

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Ms. Sheenu W/o Sh.Amit Kumar

R/o Flat C-4, Marvel Homes,
Barewal Road, Ludhiana

....Complainant

Versus

Public Information Officer,

O/o Commissioner,
Municipal Corporation Zone-D
Sarabha Nagar, Ludhiana

....Respondent

Complaint Case No.773 of 2018

Present: The Complainant Ms. Sheenu is absent.
Sh.Harjit Singh, Draftsman is present on behalf of PIO/Respondent

ORDER

The case was last heard on 29.10.2018. The complainant was absent on last date and on behalf of PIO/Respondent, nobody was present.

The PIO/Respondent was advised to supply the requisite information to the complainant through registered post before the next date of hearing and was also advised to come present on next date.

The complainant Ms. Sheenu was also advised to go through the information supplied and point out deficiencies, if any, in written to the PIO/Respondent with a copy to the Commission. She was also advised to represent her case in person or through her representative.

Sh.Harjit Singh who is present on behalf of PIO//Respondent, Municipal Corporation Zone D states that the information has already been sent to the complainant vide letter dated 26.10.2018 by registered post. He also produces a copy of letter dated 26.10.2018 with postal receipt dated 30.10.2018 affixed thereon.

Today also, the complainant Ms. Sheenu is absent without any intimation though she was given opportunity on the last to represent her case in person or through her representative. Neither she has conveyed any deficiency to the PIO/Respondent, nor she has come present and is absent for the 3rd consecutive hearing. As such, it is presumed that she has received the information and is satisfied with the information supplied to her.

In view of the above, **the complaint is disposed of and the case is closed.**

Sd/-

(Sanjiv Garg)

**State Information Commissioner
Punjab**

Dated:07.01.2019

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Kamaljit Singh,

S/o Sh. Tej Ram

Vill. Kotli Roulan PO Kahnuwan

Tehsil & Distt. Gurdaspur

M: 98765-37761)

.... Complainant

Vs.

Public Information Officer,

O/o Deputy Commissioner,

Gurdaspur.

....Respondent

Complaint Case No. 628 of 2018

Present: Sh. Kamaljit Singh, Complainant is present .
Nobody is present on behalf of Respondents/PIO.

ORDER:

The case was last heard on 29.10.2018. The DRO Sh.Aman Pal Singh, present on last hearing, had stated that when inspection was done by the complainant, the record had not been traced. The complainant had also stated that no record could be located when inspection was done by him as per direction of the Commission.

Today, none is present on behalf of the PIO/Respondent. However, an e-mail has been received alongwith letter dated 07.11.2019 stating therein that the appellant had inspected the record with the help of a retired Kanungo who could read Urdu. Each file was gone through by him, but the relevant record could not be found in the record and that it is also affirmed by the appellant.

Today, the Complainant comes present and affirms non-availability of relevant file in the record. He, however, produces a copy of letter No.11173 dated 22.11.2018 from the Director, Land Records, Jalandhar addressed to the complainant. It is stated in the letter that according to Urdu document attached with the application of complainant, the relevant file was deposited in the office of Deputy Commissioner, Gurdaspur on 21.07.1965 and advised the complainant to contact office of D.C. Gurdaspur.

On the last date of hearing, Respondent/PIO was advised to give in writing in the form of an affidavit as why information is not located or is missing, but no affidavit has been submitted before the Commission in spite of clear directions.

In view of the above, PIO O/o The Deputy Commissioner, Gurdaspur will Show Cause under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

Complaint Case No. 628 of 2018

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty on the next date of hearing.

Both the parties to come present on the next date which is fixed for **25.02.2019** at **11.00 AM**.

Copies of the orders be given to both the parties.

Sd/-

(Sanjiv Garg)

State Information Commissioner
Punjab

Dated:07.01.2019

Show Cause

(Reg. Post) Public Information Officer (By Name),
O/o Deputy Commissioner,
Gurdaspur

Incl. RTI Request

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Kuldeep Singh

S/o Sh. Gian Singh

Vill. & PO Jandiala Barri Patti,

Tehsil Phillaur, Distt. Jalandhar

...Appellant

Vs.

Public Information Officer,

O/o The Director,

State Transport, Punjab,

Sector-17B, Chandigarh.

...Respondents

Complaint Case No. 771 of 2018

Present: Complainant, Shri Kuldeep Singh is absent.
Sh. Darshan Singh, Junior Assistant, O/o Director, State Transport, Punjab, is present on behalf of Respondent/PIO.

ORDER:

The case was last heard on 29.10.2018. The complainant Sh. Kuldeep Singh was absent. Shri Sukhwinder Singh, Senior Assistant was present on behalf of PIO/Respondent.

On the last date, Sh. Sukhwinder Singh had stated that the information was supplied to the complainant on the address given on his Id. proof i.e. Aadhar Card which was received back undelivered with the remarks un-sufficient address. He was, however, asked to again send the information to the complainant by registered post on the last date. PIO was also advised to come present along with the postal receipt for having sent the information by registered post.

The complainant was also advised to go through the information on receipt of the same and to point out deficiencies, if any and was also advised to represent his case in person or through his representative.

Sh. Darshan Singh comes present today on behalf of PIO/Respondent and he produces the copy of postal receipt dated 30.10.2018, which is taken on record. He states that though earlier the information was received back undelivered, but information sent by regd. post has not been received back.

The complainant is absent for the second consecutive hearing. Since the information supplied has not been received back, it is presumed that the complainant has received the same and is satisfied with the information supplied to him. **As such, the complaint is disposed of and the case is closed.**

**Sd/-
(Sanjiv Garg)**

**State Information Commissioner,
Punjab**

Dated:07.01.2019

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Shri Rohit Sabharwal

S/o Sh. Vijay Sabharwal
Kundan Bhawan,
126, Model Gram, Ludhiana.

...Appellant

Versus

Public Information Officer

O/o Municipal Corporation,
Zone-A, Ludhiana.

First Appellate Authority

O/o Municipal Corporation
Ludhiana.

...Respondents

Appeal Case No.2344 of 2018

Present: Appellant Sh.Rohit Sabharwal is absent.
Sh.Manoj Kumar, Supdt. Zone A, Municipal Corporation, Ludhiana
Sh.Charanjit Singh, Supdt. Zone-D, Municipal Corpn. Ludhiana
PIO/Respondents for their respective Zones

ORDER:

The case was last heard on 29.10.2018. Ms. Sukhjinder Kaur, Advocate was present on behalf of the Appellant. She had stated that no information had been supplied to the appellant. On behalf of PIO/ Respondent, nobody was present. However, prior to that on 11.09.2018, Sh.Jiwan Jyot Singh had stated that the information is missing and cannot be traced. As such, PIO/Respondent was directed to appear in person on 29.10.2018, but nobody came present in the last hearing.

In view of the above, Show Cause Notice was issued as to why penalty be not imposed upon him for willful/denial in supplying the information and was also afforded personal hearing to clear the facts and in case the information is not available, PIO was directed to submit written reply in the form of an affidavit as to why the information cannot be traced out.

Today, the Appellant Sh.Rohit Sabharwal is absent, but an e-mail dated 03.01.2019 has been received from Ms. Sukhjinder Kaur, Advocate to exempt the personal presence of the Appellant and has informed that no information has been received.

Sh.Manoj Kumar and Sh.Charanjit Singh, Superintendents of Zone A and D respectively have come present. On enquiry about point wise clarification on RTI Application of the appellant, reference was made to the Affidavit submitted as reply to Show Cause Notice by Sh.Manoj Kumar, Sudpt. Zone-A, received vide Diary No.24977 dated 13.12.2018 vide which the necessary clarification has been given in regard to information sought by the appellant. It is stated by them before the Court that the file from which the requisite information was to be derived is under movement and is not traceable.1/2

It is stated by Sh.Charanjit Singh, Supdt. Zone-D that the file in question was sent to Addl. Commissioner (R) office vide Dy.No.346 dated 07.01.2016 but has not been received back by him. Thereafter, the Addl. Commissioner (S) vide order dated 16.05.2018 directed that his staff be apprised of the file. Then he wrote to Receipt and Despatch Clerks of Addl. Commissioner (R) and Addl. Commissioner(S) to know about the movement of file vide letter dated 06.07.2018. Upon this, Receipt and Despatch Clerk gave reply dated 10.07.2018 which is also enclosed with the affidavit.

It is further stated that a circular was also issued by PIO-cum-Superintendent Establishment, Municipal Corporation on dated 10.07.2018 to all the Departments/Branches of Municipal Corporation to inform about the file if it is traced by any of them. However, the file is still untraceable.

After discussing with both the Superintendents who came present on behalf of Municipal Corporation and going through the file, it is decided that the Diary Despatch Clerk Shri Nirmal Singh, whose reply dated 10.07.2018 is available in the file, be called alongwith the Movement Register of files to the Commission on the next date of hearing to clarify in regard to the movement of file as the record relating to movement of files is maintained by him.

The case is adjourned to the next date which is fixed for **25.02.2019 at 11.00 AM.**

Both the PIO/Respondent on behalf of Zone A and D of Municipal Corporation will come present on the next date. It will also be ensured by the PIO/Respondent, Municipal Corporation Zone-A, Ludhiana Sh. Manoj Kumar that the said Nirmal Singh comes present before the Commission along with the relevant file movement register.

The Appellant is also advised to come present on the next date of hearing.

Copies of the orders be sent to the parties concerned.

Dated:07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

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

.....Appellant

Versus

(Regd. Post) Public Information Officer,
O/o Municipal Corporation,
Jalandhar.

(Regd. Post) First Appellate Authority
O/o Commissioner, Municipal Corporation,
Jalandhar.

.....Respondent.

Appeal Case No.1265 of 2018

Present: The Appellant Shri Tejinder Singh is present.
Ms. Pooja Mann, Building Inspector was present
on behalf of Municipal Corporation, Jalandhar.

ORDER

This case was last heard on 31.10.2018. The Appellant Sh.Tejinder Singh was present. However, nobody was present on behalf of the PIO/Respondent.

On the last date, the Appellant had stated that no information has been supplied to him. The PIO/ Respondent was directed to supply the requisite information. Show Cause Notice was also issued to the PIO O/o, Commissioner, Municipal Corporation, Jalandhar under Section 20 (1) of the RTI Act, to show as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. PIO was also given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty.

Today, Ms. Pooja Mann comes present on behalf of PIO. She states the information has been supplied. However, the Appellant states that only copies down loaded from the net have been supplied, but the same does not indicate as to which of the point of RTI application the said information relates and desired point-wise reply to be supplied to him.

...1/2

Appeal Case No.1265 of 2018

In view of the fact that the complete information has not been supplied in spite of 4-5 hearings, **compensation of Rs.2000/- is awarded in favour of the Appellant, Tejinder Singh.**

Last opportunity is given to the PIO/Respondent to supply the complete information/certified copies of the downloaded documents to the Appellant before the next date, otherwise strict action would be taken.

Both the parties to come present on next date of hearing.

The case is adjourned to **20.02.2019 at 11.00 A.M.**

Copies of the order be sent to both the parties.

Dated: 07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Pb.

Shri Achhru Bansal, Advocate,
State Bank Street Samana,
Distt Patiala.-147101

.....Appellant

V/s.

Public Information Officer,
O/o Director, Food, Civil Supplies &
Consumer Affairs, Punjab,
Chandigarh.

First Appellate Authority,
O/o Director, Food Civil Supplies and
Consumer Affairs, Pb., Chandigarh.

..... Respondents

Appeal Case No. 1289 of 2018

Present: The Appellant, Sh. Achhru Bansal is present .
Sh.Amit Kuamr, Inspector, O/o Director, Food, Civil Supplies
& Consumer Affairs, Respondent/PIO.

ORDER

This case was last heard on 31.10.2018, when the appellant was absent. PIO/Respondent Mrs. Anjuman Bhaskar had come present. She had stated that they have supplied almost the entire information to the Appellant. PIO had also submitted copies of an agreement entered into by Pungrain Corporation with M//s Datar Security Services Group, of Patiala alongwith the copies of letters written by the Contractor M/s Data Security Services Group to the workers regarding withdrawal of their provident fund, which were taken on record. The PIO further had submitted that whatever information is left, the same would be supplied.

The Appellant, Sh. Achhru Bansal was advised to go through the requisite information and point out the deficiencies, if any, in written to the Respondent/PIO with a copy to the Commission, once he has received the requisite information from the Respondent/PIO.

Today, the Appellant Shri Achhru Ram comes present and states that he has pointed out deficiencies vide his letter dated 02.01.2019. Copy of same is available in file.

While discussing with the parties, it is found that the appellant is satisfied with the reply to Points No.2, 3, 6 & 7. Regarding other points, the Appellant is not satisfied. Accordingly, as pointed out by the appellant, the PIO/Respondent is directed to supply information on Point No.1 and give clarification regarding LIFO principle as mentioned at Point 4. He is further directed to supply information on Point No.5.

Appeal Case No. 1289 of 2018

Regarding Point No.8 to 11, PIO is directed to collect information from the private party M/s Data Security Services Group and then supply the same to the Appellant as neither it is appropriate to ask the said party to supply the information to the Appellant directly nor the said party is supposed to supply the same directly as the agreement has been entered into between the Department and the said party.

Last opportunity is given to the PIO/ Appellant to supply the complete information to the Appellant, otherwise penalty will be imposed.

Both the parties to come present on next date of hearing.

The case is adjourned to **25.02.2019 at 11.00 A.M.**

Copies of the order be sent to both the parties.

Dated: 07.01.2019

**Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab**

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Shri Amandeep Singh
J-538/64, Bhai Randhir Singh Nagar,
Ludhiana
M-9463241538

.....Appellant

Versus

Public Information Officer,
O/o Secretary, DTO-cum-Regional
Transport Authority, Ludhiana

First Appellate Authority
O/o State Transport Commissioner, Punjab
SCO No.177-78, Sector-17C,
Chandigarh.

.....Respondent.

Appeal Case No.2520 of 2018

Present: The Appellant Shri Amandeep Singh is present.
Sh.Gurmeet Singh, Senior Assistant, O/o Secretary, RTA Ludhiana,
is present on behalf of Respondent/PIO.

ORDER

The case was last heard on 31.10.2018. The Appellant Sh.Amandeep Singh was present. Ms. Lavjeet Kalsi, Secretary, RTA Ludhiana was also present.

On the last date, Shri Amandeep Singh, Appellant had stated that he has been supplied information on Points No. 1 to 10, but as stated by him, whereas he was satisfied with the information supplied regarding Points No.1 to 7 and 9 & 10, he was not satisfied with the information on Point No.8 and as such, had prayed for supplying the correct information on Point No.8.

Today, Sh.Gurmeet Singh, Sr.Asstt. comes present and hands over letter dated 24.12.2018 to the Appellant and a copy to the Commission. The Appellant points out that whereas the office order dated 30.12.2013 attached with letter dated 24.12.2018 makes mention of Mrs.Kiranjit Kaur, Junior Assistant, dealing with passing of old vehicles, it does not make mention of other officials including Gurmeet Singh who is dealing with registration of new vehicles.

Appeal Case No.2520 of 2018

After discussion with the parties, the Appellant is advised to visit the office of PIO/Respondent on **08.01.2019 at 3.00 PM**. Sh. Gurmeet Singh, present on behalf of PIO, is directed to ensure that revised information regarding Point No.8 is given after removing the objection raised by the Appellant.

The Appellant as well as the PIO/Respondent are directed to appear in person or through authorized representative on the next date of hearing.

The case is adjourned to **25.02.2019 at 11 A.M.**

Copies of the order be sent to both the parties.

Dated: 07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Gurdip Singh, S/o Chanan Singh,
215, Ajit Nagar, Sultanwind Road,
Amritsar. M : 9815027043

....Complainant

Vs.

Public Information Officer,
O/o Secretary, Chief Khalsa Diwan,
Charitable Society, Amritsar.\

...Respondents

Complaint Case No. 649 of 2018

Present: The Complainant Sh. Gurdip Singh is **present**.
Sh. Munish Parbhakar, Advocate is **present** on behalf of
Respondent/PIO.

ORDER

The case was last heard on 13.11.2018. The complainant Sh.Gurdip Singh was present. On the last date, Sh.Munish Prabhakar, Advocate stated that the requisite information would be provided to the complainant before next date of hearing.

Sh. Munish Parbhakar, had taken a stand that the Chief Khalsa Diwan is not a public authority and is a private society and that no information can be supplied. As such, Respondent/PIO was directed to file an affidavit stating therein that there is no member of the SGPC or the Govt. on the Managing Committee of Chief Khalsa Diwan. It was further directed to state therein that the Adarsh Schools have been entrusted by the Govt. only for the purpose of running and not owned by Chief Khalsa Diwan and that CKD is not getting any regular grant in aid from the Govt. for running any of the Institutions.

Today, Shri Munish Prabhakar, Advocate comes present and hands over affidavit to the Complainant Shri Gurdip Singh who is **present and also submits** a copy of the same to the Commission which is taken on record.

The Complainant is made clear that with the affidavit submitted by the PIO/Respondent, no cause of action survives to continue with the instant case and the complainant has also given in writing that he is satisfied with the said affidavit supplied by the PIO/Respondent.

As such, complaint is disposed of and the case is closed.

Dated:07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Ashok Kumar Sharma,
H. No 2356/1, Mohalla Lal Bagh,
Patiala. M : 9888000319

....Applicant

Vs.

Public Information Officer,
O/o Deputy Controller Finance &
Accounts, PRTC, Nabha Road, Patiala.

First Appellate Authority,
O/o Chief Accounts Officer, Head
Office, PRTC, Nabha Road, Patiala.

...Respondents

Appeal Case No. 1993 of 2018

Present: The Appellant Sh. Ashok Kumar Sharma is **absent**.
None is **present** on behalf of the Respondent/PIO.

ORDER

The case was last heard on 13.11.2018. Sh. Gian Chand, SA who was present on the last hearing on behalf of PIO, had stated that the sought for information has been supplied. However, the Appellant had stated that though information regarding point No.1 has been supplied, the information on point No.2 is yet to be given.

It was observed from the RTI application that the information sought for is the same as sought by him in Appeal Case No.1992 in which the Respondent/PIO had been directed to supply the required information to the Appellant via Registered Post, to which Sh.Gian Chand assured that the same would be given to the Appellant by next date of hearing.

Today, neither the Appellant nor the PIO/Respondent have come present.

The PIO/Respondent is directed to supply the information to the Appellant, as directed on the last date of hearing, before the next date and must come present in person or through authorized representative on the next date of hearing.

The Appellant is also advised to come present on the next date of hearing.

The case is adjourned to **25.02.2019 at 11.00 AM.**

Copies of the order be sent to both the parties.

Dated: 07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Ashok Kumar Sharma,
H. No 2356/1, Mohalla Lal Bagh,
Patiala. M : 9888000319

....Applicant

Vs.

Public Information Officer,
O/o General Manager,
PRTC, Nabha Road, Patiala.

First Appellate Authority,
O/o Chief Accounts Officer, Head
Office, PRTC, Nabha Road, Patiala.

...Respondents

Appeal Case No. 1992 of 2018

Present: The Appellant Sh. Ashok Kumar Sharma is **absent**.
None is **present** on behalf of the Respondent/PIO.

ORDER

The case was last heard on 13.11.2018. Sh. Gian Chand, SA who was present on the last hearing on behalf of PIO, had stated that the sought for information has been supplied. However, the Appellant had stated that though information regarding point No.1 has been supplied, the information on point No.2 is yet to be given.

The Respondent/PIO had already been directed to supply the required information to the Appellant via Registered Post, to which Sh.Gian Chand assured that the same would be given to the Appellant by next date of hearing.

Today, neither the Appellant nor the PIO/Respondent have come present.

The PIO/Respondent is directed to supply the information to the Appellant, as directed on the last date of hearing, before the next date and must come present in person or through authorized representative on the next date of hearing.

The Appellant is also advised to come present on the next date of hearing.

The case is adjourned to **25.02.2019 at 11.00 AM**.

Copies of the order be sent to both the parties.

Dated: 07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Shri Baldev Krishan
S/o Shri Darshan Lal,
Royal Country Colony,
Near Taru Da Wara, Phagwara
District Kapurthala

...Appellant

V/s.

Public Information Officer
O/o Sub Divisional Engineer,
Construction Sub Division, PWD (B&R) ,
Tehsil Complex, Phagwara, Distt. Kapurthala.

First Appellant Authority
O/o Sub Divisional Engineer,
Construction Sub Division, PWD (B&R) ,
Tehsil Complex, Phagwara, Distt. Kapurthala

...Respondents

Appeal Case No. 3060 of 2018

Present: The Appellant, Sh. Baldev Krishan is absent.
Sh. Gurpreet Kumar, Junior Engineer, o/o SDE, Const. Sub-Division, PWD (B&R), Tehsil Complex, Phagwara, is present on behalf of Respondent/PIO.

ORDER

The case was last heard on 20.11.2018. The appellant Sh. Baldev Krishan was absent. Shri Jatinder Singh, JE had appeared on behalf of the PIO/Respondent. He had stated that the information has been supplied on point No.1 to the Appellant vide letter No.123 dated 16.07.2018. Regarding Point No.2, he had stated that this information is not related to them and the Appellant had been asked to contact the Naib Tehsildar, Phagwara to seek information on Point no.2.

Since the information supplied was incomplete, PIO/Respondent was directed to file proper reply in the form of an affidavit signed by the PIO on the next date that the information regarding point No.2 does not relate to them and was also directed to appear on the next date in person or through his representative.

The Appellant was also advised to go through the information supplied by the PIO/Respondent as and when the same is received by him and point out any deficiencies. He was also advised to come present on the next date of hearing.

Today also, the Appellant is absent without any intimation to the Commission.

....1/2

Appeal Case No. 3060 of 2018

Sh.Gurpreet Kumar, Junior Engineer comes present on behalf of the PIO/Respondent. He states that information has been supplied by registered post but he did not produce any postal receipt in this regard. He also did not bring the affidavit as was directed on the last hearing. **PIO/Respondent is given last opportunity to submit affidavit that the information regarding Point No.2 does not relate to them or else to supply the information to the Appellant.**

Since Sh.Baldev Krishan, Appellant has failed to come present in the Court for the 2nd consecutive time, he is given last opportunity to come present, otherwise the case will be decided in his absence.

Both the parties to come present on next date of hearing.

The case is adjourned to **20.02.2019 at 11.00 AM.**

Copies of orders be sent to both the parties.

Dated: 07.01.2019

**Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Shri Yogesh Mahajan
S/o Shri Kuldeep Rai Mahajan
President, Anti Corruption Council,
Opp. Water Tank, Municipal Market
Missini Road, Pathankot (M-98143-54649)

...Appellant

V/s.

Asstt.Public Information Officer

Executive Engineer,
Construction Division No.1,
PWD (B&R), Ludhiana

First Appellant Authority-cum-

Superintending Engineer, Construction Circle,
Public Works Department, PWD (B&R)
Ludhiana

...Respondents

Appeal Case No. 3053 of 2018

Present: The Appellant, Sh. Yogesh Mahajan is absent.
Sh.Parshotam Dass Rana, Sub Divisional Engineer is present
on behalf of Respondent/PIO.

ORDER

The case was last heard on 20.11.2018. The Appellant Shri Yogesh Mahajan was absent. Nobody was present on behalf of the PIO/Respondent.

The Commission, taking a serious view of the absence of PIO/Respondent, had directed to supply the information to the Appellant by registered post and produce the postal receipt on the next date.

The Appellant was also advised to go through the information after receipt of the same and point out deficiencies, if any. He was also advised to come present on the next date, otherwise the case would be decided in his absence.

The Appellant is absent today, but he has sent an e-mail dated 04.01.2019 praying for excusing his absence from today's hearing.

Today, Shri Parshotam Dass Rana, Sub Divisional Engineer comes present on behalf of PIO/Respondent. He states that the information has been supplied by registered post vide letter dated 29.11.2018 and also produces copy of postal receipt dated 30.11.2018. Same is taken on record.

Since the Appellant is absent for the 2nd consecutive hearing, last opportunity is given to him to point out deficiencies in the information supplied and come present personally on the next date, otherwise the case will be decided in his absence.

Both the parties to come present on the next date of hearing **which is fixed for 20.02.2019 at 11.00 AM.**

Copies of orders be sent to both the parties.

Dated: 07.01.2019

**Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab**

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

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Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Tejinder Singh,

R/o Village Bholapur, P.O. Ramgarh,
Chandigarh Road, Ludhiana. 141123.

M : 9041004313

...Appellant

V/s.

Public Information Officer,

O/o Manager,
District Industries Centre,Ludhiana

First Appellant Authority,

O/o Joint Director (Infra.),
Industries & Commerce Deptt.,
Punjab, Sector-17,Chandigarh

....Respondents

Appeal Case No.1323 of 2018

Present: The Appellant, Sh. Tejinder Singh is present.
Sh. Balraj Singh, Senior Assistant, is present on behalf of the
PIO/Respondent.

ORDER:

The case was last heard on 27.11.2018. The Appellant Sh.Tejinder Singh was absent on that day, but an e.mail was received from him requesting for an adjournment.

On the last date, Sh.Balraj Singh, Sr.Asstt. was present on behalf of PIO/Respondent. He had stated that they have already sent the information in respect of Smt.Baljit Kaur w/o Sh.Tejinder Singh vide letter dated 10.08.2018. He also produced letter No.4439 dated 26.11.2018 that the requisite information has already been supplied to the Appellant. However, regarding information in respect of Smt. Jasbir Kaur, sister-in-law of the appellant, he had stated that no application has been received from her and thus, is not available in their office record.

It is also stated in the letter that the information is not available in the office record, an affidavit dated 01.10.2018 has already been submitted to the Commission. On the last date, PIO/Respondent was also directed to produce postal receipt of the letter sent by registered post, but Sh.Balraj Singh did not produce any postal receipt. Last opportunity was given to the PIO/Respondent to come present on next date of hearing and produce postal receipt before the Commission for having supplied the information to the Appellant.

Today, the Appellant has come present.

Sh.Balraj Singh who is present today on behalf of PIO/Respondent states that the information has been supplied by registered post on 02.11.2018 and produced postal receipt for the same.

The Appellant gives in writing that he has received information and he is satisfied with the same.
As such, **appeal is disposed of and the case is closed.**

Sd/-

(Sanjiv Garg)

State Information Commissioner,
Punjab

Dated: 07.01.2019

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Tejinder Singh,

R/o Village Bholapur, P.O. Ramgarh,

Chandigarh Road, Ludhiana. 141123.

M : 9041004313

...Appellant

V/s.

Public Information Officer,

O/o Food Safety Officer,

Bathinda.

First Appellant Authority,

O/o District Health Officer,

Bathinda

...Respondents

Appeal Case No.1644 of 2018

Present:

The Appellant, Sh. Tejinder Singh is present.

Dr. Sanjay Katyal, Food Safety Officer, Bathinda, Respondent/ PIO.

ORDER:

The case was last heard on 27.11.2018. The Appellant Sh. Tejinder Singh was absent on that day, but an e.mail was received from him pointing out certain deficiencies in the information supplied to him and had also requested for adjournment. Nobody was present on behalf of PIO/Respondent nor any intimation was received to this effect.

After going through the case file, it was observed that the PIO/Respondent has failed to supply the complete information to the Appellant in spite of directions of the Commission on the last date of hearing. Accordingly, PIO O/o, Food Safety Officer, Bathinda was issued Show Cause Notice 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 Appellant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. PIO was also given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty on the next date of hearing.

Today, Dr. Sanjay Katyal comes present and states that the information has already been supplied. On discussion with both the parties, PIO/States that information regarding point No.1 cannot be supplied being third party information. This contention is not accepted and he is directed to supply the same.

...1/2

Appeal Case No.1644 of 2018

Regarding Point No.2, the appellant is satisfied with the information supplied. Regarding point No. 3, he states nil reply. Regarding points no.4 & 5, PIO states that only the Awareness programmes are conducted against open food sale and for preparation of food by wearing gloves. Regarding Point No.6 & 7, the appellant is not satisfied. He desires to know total number of cases and that what type of special work has been done by the 4 Food Inspectors named in the reply.

On this, the PIO/Respondent assures that the complete information on the remaining points as desired by the Appellant, will be supplied by the next date of hearing.

Case is adjourned to next date of hearing.

Both the parties to come present on **20.02.2019 at 11.00 AM.**

Copies of the orders be sent to both the parties.

Dated: 07.01.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab