

# PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864113, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com),

Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)



## FINAL ORDER REMAND BACK TO FAA

**Shri Vipan Grover (9877086735),**

S/o Shri Lekh Raj,

R/o Village Fatehgarh Panjtoor,

Distt Moga - 142043

....Complainant

Versus

**Public Information Officer,**

O/o Financial Commissioner Revenue

and Rehabilitation, Punjab, Chandigarh.

**Regd. Post**

**Remanded Back to:**

**First Appellate Authority**

O/o Deputy Secretary,

Financial Commissioner Revenue

and Rehabilitation, Punjab, Chandigarh.

**Encl. RTI application**

....Respondents

## Complaint CASE NO. 156 OF 2024

**Present:** Complainant: Absent

Respondent: Shri Gautam Chopra, Clerk from the O/o Tehsildar, Dharamkot (9888010760)

### **ORDER:**

The application dated **14.02.2024** vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on **21.03.2024** under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. **18.03.2025**.

2. The respondent states that the sought information is not available in his office and further, he states that the complainant came to his office and submitted his written statement that the information is not related to the office, Tehsildar, Dharamkot, which is taken on record.

3. The complainant is absent, but he has made a written submission via an email dated 17.01.2025, stating that it is imperative for him to obtain the information. This is however, a complaint case and the only question before the Commission is to determine whether there was any malafied intention on the part of PIO to delay / deny the information. However, in view of the complainant's prayer, the case is remanded back to the First Appellate Authority.

4. As the complainant is interested to collect / get the sought information. It is appropriate to mention that Hon'ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768- 32769/2010) has held that

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## Complaint CASE NO. 156 OF 2024

while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since, an alternative and efficacious remedy of first appeal is available to the complainant who is interested in getting the information, accordingly, without going into the merits of the case, the case is remanded back to the **First Appellate Authority i.e. O/o Deputy Secretary, Financial Commissioner Revenue and Rehabilitation, Punjab, Chandigarh.**, to take appropriate decision in accordance with the provisions of the RTI Act, 2005, within the prescribed timeline, after giving opportunity of hearing to all concerned by passing a speaking order.

6. With these directions, the case is **disposed of and closed**. However, the liberty is granted to the complainant to file second appeal, if he is not satisfied / does not receive the decision of the First Appellate Authority.

Date: 18.03.2025

Sd/-  
(Virinderjit Singh Billing)  
State Information Commissioner  
Punjab

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## FINAL ORDER REMAND BACK TO FAA

**Shri Jagpal Singh (9779119359),**  
# 2035/2, Sector - 47 C,  
Chandigarh - 160047

....Complainant

Versus

**Public Information Officer,**  
**O/o Panchayat Officer,**  
Gram Panchayat, Dera Bassi,  
Distt Mohali.

**Regd. Post**

**Remanded Back to:**  
**First Appellate Authority**  
**O/o BDPO, Dera Bassi,**  
District Mohali.

**Encl. RTI application**

....Respondents

### Complaint CASE NO. 304 OF 2024

**Present:** Complainant: Absent  
Respondent: Absent

#### **ORDER:**

The application dated **01.04.2024** vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on **22.07.2024** under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. **18.03.2025**.

2. The respondent is absent without intimation. However, the complainant is also absent without intimation. It is also a fact that notice of hearing was sent to the parties through registered post, but even then both parties are absent. The complainant has filed a complaint case in the Commission.

3. It is appropriate to mention that Hon'ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

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## Complaint CASE NO. 304 OF 2024

4. Since, an alternative and efficacious remedy of first appeal is available to the complainant who is interested in getting the information, accordingly, without going into the merits of the case, the case is remanded back to the **First Appellate Authority i.e. O/o BDPO, Dera Bassi, District Mohali**, to take appropriate decision in accordance with the provisions of the RTI Act, 2005, within the prescribed timeline, after giving opportunity of hearing to all concerned by passing a speaking order.

5. With these directions, the case is **disposed of and closed**. However, the liberty is granted to the complainant to file second appeal, if he is not satisfied / does not receive the decision of the First Appellate Authority.

Date: 18.03.2025

Sd/-  
(Virinderjit Singh Billing)  
State Information Commissioner  
Punjab

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## FINAL ORDER

**Shri Gurdarshan Singh (9878773048),**  
S/o Shri Jaswant Singh,  
Village Bakhsiwala, Tehsil Budhlada,  
Distt Mansa.

....Appellant

Versus

**Public Information Officer,**  
O/o Deputy Commissioner,  
Mansa.

**First Appellate Authority,**  
O/o Deputy Commissioner,  
Mansa.

....Respondents

## APPEAL CASE NO. 1227 OF 2023

**PRESENT:** Appellant: Shri Gurdarshan Singh (9878773048)  
Respondent: Shri Mandeep Singh, Clerk (9507387001)

### **ORDER:**

The above said appeal case was earlier allocated to Shri Anumit Singh Sodhi, State Information Commissioner. After his retirement, the said appeal case was allocated to the undersigned Bench. The RTI application is dated **10.11.2022** vide which the appellant has sought the information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **02.01.2023** and Second Appeal was filed in the Commission on **08.02.2023** under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of Hearing was issued to the parties for today i.e. **18.03.2025**.

2. The respondent states that information has already been supplied to the appellant and further, he submitted his written submission which was received in the Commission vide diary no. 3754 dated 11.03.2025, along with appellant's receiving.

3. The appellant is present in person and states that he is satisfied with the supplied information and requested to close this present appeal case, which is taken on record.

4. Keeping in view of the above and the statement given by the appellant, the Commission is of the view that no further cause of action is required. Hence, this case is **disposed of and closed.**

**Date: 18.03.2025**

**Sd/-**  
**(Virinderjit Singh Billing)**  
**State Information Commissioner**  
**Punjab**

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## FINAL ORDER

**Shri Gurdarshan Singh (9878773048),**  
S/o Shri Jaswant Singh,  
Village Bakhsiwala, Tehsil Budhlada,  
Distt Mansa.

....Appellant

Versus

**Public Information Officer,**  
O/o Deputy Commissioner,  
Mansa.

**First Appellate Authority,**  
O/o Deputy Commissioner,  
Mansa.

....Respondents

## APPEAL CASE NO. 1249 OF 2023

**PRESENT:** Appellant: Shri Gurdarshan Singh (9878773048)  
Respondent: Shri Mandeep Singh, Clerk (9507387001)

### **ORDER:**

The above said appeal case was earlier allocated to Shri Anumit Singh Sodhi, State Information Commissioner. After his retirement, the said appeal case was allocated to the undersigned Bench. The RTI application is dated **14.11.2022** vide which the appellant has sought the information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **02.01.2023** and Second Appeal was filed in the Commission on **08.02.2023** under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of Hearing was issued to the parties for today i.e. **18.03.2025**.

2. The appellant states that he is not satisfied with the reply supplied by the respondent.
3. The respondent states that a reply has already been supplied to the appellant vide letter no. 295 dated 07.03.2025 and a copy of the same has also been submitted to the Commission.
4. After having detailed deliberations with both the parties, the same was explained to the appellant, who concurs with the Commission's decision and the appellant is agreed to close this present case.
5. Keeping in view of the above and the statement given by the appellant, the Commission is of the view that no further cause of action is required. Hence, this case is **disposed of and closed.**

**Date: 18.03.2025**

**Sd/-**  
**(Virinderjit Singh Billing)**  
**State Information Commissioner**  
**Punjab**

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## FINAL ORDER

**Shri Gurdarshan Singh (9878773048),**  
S/o Shri Jaswant Singh,  
Village Bakhsiwala, Tehsil Budhlada,  
Distt Mansa.

....Appellant

Versus

**Public Information Officer,**  
O/o Senior Superintendent of Police,  
Mansa.

**First Appellate Authority,**  
O/o IGP, Bathinda Range,  
Bathinda.

....Respondents

## APPEAL CASE NO. 1817 OF 2023

**PRESENT:** Appellant: Shri Gurdarshan Singh (9878773048)  
Respondent: ASI Komal Singh (9780004598)

### **ORDER:**

The above said appeal case was earlier allocated to Shri Anumit Singh Sodhi, State Information Commissioner. After his retirement, the said appeal case was allocated to the undersigned Bench. The RTI application is dated **04.01.2023** vide which the appellant has sought the information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **06.02.2023** and Second Appeal was filed in the Commission on **13.03.2023** under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of Hearing was issued to the parties for today i.e. **18.03.2025**.

2. The respondent states that information had already been supplied to the appellant on 02.08.2023, after the completion of inquiry and further, he submitted his reply, which was received in the Commission vide diary no. 2247 dated 13.02.2025, which is taken on record.

3. The appellant states that he is satisfied with the supplied information and further, he requested to close this present appeal case.

4. Keeping in view of the above and the statement given by the appellant, the Commission is of the view that no further cause of action is required. Hence, this case is **disposed of and closed.**

**Date: 18.03.2025**

**Sd/-**  
**(Virinderjit Singh Billing)**  
**State Information Commissioner**  
**Punjab**