

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building (Near to Rose Garden)

Sector-16, Chandigarh

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**Sh. Sanjeev Thakur (Press Reporter)**

S/o L. Sh. Baldev Singh

Village Gudha Khurd, (89680-84100)

PO Madhopur Cantt. 145024.

Appellant

Versus

**Public Information Officer/APIO**

O/o SDO, W/S & Sanitation,

Sub Division Bassi Pathana,

District Fatehgarh Sahib.

**First Appellate Authority**

O/o SE, W/S & Sanitation,

Circle Patiala.

Respondent

**Appeal Case No. 80 of 2018**

**Date of Institution:27.12.2017**

**Date of Decision:07.01.2019**

**Present:** Nobody on behalf of the appellant.

For the respondent: Sh. Gopal Rai (SDE) (98722-81406) along with Sh. Sukhjeet Singh (SDE).

## **ORDER**

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Appellant, Sh. Sanjeev Thakur is not present for today's hearing but two emails dated 05.01.2019 have been received from the appellant by the Bench of Undersigned regarding the pending information relates with work orders. Both mails are taken on record.
3. Respondent, Sh. Sukhjeet Singh states that requisite information has already been given to the appellant. He submits a copy of letter no. 1190 dated 30.11.2018 signed by SDE, W/S & Sanitation Sub Division, Bassi Pathana at Fatehgarh Sahib along with copy of postal receipt on the same letter dated 01.12.2018, which is taken on record.
4. After hearing the respondent and examining the documents placed on record, it is observed that appellant is continuously absent sixth time as he was absent on the previous hearings held on **18.06.2018, 18.07.2018, 25.09.2018, 13.11.2018, 03.12.2018 and today.**

a) On the first hearing held on **16.04.2018**, respondent, Sh. Manwinder Pal Singh (SDE) stated that address of the applicant is not correct in their office. He further added that no phone number is available to contact the applicant. He submitted a copy of letter no. 874 dated 03.11.2017 signed by the SDE, W/S and Sanitation Sub Div, Bassi Pathana at Fatehgarh Sahib along with a written reply letter no. 258 dated 12.04.2018 signed by XEN cum PIO, W/S & Sanitation Division, Fatehgarh Sahib, which were taken on record.

Another opportunity was given to the applicant, Sh. Sanjeev Thakur to represent his case in person or through any of his representative(s) on the next date of hearing, failing to which case will be closed in his absence. A copy of this order was sent to him through registered post along with a copy of the submitted documents by the respondent during the hearing i.e. letter no. 874 dated 03.11.2017 and letter no. 258 dated 12.04.2018 for his ready reference. Matter was adjourned for further hearing on 21.05.2018.

Representative of the appellant, Advocate, Sandeep Sharma was appeared after the hearing was over.

b) On hearing held on **21.05.2018**, representative of appellant, Advocate, Sh. Sandeep Sharma stated that the 'Village Gudha Khurd' is missing from the address mention on registered post, that is why the letter was not reached at their address and updated the respondent with correct address during the hearing.

Respondent, Sh. Mohinder Singh, SDE stated that 'Village Gudha Khurd' was missing in address mentioned in RTI application received in their office.

It was found that requisite information is not a third party information and the respondent was directed to file a written reply satisfying the RTI application and/or provided requisite information to the appellant by the next date of hearing to the appellant through registered post failing to action under section 20(1) of RTI would be initiated against the respondent PIO. The appellant was advised to point out deficiencies if any after receiving the information and/or deposit documentation fee, if any, demanded by the respondent failing to which ex-parte decision may be taken. The appellant was also advised to represent this case in person or through any of his representative(s) on next date of hearing positively. Matter was adjourned for further hearing on 18.06.2018.

c) On hearing held on **18.06.2018**, respondent, Sh. Manvinder Pal Singh stated that documentation fee amounting Rs. 960/- was demanded from the applicant but the applicant has not deposited the documentation fee till date. He submitted a letter no. 482 dated 04.06.2018 signed by Sub Divisional Engineer, W/S & Sanitation, Sub Division Bassi Pathana, Fatehgarh Sahib, which was taken on record.

Applicant, Sh. Sanjeev Thakur was not present but an email dated 17.06.2018 was received from the applicant by the Bench of undersigned stating that PIO had not supplied the information till date, which was taken on record.

After hearing the respondent and examining the documents placed on record, applicant, Sh. Sanjeev Thakur was advised to represent this case in person on the next date of hearing to clear the facts of this case, failing to which case will be decided in his absence. A copy of this order was sent to him through registered post. Matter was adjourned for further hearing on 18.07.2018.

d) On hearing held on **18.07.2018**, respondent, Sh. Amritpal Singh stated that requisite information has already been supplied to the appellant.

Appellant, Sh. Sanjeev Thakur was not present but an email dated 16.07.2018 was received from the appellant from email ID [itworldacademy@gmail.com](mailto:itworldacademy@gmail.com) consisting a letter 17.06.2018 stating that PIO has demanded the documentation fee of Rs. 960/- after eight (08) months. It was taken on record.

After discussing with the respondent, Sh. Amritpal Singh, It was observed that respondent, Sh. Amritpal Singh was not well aware about the facts of this case. A copy of an email received from the appellant dated 16.07.2018 is handed over to the respondent. Respondent PIO is directed to send the complete requisite information free of cost to the appellant through registered post within one week along with advice to represent this case in person or through any of his representative(s) who is well aware of the facts of this case on the next date of hearing to save time and resources of the public as well as of the Commission, failing to which action as per RTI Act will be initiated against him. Matter was adjourned for further hearing on 22.08.2018.

Hearing which was earlier fixed for 22.08.2018 was postponed due to declaration of Gazette Holiday Id-UI-Zuha and fixed for 25.09.2018

e) On hearing held on **25.09.2018**, Sh. Sanjeev Thakur was not present but an email has been received from email ID [itworldacademy@gmail.com](mailto:itworldacademy@gmail.com) consisting a letter stating that PIO has demanded the documentation fee of Rs. 960/- but as previous order respondent was directed to provide information free of cost. This email was taken on record.

Sh. Sachin, JE stated that information was already sent to the appellant through registered post but the address was wrong, therefore contact the appellant and correct address was acknowledged by him and demanded the documentation fee again.

After hearing the respondent and going through the documents placed on record, respondent PIO is given last opportunity along with directions to send the complete requisite information free of cost to the appellant through registered post and present the copy of receipt of said registered post on next date of hearing, failing to which action under section 20(1) of RTI Act will be initiated against the respondent PIO. The appellant was also advised to point out deficiencies specifically, if any, after receiving the information as said above in this order, in written to the respondent PIO; failing to which ex-parte decision may be taken. Matter was adjourned for further hearing on 17.10.2018.

Hearing which was earlier fixed for 17.10.2018 was postponed and fixed for further hearing on 13.11.2018.

f) On hearing held on **13.11.2018**, Appellant was not present but an email was received from email ID [vccinfotech@gmail.com](mailto:vccinfotech@gmail.com) consisting a letter stating that that PIO has demanded the documentation fee of Rs. 960/- but as previous order respondent was directed to provide information free of cost. This mail was taken on record.

Sh. Sachin (JE) appeared on behalf of the respondent repeated his submission that information was already sent to the appellant through registered post but the address was wrong, therefore contact the appellant and correct address was acknowledged by him and demanded the documentation fee again, without compiling the previous order dated 25.09.2018, which showed a careless behavior of the respondent.

One more opportunity was given to the respondent PIO to send the complete requisite information free of cost to the appellant through registered post and present a copy of receipt of registered post on the next date of hearing. Appellant was advised to point out deficiencies specifically, if any, after receiving the information , in written to the respondent, failing to which ex-parte decision may be taken. Matter was adjourned for further hearing on 03.12.2018.

g) On hearing held on **03.12.2018**, appellant, Sh. Sanjeev Thakur was not present but an email dated 01.12.2018 was received from the appellant by the Bench of Undersigned regarding the pending information and documentation fee. This mail was taken on record.

Respondent, Sh. Gopal Rai stated that requisite information has already been supplied to the appellant free of cost as per the previous order of the Commission.

After hearing the respondent and examining the case file, respondent PIO was directed to bring copy of postal receipt on the next date of hearing positively along with advice to bring a copy of supplied information

One more opportunity was given to the appellant, Sh. Sanjeev Thakur to represent this case on the next date of hearing positively to clear the facts of this case, failing to which case will be decided on merit basis. Matter was adjourned for further hearing on 07.01.2019 i.e. today but the appellant failed to do so.

5. It is observed that appellant failed to represent this case in person or through any of his representative(s) after giving various opportunities to him. I am of the view that supplied information fulfills all the aspects as per the RTI application of the appellant. Therefore, no further cause of action is required. Hence, the instant appeal case is **disposed of & closed**.

6. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Sanjeev Thakur (Press Reporter)**

S/o L. Sh. Baldev Singh

Village Gudha Khurd, (89680-84100)

PO Madhopur Cantt. 145024.

Appellant

Versus

**Public Information Officer/APIO**

O/o XEN, W/S & Sanitation,

Division Fatehgarh Sahib.

**First Appellate Authority**

O/o SE, W/S & Sanitation,

Circle Patiala.

Respondent

## Appeal Case No. 115 of 2018

**Present:** Nobody on behalf of the appellant.

For the respondent: Sh. Gopal Rai (SDE) (98722-81406) along with Sh. Sukhjeet Singh (SDE).

### ORDER

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Appellant, Sh. Sanjeev Thakur is not present for today's hearing but an email dated 05.01.2019 have been received from the appellant by the Bench of Undersigned stating regarding the pending information. This mail is taken on record.
3. Respondent, Sh. Sukhjeet Singh states that pending information has been supplied to the appellant through registered post dated 04.01.2019. He submits a reply vide letter no. 83 dated 04.01.2019 signed by SDE cum PIO, W/S & Sanitation Division, Fatehgarh Sahib along with supporting documents, which are taken on record.
4. After hearing the respondent and examining the documents placed on record, last opportunity is given to the appellant, Sh. Sanjeev Thakur to represent this case in person or through any of his representative(s) on the next date of hearing along with advice to point out the deficiency, if any, in the supplied information, in written to the respondent PIO with a copy to the Commission, failing to which case will be decide on merit basis.
5. Matter is adjourned for further hearing on **11.02.2019 at 11:30 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh**

**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Sanjeev Thakur (Press Reporter)**

S/o L. Sh. Baldev Singh

Village Gudha Khurd, (89680-84100)

PO Madhopur Cantt. 145024.

Appellant

Versus

**Public Information Officer/APIO**

O/o SDO, W/S & Sanitation,

Sub-Division No.2, Fatehgarh Sahib.

**First Appellate Authority**

O/o SE, W/S & Sanitation,

Circle Patiala.

Respondent

## Appeal Case No. 116 of 2018

**Present:** Nobody on behalf of the appellant.

For the respondent: Sh. Gopal Rai (SDE) (98722-81406) along with Sh. Sukhjeet Singh (SDE).

### ORDER

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Appellant, Sh. Sanjeev Thakur is not present for today's hearing but two emails dated 05.01.2019 have been received from the appellant by the Bench of Undersigned regarding the pending information relates with work orders. Both mails are taken on record.
3. Respondent, Sh. Sukhjeet Singh states that pending information has been supplied to the appellant and nothing is left to be supplied.
4. After hearing the respondent and examining the documents placed on record, last opportunity is given to the appellant, Sh. Sanjeev Thakur to represent this case in person or through any of his representative(s) on the next date of hearing to clear the facts of this case, failing to which case will be decide on merit basis.
5. Matter is adjourned for further hearing on **11.02.2019 at 11:30 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh**

**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Sukhvinder Singh (9814380382)**

S/o Shri Surjit Singh, R/o New Dharam Nagri,  
Abohar Hall Abaad, Street No. 15 B,  
Backside, Dr. Kamlesh Hospital,  
Abohar, Distt: Fazilka

Appellant

Versus

**Public Information Officer**

O/o SDE, Water Supply and Sewerage,  
Sub Division, Abohar, Teh: Abohar,  
Distt: Fazilka.

**First Appellate Authority**

O/o XEN, Punjab Water and Sewerage Board,  
Ferozepur, Division, Ferozepur.

Respondents

**Appeal Case No. 1035 of 2018**

**Date of Institution:20.03.2018**

**Date of Decision:07.01.2019**

**Present:** Sh. Sukhvinder Singh, the appellant in person.  
For the respondent: Sh. Harsharanjit Singh (SDO).

**ORDER**

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Respondent, Sh. Harsharanjit Singh states that appellant was called a number of times to visit the respondent's office and inspect the official record but no response from the appellant. He handed over the pending information in connection with point no. 4 to the appellant during the hearing.
3. Appellant, Sh. Sukhvinder Singh states that deficiencies in the supplied information and demanded the complete information. He also states that he has sent a letter regarding the deficiencies to the Commission dated 03.12.2018.
4. After hearing both the parties and examining the case file, it is observed that on the previous hearing held on 13.11.2018, appellant stated that he is satisfied with the supplied information except information in connection with point no. 4.

Respondent PIO was directed to co-ordinate and invite the appellant and/or his representative, Sh. Paramjeet Singh, to their office on any working day by the next date of hearing so that he/they may inspect record that relates to point no. 4. The appellant and/or his representative was also advised to specify the documents required in written to the respondent PIO, if any, after inspecting the record as said above. Respondent PIO was also directed to provide the specified record, if any, specified in connection with point no. 4, to the appellant. Matter was adjourned for further hearing on 07.01.2019 i.e. today.



After examining the documents placed on record, it is found that a letter dated 03.12.2018 from the appellant has been received in the Commission vide diary no. 24333 dated 04.12.2018 along with supporting documents, which is not relevant. It is also found that requisite information has already been supplied to the appellant through registered post dated 06.11.2018 and respondent, Sh. Harsharanjit Singh handed over the pending information relates with point no. 4 to the appellant during the hearing, which fulfills the aspects of RTI application.

5. In wake of above, no further cause of action is required. Therefore, the instant appeal case is **disposed of & closed**.

6. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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Sh. Ramandeep Singh Ahluwalia (98175-94553)

S/o Ward no. 18, Street no.2, (94646-92553)

Kartar Nagar, Amlah Road,

Khanna, Dist. Ludhiana - 141401.

Appellant

Versus

**Public Information Officer/APIO**

(Regd. Post) O/o Municipal Engineer,  
MC, Khanna.

## First Appellate Authority

O/o Regional Deputy Director,

Urban Local Road, Ludhiana.

Respondents

### Appeal Case No.: 1517 of 2018

**Present:** Sh. Ramandeep Singh Ahluwalia, the appellant in person.  
Nobody on behalf of the respondent.

## ORDER

1. This order may be read with reference to the previous order dated 04.12.2018.
2. Appellant, Sh. Ramandeep Singh Ahluwalia states that requisite information is still pending from the respondent PIO. He also added that compensation cheque has been received from the respondent.
3. Respondent PIO is not present for today's hearing but an email dated 07.01.2019 has been received from the respondent by the Bench of Undersigned consisting a letter no. 1031 dated 04.01.2019 addressed to the appellant, Sh. Ramandeep Singh Ahluwalia, signed by PIO, Nagar Council, Khanna, stating that requisite information in connection with Appeal Case No. 1517 of 2018 has already been supplied and nothing is left to be supplied. In that letter respondent also mentioned regarding the compensation cheque has been sent to the appellant.
4. After hearing the appellant and examining the case file, it is observed that respondent PIO was absent on the previous hearings held on 19.11.2018 and 04.12.2018. Last opportunity is given to the respondent PIO to appear in person on the next date of hearing positively along with directions either to supply the complete requisite information as per RTI application to the appellant or file a proper reply in the shape of an affidavit as per queries raised by appellant in his RTI application, before the Commission on the next date of hearing, failing to which action will be initiated against him as per RTI Act. A copy of this order be sent to him through **registered post** for his ready reference.
5. Matter is adjourned for further hearing on **04.02.2019 at 11:30 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh

Date: 07.01.2019 (11:30 AM)

(Dr. Pawan Kumar Singla)  
State Information Commissioner

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Sh. Ramandeep Singh Ahluwalia (98175-94553)

S/o Ward no. 18, Street no.2, (94646-92553)

Kartar Nagar, Amlah Road,

Khanna, Dist. Ludhiana - 141401.

Appellant

Versus

Public Information Officer/APIO

(Regd. Post) O/o Municipal Engineer,  
MC, Khanna.

## First Appellate Authority

O/o Regional Deputy Director,

Urban Local Road, Ludhiana.

Respondents

### Appeal Case No.: 1518 of 2018

**Present:** Sh. Ramandeep Singh Ahluwalia, the appellant in person.  
Nobody on behalf of the respondent.

### ORDER

1. This order may be read with reference to the previous order dated 04.12.2018.
2. Appellant, Sh. Ramandeep Singh Ahluwalia states that requisite information is still pending from the respondent PIO. He also added that compensation cheque has been received from the respondent.
3. Respondent PIO is not present for today's hearing but an email dated 07.01.2019 has been received from the respondent by the Bench of Undersigned consisting a letter no. 1028 dated 04.01.2019 addressed to the appellant, Sh. Ramandeep Singh Ahluwalia, signed by PIO, Nagar Council, Khanna, stating that requisite information in connection with Appeal Case No. 1517 of 2018 has already been supplied and nothing is left to be supplied. In that letter respondent also mentioned regarding the compensation cheque has been sent to the appellant.
4. After hearing the appellant and examining the case file, it is observed that respondent PIO was absent on the previous hearings held on 19.11.2018 and 04.12.2018. Last opportunity is given to the respondent PIO to appear in person on the next date of hearing positively along with directions either to supply the complete requisite information as per RTI application to the appellant or file a proper reply in the shape of an affidavit as per queries raised by appellant in his RTI application, before the Commission on the next date of hearing, failing to which action will be initiated against him as per RTI Act. A copy of this order be sent to him through **registered post** for his ready reference.
5. Matter is adjourned for further hearing on **04.02.2019 at 11:30 A.M.**
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh

Date: 07.01.2019 (11:30 AM)

(Dr. Pawan Kumar Singla)  
State Information Commissioner

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Sh. Sadhu Ram Kusla

(Regd. Post) S/o Sh. Ram Chand Bansal

#138, Veer Colony,  
Bathinda 151005 (98140-75358)

[sadhuramkusla@gmail.com](mailto:sadhuramkusla@gmail.com)

Appellant

Versus

**Public Information Officer/APIO**

(Regd. Post) O/o Director, Local Govt. PB,  
Plot No.3, Municipal Bhawan,  
Dakshan Marg, Chandigarh.

**First Appellate Authority**

(Regd. Post) O/o Director, Local Govt. PB,  
Plot No.3, Municipal Bhawan,  
Dakshan Marg, Chandigarh.

Respondents

## Appeal Case No.: 1804 of 2018

**Present:** Nobody on behalf of the appellant.

For the respondent: Ms. Sunita Sharma (Superintendent cum PIO) (98789-84780), Sh. Kuldeep Singh (SA) along with Ms. Manmohan Kaur (JA).

## ORDER

1. This order may be read with reference to the previous order dated 04.12.2018.
2. Respondent, Ms. Sunita Sharma states that requisite information has already been sent to the appellant. She requested to waive off the compensation as information has already been supplied and Ms. Manmohan Kaur attended the previous hearings in this case.

She submits a reply vide letter no. 1561 dated 07.01.2019 signed by her as Superintendent cum PIO stating that requisite information has already been sent to the appellant 23.07.2018 through letter no. 41425 and requisite information also sent twice to the appellant through an email dated 26.07.2018 and 30.07.2018. In that reply she also requested to waive off the compensation. This is taken on record.

3. Neither the appellant, Sh. Sadhu Ram Kusla is present for today's hearing nor did he file any reply in this regard.

4. After hearing the respondent and examining the case file, it is observed that respondent PIO was also absent on previous hearings held on 05.09.2018, 08.10.2018, 12.11.2018, and 04.12.2018.

a) On first hearing held on **24.07.2018**, respondent, Sh. Kuldeep Singh (SA) stated that he is present with partial requisite information of 10 Corporations to hand it over to the appellant but the appellant is absent for today's hearing. He further added that rest of partial requisite information of other Committees is bulk in nature and requested the Commission to send it on

email id of the appellant. He submitted the covering letter for partial requisite information of 10 Corporations to the Commission, which was taken on record.

On the request of respondent the contact no. & email-id of appellant (i.e. 98140-75358 & [sadhuramkusla@gmail.com](mailto:sadhuramkusla@gmail.com)) was provided to the respondent.

Appellant was absent without any intimation to the Commission and nor did he file any reply in this regard.

After hearing the respondent and examining the case file, the respondent PIO was directed to send the complete requisite information and/or written reply satisfying the RTI application through registered post and/or through email by the next date of hearing, failing to which action under section 20(1) would be initiated against the respondent PIO. The appellant was given last opportunity along with advice to represent this case in person or through any of his representative(s) on next date of hearing along with advice to point out deficiencies, if any, in written to the appellant, after receiving the information from the respondent. Matter was adjourned for further hearing dated 05.09.2018

b) On hearing held on **05.09.2018**, both the parties were absent for today's hearing without any intimation to the Commission and nor did they file any reply in this regard. Last opportunity was given to both the parties along with an advice / direction for compliance of previous order dated 24.07.2018 failing to which ex-parte decision may be taken. Matter was adjourned for further hearing dated 08.10.2018.

c) On hearing held on **08.10.2018**, respondent was absent without any intimation to the Commission and nor did he file any reply in this regard.

Representative of appellant, Sh. Sham Arora requested and submitted a letter signed by the appellant for an adjournment as appellant has another case in Punjab and Haryana High Court. This letter was taken on record.

Considering the request for an adjournment by the representative of appellant and examining the case file, both the parties are given last opportunity along with an advice / direction for compliance of previous order dated 24.07.2018 failing to which ex-parte decision may be taken. Matter was adjourned for further hearing dated 12.11.2018 at 11.30 AM.

d) On hearing held on **12.11.2018**, appellant, Sh. Sadhu Ram Kusla stated that information in connection with point no. 1, 2 and 3 is still pending from the respondent and information relates with point no. 4, 5 and 6 has been received from the respondent PIO. Respondent PIO absent during the hearing.

After hearing the appellant and examining the case file, it was found that respondent PIO was also absent on the previous hearings held on 05.09.2018 and 08.10.2018. Last opportunity was given to the respondent PIO to supply the pending information relates with point no. 1, 2 and 3 as per the queries raised by the appellant in his RTI application before the next date of hearing along with directions to represent this case in person or through his representative(s) on the next date of hearing positively to clear the facts of this case, failing to which action will be initiated against him as per the RTI Act. Matter was adjourned for further hearing on 04.12.2018.

After the hearing was over, Ms. Manmohan Kaur (JA) was appeared and she was apprised of the proceedings of this hearing.

e) On hearing held on **04.12.2018**, appellant, Sh. Sadhu Ram Kusla states that information is still pending.

Respondent PIO was continuously absent fourth time without any intimation to the Commission. Respondent PIO was directed to provide the pending information and/or written reply that relates with point no. 1, 2 and 3 satisfying the RTI application, to the appellant along with directions to represent this case but he/she is failed to do so.

Due to evasive attitude and irresponsible behavior of the respondent PIO concerned, the appellant has suffered a lot of detriments for not getting the requisite information; compensation amounting Rs. 1,500/- (Fifteen Hundred Only) was awarded to the appellant, Sh. Sadhu Ram Kusla. Respondent PIO was also directed to comply with the previous order of the Commission dated 12.11.2018. Matter was adjourned for further hearing on 07.01.2019 i.e. today.

5. I am of the considered view that, compensation must be paid to the appellant and respondent PIO is directed to appear in person on the next date of hearing along with compensation cheque as per the order dated 04.12.2018.

6. Another opportunity is also given to the appellant, Sh. Sadhu Ram Kusla to represent this case in person and point out point wise deficiencies in the supplied information in written to the respondent PIO with a copy to the Commission, failing to which case will be decided on merit basis.

7. Matter is adjourned for further hearing on **04.02.2019 at 11:30 A.M.**

8. Announced in the Court, copy of the order to be sent to the parties through **registered post.**

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building (Near to Rose Garden)

Sector-16, Chandigarh

Contact No. 0172-2864115, Fax No. 0172-2864125

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Sh. Pawan Kumar S/o Sh. Birbal,  
Tilak Nagar, Street No. 8,  
Sri Muktsar Sahib (62803-57764).

Appellant

Versus

Public Information Officer/APIO

(Regd. Post) O/o DEO (SE), Fazilka.

First Appellate Authority

O/o DEO (SE), Fazilka .

Respondents

**Appeal Case No.: 1957 of 2018**

**Present:** Sh. Pawan Kumar, the appellant along with his representative, Sh. Gurpreet Singh.

Nobody on behalf of the respondent.

## **ORDER**

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Representative of the appellant, Sh. Gurpreet Singh states that no information has been received from the respondent.
3. Respondent PIO is absent without any intimation to the Commission for today's hearing.
4. After hearing the representative of the appellant and examining the case file, it is observed that respondent PIO was also absent on previous hearings held on 31.07.2018, 09.10.2018, 12.11.2018 and 03.12.2018.

a) On first hearing held on **31.07.2018**, appellant requested for an adjournment through an email. Respondent PIO was not present but two emails was received in the Commission from email-id [rti.deosefzk11@gmail.com](mailto:rti.deosefzk11@gmail.com) on 26.07.2017 from respondent mentioning therein that RTI has been transferred to concerned schools under section 6(3) of RTI Act and another email [deose.fazilka@punjabeducation.gov.in](mailto:deose.fazilka@punjabeducation.gov.in) on 30.07.2017 from respondent PIO requesting therein for an adjournment due to personal reasons. These emails along with attachments are taken on record.

Respondent PIO was directed to retrieve the requisite information and provide it to the appellant by next date of hearing, failing to which action under section 20(1) would be initiated against the respondent PIO. The appellant is also given advice to point out deficiencies, if any, in written to the respondent PIO after receiving the information from the respondent. Matter was adjourned to 10.09.2018.

Hearing which was earlier fixed for 10.09.2018 was postponed due to declaration of Holiday for "First Prakash Purab of Shri Guru Granth Sahib" and fixed for 09.10.2018.

b) On first hearing held on **09.10.2018**, appellant, Sh. Pawan Kumar stated that no information has been supplied to him by the respondent PIO. Respondent PIO was not present but an email dated 08.10.2018 was received from the respondent from email ID [rti.deosefzk11@gmail.com](mailto:rti.deosefzk11@gmail.com) by the Bench of undersigned stating that he is unable to attend today's hearing. In that email he further added that reply/information has already been supplied to the appellant. This mail was taken on record.

Respondent PIO was directed to represent this case in person or through any of his representative(s) who is well aware about the facts of this case on the next date of hearing to clear the facts of this case positively. Appellant, Sh. Pawan Kumar is advised to appear in person on the next date of hearing. Matter is adjourned for further hearing on 12.11.2018.

c) On the hearing on **12.11.2018**, appellant, Sh. Pawan Kumar was not present but an email dated 11.11.2018 was received from the appellant by the Bench of Undersigned stating that he is unable to attend today's hearing due to health issues and requested for an adjournment in this case. In that email he added regarding the deficiencies in the supplied information and pending information. This mail was taken on record.

Respondent PIO was not present for today's hearing but an email dated 11.11.2018 was received from the respondent from email ID [rti.deosefzk11@gmail.com](mailto:rti.deosefzk11@gmail.com) by the Bench of Undersigned requesting therein from the exemption for today. This mail was taken on record. Another email dated 06.11.2018 was also received from the respondent from email ID [rti.deosefzk11@gmail.com](mailto:rti.deosefzk11@gmail.com) by the Bench of Undersigned comprising copy of a letter no. 1966 dated 06.11.2018 signed by First Appellate Authority, O/o District Education Officer(SE), Fazilka stating that requisite information on the same subject has already been supplied to the appellant in present case(Appeal Case No. 1957 of 2018 and other Appeal Cases 2098, 2099, 2534 and 2535 of 2018. In that letter respondent requested to close this case. This mail was also taken on record.



Another opportunity was given to the appellant, Sh. Pawan Kumar to represent this case in person or through any of his representative(s) on the next date of hearing, failing to which case will be decided on merit basis.

Another opportunity was also given to the respondent PIO to appear in person on the next date of hearing along with directions to remove the deficiencies as pointed out by the appellant, failing to which action will be initiated against him as per RTI Act. Matter is adjourned for further hearing on 03.12.2018.

d) On hearing held on **03.12.2018**, representative of the appellant, Sh. Gurpreet Singh stated that no information has been received from the respondent. Respondent PIO was absent without any intimation to the Commission.

Show Cause notice was issued to the respondent PIO under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005 along with an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. A copy of this order was sent to him through registered post along with RTI request. Matter is adjourned for further hearing on 07.01.2019 i.e. today but the respondent PIO failed to do so.

5. I am of the view that due to evasive attitude of the respondent PIO concerned, the appellant has suffered a lot of detriments for not getting the requisite information, I am of the view that compensation be awarded to the appellant, Sh. Pawan Kumar.

6. Hence, I award an interim compensation of Rs. 2,000/- (Two Thousand Rupees Only) to the appellant. The compensation amount must be paid by the respondent PIO concerned through cheque or demand draft in favor of Pawan Kumar from the account of Public Authority and not from the individual's account.

7. Respondent PIO is directed to produce a copy of the cheque or demand draft on the next date of hearing.

8. Respondent PIO is also directed to supply the complete requisite information to the appellant before the next date of hearing along with directions to appear in person on the next date of hearing. He is also directed to file a reply to the Show Cause notice which was issued vide order dated 03.12.2018. A copy of this order be sent to him through registered post.

9. Matter is adjourned for further hearing on **11.02.2019 at 11:30 AM.**
10. Announced in the Court. Copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

**Note:** After the hearing was over, Sh. Brij Mohan Bedi (Deputy DEO) (98158-66999) along with Sh. Captain Singh (Dealing Incharge RTI) appeared and they were apprised of the proceedings of this hearing.

Respondent, Sh. Brij Mohan states that requisite information cannot be supplied to the appellant as it relates with third party and requested to waive off the compensation.

**Chandigarh**  
**Date: 07.01.2019**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Manjit Singh (98784-89500)**

S/o S. Kuldip Singh  
C/o Shop No. 23, Central Market,  
Gill Road, Opp. Water Tank,  
Ludhiana

Appellant

Versus

**Public Information Officer/APIO**

O/o Director Education department PB (SS)  
SAS Nagar (Grant-1 Branch)  
Mohali

**First Appellate Authority**

O/o Director Education department PB (SS)  
SAS Nagar (Grant-1 Branch)  
Mohali

Respondent

**Appeal Case No.: 2238 of 2018**

**Date of Institution: 04.07.2018**

**Date of Decision: 07.01.2019**

**Present:** Sh. Manjit Singh, the appellant in person.  
For the respondent: Sh. Amarjit Singh (Superintendent) (94780-23864) along with  
Sh. Jaswant Singh (SA).

**ORDER**

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Respondent, Sh. Amarjit Singh states that requisite information has already been sent to the appellant. He submits his reply to the Show Cause notice vide Memo no. 50/51-2018 dated 07.01.2019, which is taken on record.
3. On this, appellant, Sh. Manjit Singh states that he is satisfied with the supplied notice but not satisfied with the information supplied in connection with action taken as per his RTI application.
4. After hearing and examining the case file, it is observed that in the previous order dated 03.12.2018; dates were wrongly mentioned in point no. 4. Respondent PIO was absent on 13.11.2018 and 03.12.2018 instead of 31.07.2018, 09.10.2018 and 12.11.2018, which were inadvertently mentioned in the previous order of the Commission dated 03.12.2018
5. I am of the considered view that supplied reply fulfills all the aspects as per RTI application and no further cause of action is required but the appellant, Sh. Manjit Singh is not satisfied with the information in connection with action taken. Hence, the instant appeal case is **disposed of & closed.**
6. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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Sh. Sukhwinder Singh (94626-50001)

President, Anti Corruption Front (Regd.),  
Machhiwara, Ludhiana

Appellant

Versus

**Public Information Officer/APIO**

(Regd. Post) O/o District Education Officer (SE),  
Ludhiana

**First Appellate Authority**

O/o District Education Officer (SE),  
Ludhiana

Respondent

**Appeal Case No.: 2304 of 2018**

**Present:** Nobody on behalf of the appellant.  
For the respondent: Sh. Sushil Kumar (Accountant) (95010-17264).

## **ORDER**

1. This order may be read with reference to the previous order dated 03.12.2018.
2. Respondent, Sh. Sushil Kumar states that requisite information has already been sent to the appellant.
3. Appellant, Sh. Sukhwinder Singh is absent without any intimation to the Commission.
4. After examining the case file, it is observed that on the previous hearing held on 03.12.2018, respondent PIO was directed to present a copy of an affidavit as per the Order of the Commission dated 03.12.2018 but till date not submitted by the respondent PIO. Copy of order of dated 03.12.2018 was sent to him through registered post.

Respondent PIO is directed to appear in person along with copy of an affidavit as per order of the Commission dated 12.11.2018, to put before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through **registered post**. He is also directed not to send an employee who is not well aware about the facts of this case.

5. Last opportunity is also given to the appellant, Sh. Sukhwinder Singh to represent this case in person to clear the facts of this case, failing to which case will be decided on merit basis.
6. Matter is adjourned for further hearing on **11.02.2019 at 11:30 A.M.**
7. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh  
Date: 07.01.2019 (11:30 AM)

(Dr. Pawan Kumar Singla)  
State Information Commissioner

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Sh. Tejinder Singh (90410-04313)  
R/o Village Bholapur, PO – Ramgarh,  
Chandigarh Road, Ludhiana -141123.

Appellant

Versus

**Public Information Officer**  
O/o MC, Hoshiarpur.

**First Appellate Authority cum**  
O/o Commissioner, MC, Hoshiarpur.

Respondent

## Appeal Case No.: 2584 of 2018

**Present:** Sh. Tejinder Singh, the appellant in person.  
For the respondent: Sh. Sunil Kumar (ATP) (78884-30988).

### ORDER

1. This order may be read with reference to the previous order dated 28.11.2018.
2. Appellant, Sh. Tejinder Singh states that requisite information in connection with point no. 4 is still pending from the respondent PIO.
3. Respondent, Sh. Sunil Kumar requested for an adjournment in this case to supply the pending information. He submits his reply dated 07.01.2019 signed by him stating that he was on additional duty as Returning Officer till 31.12.2018. In that reply he requested for an adjournment in this case. This letter is taken on record.
4. After hearing both the parties and examining the case file, it is found that on the previous hearing held on 28.11.2018, Sh. Sunil Kumar was appeared on behalf of the respondent and requested for an adjournment. Another opportunity was given to the respondent PIO to supply the pending requisite information in connection with point no. 4 to the appellant before the next date of hearing.
5. I am of the view that due to evasive attitude of the respondent PIO concerned, the appellant has suffered a lot of detriments for not getting the requisite information, I am of the view that compensation be awarded to the appellant, Sh. Tejinder Singh.
6. Hence, I award an interim compensation of Rs. 2,000/- (Two Thousand Rupees Only) to the appellant. The compensation amount must be paid by the respondent PIO concerned through cheque or demand draft in favor of Tejinder Singh from the account of Public Authority and not from the individual's account.
7. Respondent PIO is directed to produce a copy of the cheque or demand draft on the next date of hearing.

8. Last opportunity is given to the respondent PIO to supply the pending requisite information in connection with point no. 4 to the appellant before the next date of hearing along with advice to represent this case in person positively.
9. Matter is adjourned for further hearing on **11.02.2019 at 11:30 AM.**
10. Announced in the Court. Copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Tejinder Singh (90410-04313)**  
R/o Village Bholapur, PO – Ramgarh,  
Chandigarh Road, Ludhiana -141123.

Appellant

Versus

**Public Information Officer**  
O/o MC, Kartarpur, District Jalandhar.

**First Appellate Authority cum**  
O/o Deputy Director,  
Local Bodies Govt., Jalandhar.

Respondent

**Appeal Case No.: 2586 of 2018**

**Date of Institution:27.12.2017**

**Date of Decision:07.01.2019**

**Present:** Sh. Tejinder Singh, the appellant in person.  
For the respondent: Sh. Karminder Pal Singh (EO).

**ORDER**

1. This order may be read with reference to the previous order dated 28.11.2018.
2. Appellant, Sh. Tejinder Singh states that requisite information has been received from the respondent PIO and requested to close his case.
3. Respondent, Sh. Karminder Pal Singh is present for today's hearing.
4. As the information stands supplied and on the request of the appellant, the instant appeal case is **disposed of & closed**.
5. Announced in the Court. Copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Tejinder Singh (90410-04313)**  
R/o Village Bholapur, PO – Ramgarh,  
Chandigarh Road, Ludhiana -141123.

Appellant

Versus

**Public Information Officer**  
O/o Sub Registrar, Jalandhar – 1,  
Jalandhar.

**First Appellate Authority cum**  
O/o SDM -1, Jalandhar.

Respondent

**Appeal Case No.: 2715 of 2018**

**Present:** Sh. Tejinder Singh, the appellant in person.  
For the respondent: Sh. Rakesh Kumar (JA) (96467-86087).

**ORDER**

1. This order may be read with reference to the previous order dated 28.11.2018.
2. Respondent, Sh. Rakesh Kumar states that inspection not done by the appellant.
3. On this, appellant, Sh. Tejinder Singh states that he has visited the respondent's office but no response from the respondent.
4. After hearing both the parties and examining the case file, another opportunity is given to the respondent PIO to make sure that appellant inspected the official record as per his RTI application on his visit dated **21.01.2019** and supply the identified pages, to the appellant.
5. Both the parties are advised to appear in person on the next date of hearing to clear the facts of this case positively, failing to which case will be decided on merit basis.
6. Matter is adjourned for further hearing on **11.02.2019 at 11:30 AM**.
7. Announced in the Court. Copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**



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**Sh. Tejinder Singh (90410-04313)**

R/o Village Bholapur,  
PO-Ramgarh, Chandigarh Road,  
Ludhiana-141123

Appellant

Versus

**Public Information Officer**

**(Regd. Post)** O/o Municipal Corporation,  
Amritsar

**First Appellate Authority**

O/o Commissioner, Municipal Corporation,  
Amritsar

Respondent

**Appeal Case No.: 2901 of 2018**

**Present:** Sh. Tejinder Singh, the appellant in person.  
Nobody on behalf of the respondent.

**ORDER**

1. This order may be read with reference to the previous order dated 05.12.2018.
2. Appellant, Sh. Tejinder Singh states that requisite information is still pending from the respondent PIO.
3. Neither the respondent PIO is present for today's hearing nor did he file any reply in this regard, which shows that he has no regard to the Notice and Order of the Commission as well as of RTI Act.
4. After hearing the appellant and examining the case file, last opportunity is given to the respondent PIO to supply the requisite information to the appellant before the next date of hearing along with directions to appear in person on the next date of hearing positively. A copy of this order be sent to him through **registered post**.
5. Matter is adjourned for further hearing on **11.02.2019 at 11:30 AM**.
6. Announced in the Court. Copy of the order to be sent to the parties.

**Chandigarh**  
**Date: 07.01.2019 (11:30 AM)**

**(Dr. Pawan Kumar Singla)**  
**State Information Commissioner**

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**Sh. Tejinder Singh (90410-04313)**

R/o Village Bholapur,  
PO-Ramgarh, Chandigarh Road,  
Ludhiana-141123

Appellant

Versus

**Public Information Officer**

O/o Municipal Corporation,  
Jalandhar

**First Appellate Authority**

O/o Commissioner, Municipal Corporation,  
Jalandhar

Respondent

**Appeal Case No.: 2902 of 2018**

**Present:** Sh. Tejinder Singh, the appellant in person.  
For the respondent: Ms. Pooja (Building Inspector)

**ORDER**

1. This order may be read with reference to the previous order dated 05.12.2018.
2. Respondent, Ms. Pooja states that requisite information from 2014 to till date is available on the official website. She submits a hard copy of links relates with requisite information, which is taken on record.
3. On this, appellant, Sh. Tejinder Singh states that notices are not available on the website and notices are required.
4. After discussing with both the parties and examining the case file, I am of the considered view that an important issue is involved in this case. Therefore, **this case file is sent to the Deputy Registrar to place it before the Hon'ble Chief Information Commissioner to constitute Full Bench/Division Bench to decide the matter.**
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh  
Date: 07.01.2019 (11:30 AM)

(Dr. Pawan Kumar Singla)  
State Information Commissioner

**Copy to:**

**The Deputy Registrar  
(Alongwith Case File)**