

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Swaran Singh, S/o Sh Joginder Singh,
R/o L/8, 393 Baba Deep Singh Colony,
Tarn Taran Road, Amritsar

.....Complainant

Vs

Public Information Officer,
O/o SDO, Sub Division Nagoke,
PSPCL, Tehsil Khadoor,
Distt Tarn Taran.

.....Respondent

Complaint Case No. 46 of 2020

**PRESENT: Sh.Swaran Singh appellant and Sh.Saurabh Sharma, Adv for the Appellant
None for the Respondent**

ORDER:

The appellant through RTI application dated 17.09.2019 has sought information regarding khasra number of property where electric connection No.JB-06/1143, new number AP-014-8023 is installed as well as documents submitted by the applicants for getting connection and other information concerning the office of SDO, Sub Division Nagoke, PSPCL Tarn Taran. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 07.01.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Amritsar. The complainant claims that the PIO has not provided the information. The respondent is absent. The Commission has received a letter via email from the PIO-Sr.Executive Engineer/Operations, PSPCL Raiya Division, Beas vide which they have sent reply to the complainant on 23.03.2020.

Having gone through the record, the Commission observes that the complainant has come to the Commission without going to the First Appellate Authority. The case is remanded back to the First Appellate Authority and the First Appellate Authority is directed to consider this as an appeal and dispose off the same within a period of 30 days.

With the above order, the case is **disposed off and closed.**

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to : First Appellate Authority,
Sr.Executive Engineer(Operation)
PSPCL, Raiya Division, Beas



Sh Manmohan Singh,
H No-1047, Sector-44-B,
Chandigarh.

... Complainant

Versus

Public Information Officer,
O/o Director Local Govt Deptt,
Punjab, Chandigarh.

...Respondent

Complaint Case No. 141 of 2020

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 01.04.2019 has sought information regarding rules/instructions for transfer of property from one person to another in property record of MC and other information concerning the office of Director Local Govt Department, Punjab, Chandigarh. The PIO-cum-Superintendent O/o Local Govt. Department (Branch-3) transferred the RTI application under section 6(3) to STC, Local Govt on 24.04.2019 which transferred it back to the Local Govt. Department on 01.05.2019 stating that that the complainant has sought copy of rules for transfer of property in the MC record. The PIO-cum-Suptd. Local Govt Department (Branch-3) again transferred the RTI application to the Director Local Govt. Department asking it to provide the information to the complainant directly.

Thereafter, the PIO sent reply to the complainant vide letter dated 12.07.2019 stating that the information is not available in their record. On being not satisfied with the reply of the PIO, the complainant filed complaint in the Commission on 30.01.2020.

The case has come up for hearing today. Both the parties are absent.

Having gone through the file, the Commission observes that the RTI application is moving from one desk to another. The Director, Local Government Department, Punjab is directed to look at the RTI application and transfer it to the appropriate authority/PIO under whose custody the information exists and provide the information as per the RTI Act.

The case is adjourned. To come up for further hearing on **17.08.2020 at 01.00 PM.**

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Ram Murti,
Sandhu Colony, Jalandhar Road,
Mehta Chowk, Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Chief Engineer,
Operation, PSPCL, Border Zone,
Amritsar.

...Respondent

Complaint Case No. 438 of 2019

**PRESENT: None for the Complainant
None for the Respondent**

ORDER:

The case was first heard on 09.09.2019. The respondent present pleaded that the information has been provided to the complainant. The complainant was not satisfied and informed that the PIO has not provided the action taken report on his complaint.

Hearing both the parties, the PIO was directed to relook at the RTI application and provide status of the complaint filed by the complainant.

The case was again heard on **04.12.2019**. The respondent pleaded that the information has already been provided to the appellant in the last hearing. The appellant was absent. At that hearing, the appellant had expressed dissatisfaction.

The PIO was directed to provide whatever action has been taken on the complaint of the appellant filed on 07.12.2018 against Addl.SE-PSPCL Rayya Division and send a compliance report to the Commission.

The case was last heard on **02.03.2020**. The respondent present sought some more time to provide the information. The complainant was absent.

Hearing dated 02.07.2020:

The case has come up for hearing today through video conferencing at DAC Amritsar. The appellant vide email has sought exemption. The respondent is also absent.

In the last hearing, the respondent had sought more time to provide the information. The respondent is absent nor has provided the information. The PIO is given one more opportunity to provide the information and send a compliance report to the Commission otherwise the Commission will be constrained to issue show cause under section 20 of the RTI Act against the PIO.

The case is adjourned. To come up for further hearing on **25.08.2020 at 01.00 PM through video conference** facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Navpreet Kaur,
H NO-11, SG Garden,
Majitha Road, Amritsar.

.....Appellant

Vs

Public Information Officer,
O/o Chief Engineer, Operational,
PSPCL Border Zone, Amritsar.

First Appellate Authority,
O/o Chief Engineer, Operational,
PSPCL, Border Zone, Amritsar.

.....Respondent

Appeal Case .No. 78 of 2020

PRESENT: Sh.Vanshjit S/o Smt.Navpreet Kaur for the Appellant
Sh.Gurbax Singh, SDO Gopal Naga Sub Div. for the Respondent

ORDER:

The appellant through RTI application dated 13.09.2019 has sought information regarding transfer of electric supply from regular meter to sub meter, action taken on illegal electric connections and other information concerning the office of Chief Engineer, Operational PSPCL Border Zone, Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 21.10.2019 which disposed off the appeal on 21.11.2019 and the information was provided to the appellant. On being not satisfied with the information, the appellant filed 2nd appeal in the Commission on 27.12.2019.

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar.

The respondent present pleaded that the information has been supplied to the appellant. The appellant is not satisfied with the reply regarding point-5 and stated that the department has not taken action on those employees who installed illegal electric meters in S.G.Garden Colony.

The PIO is directed to provide status of the action taken, if any. If no action has been taken, the PIO to give in writing.

With the above order, the case is **disposed off and closed.**

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Aditya Kapoor,
Shop No-3, Near Majitha Gun house,
Court Road, Amritsar.

.....Appellant

Vs

Public Information Officer,
O/o Chief Administrator,
ADA, Amritsar.

First Appellate Authority,
O/o Chief Administrator,
ADA, Amritsar.

.....Respondent

Appeal Case .No. 146 of 2020

PRESENT: None for the Appellant
Sh.Simarpreet Singh, JE-ADA Amritsar for the Respondent

ORDER:

The appellant through RTI application dated 03.10.2019 has sought information regarding pay scale of Sh.Hardev Singh, clerk posted at PUDA office Amritsar alongwith details of his family income and other information concerning the office of Chief Administrator, ADA Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 21.10.2019 which disposed off the appeal on 06.11.2019 which took no decision on the appeal.

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar.

The respondent present pleaded that since the RTI application filed by the appellant was neither signed nor any ID proof was attached with the application, the appellant was asked vide letter dated 04.10.2019 and again on 15.11.2019 to send ID proof but the appellant has not responded so far, hence the information has not been provided. The respondent further informed that no clerk in the name of Sh.Hardev Singh is posted/working in PUDA office Amritsar.

The appellant is absent to pursue his case. The case is adjourned.

To come up for further hearing on **25.08.2020 at 01.00 PM through video conference** facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Aditya Kapoor,
Shop No-3, Near Majitha Gun house,
Court Road, Amritsar

.....Appellant

Vs

Public Information Officer,
O/o Chief Administrator,
ADA, Amritsar.

First Appellate Authority,
O/o Chief Administrator,
ADA, Amritsar.

.....Respondent

Appeal Case .No. 150 of 2020

PRESENT: None for the Appellant
Sh.Amrit Pal , JE-ADA Amritsar for the Respondent

ORDER:

The appellant through RTI application dated 03.10.2019 has sought information regarding property details of Sh.H.S.Lamba & family members residing at H.No.763-Housing Board Colony, Ranjit Avenue, Amritsar and other information concerning the office of Chief Administrator, ADA Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 06.11.2019 which took no decision on the appeal.

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar.

The respondent present pleaded that since the ID proof was not attached with the RTI application, the appellant was asked vide letter dated 04.10.2019 to send ID proof but the appellant has not responded so far, hence the information has not been provided. The respondent further informed that the information sought by the appellant is 3rd party information. Since the appellant has attached ID proof with the appeal filed in the Commission, the plea of the respondent is rejected.

The appellant is absent to pursue his case. Having gone through the record, the Commission finds that there is nothing on the file which establishes that the disclosure of information that the appellant has sought, has a larger public interest, hence the information being personal information of a 3rd party cannot be provided and the case is dismissed.

The case is **disposed off and closed.**

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Ashwani Kumar, S/o Sh Ram,
R/o H No-1855, Gali No-1, Jagdambe Colony,
Amritsar.

.....Appellant

Vs

Public Information Officer,
O/o ADA,
Amritsar.

First Appellate Authority,
O/o Chief Administrator,
ADA, Amritsar.

.....Respondent

Appeal Case .No. 248 of 2020

PRESENT: None for the Appellant
Sh.Saurav Sharma O/o ADA Amritsar for the Respondent

ORDER:

The appellant through RTI application dated 30.09.2019 has sought information regarding action taken on application dated 20.08.2018 for restoration of quarter No.229 LIG Housing Board Colony, Amritsar and other information concerning the office of Chief Administrator, ADA Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 22.11.2019 which took no decision on the appeal.

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar. The respondent present pleaded that the information has been provided to the appellant vide letter dated 30.10.2019. The appellant is absent nor has communicated whether he has received the information or not.

Having gone through the RTI application and hearing the respondent, the following is concluded:

Point No.	As per respondent, reply sent	Conclusion
- Point-1	Reply was sent that on a simple application, no allotment can be made	Sufficiently replied
- Point-2	3 rd party information, cannot be provided	Sufficiently replied
- Point-3	Cannot be provided under the RTI Act	PIO To provide copy of order
- Point-4	No public notice was issued	PIO to give in writing

The information be provided within a week and send a compliance report to the Commission.

With the above order, the case is **disposed off and closed**.

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Smt Kamaldeep Kaur, W/o Sh Ajaypal Singh,
VPO Gumtala, Opp Govt Dispensary,
Ward No-5, Amritsar. (9872139640).

... Appellant

Versus

Public Information Officer,
O/o Project Director,
Sarv Sikhya Abhiyan-cum-DEO (EE),
Amritsar.

First Appellate Authority,
O/o DEO (EE),
Amritsar.

...Respondent

Appeal Case No. 472 of 2020

PRESENT: Smt.Kamaldeep Kaur as the Appellant
Sh.Mandeep Singh, Sr.Assistant O/o DEO (EE) Amritsar for the
Respondent

ORDER: The appellant through RTI application dated 24.09..2019 has sought information regarding registration certificate, building safety certificate, fire safety certificate of Holy Step Public School Gumtala, District Amritsar – grant of approval and other information concerning the office of Project Director, Sarv Sikhya Abhiyan-cum-DEO (EE), Amritsar. The appellant was denied the information by the PIO vide letter dated 21.10.2019 stating that the information is 3rd party, after which the appellant filed first appeal before the First Appellate Authority on 22.01.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Amritsar. The appellant claims that the PIO has not supplied the information. The respondent present pleaded that the information is 3rd party information, it cannot be provided.

During the hearing, the Commission observes that the PIO has not issued any notice to the 3rd party and not followed the procedure as prescribed in section 11 of the RTI Act.

Having gone through the RTI application and hearing both the parties, the Commission observes that the building safety certificate, fire safety certificate and school affiliation/ recognition certificate are not the personal information and they rather should be displayed on the notice board of the department. Hence the PIO is directed to provide i) copy of building safety certificate ii) fire safety certificate and iii) school affiliation/recognition certificate to the appellant. Financial statements and maps may not be provided.

It is further observed that if the information is not readily available with the PIO, the PIO to procure it from the concerned department/school and provide it to the appellant. The information be provided within 10 days of the receipt of the order.

To come up for compliance on **28.07.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Harbans Singh, S/o Sh.Chunni Lal,
Kothi No-1, Ward No-1, Near SD School,
Fatehgarh Churian, Distt.Gurdaspur.

....Appellant.

Versus

Public Information Officer,
Commissioner, Nagar Nigam,
Amritsar.

First Appellate Authority,
Director, Local Govt,
Sector-35, Chandigarh.

...Respondent

Appeal Case No. 1397 of 2018

**Present: Sh.Harbans Singh as the Appellant on W/s
Ms.Harpreet Kaur, Building Inspector-APIO (earlier deemed PIO-MC
Amritsar) and Smt.Kulwinder Kaur O/o MC Amritsar for the Respondent**

ORDER:

This order should be considered in continuation to the earlier order.

On the date of hearing of **11.03.2019**, APIO-Harpreet Kaur(deemed PIO in this case) was found guilty for repeated and willful defiance of the Punjab State Information Commission's orders, a penalty of **Rs.25, 000/-**was imposed upon Ms.Harpreet Kaur, APIO-cum-deemed PIO, O/o Commissioner, Nagar Nigam, Amritsar and directed to duly inform the Commission of the compliance of the orders by producing a copy of the challan justifying the deposition of the penalty in the Govt Treasury. The PIO was again directed to provide part of the information i.e. the names of the property holders only to the appellant within a week.

On the date of hearing on **28.08.2019**. Ms.Harpreet Kaur appeared and informed that she never got the order. However, she assured to comply with the order of Commission before the next date of hearing. One more opportunity was granted to Ms.Harpreet Kaur,Building Inspector (Technical), MC Moga (earlier APIO-cum-deemed PIO, O/o Commissioner, Nagar Nigam, Amritsar) and directed to comply with the earlier order of the Commission and submit proof of having deposited the amount of penalty in the Govt. Treasury.

The appellant was absent. The appellant vide email has informed that the PIO has not provided the information. The present PIO was again absent. The present PIO-MC Amritsar was given one last opportunity to provide the information to the appellant within 10 days and directed to send a compliance report to the Commission; otherwise the Commission will be constrained to take action as per RTI Act.

On the date of hearing which was fixed on **02.12.2019**, Ms.Harpreet Kaur,Building Inspector (Technical), MC Moga (earlier APIO-cum-deemed PIO, O/o Commissioner, Nagar Nigam, Amritsar) was present and pleaded that she was unable to deposit the penalty amount because she had not got salary for last 11 months. Sr. Town Planner, MC Moga was directed to look into the matter and send a reply to the Commission on the claim of the respondent that she is unable to deposit the penalty since she has not received salary from 11 months. The PIO-MC Amritsar was absent.

On the last date of hearing which was held on **18.02.2020**, Ms.Harpreet Kaur, Building Inspector (Technical), MC Moga (earlier APIO-cum-deemed PIO, O/o Commissioner, Nagar Nigam, Amritsar) pleaded that she is still unable to deposit the penalty amount because she has not got salary and pleaded for more time. The plea was accepted and she was given one more opportunity to deposit the penalty amount before the next date of hearing.

The Commission observed that the present PIO-MC Amritsar had not appeared nor has sent any compliance of the order of the Commission. The PIO-MC Amritsar was continuously absent and not complying the order of the Commission. The PIO-MC Amritsar was issued a **show cause notice and directed to file reply on an affidavit.**

Hearing dated 02.07.2020:

The case has come up for hearing today through video conferencing at DAC Amritsar. Ms.Harpreet Kaur, Building Inspector(Tech), MC Moga (earlier APIO-cum-deemed PIO, MC Amritsar) is present and pleaded that she is still unable to deposit the penalty amount as she has not yet been released the salary from Account Branch of the MC Moga. She has assured to deposit the penalty amount of Rs.25000/- within a month. Being in a peculiar situation, one more opportunity is granted to Ms.Harpreet Kaur and directed to deposit the same before the next date of hearing.

The appellant claims that despite order of the Commission, the PIO has not provided the information. In the hearing on 11.03.2019, the PIO was directed to provide part of the information which was sought i.e. the names of the property holders only to the appellant within a week. Since the present PIO-MC Amritsar did not comply the order of the Commission, the PIO was issued a show cause notice on 18.02.2020 and directed to file reply on an affidavit.

Mrs.Kulwinder Kaur, Building Inspector, MC Amritsar is present and stated that the document regarding ownership is not available in their office record. The PIO is directed to give this in writing on an affidavit .

The respondent has however, not submitted any reply to the show cause notice. The PIO-MC Amritsar is given one last opportunity to reply to the show cause notice within 15 days otherwise it will be presumed that the PIO has nothing to say in the matter and the Commission will take action against the PIO under section 20 of the RTI Act.

The case is adjourned. To come up for further hearing on **25.08.2020 at 01.00PM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated: 18.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

- CC to :**
- 1. The Chief Commissioner,
Nagar Nigam, Amritsar**
 - 2. Ms.Harpreet Kaur, Building Inspector,
Municipal Corporation, Moga.**
 - 3. Sr.Town Planner,
MC, Moga.**

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Email: psicsic30@punjabmail.gov.in



Sh. Prem Kumar Rattan,
H No-78/8, Park Road,
New Mandi, Dhuri, Distt Sangrur.

...Appellant

Vs

Public Information Officer,
O/o Punjab State Information Commission,
Sector-16, Chandigarh.

First Appellate Authority,
O/o Punjab State Information Commission,
Sector-16, Chandigarh.

...Respondent

Appeal Case No. 3490 of 2020

PRESENT: Sh.Prem Kumar Rattan as the Appellant
Sh.Sudhir Kumar PIO for the Respondent

ORDER:

The appellant through RTI application dated 20.05.2019 has sought information regarding action taken on the applications dated 30.03.2019 and 01.05.2019 regarding non-implementation of the order of the Commission by the office of ADGP(NRI wing) Mohali and other information concerning the office of Punjab State Information Commission. The appellant was not satisfied with the reply of the PIO dated 14.06.2019, after which the appellant filed first appeal before the First Appellate Authority on 20.07.2019 which disposed off the appeal on 26.08.2019.

The case has come up for hearing today through video conferencing at DAC Sangrur. The PIO is present and informed that the reply has been sent to the appellant on 14.06.2019.

The appellant is present at DAC Sangrur. However, due to sudden network problem in the VC, the case is adjourned.

However, since the matter relates to the implementation of the order of the Commission, a fresh letter be issued to the concerned authority for sending compliance report of the order of the Commission within 15 days.

To come up for further hearing on 31.08.2020 at 01.00 PM through video conference facility available in the office of Deputy Commissioner, Sangrur.

Chandigarh
Dated 02.07.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.**

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Email:psicsic30@punjabmail.gov.in



Sh. Prem Kumar Rattan,
H No-78/8, Park Road,
New Mandi, Dhuri, Distt Sangrur.

...Appellant

Vs

Public Information Officer,
O/o Punjab State Information Commission,
Sector-16, Chandigarh.

First Appellate Authority,
O/o Punjab State Information Commission,
Sector-16, Chandigarh.

...Respondent

Appeal Case .No. 3491 of 2020

**PRESENT: Sh.Prem Kumar Rattan as the Appellant
Sh.Sudhir Kumar PIO for the Respondent**

ORDER:

The appellant through RTI application dated 29.05.2019 has sought information regarding action taken on the email sent relating to clarification for exemption in personal appearance during the hearing on 06.05.2019 and other information concerning the office of Punjab State Information Commission. The appellant was not satisfied with the reply of the PIO dated 24.07.2019, after which the appellant filed first appeal before the First Appellate Authority on 27.07.2019 which disposed off the appeal on 15.11..2019.

The case has come up for hearing today through video conferencing at DAC Sangrur. The PIO is present and informed that the reply has been sent to the appellant on 24.07.2019.

The appellant is present at DAC Sangrur. However, due to sudden network problem in the VC, the case is adjourned.

However, since the matter relates to the implementation of the order of the Commission, a fresh letter be issued to the concerned authority for sending compliance report of the order of the Commission within 15 days.

To come up for further hearing on 31.08.2020 at 01.00 PM through video conference facility available in the office of Deputy Commissioner, Sangrur.

**Chandigarh
Dated 02.07.2020**

Sd/-
(Khushwant Singh)
State Information Commissioner