਾਂਚ, ਡੀ.ਪੀ.ਓ. ਬਟਾਲਾ ਪਾਸੋਂ ਮਸੂਲ ਹੋਈ ਹੈ, ਜਿੰਨ੍ਹਾਂ ਦੀ ਰਿਪੋਰਟ ਮੁਤਾਬਿਕ ਇਸ ਸਬੰਧੀ ਦੂਸਰੀ ਧਿਰ ਮਮਤਾ ਸ਼ਰਮਾ ਵੱਲੋਂ CRM-M-5483/2023 ਮਾਨਯੋਗ ਪੰਜਾਬ ਐਂਡ ਹਰਿਆਣਾ ਹਾਈ ਕੋਰਟ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਵਿੱਚ ਕੇਸ ਦਾਇਰ ਕੀਤਾ ਹੋਇਆ ਹੈ, ਜਿਸ ਸਬੰਧੀ ਮਿਤੀ 03-02-2023 ਨੂੰ ਮਾਨਯੋਗ ਪੰਜਾਬ ਐਂਡ ਹਰਿਆਣਾ ਹਾਈ ਕੋਰਟ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਜੀ ਵੱਲੋਂ ਹੁਕਮ ਹੋਇਆ ਹੈ ਕਿ(Annexure P-9) ਅਤੇ (Annexure P-10) ਦੇ ਨੌਟਿਸਾਂ ਤੇ ਕੋਈ ਕਾਰਵਾਈ ਨਾ ਕੀਤੀ ਜਾਵੇ। ਜ਼ੋ ਹੁਣ ਇਸ ਕੇਸ ਦੀ ਅਗਲੀਤਾਰੀਕਮਿਤੀ 26-03-2025 ਹੈ। ਜਿਸ ਦੀ ਫੋਟੋ ਸਟੇਟ ਕਾਪੀ ਆਪਜੀ ਦੀ ਸੇਵਾ ਵਿੱਚ ਵਾਚਣ ਹਿੱਤ ਨਾਲ ਲਫ ਹੈ ਜੀ। ਮਾਨਯੋਗ ਪੰਜਾਬ ਐਂਡ ਹਰਿਆਣਾ ਹਾਈ ਕੋਰਟ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਜੀ ਦੇ ਹੁਕਮਾਂ ਅਨੁਸਾਰ ਪ੍ਰਾਰਥੀ ਨੂੰ ਸੁਚਨਾਂ ਮੁਹੱਈਆ ਨਹੀਂ ਕਰਵਾਈ ਗਈ।"

A copy of which was also sent to the appellant by the respondent.

4. The appellant is absent without intimation. It is also a fact that notice of hearing was sent to him thorough registered post, which appears that his absence is intentional and willful and/or lost his interest in pursuing the matter and/or he is satisfied with the response of the respondent. Therefore, the Commission is of the view that no further action is required to be taken in this case, hence the case is <u>disposed and closed</u>. Since, the appellant is absent, therefore, he is at liberty to approach the Commission within four weeks, in case, he has any submission to make.

Date :5th March, 2025

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Sh. Tajinder Bhalla S/o Sh. Rakesh Kumar Bhalla, Bhalla General Store, Tehsil – Shahkot, Distt. – Jalandhar – 144702 (Punjab) (M.- 9781197933)

.....Appellant

Public Information Officer, O/o The Senior Superintendent of Police, Batala, Distt. - Gurdaspur(Punjab)

First Appellate Authority
O/o The Inspector General of Police,
Border Range,
Amritsar (Punjab)

.....Respondents

Appeal Case No. 3959 of 2023

Present: None on behalf of the appellant.

None on behalf of the respondent.

ORDER

The RTI application is dated 18.03.2023 vide which the appellant sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority on 10.4.2023 and Second appeal has been received in the Commission on 21.04.2023 under Section 19 of the Right to Information Act, 2005. Notice of hearing was issued to the parties for today i. e. 05.03.2025.

Vs

2. The appellant has sought the following information:

"Kindly supply the true, certified two copies in the format convenient to you of the following investigation report under Darkhast No. 375-PTH/ADGP dated 28.12.2021 (Investigating Officer: DSP Shahba Singh, PPS) against Mamta Sharma by Rakesh Kumar Bhalla".

Contd...2/-

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Appeal Case No. 3959 of 2023

-2-

3. The respondent is absent but he has sent the written submissions that the concerned has to appear in a case under NDPS Act as witness and requested for an adjournment. So far as the case is concerned, the respondent PIO sent the written submissions, the relevant portion of which is as follows:

"ਉਪਰੋਕਤ ਅਪੀਲ ਕੇਸ ਨੰਬਰ 3959/2023 ਜ਼ੋ ਆਪਜੀ ਦੇ ਕਮਿਸ਼ਨ ਵਿੱਚ ਮਿਤੀ 05-03-2025 ਨੂੰ ਸੁਣਵਾਈ ਲਈ ਲੱਗਾ ਹੋਇਆ ਹੈ। ਅਪੀਲਕਰਤਾ ਸ਼੍ਰੀ ਤਜਿੰਦਰ ਭੱਲਾ ਪੁੱਤਰ ਸ਼੍ਰੀ ਰਾਕੇਸ਼ ਭੱਲਾ ਵਾਸੀ ਭੱਲਾ ਜਨਰਲ ਸਟੋਰ, ਮੋਗਾ ਰੋਡ, ਸ਼ਾਹਕੋਟ, ਜਲੰਧਰ ਵੱਲੋਂ ਦਰਖਾਸਤ ਨੰਬਰੀ 375/ PTH/ADGP ਮਿਤੀ 28-12-2021 ਸਬੰਧੀ ਮੰਗੀ ਗਈ ਸੂਚਨਾਂ ਦੀ ਰਿਪੋਰਟ ਪਟੀਸ਼ਨਰ ਕਲਰਕ ਡੀ.ਪੀ.ਓ. ਬਟਾਲਾ ਅਤੇ ਇੰਨਚਾਰਜ ਲਿਟੀਗੇਸ਼ਨ ਬ੍ਰਾਂਚ, ਡੀ.ਪੀ.ਓ. ਬਟਾਲਾ ਪਾਸੋਂ ਮਸੂਲ ਹੋਈ ਹੈ, ਜਿੰਨ੍ਹਾਂ ਦੀ ਰਿਪੋਰਟ ਮੁਤਾਬਿਕ ਇਸ ਸਬੰਧੀ ਦੂਸਰੀ ਧਿਰ ਮਮਤਾ ਸ਼ਰਮਾ ਵੱਲੋਂ CRM-M-5483/2023 ਮਾਨਯੋਗ ਪੰਜਾਬ ਐਂਡ ਹਰਿਆਣਾ ਹਾਈ ਕੋਰਟ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਵਿੱਚ ਕੇਸ ਦਾਇਰ ਕੀਤਾ ਹੋਇਆ ਹੈ, ਜਿਸ ਸਬੰਧੀ ਮਿਤੀ 03-02-2023 ਨੂੰ ਮਾਨਯੋਗ ਪੰਜਾਬ ਐਂਡ ਹਰਿਆਣਾ ਹਾਈ ਕੋਰਟ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਜੀ ਵੱਲੋਂ ਹੁਕਮ ਹੋਇਆ ਹੈ ਕਿ(Annexure P-9) ਅਤੇ (Annexure P-10) ਦੇ ਨੌਟਿਸਾਂ ਤੇ ਕੋਈ ਕਾਰਵਾਈ ਨਾ ਕੀਤੀ ਜਾਵੇ। ਜ਼ੋ ਹੁਣ ਇਸ ਕੇਸ ਦੀ ਅਗਲੀਤਾਰੀਕਮਿਤੀ 26-03-2025 ਹੈ। ਜਿਸ ਦੀ ਫੋਟੋ ਸਟੇਟ ਕਾਪੀ ਆਪਜੀ ਦੀ ਸੇਵਾ ਵਿੱਚ ਵਾਚਣ ਹਿੱਤ ਨਾਲ ਲਫ ਹੈ ਜੀ। ਮਾਨਯੋਗ ਪੰਜਾਬ ਐਂਡ ਹਰਿਆਣਾ ਹਾਈ ਕੋਰਟ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਜੀ ਦੇ ਹੁਕਮਾਂ ਅਨੁਸਾਰ ਪ੍ਰਾਰਥੀ ਨੂੰ ਸੁਚਨਾਂ ਮੁਹੱਈਆ ਨਹੀਂ ਕਰਵਾਈ ਗਈ।"

A copy of which was also sent to the appellant by the respondent.

4. The appellant is absent without intimation. It is also a fact that notice of hearing was sent to him thorough registered post, which appears that his absence is intentional and willful and/or lost his interest in pursuing the matter and/or he is satisfied with the response of the respondent. Therefore, the Commission is of the view that no further action is required to be taken in this case, hence the case is <u>disposed and closed</u>. Since, the appellant is absent, therefore, he is at liberty to approach the Commission within four weeks, in case, he has any submission to make.

Date :5th March, 2025

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Sh. Sanjeev Kumar S/o Late Sh. Sham Lal, H. No. 988, Street – 1/3, Sant Nagar, Tajpur Road, Bhamian Khurd, Ludhiana (Punjab) (M.-8872155164)

.....Appellant

Vs

Public Information Officer, O/o The Commissioner of Police, Ludhiana (Punjab)

First Appellate Authority
O/o The Commissioner of Police,
Ludhiana (Punjab)

.....Respondents

Appeal Case No. 1654 of 2023

Present: Sh. Sanjeev Kumar, the appellant in person.

Sh. Gurpreet Singh(M.-7973308058), Head Constable, Thana Division -7, on

behalf of the respondent.

ORDER

The RTI application is dated 01.12.2022 vide which the appellant sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority on 06.01.2023 and Second appeal has been received in the Commission on 02.03.2023 under Section 19 of the Right to Information Act, 2005. Notice of hearing was issued to the parties for today i. e. 05.03.2025.

- 2. The respondent submitted a reply that the appellant has sought information regarding action taken on a complaint dated 26.07.2022 filed by himself but the said letter has never been received in the respondent's office, hence, the required information could not be supplied.
- 3. After going over the contents of the reply of the respondent PIO, 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 :5th March, 2025

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Sh. Tejinder Singh, Advocate, Civil Courts, Tehsil Complex, Backside Sanjh Kender, Phillaur - 144410 (Punjab) (90410-04313)

.....Appellant

Public Information Officer, O/o The Commissioner of Police, Ludhiana (Punjab)

First Appellate Authority
O/o The Commissioner of Police,
Ludhiana (Punjab)

.....Respondents

Appeal Case No. 3937 of 2023

Present: Sh. Tejinder Singh, the appellant in person.

None on behalf of the respondent.

ORDER

The RTI application is dated 27.02.2023 vide which the appellant sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority on 07.04.2023 and Second appeal has been received in the Commission on 19.06.2023 under Section 19 of the Right to Information Act, 2005. Notice of hearing was issued to the parties for today i. e. 05.03.2025.

Vs

- 2. The respondent through an e-mail has intimated that the sought information has been supplied to the appellant and requested to close the case. The appellant has also submitted that he has received the sought information and requested to close the case.
- 3. Keeping in view the submissions made by the appellant during the hearing, 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 :5th March, 2025

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Sh. Tejinder Singh, Advocate, Civil Courts, Tehsil Complex, Backside Sanjh Kender, Phillaur - 144410 (Punjab) (90410-04313)

.....Appellant

Vs

Public Information Officer,
O/o The Food Safety Officer,
Ludhiana -1 (Punjab)

First Appellate Authority
O/o The District Health officer.

Ludhiana (Punjab)

.....Respondents

Appeal Case No. 5237 of 2022

Present: Sh. Tejinder Singh, Advocate, the appellant in person.

None on behalf of the respondent.

<u>ORDER</u>

This order may be read with reference to the previous order dated 09.01.2025.

- 2. The appellant made the submissions that he has received a call from the respondent that the sought information will be supplied. He further requested to close the case as he will get the information from the concerned PIO. Also, he has requested for the liberty of four weeks, in case, any deficiency and/or he will not get the information.
- 3. It is also fact that a show cause notice was issued to the PIO on 11.09.2024, thereafter, Ms Amarjit Kaur. Designated Officer O/o Civil Surgeon Ludhiana, had submitted that the concerned respondent PIO is Ms. Harsimran Kaur, Food Safety officer as there are four Food Safety Officer subordinate to her and also requested to withdraw the show cause notice issued to her. After consideration, the show cause notice issued to her is hereby withdrawn.
- 4. Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case, hence the case is <u>disposed and closed</u>. However, the liberty is granted to the appellant to approach the Commission within four weeks, in case, he does not receive the information from the respondent.

Date :5th March, 2025

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Sh. Abhishek Duggal, S/o Sh. Jagmohan Duggal, Excise Officer, State of Punjab, R/o D/50, Wave Estate, Sector:85, Mohali. (M.9814082132)

..Appellant

Public Information Officer,

O/o Additional Chief Secretary-cum-Financial Comissioner (Taxation), Punjab, Chandigarh.

Public Information Officer.

O/o Director, Vigilance Bureau, Vigilance Bhawan, Sector:68, S.A.S Nagar (Mohali).

First Appellate Authority

O/o Additional Chief Secretary-cum-Financial Comissioner (Taxation), Punjab, Chandigarh.

..Respondent(s)

Appeal Case No. 7458 of 2024

Vs

Present:

- (i) None on behalf of the appellant.
- (ii) Inspector, Amandeep Kaur O/o Vigilance Bureau, Punjab (M.8054940526) and Sh. Onkar Chand, Senior Assistant O/o FCR (Taxation), Pb (M.9592362719) on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 30.01.2025.

- 2. At today's hearing, Inspector Amandeep Kaur, is appearing on behalf of the respondent PIO O/o Vigilance Bureau, Punjab and stated that specific reply has ready been sent to the appellant, with a copy to the Commission, which is taken on record. She further submits that a copy of the prosecution letter has already been provided to the appellant and nothing more is available which could be supplied to him and requested to close the case. Sh. Onkar Chand, Sr. Assistant is appearing on behalf of the O/o Financial Commissioner (Taxation), Punjab has also made a submission that the information on their part has already been supplied, with which the appellant is satisfied and also requested to close the case.
- 3. The appellant is absent at today's hearing without intimation. It is also a fact that orders of the Commission has been sent to him though registered post, even though he is absent, which seems that he is satisfied with the reply/information provided to him.

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Appeal Case No. 7458 of 2024

4. Keeping in view the above prevailing circumstances, the Commission is of the view that no further action is required to be taken in this case. As such, the present case is **disposed of & closed**. Since, the appellant is absent; therefore, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make for reconsideration.

Dated: 05th March, 2025

R.S

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Sh. Vishvdeep Singh Bhangu,

S/o Sh. Harbhajan Singh, Asstt. Commissioner, State Taxes, R/o 22/B, City Center Apartments Near 22 No Crossing, Patiala.

..Appellant

Vs

Public Information Officer,

O/o Additional Chief Secretary-cum-Financial Comissioner (Taxation), Punjab, Chandigarh.

Public Information Officer,

O/o Director, Vigilance Bureau, Vigilance Bhawan, Sector:68, S.A.S Nagar (Mohali).

First Appellate Authority

O/o Additional Chief Secretary-cum-Financial Comissioner (Taxation), Punjab, Chandigarh.

..Respondent(s)

Appeal Case No. 124 of 2024

Present:

- (i) None on behalf of the appellant.
- (ii) Inspector, Amandeep Kaur O/o Vigilance Bureau, Punjab (M.8054940526) and Sh. Onkar Chand, Senior Assistant O/o FCR (Taxation), Pb (M.9592362719) on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 30.01.2025.

- 2. At today's hearing, Inspector Amandeep Kaur, is appearing on behalf of the respondent PIO O/o Vigilance Bureau, Punjab and stated that specific reply has ready been sent to the appellant, with a copy to the Commission, which is taken on record. She further submits that a copy of the prosecution letter has already been provided to the appellant and nothing more is available which could be supplied to him and requested to close the case. Sh. Onkar Chand, Sr. Assistant is appearing on behalf of the O/o Financial Commissioner (Taxation), Punjab has also made a submission that the information on their part has already been supplied, with which the appellant is satisfied and also requested to close the case.
- 3. The appellant is absent at today's hearing without intimation. It is also a fact that orders of the Commission has been sent to him though registered post, even though he is absent, which seems that he is satisfied with the reply/information provided to him.

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Appeal Case No. 124 of 2024

4. Keeping in view the above prevailing circumstances, the Commission is of the view that no further action is required to be taken in this case. As such, the present case is **disposed of & closed**. Since, the appellant is absent; therefore, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make for reconsideration.

Dated: 05th March, 2025

R.S

Ph: 0172-2864101, Helpline No. 0172-2864100 Email: - pcic20@punjabmail.gov.in Visit us: - www.infocommpunjab.com



Sh. Narinder Singh

S/o Sh. Guljar Singh Village Mahimurpur, Post Office Hardo Khanpur Tehsil Mukerian, District Hoshiarpur (M:9872403131)

Appellant

Vs

Public Information Officer,

O/o BDPO, Block Mukerian, District Hoshiarpur

First Appellate Authority

O/o DDPO, Block Mukerian, Hoshiarpur

Respondents

Appeal Case No. 1979 of 2023

Present : None on behalf of the appellant.

Sh. Nitin Kumar, APO (7986672015) and Sh. Prem Singh, GRS (9463876790)

on behalf of the respondent.

ORDER

This case may be read with reference to the previous order dated 27.09.2023. Earlier, the case was heard by Sh. Maninder Singh Patti, State Information Commissioner, who has demitted the office on 20.10.2023. Thereafter the case was allocated to this Bench, which is fixed for hearing today i. e. 05.03.2025.

- 2. The respondent submitted the receipt of the appellant vide which it is informed that he is satisfied with the information and requested to close the case.
- 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 and closed**.

Date:05.03.2025

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Ms. Sharmishta Dutta Dhatt

#576/A/1, Arcadia DH Road, Beside Arcadia Club, Behala, Distt. Kolkatta-700034 (M:9674856211) RTI Application No. 55385

Appellant

Vs

Public Information Officer.

O/o Joint Sub Registrar, Gardhiwala, Distt. Hoshiarpur

First Appellate Authority

O/o Deputy Commissioner, Hoshiarpur

Respondents

Appeal Case No. 3466 of 2023

Present: None on behalf of the appellant.

Sh. Sukhwinder Singh, Patwari (9530977429) on behalf of the respondent.

ORDER

This case may be read with reference to the previous order dated 04.08.2023. Earlier, the case was heard by Sh. Amrit Partap Singh Sekhon, State Information Commissioner. Thereafter, the case was allocated to this Bench, which was fixed for hearing on 13.02.2025 but was not heard and fixed for hearing today i.e. 05.03.2025.

- 2. The respondent submits that he has sent the sought information through registered post but the said letter was returned back with the remarks 'address not found'. It is also a fact that a notice of hearing was sent to the appellant which was also returned back with the remarks 'no such person in this address'. Since, the mobile number of the appellant was available, therefore, the office informed the appellant about the date of hearing on 10.02.2025. In spite of that she is absent without intimation, which appears that her absence is intentional & wilful and/or she does not want to pursue this case. A copy of the information submitted by the respondent is taken on record.
- 3. Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case, hence the case is <u>disposed and closed.</u>

(Inderpal Singh)
Chief Information Commissioner
Punjab

Date:05.03.2025

G

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Sh. Harjit Singh Dhillon

S/o Sh. Gurbaksh Singh R/o 4072, Street no. 3, Gobind Colony, Jamalpur Ludhiana-141015 (M:9316707146)

Appellant

Vs

Public Information Officer,

O/o Commissioner of Police Ludhiana

First Appellate Authority

O/o Commissioner of Police Ludhiana

Respondents

Appeal Case No. 4905 of 2023

Sh. Harjit Singh Dhillon, the appellant. Present:

None on behalf of the respondent.

ORDER

The RTI application is dated 29.04.2023 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 08.06.2023 and second appeal was filed in the Commission on 31.07.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing on 13.02.2025 but was not heard and fixed for hearing today i.e. 05.03.2025.

- 2. The appellant submits that he has received the reply pertaining to the RTI application and requested to close the case.
- As per the submissions made by the appellant, the Commission is of the view that no 3. further action is required to be taken in this case, hence the case is disposed and closed.

(Inderpal Singh) **Chief Information Commissioner Punjab**

Date:05.03.2025 G

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Sh. Prem Kumar Rattan,

House No. 78/8, Park Road, Navi Mandi, Dhuri, Sangrur (M:8509580002)

.. Appellant

V/s

Public Information Officer,

O/o Punjab State Information Commission Chandigarh

First Appellate Authority,

O/o Punjab State Information Commission Chandigarh

..Respondents

Appeal Case No. 4976 of 2023

Present:

None on behalf of the appellant.

Sh. Sudhir Kumar, Section Officer-cum-PIO on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 20.11.2024 and fixed for hearing on 13.02.2025 but was not heard and fixed for hearing today i.e. 05.03.2025.

- 2. The relevant portion of the order dated 20.11.2024 is as follows:
 - "2. The appellant sought the following information:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸੰਬੰਧ ਵਿੱਚ ਨਿਮਰਤਾ ਸਹਿਤ ਬੇਨਤੀ ਹੈ ਕਿ ਮੇਰੇ ਵੱਲੋਂ ਅਪੀਲ ਕੇਸ ਨੰਬਰ 4732/2021 ਦੇ ਸੰਬੰਧ ਵਿੱਚ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਜੰਜ਼ ਬਾਅਦ ਵਿੱਚ ਉਸੇ ਸੂਚਨਾ ਨਾਲ ਸੰਬੰਧਤ ਦੁਬਾਰਾ ਸੂਚਨਾ ਦੀ ਮੰਗ ਵੱਖਰੇ ਤੌਰ ਤੇ ਵੱਖਰੀ ਦਰਖਾਸਤ, ਵੱਖਰਾ ਪੋਸਟਲ ਆਰਡਰ ਵਾ ਵੱਖਰੀ ਫਸਟ ਅਪੀਲ ਅਤੇ ਸੈਕਿੰਡ ਅਪੀਲ ਦਾਇਰ ਕਰਨੀ ਪਈ। ਜੋ ਅਪੀਲ ਕੇਸ ਨੰਬਰ 32/2023 ਨੰਬਰ ਤੇ ਰਜਿਸਟਰ ਹੋਈ ਜੋ ਬਹੁਤ ਹੀ ਸਤਿਕਾਰਯੋਗ ਸ੍ਰ. ਅੰਮ੍ਰਿਤਪ੍ਰਤਾਪ ਸਿੰਘ ਜੀ ਸੇਖੋ, ਸਟੇਟ ਇੰਨਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨਰ ਪੰਜਾਬ ਜੀ ਦੀ ਅਦਾਲਤ ਵਿੱਚ ਸੁਣਵਾਈ ਲਈ ਮਿਤੀ 15.02.2023 ਨੂੰ ਨਿਸ਼ਚਿਤ ਹੋਈ। ਮਾਨਯੋਗ ਕਮਿਸ਼ਨ ਸਾਹਿਬ ਵੱਲੋਂ ਹੁਕਮਾਂ ਵਿੱਚ ਇਹ ਲਿਖਿਆ ਗਿਆ ਇਸ ਕਿਸਮ ਦੀ ਸੂਚਨਾ ਪਹਿਲਾਂ ਅਪੀਲ ਕੇਸ ਨੰਬਰ 4732/2021 ਵਿੱਚ ਮੁਹੱਈਆ ਕੀਤੀ ਜਾ ਚੁੱਕੀ ਹੈ, ਹੱਕ ਸੂਚਨਾ ਐਕਟ 2005 ਤਹਿਤ ਇਹ ਸੂਚਨਾ ਲੇੜੀਂਦੀ ਹੈ ਕਿ ਜੇਕਰ ਪ੍ਰਾਰਥੀ ਨੂੰ ਇੱਕੋ ਕਿਸਮ ਦੀ ਸੂਚਨਾ ਇੱਕ ਬਾਰ ਤੋਂ ਜਿਆਦਾ ਲੋੜ ਪਵੇ ਇੰਨਫਰਮੇਸ਼ਨ ਐਕਟ ਦੀ ਜਿਸ ਧਾਰਾ, ਤਹਿਤ ਮਨਾਹੀ ਹੋਵੇ ਉਸ ਧਾਰਾ ਸੰਬੰਧੀ ਜਾਣਕਾਰੀ ਦਿੱਤੀ ਜਾਵੇ।

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Appeal Case No. 4976 of 2023

- 3. The appellant is absent. He was also absent during the last hearing and due to the reasons last opportunity was awarded to him to remain present, in person on the next date of hearing for deliberations today i.e. 20.11.2024. Today, the appellant is absent due to the reason that he is not well and requested for an adjournment through email, which is taken on record.
- 4. It is appropriate to mention the decision of the Hon'ble Supreme Court of India in Civil Appeal No. 6454 of 2011 Central Board of Secondary Education **Vs**Aditya Bandopadhyay and ors. and the relevant portion of the same is reproduced below:
 - "35. At this juncture, it is necessary to clear some misconceptions about the RTI Act. The RTI Act provides access to all information that is available and existing. This is clear from a combined reading of section 3 and the definitions of 'information' and 'right to information' under clauses (f) and (j) of section 2 of the Act. If a public authority has any information in the form of data or analysed data, or abstracts, or statistics, an applicant may access such information, subject to the exemptions in section 8 of the Act. But where the information sought is not a part of the record of a public authority, and where such information is not required to be maintained under any law or the rules or regulations of the public authority, the Act does not cast an obligation upon the public authority, to collect or collate such non- available information and then furnish it to an applicant. A public authority is also not required to furnish information which require drawing of inferences and/or making of assumptions. It is also not required to provide 'advice' or 'opinion' to an applicant, nor required to obtain and furnish any `opinion' or `advice' to an applicant. the reference to 'opinion' or 'advice' in the definition of 'information' in section 2(f) of the Act, only refers to such material available in the records of the public authority. Many public authorities have, as a public relation exercise, provide advice, guidance and opinion

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to the citizens. But that is purely voluntary and should not be confused with any obligation under the RTI Act."

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Appeal Case No. 4976 of 2023

- 5. Keeping in view the above, the presence of the appellant is necessary for the final adjudication of the case. According to the request of the appellant, the case is adjourned and <u>last opportunity</u> is granted to the appellant to remain present on the next date of hearing for deliberations, failing which the decision will be taken on merit, ex-parte. It is also clarified that no further adjournment will be given in this case."
- 3. The appellant is absent but he has sent the submissions through email, which is taken on record, vide which he has also requested for an exemption for personal appearance. It is also a fact that the appellant remained absent consecutively for the one reason or the other, in spite of the fact that **last opportunity** was awarded to the appellant on 04.07.2024 and thereafter on 20.11.2024. The appellant is unable to provide the adequate assistance for the adjudication of this case, therefore, 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:05.03.2025

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Sh. Balvir Singh

182/B, Azad Nagar, Sirhind Road, Patiala (M:9815736159)

Vs

Appellant

Public Information Officer,

O/o Superintendent (Jails) Central Jail, Patiala

First Appellate Authority

O/o Deputy Isnpector General of Police (Jails),

Patiala Respondents

Appeal Case No. 2495 of 2023

Present : Sh. Balvir Singh, the appellant.

Sh. Jaideep Singh, DSP (9478169593) and Sh. Zuzzar Singh, Warden

(7009053970) on behalf of the respondent.

ORDER

The RTI application is dated 28.10.2022 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 28.12.2022 and second appeal was filed in the Commission on 13.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for hearing on 16.01.2025 but was not heard and fixed for today i.e. 05.03.2025.

- 2. The respondent submits that the appellant is an ex-employee of the Punjab Police and on 08.10.2022 he came to Tihar Jail along with his Police Party to hand over Sh. Mohammad Akram when the Jail Authorities asked for his ID proof. He further submits that occurrence had been taken place when he was not posted there. However, the appellant submits that photocopy of his ID card has been obtained to establish his identity which was not as per the Law.
- 3. The respondent submits that after the heinous incident like Nabha Jail Break to flee the gangsters by using fake IDs of Police officials, to meet the stringent measures and to establish the proper identity of the officials such procedure has been taken place although there is no such law but it was the necessity in the prevailing circumstances which is very essential to meet the law & order.

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Appeal Case No. 2495 of 2023

It is also a fact that the appellant is a retired ASI from Punjab Police and after the retirement he has returned back his ID card to the competent authority and also stated that till the deposit of his ID card, it was not misused. Prima facie, it seems that a photocopy of ID is not available in the record as per the submissions made by the respondent. On asking particularly whether the appellant has any receipt of giving a photocopy of the ID card, the appellant submits that no such receipt was taken from the officials of the Jail Authorities.

- 5. After hearing both the parties, the respondent PIO is directed to enquire about the photocopy of the ID card of ASI, Sh. Balvir Singh (Retd.), if available then hand over a copy of the same to the appellant with which the respondent PIO agreed to and requested to close the case. Both the parties are mutually agreed to close the case.
- 6. Keeping in view above, the Commission is of the view that no further action is required to be taken in this case, hence the case is <u>disposed and closed.</u>

Date:05.03.2025

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Sh. Sarabjeet Singh

S/o Sh. Wassan Singh Village Hassanpur Singhowal, PO Chor Sidhwa, Tehsil & Distt. Gurdaspur (M: 9779221364)

....Complainant

V/s

Public Information Officer,

O/o SSP, Gurdaspur

...Respondents

Complaint Case No. 595 of 2023

Present : Sh. Sarabjeet Singh, the complainant.

LR/ASI Sh. Anil Kumar (9780002830) on behalf of the respondent.

ORDER

The RTI application is dated 06.04.2023 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 27.03.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)

- 2. The complainant submits that he has received the sought information and requested to close this case.
- 3. As per the submissions made by the complainant, 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:05.03.2025

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Sh. Deepak Mahajan

S/o Sh. Subhash Chander R/o Mohalla Qazian Near Mata Ashapurni Mandir, Tehsil & District Pathankot (M:7696729605)

Appellant

Vs

Public Information Officer,

O/o District & Session Judge Pathankot

First Appellate Authority

O/o District & Session Judge Pathankot

Respondents

Appeal Case No. 2133 of 2023 (Heard through Video Conference)

Present: None on behalf of the appellant.

Sh. Shashi Kapoor, Superintendent on behalf of the respondent.

ORDER

This case may be read with reference to the previous order dated 10.10.2023. Earlier, the case was heard by Sh. Maninder Singh Patti, State Information Commissioner, who has demitted the office on 20.10.2023. Thereafter the case was allocated to this Bench, which is fixed for hearing today i. e. 05.03.2025.

- 2. The respondent submits that the sought information as available on record has already been supplied to the appellant. He further submits that nothing more is available on record which could be supplied to him and requested to close the case. The appellant is absent but he informed telephonically that he has received the information and is satisfied with the same. He also assured that he is writing an email to close the case but no such email has been received from him.
- 3. Keeping in view 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**. Since, the appellant is absent; therefore, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make for reconsideration.

(Inderpal Singh)
Chief Information Commissioner
Punjab

Date:05.03.2025

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