

**PUNJAB STATE INFORMATION COMMISSION**

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864120

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Sh.NitinPartap Singh  
#9, Bank Colony, Patiala -147001

.....Complainant

Vs

Public Information Officer  
O/o Department of Local Government Punjab  
Municipal Bhawan, Plot No.3, DakshinMarg  
Sector 35A, Chandigarh

Public Information Officer  
O/o Municipal Corporation  
Patiala

.....Respondent

**Complaint Case No. 152 of 2023**

Present : (i) Sh. NitinPartap Singh, the complainant (*through CISCO Webex*)  
(ii) For the respondent : Sh. SandeepSaini, PIO, o/o MC Patiala (9646300176), Sh. Prabhjeetsingh, Clerk (7009815157) and Sh. Gurpreet Singh, Building Inspector (9872341887) , o/o Local Govt

**ORDER**

This order may be read with reference to the previous orders dated 24.05.2023 and 05.07.2023 passed by former SIC Lt. Gen Ajae Kumar Sharma, vide which PIO, o/o MC,Patiala was impleaded as respondent no. 2. After the retirement of the said SIC this case was reallocated to the undersigned Bench. The RTI application is dated 28.01.2023 vide which the appellant has sought information as enumerated in his RTI application and approached the PSIC through Complaint U/s 18 of RTI Act. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

2. The Complainant states that the respondent has not complied with the orders of the Former SIC, Lt. Gen Ajae Kumar Sharma and has not provided him any information. He also demands that the respondent-PIO be penalized for the delay in providing the information.

3. The Respondent appearing on behalf of MC,Patiala states that, as directed previously, the information has already been sent to the Complainant through e-mail.



**Complaint Case No. 152 of 2023**

4. After going through this case very minutely, it is observed that it is a complicated case and requires adjudication by the Double Bench/Larger Bench. Therefore, the case file is sent to the Deputy Registrar for taking further necessary action regarding the constitution of Double Bench/Larger Bench.

Sd/-

**Date: 05.03.2025**

**(Dr. Bhupinder S. Batth)**  
**State Information Commissioner**  
**Punjab**

**CC: Deputy Registrar (with original case file)**



Sh. Kulwant Singh,

Mahey Hospital, Phambra Road,  
SBS Nagar-144417

Appellant

Versus

Public Information Officer,  
O/o District Badminton Association, Jalandhar.

First Appellate Authority  
O/o DC, Jalandhar.

Respondents

**APPEAL CASE NO. 307OF 2024**

Present :- None for the parties.

**ORDER**

The RTI application is dated 27.08.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) and second appeal was filed in the Commission on 20.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

3. The appellant is absent today. He has not informed the Commission about his absence for today's hearing.

4. Respondent is also absent today. He has sent an email at diary no. 419 dated 20.02.2025 vide which he has sent point wise reply on 18.02.2025 to the appellant. ***Copy of the reply as sent by the respondent be sent to the appellant alongwith these orders.*** As the Appellant is absent and nothing has been heard from him regarding the receipt of information, it is presumed that he is satisfied with the information provided.

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**APPEAL CASE NO. 307 OF 2024**

5. In view of the foregoing, no cause of action is required, the appeal is therefore **disposed of and closed**. Copies of the order be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month.*

Sd/-

Date: 05.03.2025

(Dr. Bhupinder S. Batth)  
State Information Commissioner  
Punjab

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Sh. HarinderVirk, S/o Sh. Kulwant Singh,  
# 23/4 B, PiliSarakRaghomajra,  
Tehsil & Distt Patiala-147001.  
M : 9876466177

**(RTI Application No 90479 )**

Appellant

Versus

Public Information Officer,  
O/o District Coordinator,  
Suvidha Kendra, Patiala..

First Appellate Authority  
O/o DC, Patiala.

Respondents

**APPEAL CASE NO. 331 OF 2024**

Present :- (i) None for the appellant  
(ii) For the respondent: Sh.HimanshuPuri, Clerk (7696969654) and  
ShRohitWalia, JrAsstt. (98888-99588)

**ORDER**

The RTI application is dated 19.09.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) and second appeal was filed in the Commission on 22.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

3. The Appellant is not present today. However, he has informed telephonically that he shall not be able to attend the hearing today.

4. The Respondent states that the information demanded by the Appellant through his RTI application is in the form of question/ query and the same is not covered u/s 2(f) of the RTI Act and that they have already sent their reply regarding the same to the appellant. The respondent has also filed his reply regarding the same.



**APPEAL CASE NO. 331 OF 2024**

5. After going through the case file and perusing the documents placed on record, it is ascertained that the information sought by the appellant is in the form of question/ query. The Appellant may take note that Central Information Commission vide order dated 21.04.2006 in case no. CIC/AT/A/2006/00045 has decided that -

*(The RTI Act does not cast on the public authority any obligation to answer queries, as in this case, in which a petitioner attempts to elicit answers to his questions with prefixes, such as, why, what, when and whether. The petitioner's right extends only to seeking information as defined in Section 2 (f) either by pinpointing the file, document, paper or record, etc., or by mentioning the type of information as may be available with the specified public authority.)*

6. The appellant may note that it is settled legal position that information that can be provided under the RTI Act is that which is already on record of the Public Authority. The PIO cannot be asked to create any record for answering the RTI questions. As per the Supreme Court decision in **KhanapuramGandaiahvs Administrative Officer &Ors on 4 January, 2010 in SPECIAL LEAVE PETITION (CIVIL) NO.34868 OF 2009** the definition of information as given under Section 2(f) of the RTI Act 2005, shows that an applicant under Section 6 of the RTI Act can get any information which is already in existence and accessible to the public authority under law. Of course, under the RTI Act an applicant is entitled to get copy of the opinions, advices, circulars, orders, etc., but he cannot ask for any information as to why such opinions, advices, circulars, orders, etc. have been passed. Hence, the information sought by him cannot be supplied. The appeal is, therefore **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Date: 05.03.2025

(Dr.Bhupinder S. Batth)  
State Information Commissioner  
Punjab

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Sh. Suresh Kumar Satija, S/o Sh. Jai Narian Satija,  
St No 9, Nai Abadi, Tehsil Abohar, Distt Fazilka-152116.  
M : 9216100174

**RTI Application No 92651**

**Appellant**

**Versus**

Public Information Officer,  
O/o Joint Director, Agriculture, Punjab,  
Kheti Bhawan, institutional Site no.204,  
Phase-6, Mohali.

First Appellate Authority  
O/o Director, Agriculture, Punjab,  
Kheti Bhawan, institutional Site no.204,  
Phase-6, Mohali.

**Respondents**

**APPEAL CASE NO. 3420F 2024**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Harpreet Singh, ADO (9224000050), Sh. Kulwant Singh, APIO (9592390536) and Sh. Iqbal Singh, Sr. Assistant (9914528122)

**ORDER**

The RTI application is dated 03.10.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) and second appeal was filed in the Commission on 29.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

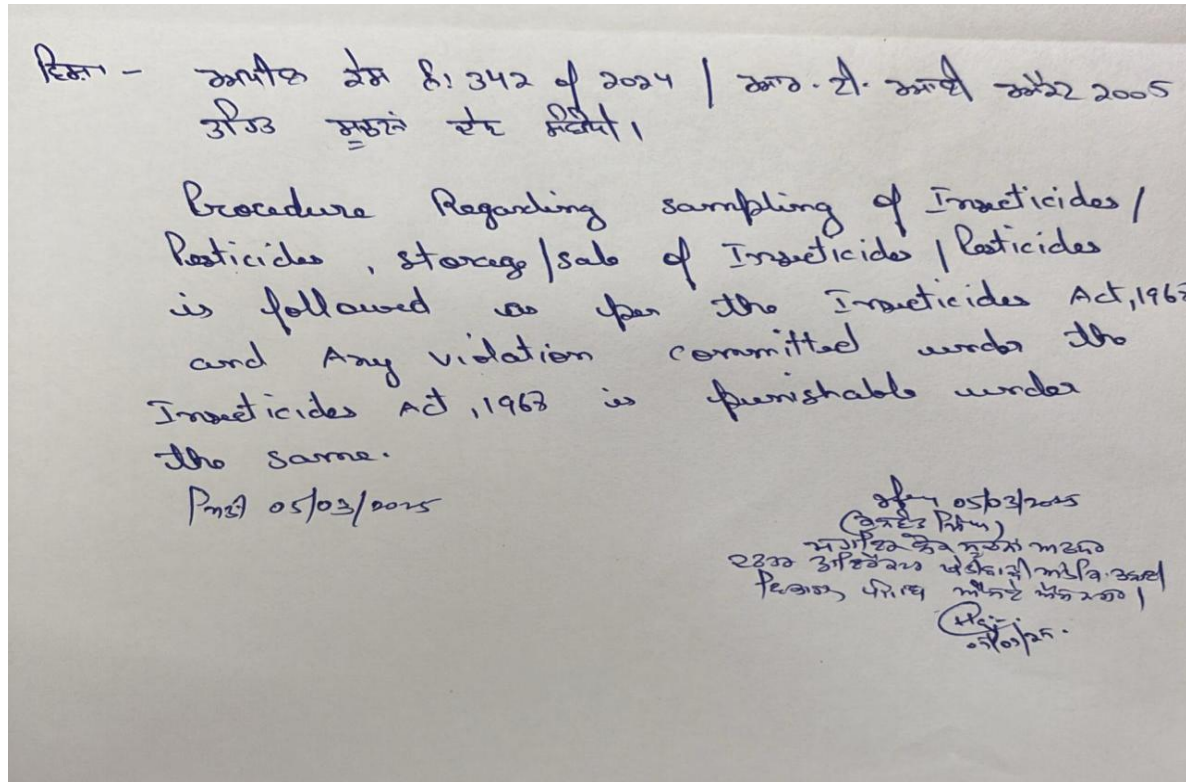
2. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

3. The appellant is not present today. He has not informed the Commission about his absence for today's hearing.

4. Respondent has filed his reply, which is as under:-



**APPEAL CASE NO. 3420F 2024**



5. The Commission has examined the above said reply which adequately addresses the RTI application. After hearing the respondent and going through the reply filed by the respondent, the Commission is of the considered opinion that the Respondent has provided appropriate and permissible reply to the Appellant.

6. In view of the foregoing, no cause of action is required, the appeal is therefore **disposed of and closed**. Copies of the order be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month, if he so desires.*

Sd/-

(Dr. Bhupinder S. Batth)  
State Information Commissioner  
Punjab

Date: 05.03.2025



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Sh. Bittu , S/o Sh. Om Kumar,  
Village Bholapur, PO Ramgarh, Chandigarh Road,  
Distt Ludhiana-141123.

Appellant

Versus

Public Information Officer,  
O/o SDM, Dasuya, DisttHoshiarpur.

First Appellate Authority  
O/o SDM, Dasuya, DisttHoshiarpur.

Respondents

**APPEAL CASE NO. 354 OF 2024**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Bhupinder Singh, Steno (9781444818)

**ORDER**

The RTI application is dated 24.05.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) and second appeal was filed in the Commission on 29.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

3. Respondent states that the information has been sent to the appellant.

4. The appellant is absent today. He has sent an email at diary no. 3122 dated 28.02.2025 stating that he has received the information.

5. Since the appellant has received the information, no further cause of action is left, hence the above said appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

**Date: 05.03.2025**

**(Dr.Bhupinder S. Batth)**  
**State Information Commissioner**  
**Punjab**

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Sh. Bittu , S/o Sh. Om Kumar,  
Village Bholapur, PO Ramgarh, Chandigarh Road,  
Distt Ludhiana-141123.

Appellant

Versus

Public Information Officer,  
O/o SDM, Shahkot, Distt Jalandhar.

First Appellate Authority  
O/o SDM, Shahkot, Distt Jalandhar.

Respondents

**APPEAL CASE NO. 3550F 2024**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Satinder Pal Singh, PIO ( 9463483388)

**ORDER**

The RTI application is dated 24.05.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) and second appeal was filed in the Commission on 29.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

3. The appellant is absent today. An email has been received from the appellant at diary no. 2268 dated 13.02.2025 mentioning therein that no information has been given to him so far.

4. Respondent states that the information has already been sent to the appellant. He further states that the appellant demanded information on two points. Regarding point no. 1, the information demanded by the appellant cannot be provided, under Section 8(1)(j) of the RTI Act 2005. Regarding point no. 2, the information has been sent to the appellant. He adds that he has also brought copy of reply/information today in the Commission. The same is taken on record.



**APPEAL CASE NO. 3550F 2024**

5. After hearing the respondent and examining the case file, it is observed that the appellant demanded information on two points. The same is as under:-

- .1 ਸ਼੍ਰੀ ਮਾਨ ਜੀ 01.01.2020 ਤੋਂ ਲੈ ਕੇ 30.04.2023 ਤੱਕ ਦੇ ਨਾਨ ਟਰਾਂਸਪੇਰਟ ਵਹੀਕਲ ਦਾ ਫਾਰਮ ਨੰਬਰ 24 ਅਤੇ ਫਾਰਮ ਨੰਬਰ 25 ਕੇ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀਆਂ ਦੀਆਂ ਜਾਨ।
2. ਸ਼੍ਰੀ ਮਾਨ ਜੀ 01.01.2020 ਤੋਂ ਲੈ ਕੇ 30.04.2023 ਤਕ ਦੇ ਨਿਯੁਕਤ ਰਹੇ ਉਪ ਮੰਡਲ ਮੈਜਿਸਟ੍ਰੇਟ ਅਤੇ ਟ੍ਰਾਂਸਪੋਰਟ ਸੀਟ ਤੇ ਨਿਯੁਕਤ ਰਹੇ ਕਰਮਚਾਰੀ/ਕਲਰਕ ਦਾ ਨਾਮ ਅਤੇ ਮੋਬਾਈਲ ਨੰਬਰ ਦੀਆਂ ਜਾਣੇ।

6. After hearing the respondent and examining the case file, it is ascertained that the information has been provided to the appellant on point no. 02. The Commission has further ascertained that the information sought by the appellant on point no.01 is of confidential nature and the respondent has rightly refused to provide on account of Section 8(1) (j) of the RTI Act, 2005.

7. The Commission also relied upon the judgment of Hon'ble Supreme Court of India in the case of R.K. Jain Vs Union of India (2013) 14 SCC 794, in which, it has been held that "Personal information disclosure of which has no relation to any public activity or interest" or which would cause unwarranted invasion of privacy of individual held, can be withheld unless authority concerned is satisfied that larger public interest justifies disclosure of this information. *Regarding point no. 2, information has been provided to the appellant.*

8. In wake of aforementioned, the Commission finds that the present Appeal Case is without merit and therefore, it is **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

Date: 05.03.2025

(Dr.Bhupinder S. Batth)  
State Information Commissioner  
Punjab

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Sh. Ramesh Kumar Saini,  
# 163, Urban Estate, Phase3,  
Patiala-147002

Appellant

Versus

Public Information Officer,  
O/o Directorate of Social Security Women & Child Development, PB,  
102,103,Sector 34-A, Chandigarh.

First Appellate Authority  
O/o Directorate of Social Security Women & Child Development, PB,  
102,103,Sector 34-A, Chandigarh.

Respondents

**APPEAL CASE NO. 379 OF 2024**

Present :- (i) Sh Ramesh Kumar Saini, Appellant  
(ii) For the respondent: Smt. InduBala, Supdt. Grade-I (9354610003)

**ORDER**

The RTI application is dated 07.06.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) and second appeal was filed in the Commission on 29.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 05.03.2025 in the Commission i.e. today.

3. The appellant states that he has not received any information till date.

4. Respondent states that she has brought the information pertaining to point no.02 and 03. Regarding point nos. 1 and 4 the respondent states that the matter is *sub-judice* in Hon'ble Punjab & Haryana High Court in CWP No. 25047 of 2019. Hence, the same cannot be provided. The respondent has also filed her reply regarding the same.



**APPEAL CASE NO. 379 OF 2024**

5. After hearing both the parties and perusing the case file, it is ascertained that the appellant demanded information on four points i.e.

1. *Due to irregular payment, total loss caused to the State from the period 13.04.2006 to 31.05.2023.*
2. *Copies of Vigilance Bureau letters issued between 29.11.2021 to date pointing out above irregularity.*
3. *Copy of the noting/minutes sheet to deal Vigilance Bureau letters received from time to time.*
4. *Action taken against officials responsible for over payment.*

As per the respondent, information regarding point nos. 1 and 4 cannot be provided as the matter is *sub-judice* in Hon'ble Punjab & Haryana High Court in CWP No. 25047 of 2019. Regarding point nos. 2 and 3, respondent has brought the information today in the Commission. ***Copy of the same is sent to the appellant along with these orders.***

6. In view of the above circumstances, no cause of action is required, the appeal is therefore **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

(Dr. Bhupinder S. Batth)  
State Information Commissioner  
Punjab

Date: 05.03.2025