

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

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Shri Bhupinder Punj, (M: 99152-35055),
R/o 186, Village Luhara,
Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer,
O/ o Secretary,
Regional Transport Authority,
Patiala.

First Appellate Authority:
O/o State Transport Commissioner, Punjab,
SCO 177-78, Sector 17-C,
Chandigarh.

.....Respondent

Appeal Case No. 3945 of 2019

Present:- Shri Bhupinder Punj, appellant is present.
Shri Hardial Singh, Sr. Asstt. is present on behalf of Shri Sham Lal, PIO-cum-
ATO, O/o Secretary, RTA, Patiala.

O R D E R

Shri Bhupinder Punj, appellant filed RTI application dated 25.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Patiala.

Both the parties are present today. Shri Hardial Singh, who has come present on behalf of the PIO, submitted a copy of letter dated 06.03.2020, which is taken in the file of the Commission. He has provided attested copies of 48 pages of information to the appellant today before the Bench.

The appellant after going through the copies of information stated that the copies of Log Book of the vehicle used by the RTA, Patiala for the period 11.03.2019 to 20.03.2019 has not been provided to him.

So, the PIO is directed that the attested copies of Log Book of the vehicle used by the RTA, Patiala for the period 11.03.2019 to 20.03.2019 be provided to the appellant before the next date of hearing.

Both the parties should personally come present on the next date of hearing on
26.03.2020 at 11:00 A.M.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),
R/o 186, Village Luhara,
Distt. Ludhiana.

.....Appellant.

Vs

(Regd.) Public Information Officer,
O/ o Secretary,
Regional Transport Authority,
Pathankot.

First Appellate Authority:
O/o State Transport Commissioner, Punjab,
SCO 177-78, Sector 17-C,
Chandigarh.

.....Respondent

Appeal Case No. 3946 of 2019

Present:- Shri Bhupinder Punj, appellant is present.
None present on behalf of the PIO, O/o Secretary, RTA, Pathankot.

O R D E R

Shri Bhupinder Punj, appellant filed RTI application dated 25.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Pathankot.

The appellant is present today, but none has come present on behalf of the PIO. The appellant stated that no reply or information has been sent to him by the PIO, whereas nine months has been passed.

Today is the 4th date of hearing before the Commission, but the PIO or his nominee has never come present on any date of hearing i.e. 11.12.2019, 15.01.2020, 11.02.2020 and today 06.03.2020. The conduct of the PIO amounts to denial of information and defiance of the provisions of the RTI Act, 2005 and he is intentionally not coming present before the Commission.

So, a Show Cause Notice is issued to Shri Baldev Singh Randhawa, PIO-cum-RTA, Pathankot that why you have not provided the sought for information to the appellant within the stipulated period and why you are not coming present before the Commission on the dates of hearing and so why you may not be penalized U/s 20(1) of the RTI Act, 2005.

The PIO, O/o Secretary, RTA, Pathankot is directed that he should personally come present on the next date of hearing and file reply to the Show Cause Notice and an opportunity of personal hearing will be afforded to him.

Contd..p2..

Appeal Case No. 3946 of 2019

The PIO is further directed that the attested copies of sought for information be sent to the appellant through registered post within 10 days and the PIO should personally come present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties should personally come present on the next date of hearing on **26.03.2020 at 11:00 A.M.**

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),
R/o 186, Village Luhara,
Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer,
O/ o Secretary,
Regional Transport Authority,
Patiala.

First Appellate Authority:
O/o State Transport Commissioner, Punjab,
SCO 177-78, Sector 17-C, Chandigarh.

.....Respondent

Appeal Case No. 3933 of 2019

Present:- Shri Bhupinder Punj, appellant is present.
Shri Hardial Singh, Sr. Asstt. is present on behalf of Shri Sham Lal, PIO-cum-
ATO, O/o Secretary, RTA, Patiala.
Shri Pardeep Singh Dhillon, Asstt. Transport Officer, Mohali is present.

O R D E R

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Patiala.

Today at the time of hearing Shri Pardeep Singh Dhillon, Asstt. Transport Officer, Mohali, who was earlier posted at Patiala has come present along with copies of information consisting of 296 pages, which is provided to the appellant today before the Bench.

The appellant has gone through the copies of information and he stated that he is satisfied with the information regarding para nos. 1 to 4 of the RTI application, but no information regarding para nos. 5 to 8 of the RTI application has been provided to him.

Shri Pardeep Singh Dhillon stated that the remaining information would be provided to the appellant within a week.

So, the PIO is directed that the attested copies of remaining information regarding para nos. 5 to 8 of the RTI application be provided to the appellant before the next date of hearing.

Both the parties should personally come present on the next date of hearing on **26.03.2020 at 11:00 A.M.**

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Bhupinder Punj, (M: 99152-35055),
R/o 186, Village Luhara,
Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer,
O/ o Secretary,
Regional Transport Authority,
Bathinda.

First Appellate Authority:
O/o State Transport Commissioner, Punjab,
SCO 177-78, Sector 17-C, Chandigarh.

.....Respondent

Appeal Case No. 3936 of 2019

Present:- Shri Bhupinder Punj, appellant is present.
Shri Harivansh, Data Entry Operator is present on behalf of Shri Bhupinder Singh, PIO-cum-Asstt. Transport Officer, O/o Secretary, RTA, Bathinda.

O R D E R

Shri Bhupinder Punj, appellant filed RTI application dated 29.06.2019 and sought some information from the PIO, O/o Secretary, RTA, Bathinda.

Both the parties are present today. I have gone through the Order dated 12.02.2020 and in compliance to the Order, the respondent today provided the attested copies of Log Book of the vehicle No.PB-13T-0013 consisting of six pages to the appellant today before the Bench. He has also provided the demand draft amounting to Rs.2,000/- bearing no.269990 dated 02.03.2020 of State Bank of India to the appellant, which was awarded as compensation in favour of the appellant.

The appellant has received the information and after going through the information he stated that he is satisfied with the information.

As the PIO has complied with the Order of the Commission and provided the sought for information to the appellant as well as paid the amount of compensation to the appellant, so the present appeal case is **disposed of and closed.**

Dated: 06.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o Asstt. Labour Commissioner,
Circle-2, Kartar Singh Sarabha Market,
Gill Road, Ludhiana.

First Appellate Authority,
O/o Labour Commissioner, Punjab,
SAS Nagar, Mohali.

.....Respondent

Appeal Case No. 4667 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Smt. Paramjit Kaur, Labour Inspector is present on behalf of Shri Jasvir Singh,
PIO-cum-Labour-cum-Conciliation Officer, Ludhiana.
Col. J.S. Sahi, PIO-cum-Finance Controller, O/o Punjab Ex-servicemen
Corporation (PESCO), Chandigarh is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 29.07.2019 and sought some information from the PIO, O/o Asstt. Labour Commissioner, Ludhiana.

I have gone through the Order dated 11.02.2020 and Smt. Paramjit Kaur, Labour Inspector was present on that date and she stated that the information sought by the appellant lies in the office of the PIO, O/o PESCO, SCO No.89-90, Sector 34-A, Chandigarh and the concerned PIO was directed to come present personally for today i.e. 06.03.2020.

In compliance to the Order Col. J.S. Sahi, PIO, O/o PESCO has come present today and he stated that the sought for information has been provided to the appellant.

The appellant stated that he has received the sought for information and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the sought for information has been provided to the appellant by the PIO and the appellant is satisfied, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

(Regd.) Copy : PESCO, SCO No.89-90, Sector 34-A, Chandigarh. – for information.

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Shri Jagshir Singh, (M: 81958-00345),

S/o Shri Gian Singh,

H.No. 9/20, Mandi Mullanpur,

Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,

O/o DGP, Punjab,

Police Head Quarters,

Sector 9-A, Chandigarh.

First Appellate Authority,

O/o DGP, Punjab,

Police Head Quarters,

Sector 9-A, Chandigarh.

.....Respondent

Appeal Case No. 4668 of 2019

Present:- Shri Jagshir Singh, appellant is present.

ASI Ramesh Kumar is present on behalf of the PIO-cum-Deputy Commissioner of Police, Ludhiana.

H.C. Rattandeep Singh, O/o DGP, Punjab, Chandigarh is present.

ORDER

Shri Jagshir Singh, appellant filed RTI application dated 22.10.2019 and sought some information from the PIO, O/o DGP, Punjab, Chandigarh.

Both the parties are present today. I have gone through the Order dated 11.02.2020 and the information comprising of 19 pages was provided to the appellant on 10.02.2020. The appellant was not satisfied with the information and he was directed to bring the deficiencies in writing to the notice of the PIO.

In compliance to the Order, the appellant has sent letter dated 13.02.2020 regarding the deficiencies to the PIO-cum-Deputy Commissioner of Police, Ludhiana. The appellant mentioned in the letter that he has sought the information regarding application no.4130/SO/DGP dated 09.10.2018, whereas the information was provided to him regarding UID No. 1451115 dated 25.10.2018.

ASI Ramesh Kumar, who is present on behalf of the PIO-cum-Deputy Commissioner, Ludhiana submitted a copy of letter no.AC-4668/19 dated 06.03.2020, which is taken in file of the Commission. I have gone through the said letter and it is submitted by the PIO that application no.4130/SO/DGP dated 09.10.2018 has not been received in the office of the PIO, so no information is available regarding this application.

Contd..p2..

Appeal Case No. 4668 of 2019

So, the PIO, O/o DGP, Punjab, Chandigarh is directed that the information related with application no.4130/SO/DGP dated 09.10.2018 be sent to the appellant through registered post before the next date of hearing, otherwise action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on **26.03.2020 at 11:00 A.M.**

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner of Police,
Ludhiana.

First Appellate Authority,
O/o Commissioner of Police,
Ludhiana.

.....Respondent

Appeal Case No. 4669 of 2019

Present:- Shri Jagshir Singh, appellant is present.
ASI Ramesh Kumar is present on behalf of the PIO-cum-Deputy Commissioner
of Police, Ludhiana.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 23.10.2019 and sought some information from the PIO, O/o Deputy Commissioner of Police, Ludhiana.

Both the parties are present today. ASI Ramesh Kumar, who has come present on behalf of the PIO, submitted a copy of letter no.AC-4669/19 dated 06.03.2020, which is taken in the file of the Commission. I have gone through the said letter and it is submitted by the PIO that the appellant sought information regarding application no.1621226 dated 05.08.2019, but the said application is still under investigation at Police Station, Division No.6, Ludhiana, so information cannot be provided U/s 8(1)(h) of the RTI Act, 2005.

I have gone through the RTI application dated 23.10.2019 filed by the appellant and also discussed about the sought for information with the appellant as well as with the respondent. The appellant sought information regarding his application no.CR-1621226 dated 05.08.2019, but as per the letter submitted by the PIO, the investigation regarding this application is still pending.

So, the PIO is directed that whenever the investigation regarding application no.CR-1621226 dated 05.08.2019 would be completed, the sought for information be sent to the appellant through registered post within 15 days from the receipt of inquiry report in the office of the PIO and compliance report be sent back to the Commission.

With this observation, the present appeal case is **disposed of and closed.**

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner of Police,
Ludhiana.

First Appellate Authority,
O/o Commissioner of Police,
Ludhiana.

.....Respondent

Appeal Case No. 4670 of 2019

Present:- Shri Jagshir Singh, appellant is present.
ASI Ramesh Kumar is present on behalf of the PIO-cum-Deputy Commissioner
of Police, Ludhiana.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 23.10.2019 and sought some information from the PIO, O/o Deputy Commissioner of Police, Ludhiana.

The appellant, Shri Jagshir Singh has come present and ASI Ramesh Kumar has come present on behalf of the PIO.

ASI Ramesh Kumar has come present along with attested copies of sought information and he has provided the attested copies of information to the appellant today before the Bench. The appellant has gone through the copies of information and he stated that he is satisfied with the information. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

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State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o DSP, Dakha,
Distt. Ludhiana.

First Appellate Authority,
O/o SSP, Ludhiana (Rural),
Ludhiana.

.....Respondent

Appeal Case No. 4671 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 23.10.2019 and sought some information from the PIO, O/o DSP, Dakha, Distt. Ludhiana.

The appellant is present and Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is also present and he has submitted a copy of letter no.199 dated 04.03.2020 through which the information sought by the appellant has been provided to him.

The appellant stated that he has received the information which was provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),

S/o Shri Gian Singh,

H.No. 9/20, Mandi Mullanpur,

Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,

O/o SHO, Police Station, Dakha,

Distt. Ludhiana.

First Appellate Authority,

O/o SSP, Ludhiana (Rural),

Ludhiana.

.....Respondent

Appeal Case No. 4672 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Prem Singh, PIO-cum-SHO, Police Station, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 21.09.2019 and sought some information from the PIO, O/o SHO, Police Station, Dakha, Distt. Ludhiana.

The appellant is present and Shri Prem Singh, PIO-cum-SHO, Police Station, Dakha is also present and he has submitted a copy of letter no.170 dated 05.03.2020 through which the information sought by the appellant has been provided to him.

The appellant stated that he has received the information provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SSP, Ludhiana (Rural),
Ludhiana.

First Appellate Authority,
O/o DIG, Ludhiana Range,
Ludhiana.

.....Respondent

Appeal Case No. 4687 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 19.10.2019 and sought some information from the office of the PIO.

Both the parties are present today. The Commission has received an e-mail sent by the PIO-cum-SSP, Ludhiana (Rural), which is a copy of letter no.83/RTI dated 03.03.2020 and through this letter the PIO-cum-SSP, Ludhiana (Rural) has directed the PIO-cum-DSP, Dakha to appear before the Commission for today.

Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha has come present today and he has submitted a copy of letter no.92/RTI dated 03.03.2020, which is taken in the file of the Commission. I have gone through the said letter and it is submitted that the sought for information has been provided to the appellant.

The appellant stated that he has received the information which was provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SSP, Ludhiana (Rural),
Ludhiana.

First Appellate Authority,
O/o DIG, Ludhiana Range,
Ludhiana.

.....Respondent

Appeal Case No. 4688 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 19.10.2019 and sought some information from the office of the PIO.

Both the parties are present today. The Commission has received an e-mail sent by the PIO-cum-SSP, Ludhiana (Rural), which is a copy of letter no.83/RTI dated 03.03.2020 and through this letter the PIO-cum-SSP, Ludhiana (Rural) has directed the PIO-cum-DSP, Dakha to appear before the Commission for today.

Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha has come present today and he has submitted a copy of letter dated 05.03.2020, which is taken in the file of the Commission. I have gone through the said letter and it is submitted that the sought for information has been provided to the appellant.

The appellant stated that he has received the information which was provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SSP, Ludhiana (Rural),
Ludhiana.

First Appellate Authority,
O/o DIG, Ludhiana Range,
Ludhiana.

.....Respondent

Appeal Case No. 4689 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 25.10.2019 and sought some information from the office of the PIO.

Both the parties are present today. The Commission has received an e-mail sent by the PIO-cum-SSP, Ludhiana (Rural), which is a copy of letter no.83/RTI dated 03.03.2020 and through this letter the PIO-cum-SSP, Ludhiana (Rural) has directed the PIO-cum-DSP, Dakha to appear before the Commission for today.

Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha has come present today and he has submitted a copy of letter no.91/RTI dated 03.03.2020, which is taken in the file of the Commission. I have gone through the said letter and it is submitted that the sought for information has been provided to the appellant.

The appellant stated that he has received the information which was provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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S/o Shri Gian Singh,
H.No. 9/20, Mandi Mullanpur,
Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o SSP, Ludhiana (Rural),
Ludhiana.

First Appellate Authority,
O/o DIG, Ludhiana Range,
Ludhiana.

.....Respondent

Appeal Case No. 4690 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 25.10.2019 and sought some information from the office of the PIO.

Both the parties are present today. The Commission has received an e-mail sent by the PIO-cum-SSP, Ludhiana (Rural), which is a copy of letter no.83/RTI dated 03.03.2020 and through this letter the PIO-cum-SSP, Ludhiana (Rural) has directed the PIO-cum-DSP, Dakha to appear before the Commission for today.

Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha has come present today and he has submitted a copy of letter no.93/RTI dated 03.03.2020, which is taken in the file of the Commission. I have gone through the said letter and it is submitted that the sought for information has been provided to the appellant.

The appellant stated that he has received the information which was provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864119, Email: - psic29@punjabmail.gov.in

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Shri Jagshir Singh, (M: 81958-00345),

S/o Shri Gian Singh,

H.No. 9/20, Mandi Mullanpur,

Distt. Ludhiana.

..... Appellant

Vs

Public Information Officer,

O/o SSP, Ludhiana (Rural),

Ludhiana.

First Appellate Authority,

O/o DIG, Ludhiana Range,

Ludhiana.

.....Respondent

Appeal Case No. 4691 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha is present.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 25.10.2019 and sought some information from the office of the PIO.

Both the parties are present today. Shri Gurbans Singh Bains, PIO-cum-DSP, Dakha has come present today and he stated that the sought for information has been provided to the appellant on 02.03.2020.

The Commission has received a mail sent by the SSP, Ludhiana (Rural), Ludhiana on 05.03.2020, diarized vide no.4353, which is a copy of letter no.82/RTI dated 02.03.2020. I have gone through the said letter and it is submitted that the sought for information has been provided to the appellant vide letter no.76/RTI dated 29.02.2020. The said letter is annexed with a copy of receipt dated 02.03.2020 duly signed by the appellant, Shri Jagshir Singh that he has received the sought for information and he is satisfied.

The appellant stated that he has received the information which was provided to him by the PIO and he is satisfied. He has submitted a duly signed written submission dated 06.03.2020 and submitted that he has received the sought for information and he is satisfied and also requested to disposed of his appeal case. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed.**

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

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Shri P.S Sodhi,
S/o Late Shri S.S. Sodhi,
20-B, Shantipura,
Jalandhar.

..... Appellant

Vs

Public Information Officer,
O/o Director,
Prosecution and Litigation, Punjab,
SCO-194-95, Sector-17-C, Chandigarh.

First Appellate Authority,
O/o Addl. Director-cum-Joint Secretary,
Department of Prosecution and Litigation, Punjab,
SCO 194-95, Sector 17-C, Chandigarh.

.....Respondent

Appeal Case No. 68 of 2020

Present:- Shri P.S. Sodhi, appellant is present.
Ms. Gurpreet Kaur, APIO-cum-Asstt. District Attorney is present on behalf of
Shri Satnam Singh Kaler, PIO-cum-Joint Director, Prosecution and Litigation,
Punjab, Chandigarh.

O R D E R

Shri P.S. Sodhi, appellant filed RTI application dated 22.06.2019 and sought some information from the PIO, O/o Director, Prosecution and Litigation, Punjab, Chandigarh. The information sought by the appellant is with respect to Shri Rajesh Kumar Salwan, Distt. Attorney, Amritsar, which follows as under :

- i) *Date, place and designation/rank at the time of joining service with this department.*
- ii) *Copy of the disability certificate given at the time of joining.*
- iii) *Details of the Issuing authority of the disability certificate.*
- iv) *Details of the Disability benefits given to him during the service in terms of promotions and increments etc.*

The PIO has provided the information related with point no.1 of the RTI application to the appellant vide letter no.64 dated 25.09.2019 and the rest of the information was denied U/s 8(1)(j) of the RTI Act, 2005.

The appellant filed First Appeal before the First Appellate Authority on 05.08.2019. The First Appeal of the appellant was disposed of by the First Appellate Authority vide Order dated 11.09.2019 and a direction was issued to the PIO to provide the information

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Appeal Case No. 68 of 2020

related with point no.4 of the RTI application to the appellant and the other information regarding point nos.2 and 3 of the RTI application has been denied being personal information of third party U/s 8(1)(j) of the RTI Act, 2005. The First Appellate Authority ordered that no larger public interest is involved in this case, so the information related with point nos.2 and 3 cannot be disclosed and provided to the appellant. While deciding the First Appeal the First Appellate Authority ordered as under :

“ The appellant has sought the information with regard to Sh. Rajesh Kumar Salwan i.e. his date, place and designation/rank at the time of joining service with the department. In this regard, appointment letter issued to Sh. Rajesh Kumar Salwan and his place of posting cannot be said to be a personal information. Hence, the same is ordered to be supplied.

With regard to the information regarding the benefits given to Sh. Rajesh Kumar Salwan qua disability benefits during the service in terms of promotions and increments etc. this information too cannot be said to be personal information and hence the same is also ordered to be supplied.

The other information sought for by the appellant i.e. copy of disability certificate given at the time of joining, details of the Issuing Authority of the disability certificate are personal information of Sh. Rajesh Kumar Salwan which has been submitted by him for seeking employment in pursuance of fiduciary relationship in between the applicant and the employer. Hence, cannot be supplied except with his consent. This Authority also do not see that any larger public interest shall be served in the supply of these documents. It is pertinent to mention that the concerned employee was appointed in the year 1993 and he has already served the department successfully for the last 26 years with unblemished record. Hence the request of the appellant for the supply of these documents stands rejected. The appellant be also intimated accordingly. “

Aggrieved with the Order of the First Appellate Authority the appellant filed Second Appeal before the Punjab State Information Commission on 27.12.2019.

Today i.e. 11.03.2020, I have heard the appellant, Shri P.S.Sodhi and Ms. Gurpreet Kaur, APIO-cum-Asstt. District Attorney, who has come present on behalf of Shri Satnam Singh Kaler, PIO-cum-Joint Director, Prosecution and Litigation, Punjab.

Appeal Case No. 68 of 2020

The appellant stated that he has sought some information vide his RTI application dated 22.06.2019. The information related with point nos. 1 and 4 of the RTI application has been provided to him, but the information related with point nos. 2 and 3 of the RTI application has un-necessarily been denied by the PIO as well as by the First Appellate Authority. He further stated that he has sought copy of disability certificate given by Shri Rajesh Kumar Salwan at the time of his joining as he has joined the public appointment by using the disability certificate and has enjoyed the public office and also received the benefits during his service in terms of promotions and increments.

The appellant further submitted that the object of the Right to Information Act, 2005 is to bring the transparency and accountability in the functioning of the government officers and public instrumentalities working for the government, so that the citizens of India may have access to the information. When a person applies for the public post and submits his documents in support of his qualifications, the same comes within the domain of public record and therefore are no longer privileged documents. The appellant further submitted that being the citizen of India he has the right to know about the documents submitted by Shri Rajesh Kumar Salwan at the time of getting the public appointment in the government department.

On the other hand I have also heard the respondent Ms. Gurpreet Kaur, APIO, who has come present on behalf of the PIO. The APIO stated that the PIO had already submitted the reply through letter no.14 dated 11.02.2020, which was received in the office of the Commission on 11.02.2020 and diarized vide no.2834. The said reply is in the file of the Commission.

I have heard the Ld. APIO and also gone through the written reply submitted by the PIO and the annexure submitted along with the reply.

I have heard both the parties and also perused the case file. After going through the case file I am of the considered view that when the information related with point nos. 1 and 4 of the RTI application has been provided to the appellant, specially the information related to point no.4 regarding the details of disability benefits given to the concerned person during the service in terms of promotions and increments etc., , which is probably on the basis of disability certificate given at the time of appointment by Shri Rajesh Kumar Salwan, so the point of consideration arises that when the information regarding the use of disability certificate has been provided to the appellant, so why the copy of disability certificate may not be provided to the appellant.

Appeal Case No. 68 of 2020

The information has been denied U/s 8(1)(j) of the RTI Act, 2005 being personal information of third party, whereas on the other hand the disability certificate was issued by the public servant and the said certificate was used by Shri Rajesh Kumar Salwan in getting the public employment and he has also got the benefits by making the use of the said disability certificate. So, the said certificate is not the personal information of the third party, rather it becomes the part of the public record and the access to this record should be available to the appellant. Moreover the disclosure of information is in the larger public interest to know about the documents which is used for getting the public employment.

So, I am of the considered view that when the information related with point nos. 1 and 4 of the RTI application has been provided to the appellant and the information sought through point nos. 2 and 3 of the RTI application is related with the same disability certificate / information.

So, I disposed of the present Appeal Case with the direction to the SPIO that attested copy of disability certificate given at the time of appointment related with point no.2 of the RTI application and the information related with point no.3 of the RTI application be also provided to the appellant and be sent to the appellant through registered post within a week.

Both the parties be come present for the compliance of the Order of the Commission on **30.03.2020 at 11:00 A.M.**

Dated: 06.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**