

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com
Whatsapp No. 6284820189



Sh. Gobinder Singh
r/o Village Sodhi Nagar,
District Ferozepur. 9463684090

..Complainant

Vs

Public Information Officer
o/o the District Development and Panchayats Officer,
Mini Secretariat, Ferozepur.

Sh. Mohinder Singh, Panchayat Secretary,
c/o Block Development and Panchayats Officer
Block Ghal Khurd, Ferozepur.

Public Information Officer (By name)
o/o Block Development and Panchayats Officer,
Block Ghal Khurd, Ferozepur

Registered

....Respondent

Complaint Case No. 531 of 2020

Present:- None on behalf of the parties.

ORDER

This order may be read with reference to the previous order dated 16.11.2020 vide which the show cause notice was issued to the respondent-Public Information Officer Sh. Mohinder Singh, Panchayat Secretary. Also the directions were issued to the respondent-Public Information Officer to place on record the details of the respondent-Public Information Officer from the date of RTI application i.e. 14.2.2019 along with the directions to file the reply/supply the information before the next date of hearing. The respondent-Public Information Officer was also directed to remain present along with the original record at Chandigarh.

2. A request has been received through whatsapp from the complainant for the adjournment of the case, copy of the same is taken on record. Also similar request has been received from the respondent-Public Information Officer for the adjournment of the case, copy of the same is taken on record. Also a letter sent to the Block Development and Panchayats Officer, Ghal Khurd has been received from the respondent-Public Information Officer from which it has transpired that the sought record is not in the custody of the present respondent-Public Information Officer as the same has not been handed over by the previous V.D.O. Sukhtej Singh related to Village Panchayat Sodhi Nagar i.e. new and old record.

3. According to the submissions made by the parties, the case is adjourned with the directions to the Public Information Officer o/o the Block Development and Panchayats Officer Ghal Khurd, who is impleaded as necessary party in this case, to ensure that the concerned record of the panchayat be handed over to the present respondent-Public Information Officer-cum-Panchayat Secretary. The respondent-Public Information Officer-cum-Panchayat Secretary is directed to file the reply/supply the information on receipt of the record before the next date of hearing.

4. To come up on 12.2.2021 at 12.30 PM at Chandigarh.

Sd/

Dated: 4.1.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.

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Sh. Gurdeep Singh, s/o Sh. Kartar Singh,
Village Narainpura,
Tehsil Abohar,
Distt Fazilka.

....Appellant

Vs

Public Information Officer **(by name)Registered**
o/o Block Development and Panchayats Officer,
Block Abohar,
Distt Fazilka

First Appellate Authority
o/o District Development and Panchayats Officer
Fazilka.

Public Information Officer-cum-**(by name) Registered**
Panchayat Secretary
o/o Block Development and Panchayats Officer,
Block Abohar, Fazilka

Public Information Officer **(by name)Registered**
o/o the Executive Engineer,
Water Supply and Sanitation Division,
Abohar

....Respondents

Appeal Case No. 2187 of 2020

(Video Conference/telephone Proceedings)

Present:- Sh. Gurdeep Singh, appellant on phone.
Sh. Gian Singh, Panchayat Secretary 9914400517 9530661000 on behalf of
the respondents.

ORDER

This order may be read with reference to the previous order dated 17.11.2020.

2. The respondent-Public Information Officer states that the complete information related to the Panchayat has already been supplied to the appellant. However, the appellant states that the information supplied by the respondent, is incomplete. Also, the appellant states that he has deposited Rs.1890/- as fee of the documents but only 190 pages have been supplied by the respondent-Public Information Officer so far that too is incomplete and requested for the refund of the same. After deliberations it has transpired that the information pertaining to Utilization Certificates, houses and flushes have not been supplied. But the respondent-Public Information Officer-cum-Panchayat Secretary states that the information related to the utilization certificates and houses has to be supplied by the Block Development and Panchayats Officer and regarding the flushes the information has to be supplied by the Water Supply and Sanitation Division, Abohar. Therefore, the respondent-Public Information Officer-cum-Panchayat Secretary is directed to transfer the RTI application under Section 6(3) of the RTI Act, 2005 to the said departments.

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Appeal Case No. 2187 of 2020

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3. The perusal of the file shows that in this case, application for information was filed on 4.12.2019 but after lapse of more than one year, incomplete information has been given to the appellant so far. It is, thus apparent from the response of the respondent-PIO that there has been delay in providing the information. Appellant had also suffered financial loss in getting the information. There are systemic deficiencies in the manner of receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

4. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 10000/- (Rupees ten thousand only) by way of compensation to the Appellant. This amount shall be payable from the State Exchequer before the next date of hearing.

5. Accordingly, the appellant is advised to visit the office of the respondent-Public Information Officer-cum-Panchayat Secretary to get the record inspected and the respondent-Public Information Officer is directed to make the record available for inspection and supply the documents, if so desired by the appellant pertaining to his RTI application. The respondent-Public Information Officer-cum-Panchayat Secretary is also directed to remove the deficiency as pointed out by the appellant, copy of which is **sent** with this order.

6. The respondent-Public Information Officer is also directed to refund Rs.1890/- taken as fee from the appellant before the next date of hearing.

7. With regard to the remaining information pertaining to the Utilization Certificates/houses etc., the Public Information Officer o/o the Block Development and Panchayats Officer is impleaded as necessary party in this case and is directed to remove the deficiencies pointed out by the appellant viz a viz RTI application. Copy of the RTI application along with the deficiencies is **sent** with this order.

8. Also the Public Information Officer o/o the Executive Engineer, Water Supply and Sanitation Department, Abohar is impleaded as necessary party in this case to file the reply/supply the information pertaining to the RTI application viz a viz deficiencies pointed out by the appellant. Copy of the RTI application along with the deficiencies is **sent** with this order.

9. To come up on 5.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka.

Sd/

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 4.1.2021

CC:

Sh. Manpreet Singh Chhatwal, IAS
Director,
Rural Development & Panchayat Deptt., Pb.,
Vikas Bhawan, Sector 62,
Mohali

To look into the matter personally
and ensure compliance of this order.

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Sh. Gurdeep Singh, s/o Sh. Kartar Singh,
Village Narainpura,
Tehsil Abohar,
Distt Fazilka.

....Appellant

Vs

Public Information Officer (**by name**)Registered
o/o Block Development and Panchayats Officer,
Block Abohar,
Distt Fazilka

First Appellate Authority
o/o District Development and Panchayats Officer
Fazilka.

Sh. Gurwinder Singh, **Registered**
Panchayat Secretary-cum-Public Information Officer
c/o Block Development and Panchayats Officer,
Block Abohar,
Fazilka.

....Respondents

Appeal Case No. 1832 of 2020
(Video Conference/telephone Proceedings)

Present:- Sh. Gurdeep Singh, appellant on phone.
Sh. Gurwinder Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 17.11.2020.

2. The respondent-Public Information Officer states that the complete information has been supplied to the appellant. However, the appellant states that he has received the incomplete information and sent the deficiencies in the information so supplied by the respondents, which are taken on record.

3. Accordingly, a copy of the deficiencies, so pointed out by the appellant is **sent** with this order to the respondent-Public Information Officer with the directions to remove the same before the next date of hearing failing which the penalty provisions will be invoked on the next date of hearing. The respondent-Public Information Officer is also directed to make available the record concerning the RTI application for the inspection of the appellant and the appellant is advised to contact the Panchayat Secretary.

4. To come up on 28.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka/cisco webex.

Sd/

Dated:4.1.2021

(Suresh Arora).
Chief Information Commissioner,
Punjab.

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Sh. Gurdeep Singh Kahlon S/o Late Sh. Boorh Singh,
C/o Kahlon Association,
Opposite Gurudwara Sri Kutia Sahib,
Jamalpur,
Chandigarh Road,
Ludhiana-141010.M : 9779508115

Complainant

Vs

Public Information Officer,
O/o Director,
Information and Public Relations Department , PB ,
Chandigarh.

....Respondents

Complaint Case No. 643 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- None on behalf of the complainant

Sh. Manvinder Singh, Dy. Director 9815916179 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.11.2020.

2. The appellant is not present today. He was also absent during the last hearing i.e. 13.11.2020. Moreover, he has not made any submissions regarding the deficiencies. Therefore, he is advised to point out deficiencies, if any, to the respondent-Public Information Officer with a copy to the Commission failing which the ex-parte decision will be taken on the next date of hearing.

3. To come up on 28.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana /cisco webex.

Sd/

Dated: 4.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Dalip Singh S/o Sh. Lachhman Singh,
R/o Village – New Salem Shah, (94173-76444)
Tehsil & District- Fazilka.

.....Appellant

Vs

Public Information Officer (By name)
o/o Block Development and Panchayats Officer,
Block Fazilka.
Fazilka

Registered

First Appellate Authority
o/o District Development and Panchayats Officer,
Fazilka.

Sh. Paramjit Singh,
Block Development and Panchayats Officer, Fazilka
c/o Director,
Rural Development & Panchayat Deptt.,Pb.
Vikas Bhawan, Sector 62, Mohali
Mohali.

Registered

....Respondents

Appeal Case No. 276 of 2020
(Cisco Webex proceedings)

Present:- Sh. Dalip Singh, appellant on phone.
Sh. Santokh Singh, 9692009004 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 17.11.2020.

2. The appellant states that he has received the complete information except the Qila Numbers and Muraba Numbers of the plot(s). However, the respondent-Public Information Officer states that Qila Number and Muraba Number of each plot will be supplied to the appellant before the next date of hearing.

3. That the compensation was awarded in favour of the appellant on 17.11.2020. Therefore, the respondent-Public Information Officer o/o Block Development and Panchayats Officer, Fazilka is directed to ensure that the compensation amount be paid to the appellant from the state exchequer before the next date of hearing under intimation to the Commission.

4. To come up on 14.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka/cisco webex.

Sd/

Dated: 4.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.