

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



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Shri Ranjit Singh, (81469 88316)
S/o Shri Surjan Singh, R/o Village Kasupur,
Block Lohiya, Tehsil Shahkot, District Jalandhar.

Appellant.

Versus

Public Information Officer,
O/o Panchayat Secretary, Gram Panchayat,
Kasupur, Block Lohiya Khas, District Jalandhar.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Jalandhar.

Respondents

APPEAL CASE NO. 1715 OF 2023

Present :- (i) Sh,. Ranjit Singh the appellant
(ii) For the respondent: Sh. Rajinder Kumar, Panchayat Secretary, Sh. Buta,
Suptd.

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 12.09.2022 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 07.03.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 29.01.2025 in the Commission i.e. today.

3. Today Sh. Ranjit Singh the appellant states that no information has been given to him so far.

4. Respondent states that he has brought information alongwith reply today in the Commission, which is handed over to the appellant. Respondent has also filed written reply, the same is as under:-

APPEAL CASE NO. 1715 OF 2023

 **ਬਲਾਕ ਵਿਕਾਸ ਅਤੇ ਪੰਚਾਇਤ ਅਫਸਰ, ਕਮ-ਕਾਰਜ ਸਾਧਕ ਅਫਸਰ**
ਪੰਚਾਇਤ ਸੰਮਤੀ, ਲੋਹੀਆਂ ਖਾਸ (ਜਲੰਧਰ)
Email :- lohianbdpo@gmail.com
ਵੱਲ,

ਸ਼੍ਰੀ ਰਣਜੀਤ ਸਿੰਘ ਪੁੱਤਰ ਸ਼੍ਰੀ ਸਰਜਨ ਸਿੰਘ,
ਵਾਸੀ ਪਿੰਡ ਕਾਸੂਪੁਰ,

ਪੱਤਰ ਨੰ ਮਿਤੀ

ਵਿਸ਼ਾ ਆਰ.ਟੀ.ਆਈ.ਐਕਟ 2005 ਅਧੀਨ ਸੂਚਨਾ ਦੇਣ ਸਬੰਧੀ।

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਸਬੰਧੀ ਆਪ ਵੱਲੋਂ ਮੁਖਤਿਆਰ ਸਿੰਘ ਸਾਬਕਾ ਸਰਪੰਚ ਗਰਾਮ ਪੰਚਾਇਤ ਕਾਸੂਪੁਰ ਦੇ ਕਾਰਜਕਾਲ ਸਮੇਂ ਦੀ ਮੰਗੀ ਗਈ ਆਰ.ਟੀ.ਆਈ ਸੂਚਨਾ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਸ਼੍ਰੀ ਰਜਿੰਦਰ ਕੁਮਾਰ ਪੰਚਾਇਤ ਸਕੱਤਰ ਗਰਾਮ ਪੰਚਾਇਤ ਕਾਸੂਪੁਰ ਵੱਲੋਂ ਇਸ ਦਫਤਰ ਨੂੰ ਤਿਆਰ ਕਰਕੇ ਦਿੱਤੀ ਗਈ ਹੈ। ਆਪ ਨੂੰ ਇਸ ਪੱਤਰ ਰਾਹੀਂ ਲਿਖਿਆ ਜਾਦਾ ਹੈ ਕਿ ਮਿਤੀ 27-01-2025 ਨੂੰ ਇਸ ਦਫਤਰ ਤੋਂ ਪ੍ਰਾਪਤ ਕਰ ਲਈ ਜਾਵੇ।

ਸਵਾਲ ਨੰ. 1 ਸਰਪੰਚ ਪਿੰਡ ਕਾਸੂਪੁਰ ਦੇ ਕਾਰਜਕਾਲ ਦੇ ਮਤਿਆ ਦੀਆ ਕਾਪੀਆ
ਜਵਾਬ: ਕਾਰਵਾਈ ਰਜਿਸਟਰ, ਲੜੀ ਨੰ.1 ਤੋਂ 58 ਤੱਕ (ਕਾਰਵਾਈ ਦੀ FIR, ਲੜੀ ਨੰ.1 ਤੋਂ 3)

ਸਵਾਲ ਨੰ.2 ਸਰਪੰਚ ਪਿੰਡ ਕਾਸੂਪੁਰ ਦੇ ਕਾਰਜਕਾਲ ਦੇ ਸਮੇਂ ਪੰਚਾਇਤ ਖਾਤੇ ਵਿੱਚ
ਆਈਆ ਦਾ ਵੇਰਵਾ, ਗਰਾਟਾਂ ਕਿਥੇ ਕਿਥੇ ਲੱਗੀਆ ਹਨ ਅਤੇ ਕਿੰਨੀ ਰਕਮ
ਬਕਾਇਆ ਹੈ।
ਜਵਾਬ: ਕੈਸ਼ ਬੁੱਕ ਰਜਿਸਟਰ, ਲੜੀ ਨੰ.1 ਤੋਂ 132 ਤੱਕ

ਸਵਾਲ ਨੰ.3 ਸਰਪੰਚ ਪਿੰਡ ਕਾਸੂਪੁਰ ਦੇ ਕਾਰਜਕਾਲ ਦੇ ਸਮੇਂ ਸ਼ਾਮਲਾਤ ਜਮੀਨ ਦੀ ਬੋਲੀ
ਕਿਹੜੇ ਵਿਅਕਤੀਆ ਨੂੰ ਕਿੰਨੀ ਰਕਮ ਵਿੱਚ ਦਿੱਤੀ ਗਈ।
ਜਵਾਬ: ਪਟਾਲੀਜ਼ ਰਜਿਸਟਰ, ਲੜੀ ਨੰ.1 ਤੋਂ 16 ਤੱਕ

ਬਲਾਕ ਵਿਕਾਸ ਅਤੇ ਪੰਚਾਇਤ ਅਫਸਰ
ਲੋਹੀਆਂ ਖਾਸ

ਪਿੱਠ ਅੰਕਣ ਨੰ 123 ਮਿਤੀ 24/01/25

ਉਪਰੋਕਤ ਦਾ ਉਤਾਰਾ:-

ਸ਼੍ਰੀ ਰਜਿੰਦਰ ਕੁਮਾਰ ਪੰਚਾਇਤ ਸਕੱਤਰ ਨੂੰ ਭੇਜ ਕੇ ਲਿਖਿਆ ਜਾਦਾ ਹੈ ਕਿ ਉਕਤ ਅਨੁਸਾਰ ਆਈ.ਟੀ.ਆਈ ਸ਼੍ਰੀ ਰਣਜੀਤ ਸਿੰਘ ਪੁੱਤਰ ਸ਼੍ਰੀ ਸਰਜਨ ਸਿੰਘ ਵਾਸੀ ਪਿੰਡ ਕਾਸੂਪੁਰ ਨੂੰ ਮੁਹੱਈਆ ਕਰਵਾ ਕੇ ਪਹੁੰਚ ਰਸੀਦ ਇਸ ਦਫਤਰ ਵਿੱਚ ਜਮ੍ਹਾ ਕਰਵਾਉਣੀ ਯਕੀਨੀ ਬਣਾਈ ਜਾਵੇ।

ਬਲਾਕ ਵਿਕਾਸ ਅਤੇ ਪੰਚਾਇਤ ਅਫਸਰ
ਲੋਹੀਆਂ ਖਾਸ

5. After hearing both the parties and going through the case file, it is observed that the respondent has brought complete record alongwith reply today in the Commission except ਕਾਰਵਾਈ ਰਜਿਸਟਰ, which is mentioned on point no. 1 in the abvoe said reply. He states that



APPEAL CASE NO. 1715 OF 2023

the same is misplaced from the their record and F.I.R has already been lodged in Police Station PS Shahkot on 15.04.2023. Copy of the F.I.R. is handed over to the appellant.

6. After hearing the respondent and going through the reply filed by the respondent, the Commission is of the considered opinion that the Respondent has provided appropriate and permissible reply to the Appellant

7. In view of the positions stated above, the 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: 29.01.2025

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Sh. Nitin Kumar Garg,
C/o Police Public Dairy, 15 A,
Shastari Nagar Model Town, Ludhiana.
M : 7814322100

Appellant.

Versus

Public Information Officer,
O/o XEN, Electrical PWD B&R Division,
Jalandhar.

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

Respondents

APPEAL CASE NO. 2674 OF 2023

Present :- (i) Sh. Nitin Kumar Garg the appellant
(ii) For the respondent: None is present on behalf of the respondent

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 23.12.2022 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 01.02.2023 and second appeal was filed in the Commission on 24.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 29.01.2025 in the Commission i.e. today.

3. Respondent is absent today.

4. The appellant has given in writing that he has received the information and is satisfied.

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

Sd/-

Date: 29.01.2025

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

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Ms Ranju Thakkar,
7 New Raja Garden, Basti ,
Peer Dad Road, Jalandhar-1, Jalandhar 1440021.
M : 9217800674

Complainant

Versus

Public Information Officer,
O/o Deputy Commissioner,
District Administrative complex,
SAS Nagar.

Respondents

COMPLAINT CASE NO. 223 OF 2024

Present :- None for the parties.

ORDER

The RTI application is dated 25.04.2024 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 29.01.2025 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. 223 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/-

Date :29.01.2025

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

(Dr.Bhupinder S Batth)
State Information Commissioner
Punjab

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Ms Gulshan Kumari, W/o Sh. Yashpal ,
S/o Sh. Chhaju Ram, VPO Behrampur,
Distt Gurdaspur.
M : 9417735283

Complainant

Versus

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

Respondents

COMPLAINT CASE NO. 224 OF 2024

Present :- (i) None is present on behalf of the Complainant
(ii) For the respondent : Sh. Anil Kumar, ASI (9780002830)

ORDER

The RTI application is dated 01.12.2023 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 29.01.2025 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 information 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:-



COMPLAINT CASE NO. 224 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/-

Date :29.01.2025

Remanded back to
First Appellate Authority
o/o SSP, Gurdaspur

(Dr.Bhupinder S Batth)
State Information Commissioner
Punjab

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Sh. Pardeep Dutta, S/o Sh.Prasanto Kamal Dutta,
A-2, Kailash Colony, Greater Kailash South Delhi-110048.
M: 9810987163

Complainant

Versus

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

First Appellate Authority,
O/o Deputy Inspector General of Police (DIGP),
Patiala Range, Patiala.

Respondents

COMPLAINT CASE NO. 225 OF 2024

Present :- (i) Sh. Pardeep Dutta the complainant
(ii) For the respondent : Sh. Hakam Singh, ASI (9464392733), Sh. Sarabjit Singh,
ASI (9417377216)

ORDER

The RTI application is dated 21.11.2023 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 04.01.2024 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 29.01.2025 in the Commission i.e. today.
3. Complainant states that no information has been given to him so far.
4. Respondent states that they have brought reply today in the Commission.
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. 225 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 :29.01.2025

**Remanded back to
First Appellate Authority
o/o DIG Patiala Range, Patiala**

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Sector 16, Chandigarh.
Ph: 0172-2864100



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Sh. Jagjit Singh, S/o Sh. Karnail Singh,
House No 38, Bagi Road,
Dashmesh Nagar, Ferozepur.152002
M : 9781443101

Complainant

Versus

Public Information Officer,
O/o Animal Husbandry Medical Officer,
Ferozepur. (Veterinary Officer,
Veterinary Hospital, Ferozepur.

Respondents

COMPLAINT CASE NO. 226 OF 2024

Present :- (i) Sh. Gurpreet Singh on behalf of the complainant
(ii) For the respondent : Dr. Akashpreet Singh, Veterinary Officer (9275600004)

ORDER

The RTI application is dated 22.05.2023 vide which the appellant has sought information as enumerated in his RTI application. 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 29.01.2025 in the Commission i.e. today.

3. Sh. Gurpreet Singh is appearing on behalf of the complainant and states that no information has been given to the complainant so far.

4. Respondent has brought the information today in the Commission, which is handed over to Sh. Gurpreet Singh (representative of the appellant). He has gone through the same and is satisfied with the information provided.

5. In view of the foregoing, no cause of action is required, the complaint case is, therefore, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Date :29.01.2025

(Dr.Bhupinder S Batth)
State Information Commissioner
Punjab

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Sh. Kewal Kumar Goyal, Advocate,
1197, 1st Floor, Sector 21,
Panchkula-134109.
M : 9872112474

Complainant

Versus

Public Information Officer,
O/o Executive Officer, Municipal Council,
Budhlada, Distt Mansa.

Respondents

COMPLAINT CASE NO. 196 OF 2024

Present :- (i) Sh.Kewal Kumar Goyal the complainant
(ii) For the respondent : Smt. Rajdeep Kaur, Clerk (9815887484)

ORDER

This order may be read with reference to the previous order date 15.01.2025, vide which neither the complainant nor the respondent was present.

2. Today the Complainant states that no information has been given to him so far.
3. Respondent states that she has brought copy of information today in the Commission, which is handed over 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:-

(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).



COMPLAINT CASE NO. 196 OF 2024

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 :29.01.2025

Remanded back to
First Appellate Authority
O/o ADC (G)
Mansa