

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864100



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Sh. Jasbir Singh,  
Guru Nanak Nagar,  
Village Bholapur Jhabewal,  
PO Ramgarh, Distt Ludhiana-141123.  
M : 9888296107

Appellant

Versus

Public Information Officer,  
O/o Executive Officer,  
Nagar Council, Morinda,  
Distt Roopnagar(Punjab)

First Appellate Authority,  
O/o Executive Officer,  
Nagar Council, Morinda,  
Distt Roopnagar(Punjab)

Respondents

**APPEAL CASE NO. 3204 OF 2023**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Parvinder Singh, EO-cum-PIO ( 9876825940)

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 30.01.2023 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 15.05.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

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

4. An email has been received from the appellant Sh. Jasbir Singh vide commission diary no. 272 dated 27.01.2025 mentioning therein that he has received the information.



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**APPEAL CASE NO. 3204 OF 2023**

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/-

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

**Date: 28.01.2025**

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Sh. Jaspreet Singh Saini,  
S/o Sh. Gurcharan Singh Saini,  
# 225 GF, Housefed, Society ,  
Guru Gobind Singh Avenue,  
Tehsil & Distt Jalandhar-144001.  
M : 9815431665

Appellant

Versus

Public Information Officer,  
O/o Housefed, Punjab,  
Sector-34, Chandigarh.

First Appellate Authority,  
O/o Housefed, Punjab,  
Sector-34, Chandigarh.

Respondents

**APPEAL CASE NO. 3283 OF 2023**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: (i) Sh.Sukhwinder Sabharwal, Jr. Assistant (7888507304)  
and Sh. Abhishek Kumar, Clerk (9653972381)

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 01.03.2023 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 19.05.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

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

**APPEAL CASE NO. 3283 OF 2023**

4. Today Sh..Sukhwinder Sabharwal, Jr. Assistant submits a photocopy of an order passed by Hon'ble Judge Harsimran Singh Sethi of Hon'ble Punjab and Haryana High Court, which is taken on record

5. After hearing the respondent and going through the case file, it is observed that Hon'ble High Court of Punjab and Haryana High Court vide judgment dated 09.01.2025 in CM-19892-CWP-2024 in CWP-13580-2015 dated 09.01.2025 in the matter of The Punjab State Federation of Cooperative House Building Societies Limited vs The State Information Commission, Punjab and another and in CM-50-CWP-2025 in CWP-20904-2015 in the matter of The Punjab State Cooperative Bank Limited vs State Information Commission, Punjab and others held that :-

*“keeping in view the judgment in General Manager, The Kisan Sahkari Chini Mills (supra), qua the petitioner- HOUSEFED, the State has only 21% share and qua petitioner- Cooperative Bank, state has not more than 1% of share, which is not good enough to treat the petitioners as Public Authority so as to be amenable to the RTI Act 2005. Once, the Cooperative Societies have been kept apart from the definition of Public Authority and law has already been settled on the said issue by the Hon'ble Supreme Court of India, ignorance of said settled principle of law by the State Information Commission, Punjab in the impugned orders cannot be upheld.*

*Once , the writ petition is not maintainable against the Cooperative Societies, making the petitioners amenable to the right to Information Act, 2005 will be contrary to the settled principle of law by treating it as a Public Authority.*

*The State has a power to pass appropriate amendment so as to include the Cooperative Societies under the jurisdiction of RTI Act.*

*At this stage, learned counsel for the State has submitted that to her knowledge, no such amendment has been undertaken so far by the State so as to bring the petitioners under the jurisdiction of Right to Information Act, 2005.*

*Till the date any such amendment is made by the State, keeping in view the settled principle of law and the facts qua the petitioners notice hereinbefore, orders dated 20.05.2015 and 27.08.2015 passed by the State Information Commission, Punjab are contrary to settled principle of law and cannot be sustained and are set aside”.*



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**APPEAL CASE NO. 3283 OF 2023**

6. In view of the above circumstances, 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 orders be sent to the parties.

**Date: 28.01.2025**

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

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Sh. Nishant Gupta, S/o Sh. Anil Kumar Gupta,  
R/o H No 7 A, Jawahar Market Kaale Sonu di Hatti,  
PO Pratap Nagar, Nangal Dam, Distt Rupnagar-140125

Complainant

**Correspondence Address:-**

Sh. Nishant Gupta, S/o Sh. Anil Kumar Gupta,  
# 881, Sector 80,  
Opposite Mauli Baidwan Govt. School,  
Mohali-140308  
M:-6280755899, 7626883658

Versus

**Public Information Officer**

O/o Municipal Council Nangal ,  
Naya Nangal, Distt Rupnagar(Punjab)

Respondents

**COMPLAINT CASE NO. 344 OF 2023**

Present :- (i) Sh.Nishant Gupta the complainant  
(ii) For the respondent: Sh. Gourav Sharma, Clerk (9914605878)

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 16.03.2023 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 26.05.2023 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

3. Complainant states that no information has been given to him so far. Respondent sought some time to provide the information.

4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and

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**COMPLAINT CASE NO. 344 OF 2023**

another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties through registered post.

Sd/-

Date: 28.01.2025

Remanded back to  
First Appellate Authority  
O/o ADC (D), Ropar

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

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Sh. Yogesh Mahajan,  
S/o Late Sh. Kuldip Raj Mahajan ,  
President of Anti Corruption Council,  
Opp. Water Tank, Municipal Market,  
Mission Road, Pathankot.  
M: 9814354649

Appellant

Versus

Public Information Officer  
O/o Executive Engineer,  
Construction Division No 1,  
PWD B&R, Ferozepur.

First Appellate Authority  
O/o Superintending Engineer,  
PWD B&R, Construction Circle,  
Ferozepur.

Respondents

**APPEAL CASE NO.3293 OF 2023**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Amit Kumar, Junior Engineer –cum-APIO  
(7973886019)

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 01.02.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) on 09.03.2023 and second appeal was filed in the Commission on 19.05.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

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

4. Sh. Yogesh Mahajan the appellant has informed on phone that he has received the information and is satisfied.





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**APPEAL CASE NO.3293 OF 2023**

4. 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.

**Date: 28.01.2025**

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

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Sh. Yogesh Mahajan,  
S/o Late Sh. Kuldip Raj Mahajan ,  
President of Anti Corruption Council,  
Opp. Water Tank, Municipal Market,  
Mission Road, Pathankot.  
M : 9814354649

Appellant

Versus

Public Information Officer  
O/o Executive Engineer,  
Construction Division No 2,  
PWD B&R, Hoshiarpur.

First Appellate Authority  
O/o Superintending Engineer,  
PWD B&R Circle, Hoshiarpur.

Respondents

**APPEAL CASE NO.3298 OF 2023**

Present :- None for the parties.

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 06.01.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) on 03.03.2023 and second appeal was filed in the Commission on 19.05.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

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

4. Sh. Yogesh Mahajan the appellant has informed on phone that he has received the information and is satisfied.



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**APPEAL CASE NO.3298 OF 2023**

4. 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/-

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

**Date: 28.01.2025**

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Sh. Navjeevanjot Singh Walia,  
S/o Sh. Jatinder Pal Singh Walia, H No 180,  
01, Hambran Road, Back Side Stan Auto,  
Ram Dass Nagar, Krishana Nagar, Partap Singh Wala,  
Ludhiana (Punjab) 141008.

M: 7814731313

**RTI Application No 56204**

Appellant

Versus

Public Information Officer  
O/o Satguru Ram Singh,  
Govt Polytechnic College for Girls,  
Ludhiana.

First Appellate Authority  
O/o Satguru Ram Singh,  
Govt Polytechnic College for Girls,  
Ludhiana.

Respondents

**APPEAL CASE NO.3336 OF 2023**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Jasvir Singh, PIO ( 9872813000)

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 15.03.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) on 24.03.2023 and second appeal was filed in the Commission on 22.05.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

3. The appellant is absent today. He has not informed the Commission about his absence for today's hearing. Notice sent to the appellant was returned back from the postal authorities in the Commission office as "No such person in the Address". The appellant was also contacted on phone but it was "unavailable".

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**APPEAL CASE NO.3336 OF 2023**

4. Respondent states that the reply has already been sent to the appellant.
5. The perusal of the file shows that the appellant filed RTI that “ਕੰਟੀਨ ਨੂੰ ਫੰਡ ਸਬੰਧੀ 2010 ਤ 2022 ਤੱਕ ਕਾਲਜ ਕੰਟੀਨ ਲਈ ਸਰਕਾਰ ਵੱਲ ਕਿੰਨਾ ਫੰਡ ਮਿਲੇ ਉਸ ਦਾ ਸਾਰਾ ਵੇਰਵਾ ਬਿੱਲਾ ਸਮੇਤ ਦਿੱਤਾ ਜਾਵੇ ਜੀ”। Further the respondent has given his reply to the appellant that “ਸਾਲ 2010 ਤ 2022 ਤੱਕ ਕਾਲਜ ਕੰਟੀਨ ਲਈ ਸਰਕਾਰ ਵੱਲ ਇਸ ਸੰਸਥਾ ਨੂੰ ਕਈ ਵੀ ਫੰਡ ਪ੍ਰਾਪਤ ਨਹੀਂ ਹੋਇਆ”।
6. The Commission has examined the reply which adequately addresses the RTI application. The Commission is of the considered opinion that the Respondent has provided appropriate and permissible reply to the Appellant.
7. In view of the foregoing, 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. *However, the liberty is granted to the appellant to approach the Commission within one month in case he has not received the same.*

Sd/-

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

Date: 28.01.2025

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Sh. Jasbir Singh,  
Guru Nanak Nagar,  
Village Bholapur Jhabewal,  
PO Ramgarh, Distt Ludhiana-141123.  
M : 9888296107

Appellant

Versus

Public Information Officer  
O/o Executive Officer, Nagar Council,  
Morinda, Distt Roopnagar(Punjab)

First Appellate Authority  
O/o Executive Officer, Nagar Council,  
Morinda, Distt Roopnagar(Punjab)

Respondents

**APPEAL CASE NO.3441 OF 2023**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Parvinder Singh, EO-cum-PIO ( 9876825940)

**ORDER**

The above said appeal case was earlier allocated to Sh. Maninder Singh Patti, SIC. After his retirement, the said appeal case was reallocated to the undersigned. The RTI application is dated 17.02.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellant Authority (hereinafter FAA) on 16.03.2023 and second appeal was filed in the Commission on 26.05.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.11.2024 in the Commission. However, on 13.11.2023 the abovementioned case could not be heard and was postponed to be heard on 28.01.2025 i.e today.

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

3. The appellant is absent today. An email has been received from the appellant Sh. Jasbir Singh vide commission diary no. 273 dated 27.01.2025 mentioning therein that he has received the information.



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**APPEAL CASE NO.3441 OF 2023**

4. In view of the foregoing, 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/-

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

**Date: 28.01.2025**

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Sh. Ankit Sehgal,  
C/o Bombay Studio Near  
Main Post Office Chowk,  
Pathankot. M: 9888625152

Appellant

Versus

**Public Information Officer,**  
O/o Sub Divisional Officer,  
Provincial Sub Division No 4,  
PWD B&R, Amritsar.  
**First Appellate Authority,**  
O/o Superintending Engineer,  
PWD B&R, Construction Circle,  
Amritsar.

Respondents

**APPEAL CASE NO. 2711 OF 2023**

Present :- (i) None is present on behalf of the appellant  
(ii) For the respondent: Sh. Tejinder Singh, PIO ( 9872894698)

**ORDER**

This order may be read with reference to the previous order dated 22.10.2024 vide which the respondent was absent and a show cause notice was issued to him.

2. Today the Respondent states that the information has been sent to the appellant. He further states that the reply of show cause notice has also been sent to the Commission.

3. The appellant is not present. An email has been received from him that he has received the information.

4. After hearing the respondent and going through the case file, it is observed that the appellant has received the information. Respondent has also sent his reply in shape of affidavit through email in response to the show cause notice. The reply sent by the Respondent is found satisfactory, the show cause notice is hereby, dropped.

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. Sd/-

**Date: 28.01.2025**

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



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Sh. Bagicha Singh, S/o Sh, Jaga Singh,  
R/o Village Chak Mohammade Lamochar Kalan,  
Ghubaya, Tehsil Jalalabad, Distt Fazilka.152024  
M : 6239156068

Complainant

Versus

Public Information Officer,  
O/o BDPO, Jalalabad,  
Distt Fazilka.

First Appellate Authority,  
O/o DDPO, Fazilka.

Respondents

**COMPLAINT CASE NO. 215 OF 2024**

Present :- None for the parties

**ORDER**

The RTI application is dated 29.01.2024 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 complaint case was filed in the Commission on 24.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.

3. Today neither the complainant nor the respondent is present. They have even not informed the Commission about their absence for today's hearing

4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

**COMPLAINT CASE NO. 215 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

**Date :28.01.2025**

**Remanded back to**  
**First Appellate Authority**  
**O/o DDPO, Fazilka**

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Sh. Jodh Singh, S/o Sh. Mahima Singh,  
R/o Village Bhoopnagar Kalan,  
Tehsil Kharar, Distt Mohali.140103  
M : 9417094794

Complainant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Majri.

Respondents

**COMPLAINT CASE NO. 216 OF 2024**

Present :- (i) Sh. Jodh Singh the complainant  
(ii) For the respondent : Sh.Hari Om , Panchayat Secretary (9501023370)

**ORDER**

The RTI application is dated 12.03.2024 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 20.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.

3. The complainant states that no information has been given to him so far. Respondent states that the information will be provided to the complainant

3. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

**COMPLAINT CASE NO. 216 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

**Date :28.01.2025**

**Remanded back to**  
**First Appellate Authority**  
**O/o DDPO, SAS Nagar**

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Ms Rano Devi, W/o Sh. Sahib Singh,  
R/o Village Anoop , PO Sihora Khurd,  
Tehsil & Distt Pathankot-143534  
M : 9872392245

Complainant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Block Narot Jaimal Singh, Distt Pathankot.

Respondents

**COMPLAINT CASE NO. 217 OF 2024**

Present :- None for the parties.

**ORDER**

The RTI application is dated 01.02.2023 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 21.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.
3. Today neither the complainant nor the respondent is present. They have even not informed the Commission about their absence for today's hearing.
4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

**COMPLAINT CASE NO. 217 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

**Date :28.01.2025**

**Remanded back to**  
**First Appellate Authority,**  
**O/o DDPO, Pathankot**

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Sh. Sohan Singh, S/o Sh. Suchha Singh,  
R/o Village Bara , PO Pathreri Jattan,  
Tehsil & Distt Roopnagar.140108  
M : 6284515571

Complainant

Versus

Public Information Officer,  
O/o additional Superintending Engineer,  
Distribution Circle, PSPCL, Roopnagar.

Respondents

**COMPLAINT CASE NO. 218 OF 2024**

Present :- None for the parties.

**ORDER**

The RTI application is dated 01.04.2024 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 27.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.
3. Today neither the complainant nor the respondent is present. They have even not informed the Commission about their absence for today's hearing.
4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

**COMPLAINT CASE NO. 218 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

Date :28.01.2025

**Remanded back to  
First Appellate Authority  
O/o Chief Engineer,  
PSPCL, Patiala**



**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864100



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Sh. Sohan Singh, S/o Sh. Suchha Singh,  
R/o Village Bara, PO Pathreri Jattan,  
Tehsil & Distt Roopnagar. M : 6284515571

Complainant

Versus

Public Information Officer,  
O/o Sub Divisional Magistrate,  
Roopnagar.

Respondents

**COMPLAINT CASE NO. 219 OF 2024**

Present :- (i) None is present on behalf of the complainant  
(ii) For the respondent : Sh. Karam Singh, Clerk ( 9988678318)

**ORDER**

The RTI application is dated 14.03.2024 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 27.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.

3. Complainant is absent today. Respondent states that the information has been provided to the complainant.

4. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

**COMPLAINT CASE NO. 219 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

8. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

**Date :28.01.2025**

**Remanded back to**  
**First Appellate Authority**  
**o/o DC, Roopnagar**

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864100



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Sh. Sohan Singh, S/o Sh. Suchha Singh,  
R/o Village Bara , PO Pathreri Jattan,  
Tehsil & Distt Roopnagar.  
M : 6284515571

Complainant

Versus

Public Information Officer,  
O/o Sub Divisional Officer, PSPCL,  
Sukhrampur, Distt Roopnagar.

Respondents

**COMPLAINT CASE NO. 220 OF 2024**

Present :- (i) None is present on behalf of the complainant  
(ii) For the respondent : Sh. Jagtar Singh, AAE and Smt. Suparpreet Kaur RA

**ORDER**

The RTI application is dated 01.04.2024 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 27.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.

3. Complainant is absent today.

4. Respondent states that the complainant filed RTI with the department on 01.04.2024. Further the respondent sent reply to him on 22.04.2024 within stipulated time as prescribed under the RTI Act 2005.

5. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

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**COMPLAINT CASE NO. 220 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

6. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

7. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

8. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

9. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

(Dr. Bhupinder S Batth)  
State Information Commissioner  
Punjab

Date :28.01.2025

Remanded back to  
First Appellate Authority  
o/o Chief Engineer (South)  
PSPCL, Patiala

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Ms Rajni Bala, W/o Sh. Gurnam Singh,  
Village Bikapur, PO Ganguwal,  
Tehsil Anandpur Sahib, Distt Roopnagar-140123  
M : 9478136034

Complainant

Versus

Public Information Officer,  
O/o Registrar,  
Punjabi University, Patiala.

Respondents

**COMPLAINT CASE NO. 221 OF 2024**

Present :- (i) Sh. Gurnam Singh on behalf of the complainant  
(ii) For the respondent : Sh.Vikrant Sharma, Advocate (9817415515)

**ORDER**

The RTI application is dated 06.01.2024 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 27.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.

3. Sh. Gurnam Singh is appearing on behalf of the complainant alongwith authority letter. He states that no information has been given to the complainant so far.

4. Sh. Vikrant Sharma, Counsel for the respondent states that information has been sent to the complainant

5 After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

**COMPLAINT CASE NO. 221 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

6. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

7. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard.  
H8

7. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

9. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

**Date :28.01.2025**

***Remanded back to***  
*First Appellate Authority*  
*o/o Dean, Academic Affairs,*  
*Punjabi University, Patiala.*

**PUNJAB STATE INFORMATION COMMISSION**  
Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.  
Ph: 0172-2864100



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Sh. Pawan Kumar Rathore,  
# 312, Phase 2, Urban Estate,  
Falauli, Patiala (Punjab)-147002  
M : 7814340046

Complainant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police (SSP),  
Patiala.

Respondents

**COMPLAINT CASE NO. 222 OF 2024**

Present :- (i) None is present on behalf of the complainant  
(ii) For the respondent : Sh. Amarjit ,Sr Assistant (9463066588) and Sh. Sukha Singh, ASI (8558840197)

**ORDER**

The RTI application is dated 02.03.2024 vide which the appellant has sought information as enumerated in his RTI application. Complaint case was filed in the Commission on 17.05.2024 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 28.01.2025 in the Commission i.e. today.
3. Complainant is absent today. He has not informed the Commission about his absence for today's hearing.
4. Respondent states that the reply has already been sent to the complainant.
5. After going through the file, it is observed that this is the complaint case. The attention of the Complainant is drawn to the decision of the judgment of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010)- Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act , 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information which is as under:-

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**COMPLAINT CASE NO. 222 OF 2024**

*(31. We uphold the said contention and do not find any error in the impugned judgment of the High Court whereby it has been held that the Commissioner while entertaining a complaint under Section 18 of the said Act has no jurisdiction to pass an order providing for access to the information).*

As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

6. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under Section 19(1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order. In case the complainant has any grouse, he is advised to challenge the response of the PIO before the designated First Appellate Authority, as envisaged under Section 19(1) of the RTI Act, 2005, who will decide the matter in accordance with the provisions of the RTI Act within the prescribed time limit, after giving an opportunity of hearing to all concerned, by passing a speaking order.

7. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter.

8. If, however, the complainant does not feel satisfied with the decision of the First Appellate Authority, he will be at liberty to file a Second Appeal before the Commission under Section 19(3) of the RTI Act, 2005.

9. In view of the observations noted above, the instant case is **disposed of**. Copies of this decision be sent to the parties **through registered post**.

Sd/-

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

**Date :28.01.2025**

**Remanded back to**  
**First Appellate Authority**  
**o/o SSP, Patiala**