

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864120

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Sh. Gursewak Singh, S/o Sh. Gurpal Singh,
R/o Village Sohangerh Ratewala,
Distt Ferozepur. M : 9463709554

Appellant

Versus

Public Information Officer,
O/o CDPO, Guruharsahai, Distt Ferozepur.

First Appellate Authority,
O/o Director, Child Development and Women Department,
PB, Chandigarh.

Respondents

APPEAL CASE NO. 176 OF 2024

Present :- (i) None is present on behalf of the appellant
(ii) For the respondent: Smt. Paramjeet Kaur, Suptd. (9814625940)

ORDER

The RTI application is dated 26.09.2023 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 18.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 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 states that the information has been sent to the appellant. He has also brought copy of information today in the Commission.

5. After hearing the respondent and going through the case file, the Commission is of the considered opinion that the Respondent has provided information to the appellant. The appellant is absent today. He has not informed the Commission about his absence for today's hearing. 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

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APPEAL CASE NO. 176 OF 2024

is **disposed of & closed**. Copy of the order be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month in case he has not received the same.*

Sd/-

Date :25.03.2025

(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab

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Sh. Ram Chand, S/o Sh. Nathu Ram,
R/o Village Lande Road, Distt Sri Muktsar Sahib.
M : 9814785288

Appellant

Versus

Public Information Officer,
O/o XEN, PSPCL,
Sri Muktsar Sahib.

First Appellate Authority,
O/o SE, PSPCL,
Sri Muktsar Sahib.

Respondents

APPEAL CASE NO. 109 OF 2024

Present :- (i) None for the appellant.
(ii) For the respondent : Sh Baljeet Singh, AE (96461-14603) and
Sh Nikhil, Clerk (62802-15948)

ORDER

The RTI application is dated 17.09.2023 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 13.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 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.

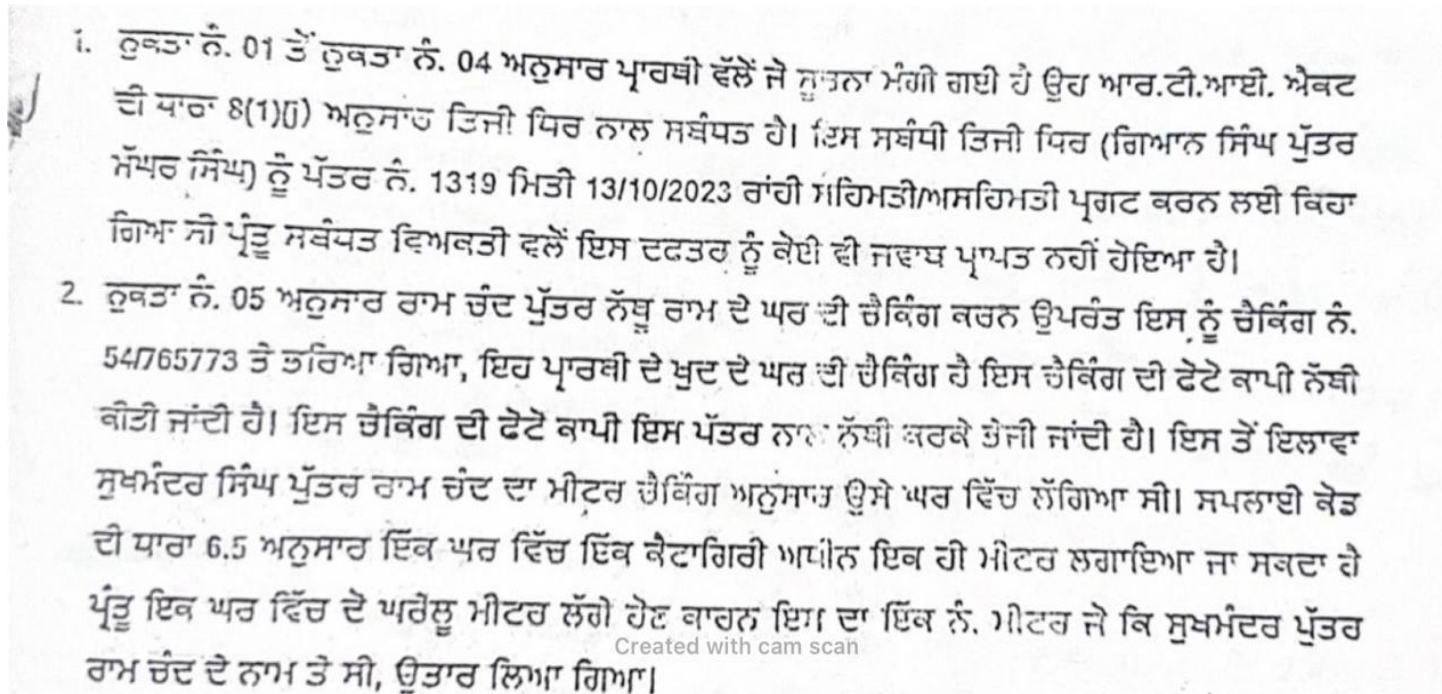
4. The respondent states that the information sought by the appellant pertaining to point no. 5 has been provided to the appellant. However, regarding rest of the information pertaining to point no. 1 to 4, the information demanded is third-party information. Hence, the same has not been provided.

5. The perusal of the case file shows that the appellant is not present today. He has not even bothered to inform the Commission about his absence. The appellant has demanded information on five points. Regarding point nos. 1 to 4, as per the respondent the



APPEAL CASE NO. 109 OF 2024

information demanded by the appellant is third party . Today, the respondent has filed copy of the reply provided to the appellant. The same is as under:-



6. After going through the documents placed on record, it is ascertained that the information demanded by the appellant on points 1 to 4 cannot be provided as the same is third-party information. The furnishing of the information asked for , if provided, would cause unwarranted invasion of privacy of the individual under Section 8(1)(j) of the RTI Act . Hence, the contention of the respondent is upheld.

7. Further, the respondent states that the information pertaining to point no. 5 has been provided to the appellant. He has also brought a copy of the same today. *Hence, copy of the information pertaining to point no. 5 is sent to the appellant along with these orders.*



APPEAL CASE NO. 109 OF 2024

8. In view of the foregoing, no further cause of action is left, therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the orders be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month from the receipt of this order.*

Sd/-

Date :25.03.2025

(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab



Sh. Karan Luthra, S/o Sh. Deepak Luthra,
D30 Silver Heights ,Near Wadala Chowk,
Jalandhar-144003.
M : 9300032600

Appellant

Versus

Public Information Officer,
O/o DC, Jalandhar.

First Appellate Authority,
O/o DC, Jalandhar.

Respondents

APPEAL CASE NO. 120 OF 2024

Present :- (i) None for the appellant
(ii) For the respondent :Sh Rajinder Singh, Clerk (98150-65174)

ORDER

The RTI application is dated 11.09.2023 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 14.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

3. The appellant is not present today.

4. The respondent states that the reply has already been provided to the appellant.

5. The perusal of the case file shows that the appellant is not present today. He has not even bothered to inform the Commission about his absence. The respondent states that the reply has been sent to the appellant that the information demanded by the appellant is not specific. The same is as under:-



APPEAL CASE NO. 120 OF 2024

ਮੰਗੀ ਗਈ ਸੂਚਨਾ	ਜਵਾਬ
1) Kindly provide the number of licenses which have complied with the above mentioned section of rules abide and have submitted the register or information in any form to the competent authorities.	ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਜਿਸ ਰੂਪ ਵਿੱਚ ਸੂਚਨਾ ਮੰਗੀ ਗਈ ਹੈ ਉਸ ਰੂਪ ਵਿੱਚ ਉਪਲੱਬਧ ਨਾ ਹੈ। ਇਸ ਸਬੰਧੀ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ 2005 ਅਧੀਨ Govt. of Punjab Department of Information technology (Administrative Reforms branch Chandigarh ਦੇ ਪਿੱਠ ਅੰਕਟ ਨੰਬਰ 2/30/08-ਆਰ.ਏ.ਆਰ/438, ਮਿਤੀ: 17.06.2008 ਦੇ ਲੜੀ ਨੰ: 8 ਮੁਤਾਬਕ ਹੇਠ ਅਨੁਸਾਰ ਸੂਚਨਾ ਸਪਲਾਈ ਕੀਤੇ ਜਾਣ ਦਾ ਉਪਬੰਧ ਹੈ: "Only Such Information is required to be supplied under the act which already exists and is held by the public Authority or held under the control of the public Authority. The PIO is not supposed to create information or to interpret information or to solve the problems raised by the applicants or to furnish replies to hypothetical questions." ਇਸ ਤਰ੍ਹਾਂ ਆਪ ਵੱਲੋਂ ਜਿਸ ਰੂਪ ਵਿੱਚ ਸੂਚਨਾ ਦੀ ਮੰਗ ਇਸ ਦਫਤਰ ਪਾਸੇ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਰੂਪ ਵਿੱਚ ਸੂਚਨਾ ਮੁਹਈਆ ਨਹੀਂ ਕਰਵਾਈ ਜਾ ਸਕਦੀ ਹੈ।
2) Kindly provide the number of licenses which haven't complied to the rules abide.	As above
3) Kindly provide the information or numbers of notice issued by the competent authorities to the licenses who haven't complied with the adequate section of rules abide (Kindly provide the details of year 2022 & 2023)	As above

Further the respondent has also filed a copy of the decision given by the First appellate authority O/o DC, Jalandhar in which the contention of the respondent has been upheld.

6. In view of the above, 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



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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 **dismissed**. Copies of the order be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month from the receipt of this order.*

Date :25.03.2025

Sd/-
(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab

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Sh. Ravideep Singh, S/o Sh. Jaswinder Lal,
Village Ghurka, Tehsil Phillaur,
Distt Jalandhar-144632.
M : 8427244200

Appellant

Versus

Public Information Officer,
O/o Tehsildar ,Phillaur, Distt Jalandhar.

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

Respondents

APPEAL CASE NO. 121 OF 2024

Present :- (i) None for the appellant
(ii) For the respondent :PIO-Sh Damanbir Singh, Tehsildar, Phillaur
(9501380707), Sh. Jatinder Singh, Kanungo (87288-06556) and Sh. Harpreet
Singh, Clerk (99146-27612)

ORDER

Brief facts of the case are that the appellant has demanded following information from the department on 22.08.2023.

"1. I request information regarding the availability of the soft or hard copy of the cadastral map of Village Ghurka, Tehsil Phillaur, District Jalandhar.

2. Please provide information about the land belonging to the panchayat that is being used for agricultural purposes. Kindly include details such as the area, khewat/khasra numbers, and the names of adjoining landowners.

3. Kindly provide information about the revenue generated by the village panchayat through leasing out the aforementioned agricultural land for the past five years. This information should be presented in a detailed manner.

4. I am seeking information about all the land used for waste water storage in Village Ghurka, including details about their area, khewat/ khasra numbers, and map showing their locations.



APPEAL CASE NO. 121 OF 2024

5. Please provide information about the land used as drainage channels passing through Ghurka village. Specifically, I would like to know the width, breadth, khewat/khasra numbers, and details of adjoining landowners. Additionally, kindly provide details about the revenue generated from leasing out this drain land to users."

Further, the appellant filed first appeal with the First Appellate Authority (hereinafter FAA) and second appeal in the Commission on 14.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

2. The appellant is not present today. He has not bothered to inform the Commission about his absence.

3. The respondent states that the reply has already been sent to the appellant. He has also filed a copy of the reply in the Commission. The same is as under:-

ਪੈਰਾ ਨੰ: 1.	ਮੁਸਾਵੀ ਦੀ ਨਕਲ ਲੈਣ ਸਬੰਧੀ ਆਪ ਸੇਵਾ ਕੇਂਦਰ ਵਿੱਚ ਅਪਲਾਈ ਕਰਕੇ ਪ੍ਰਾਪਤ ਕਰ ਸਕਦੇ ਹੋ।
ਪੈਰਾ ਨੰ: 2.	ਇਸ ਸਬੰਧੀ ਜਮਾਬੰਦੀ ਦੀ ਕਾਪੀ ਲੈਣ ਲਈ ਆਪ ਸਬੰਧਤ ਫਰਦ ਕੇਂਦਰ ਵਿੱਚ ਅਪਲਾਈ ਕਰਕੇ ਲੈ ਸਕਦੇ ਹੋ।
ਪੈਰਾ ਨੰ: 3.	ਇਹ ਪੈਰਾ ਇਸ ਦਫਤਰ ਨਾਲ ਸਬੰਧਤ ਨਾ ਹੈ।
ਪੈਰਾ ਨੰ: 4.	ਇਹ ਸੂਚਨਾ ਆਪ ਪਟਵਾਰੀ ਹਲਕਾ ਪਾਸੋਂ ਸਰਕਾਰੀ ਫੀਸ ਜਮਾਂ ਕਰਵਾਕੇ ਪ੍ਰਾਪਤ ਕਰ ਸਕਦੇ ਹੋ।
ਪੈਰਾ ਨੰ: 5.	ਇਹ ਪੈਰਾ ਇਸ ਦਫਤਰ ਨਾਲ ਸਬੰਧਤ ਨਾ ਹੈ।

The respondent has intimated that Bench that the First Appellate authority has also upheld their contention in this case.



APPEAL CASE NO. 121 OF 2024

4. After hearing the respondent and going through the above reply, the Commission is of the considered opinion that the Respondent has provided appropriate and permissible reply to the Appellant. The appellant is absent today. He may note that since the government has fixed the revenue fees to procure such information, he should pay the fees and get the information. Hence, he is advised to obtain the information pertaining to point no. 1 and 2, after payment of requisite revenue fee. Further, regarding point no. 3 to 5 it is ascertained that the information relates to more than one PIOs. Each of these authorities has also separate PIOs. Under-section 6(1)(a) a person seeking information has to apply to the concerned public authority. It is not the job of one PIO to collect and thereafter collate this information from different PIOs of different Public Authorities and then supply the same to the appellant. The Appellant may note that there is a clear mention in the orders of former CIC in CC: 05 of 2010 which is reproduced as under:-

"that this obligation under Section 6 of the Act is to transfer the application to 'that other public authority' and not to public 'authorities'. The expression used in Section 6 is 'authority' and not 'authorities'. Simply put, the PIO is expected to transfer a request which does not relate to him but has nevertheless been received by him, one identifiable authority. He is not expected to transfer such a request if information is held by many or a number of authorities. The rational is that a PIO is not a post office or a coordinator for forwarding requests from information seekers to various departments. Legislature has merely facilitated the information seekers by empowering PIO who inadvertently receives request pertaining to another PIO to forward it to the concerned PIO".

5. The appellant may however approach the concerned PIOs regarding point nos. 3 to 5 with fresh application/s if he wants the information.



APPEAL CASE NO. 121 OF 2024

6. In view of the above, no further cause of action is left, therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the orders be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month from the receipt of this order.*

Sd/-

Date :25.03.2025

(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab



Sh. Jagtar Singh, S/o Sh. Damman Singh,
R/o Village Rampur Mander, PO Boha,
Tehsil Budhlada, Distt Mansa-151503.
M : 9876756322

Appellant

Versus

Public Information Officer,
O/o District Program Officer, Mansa.

First Appellate Authority,
O/o District Program Officer,
Mansa.

Respondents

APPEAL CASE NO. 132 OF 2024

Present :- (i) None for the appellant
(ii) For the respondent :PIO-Ms Ritender Pal Kaur Dhariwal, DPO (62833-10141) And Ms Nirmala Devi, CDPO (79863-05209)

ORDER

The RTI application is dated 17.10.2023 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 14.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

3. The appellant is not present today. He has not even bothered to inform the Commission about his absence

4. The respondent states that the information sought by the appellant is third-party information. Hence, the same has not been provided under Section 8(1)(j) of the RTI Act 2005.

5. The perusal of the case file shows that the appellant has demanded the following information from the department :-

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APPEAL CASE NO. 132 OF 2024

“ਸਾਡੇ ਪਿੰਡ ਰਾਮਪੁਰ ਮੰਡੇਰ ਤਹਿਸੀਲ ਬੁਢਲਾਡਾ ਜ਼ਿਲਾ ਮਾਨਸਾ ਵਿਖੇ ਆਗਣਵਾੜੀ ਵਰਕਰ ਦੀ ਨਿਯੁਕਤੀ ਸਬੰਧੀ ਬਾਲ ਵਿਕਾਸ ਅਤੇ ਪ੍ਰੋਜੈਕਟ ਅਫਸਰ ਬੁਢਲਾਡਾ ਜ਼ਿਲਾ ਮਾਨਸਾ ਫਾਈਨਲ ਤਿਆਰ ਕੀਤੀ ਗਈ ਮੈਰਿਟ ਸੂਚੀ ਦੀ ਕਾਪੀ ਇਸ ਫਾਰਮ ਨਾਲ ਨੱਥੀ ਹੈ ਜਿਸ ਦੇ ਅਨੁਸਾਰ ਆਗਣਵਾੜੀ ਵਰਕਰ ਦੀ ਨਿਯੁਕਤੀ ਇਸੇ ਸਾਲ ਯਾਨਿ ਕਿ 2023 ਵਿੱਚ ਕੀਤੀ ਗਈ ਹੈ। ਮੈਨੂੰ ਇਸ ਫਾਰਮ ਨਾਲ ਨੱਥੀ ਲਿਸਟ ਵਿੱਚ ਦਰਜ ਸਾਰੇ ਉਮੀਦਵਾਰਾਂ ਦੀ ਵਿੱਦਿਅਕ ਵਾ ਪ੍ਰੋਫੈਸ਼ਨਲ ਯੋਗਤਾ ਸਬੰਧੀ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀਆਂ ਤਸਦੀਕੀ ਕਾਪੀਆਂ ਜਾਰੀ ਕੀਤੀਆਂ ਜਾਣ ਜੀ”।

6. Further as per the respondent the information demanded by the appellant is third party information. After hearing the respondent and going through the case file, it is observed that the appellant has demanded personal information of the official. The nature of information sought is mainly the information which has the relevance and governance of the relationship of the employer and the employee and not between this official and the appellant. Accordingly from the perusal of this RTI application it has become abundantly clear that the purpose of the appellant in seeking this kind of information does not involve any larger public interest for asking the information as per the details mentioned in his application and was not supplied as per the stance taken by the respondents and it should not be in the public domain as has been upheld by the Hon'ble Supreme Court and other Hon'ble Courts to avoid the humiliation and harassment of the employees. Allowing this kind of information will certainly strengthen the abuse of the process of law. Hence, the objection of the respondent is upheld

7. I also relied upon the decision dated 13.11.2019 of Hon'ble Supreme Court of India in Civil Appeal No. 10044 of 2010 titled in Central Public Information Officer, Supreme Court of India Vs. Subhash Chandra Aggarwal, regarding Right to Information Act, 2005 in which in para no. 59 of the above referred case had defined 'Personal Information' under the Right to Information Act 2005, the relevant part of the judgment is reproduced below:-



APPEAL CASE NO. 132 OF 2024

“Reading of the aforesaid judicial precedents, in our opinion , would indicate that personal records, including name, address , Physical, mental and psychological status, marks obtained, grades and answer sheets, are all treated as personal information. Similarly, professional records, including qualification , performance , evaluation reports, ACRs, disciplinary proceedings, etc. Are all personal information. Medical records, treatment, choice of medicine, list of hospitals and doctors visited, findings recorded. Including that of the family members, information, relating to assets, liabilities, Income tax returns, details of the investments, lending and borrowing etc. are personal information. Such personal information is entitled to protection from unwarranted invasion of privacy and conditional access is available when stipulation of larger public interest is satisfied. This list is indicative and not exhaustive.

8. Hence, the applicant seeks personal information, which cannot be provided to him as per above said law/directions of the Hon’ble Supreme Court of India. Therefore the present appeal filed by the applicant stands **disposed of and closed**. Copy of the order be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month from the receipt of this order.*

Sd/-

Date :25.03.2025

(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab

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Sh. Pawan Kumar Verma, S/o Sh. Baldev Raj,
347 A, Surya Enclave Near Ekta Nagar,
Railway Crossing, Jalandhar-I-144009.
M : 9888615433

Appellant

Versus

Public Information Officer,
O/o DC, Jalandhar.

First Appellate Authority,
O/o DC, Jalandhar.

Respondents

APPEAL CASE NO. 138 OF 2024

Present :- (i) None for the appellant.
(ii) For the respondent : Sh. Harpreet Singh, Clerk (98559-56905)

ORDER

The RTI application is dated 06.08.2023 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 14.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

3. The appellant is not present today. He has not even bothered to inform the Commission about his absence.

4. The respondent states that the information sought by the appellant is third-party information. Hence, the same cannot be provided.

5. The perusal of the case file shows that the appellant is not present today. The respondent states that the information has not been provided to the appellant as the same is third-party information. The appellant through his RTI application has sought the following information:-

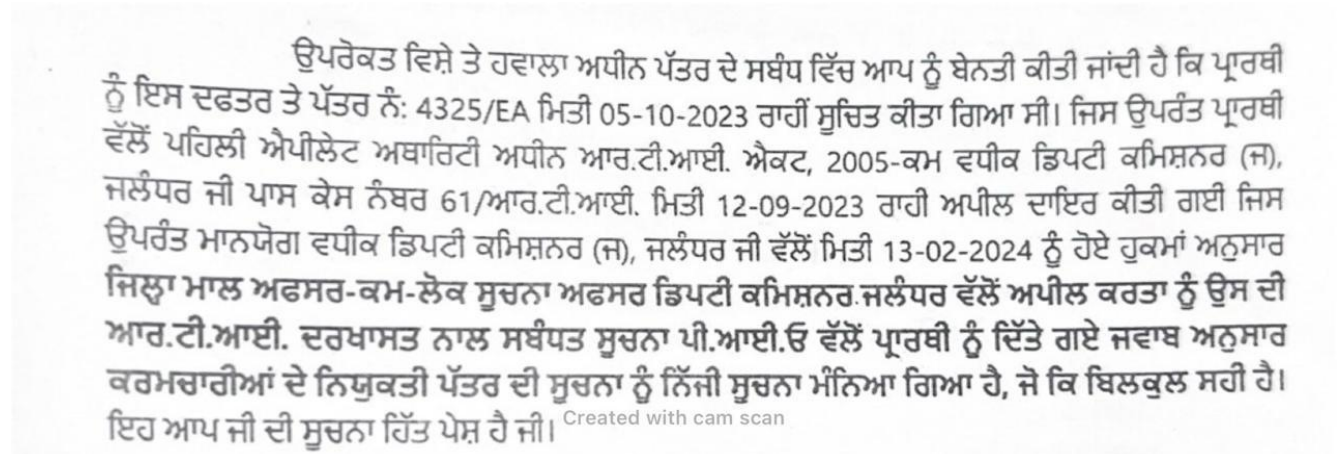


APPEAL CASE NO. 138 OF 2024

“(1) ਕਿ ਨੰਬਰ 1983 ਤੋਂ ਜੂਨ 1984 ਤੱਕ ਜਿਹੜੇ ਕਰਮਚਾਰੀ ਡੀ.ਸੀ. ਦਫ਼ਤਰ ਜਲੰਧਰ ਵਿਖੇ ਭਰਤੀ/ਨਿਯੁਕਤ ਹੋਏ ਉਨ੍ਹਾਂ ਦੇ ਨਿਯੁਕਤੀ ਪੱਤਰਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।

(2) ਇਨ੍ਹਾਂ ਕਰਮਚਾਰੀਆਂ ਵੱਲੋਂ ਆਪਣੇ ਨਿਯੁਕਤੀ ਪੱਤਰ ਦੀ ਸ਼ਰਤ ਅਨੁਸਾਰ ਟਾਈਪ ਟੈਸਟ ਕਦੇ ਕਦੇ ਪਾਸ ਕੀਤੇ ਉਨ੍ਹਾਂ ਹੁਕਮਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ”।

The respondent has also filed his reply regarding the same as under:-



6. After hearing the respondent and going through the case file, it is observed that the appellant has demanded personal information of the official. The nature of information sought is mainly the information which has the relevance and governance of the relationship of the employer and the employee and not between this official and the appellant. Accordingly from the perusal of this RTI application it has become abundantly clear that the purpose of the appellant in seeking this kind of information does not involve any larger public interest for asking the information as per the details mentioned in his application and was not supplied as per the stance taken by the respondents and it should not be in the public domain as has been upheld by the Hon'ble Supreme Court and other Hon'ble Courts to avoid the humiliation and harassment of the employees. Allowing this



APPEAL CASE NO. 138 OF 2024

kind of information will certainly strengthen the abuse of the process of law. Hence, the objection of the respondent is upheld.

7. In view of the above, it is ascertained that the information sought by the appellant is third party information and has rightly been declined in view of Section 8(1) (j) of the RTI Act, 2005. Hence, no further cause of action is left. Therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the orders be sent to the parties. *However, the liberty is granted to the appellant to approach the Commission within one month from the receipt of this order.*

Sd/-

Date :25.03.2025

(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab



Sh Sukhdev Singh, S/o Sh Shiv Singh,
R/o Village Rajpur Bhaiya,
Tehsil & Distt Hoshiarpur
(M:-9463610546)

Appellant

Versus

Public Information Officer,
O/o BDPO, Block-II, Hoshiarpur.

First Appellate Authority,
O/o DDPO, Hoshiarpur.

Respondents

APPEAL CASE NO. 113 OF 2024

Present :- (i) Sh. Sukhdev Singh, Appellant
(ii) For the respondent :Sh Prithi Pal, Panchayat Secy (98780-89758)

ORDER

The RTI application is dated 26.05.2023 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 12.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

3. The respondent states that the information has been provided to the appellant

4. The appellant states that he has received the complete information but much beyond the time period, as described under the Act.

5. After hearing both the parties and perusing the case file, it is ascertained that the information has been provided to the appellant and he is satisfied with it but he demands that action be taken against the Respondent-PIO for delay in providing the information to him.

It is observed that there are glaring systemic deficiencies in the office of BDPO, Block II, Hoshiarpur. Appropriate mechanism has not been provided to keep the record properly by the public authority due to which the information / request under RTI Act,

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APPEAL CASE NO. 113 OF 2024

2005 are not being served properly. *However, PIO-Respondent is warned to be careful in future while dealing with the RTI applications.*

6. In view of the foregoing, no further cause of action is left. Therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

Date :25.03.2025

(Dr. Bhupinder S Batth)
State Information Commissioner
Punjab



Sh. Rajesh Kumar, S/o Late Sh. Roshan Lal,
R/o 1855/3, Street Pandit Radha Krishan,
Ragho Majra, Patiala-147001.
M : 9888019588

Appellant

Versus

Public Information Officer,
O/o SSP, Patiala.

First Appellate Authority,
O/o IGP, Patiala Range,
Patiala.

Respondents

APPEAL CASE NO. 148 OF 2024

Present :- (i) Sh Rajesh Kumar, Appellant along with Ms Usha Rani
(ii) For the respondent : ShAmarjit, Sr Asstt. (94630-66588)

ORDER

The RTI application is dated 27.06.2023 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 18.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

3. Today, the appellant states that he has received the information pertaining to point no. 2 only. However, rest of the information has not been provided to him.

4. The respondent has filed his reply today.

5. After hearing both the parties and perusing the documents placed on record, it is ascertained that the appellant, through his RTI application has sought information on 03 points. He has received the information pertaining to point no.2 only. Regarding point no. 1 and 3, the respondent has filed his reply as under:-



APPEAL CASE NO. 148 OF 2024

ਅਪੀਲਕਰਤਾ ਵੱਲੋਂ ਦਰਖਾਸਤ ਨੰਬਰੀ 3313/ਪੇਸ਼ੀ-2015 ਅਤੇ 1688/ਪੇਸ਼ੀ-2015 ਸਬੰਧੀ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਇੰਚਾਰਜ ਸ਼ਿਕਾਇਤ ਸ਼ਾਖਾ ਪਾਸੋਂ ਰਿਪੋਰਟ ਹਾਸਿਲ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਅਪੀਲਕਰਤਾ ਵੱਲੋਂ ਪਹਿਲੀ ਅਪੀਲ ਮਾਨਯੋਗ ਵਧੀਕ ਡਾਇਰੈਕਟਰ ਜਨਰਲ ਪੁਲਿਸ-ਕਮ ਪਹਿਲੀ ਅਪੀਲ ਅਧਿਕਾਰ ਪਾਸ ਅਪੀਲ ਦਾਇਰ ਕੀਤੀ ਸੀ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰਬਰ 1465/ਆਰ.ਟੀ.ਆਈ., ਮਿਤੀ 11/10/2023 ਰਾਹੀਂ ਸਾਲ 2015 ਤੋਂ 2018 ਤੱਕ ਦਾ ਰਿਕਾਰਡ ਤਲਫ ਹੋਣ ਸਬੰਧੀ ਜਵਾਬ ਭੇਜਿਆ ਜਾ ਚੁੱਕਾ ਹੈ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਪਾਸੋਂ ਭੇਜੇ ਗਏ ਪੱਤਰ ਦੀ ਕਾਪੀ ਨੱਥੀ ਕਰਕੇ ਆਪ ਪਾਸ ਭੇਜੀ ਜਾ ਰਹੀ ਹੈ ਜੀ। ਸੋ ਕਿਰਪਾ ਕਰਕੇ ਅਪੀਲ ਕਰਤਾ ਦੀ ਅਪੀਲ ਦਾਖਲ ਦਫਤਰ ਕਰਨ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ।

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The Commission has examined the above-said reply of the respondent and has agreed with the same.

6. It is also observed that regarding point no. 3 the appellant has demanded medical/doctor report and other medical claim documents of Sh Roshan Lal. The appellant may take note of the decision dated 13.11.2019 of Hon'ble Supreme Court of India in Civil Appeal No. 10044 of 2010 titled in Central Public Information Officer, Supreme Court of India Vs. Subhash Chandra Aggarwal, regarding Right to Information Act, 2005 in which in para no. 59 of the above referred case had defined 'Personal Information' under the Right to Information Act 2005, the relevant part of the judgment is reproduced below:-

"Reading of the aforesaid judicial precedents, in our opinion, would indicate that personal records, including name, address, Physical, mental and psychological status, marks obtained, grades and answer sheets, are all treated as personal information. Similarly, professional records, including qualification, performance, evaluation reports, ACRs, disciplinary proceedings, etc. are all personal information. Medical records, treatment, choice of medicine, list of hospitals and doctors visited, findings recorded. Including that of the family members, information, relating to assets, liabilities, Income tax returns, details of the investments, lending and borrowing etc. are personal information. Such personal information is entitled to protection from unwarranted invasion of privacy and conditional access is available when stipulation of larger public interest is satisfied. This list is indicative and not exhaustive.

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APPEAL CASE NO. 148 OF 2024

7. In view of the foregoing, no further cause of action is left. Therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

Date: 25.03.2025

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



Sh. Rajesh Kumar, S/o Late Sh. Roshan Lal,
R/o 1855/3, Street Pandit Radha Krishan,
Ragho Majra, Patiala-147001.
M : 9888019588

Appellant

Versus

Public Information Officer,
O/o SSP, Patiala.

First Appellate Authority,
O/o IGP, Patiala Range,
Patiala.

Respondents

APPEAL CASE NO. 150 OF 2024

Present :- (i) Sh Rajesh Kumar, Appellant along with Ms Usha Rani
(ii) For the respondent : Sh Amarjit, Sr Asstt. (94630-66588)

ORDER

The RTI application is dated 27.06.2023 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 18.12.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 25.03.2025 in the Commission i.e. today.

3. Today the appellant states that he has not received the information till date.

4. The respondent has filed his reply today.

5. After hearing both the parties and examining the documents placed on record, it is ascertained that the appellant through his RTI Application has sought the following information:-

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APPEAL CASE NO. 150 OF 2024

“ਮਾਨਯੋਗ ਐਸ.ਐਸ.ਪੀ. ਸਾਹਿਬ ਪਟਿਆਲਾ ਜੀ ਦੇ ਮੇਰੇ ਵੱਲੋਂ ਪੇਸ਼ ਦਰਖਾਸਤ ਨੰ: 3313/ਪੇਸ਼ੀ/2015 ਮਿਤੀ 20.06.15 ਵਿੱਚ ਉੱਤਰਵਾਦੀ ਰਾਕੇਸ਼ ਕੁਮਾਰ ਉਰਫ ਬਿੱਟੂ ਪੁੱਤਰ ਰੇਸ਼ਨ ਲਾਲ ਅਤੇ ਪੰਕਜ ਗੁਪਤਾ ਪੁੱਤਰ ਰਾਕੇਸ਼ ਕੁਮਾਰ , ਅਤੇ ਕਮਲੇਸ਼ ਪਤਨੀ ਰਾਕੇਸ਼ ਕੁਮਾਰ ਵਾਸੀ ਮਕਾਨ ਨੰ: 428/3, ਪ੍ਰੀਤ ਗਲੀ, ਰਾਘੋ ਮਾਜਰਾ ਸਾਹਮਣੇ ਪਟਿਆਲਾ ਵੱਲੋਂ ਮੈਨੂੰ ਮੇਰੇ ਪਿਤਾ ਰੇਸ਼ਨ ਲਾਲ ਵੱਲੋਂ ਬੇਦਖਲ ਕੀਤੇ ਜਾਣ ਸਬੰਧੀ ਆਪ ਜੀ ਦੇ ਪਾਸ ਪੇਸ਼ ਕੀਤੇ ਮਾਨਯੋਗ ਅਦਾਲਤ ਤੇ ਪ੍ਰਾਪਤ ਕੀਤੇ ਹੁਕਮਾਂ ਦੀ ਕਾਪੀ ਦੀ ਤਸਦੀਕਸੁਦਾ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ”

The respondent has filed his reply as under:-

ਅਪੀਲਕਰਤਾ ਵੱਲੋਂ ਦਰਖਾਸਤ ਨੰਬਰ 3313/ਪੇਸ਼ੀ-2015 ਅਤੇ 1688/ਪੇਸ਼ੀ-2015 ਸਬੰਧੀ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਇੰਚਾਰਜ ਸ਼ਿਕਾਇਤ ਸ਼ਾਖਾ ਪਾਸੋਂ ਰਿਪੋਰਟ ਹਾਸਿਲ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਅਪੀਲਕਰਤਾ ਵੱਲੋਂ ਪਹਿਲੀ ਅਪੀਲ ਮਾਨਯੋਗ ਵਧੀਕ ਡਾਇਰੈਕਟਰ ਜਨਰਲ ਪੁਲਿਸ-ਕਮ ਪਹਿਲੀ ਅਪੀਲ ਅਧਿਕਾਰ ਪਾਸ ਅਪੀਲ ਦਾਇਰ ਕੀਤੀ ਸੀ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰਬਰ 1465/ਆਰ.ਟੀ.ਆਈ., ਮਿਤੀ 11/10/2023 ਰਾਹੀਂ ਸਾਲ 2015 ਤੋਂ 2018 ਤੱਕ ਦਾ ਰਿਕਾਰਡ ਤਲਫ ਹੋਣ ਸਬੰਧੀ ਜਵਾਬ ਭੇਜਿਆ ਜਾ ਚੁੱਕਾ ਹੈ। ਇਸ ਅਪੀਲ ਕੇਸ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਪਾਸੋਂ ਭੇਜੇ ਗਏ ਪੱਤਰ ਦੀ ਕਾਪੀ ਨੱਥੀ ਕਰਕੇ ਆਪ ਪਾਸ ਭੇਜੀ ਜਾ ਰਹੀ ਹੈ ਜੀ। ਸੋ ਕਿਰਪਾ ਕਰਕੇ ਅਪੀਲ ਕਰਤਾ ਦੀ ਅਪੀਲ ਦਾਖਲ ਦਫਤਰ ਕਰਨ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ।

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Copy of the same is handed over to the appellant today. After hearing the both the parties and examining the case file, it is observed that the reply has been provided to the appellant hence, 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 further cause of action is left. Therefore, the appeal case filed by the appellant is **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

(Dr. Bhupinder S Batth)

State Information Commissioner
Punjab

Date :25.03.2025