

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email:psic22@punjabmail.gov.in



Smt Sukhwinder Kaur ,  
D/o Late Shri Labh Singh,  
Village Dhakora Kala,  
Tehsil Kharar.  
Opposite Primary School & Temple Shani Dev,  
Kuruli, District Mohali.

Complainant

Versus

Public Information Officer,  
O/o Village Development Officer,  
Gram Panchayat, Dhakora Kalan.  
Block Majri, Tehsil Kharar, District Mohali.

Respondent

**Complaint Case No.1093/2018**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
17.09.2018	Nil	Nil	Nil	08.10.2018

**Present: None.**

**ORDER**

None is present on behalf of the Parties.

The complainant has sent a communication in writing admitting the receipt of information to her satisfaction. She requests to file her complaint.

**Disposed.**

**07.03.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email:psic22@punjabmail.gov.in



S. Jasbir Singh,  
Village Bolapur. Jhabewal,  
Post Office Ramgarh, District Ludhiana.

Appellant

Versus

Public Information Officer,  
O/o Sub District Magistrate,  
Fatehgarh Sahib.

First Appellate Authority,  
O/o Deputy Commissioner,  
Fatehgarh Sahib.

Respondents

**Appeal Case No.3516/2018**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
23.08.2018	13.08.2018	06.07.2018	Nil	10.10.2018

**Present: None.**

**ORDER**

None is present on behalf of the Parties.

The matter is deferred to be heard on **09.04.2019 at 11.30 AM.**

Sd/-

**07.03.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email:psic22@punjabmail.gov.in



Sh. Gurmukh Singh,  
S/o Sh. Sadhu Singh,  
Village-Chanarthal Khurd,  
Block-Sirhind, Tehsil-Distt. Fatehgarh Sahib.

Appellant

Versus

**REGD.**

Public Information Officer,  
O/o Panchayat Seceratry,  
Chanarthal Khurd, BDPO Office, Block-Sirhind,  
Distt. Fatehgarh Sahib.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Fatehgarh Sahib.

Respondents

**Appeal Case No.4190/2018**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
07.12.2017	Nil	05.03.2018	Nil	04.12.2018

**Present:** Sh. Gurmukh Singh, Appellant in person.  
None is present on behalf of the Respondents.

**ORDER**

The following order was made by the Commission on 31.01.2019:

*"The original application was filed on 07.12.2017. The same was duly forwarded to the concerned Panchayat Secretary by the BDPO under Section 6(3) of the Act. Despite a lapse of almost one year and having followed required channels the appellant has not been provided the information. The slip seemingly is grave.*

*The respondent is absent. Neither any reply has been filed by Sh. Iqbal Singh, PIO - cum - Panchayat Secretary. is required to show cause as he has violated the provision of Section 7(1) of the Act and has rendered liable for penal consequences.*

*Sh. Iqbal Singh, PIO – cum – Panchayat Secretary is issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section*



-2-

**Appeal Case No.4190/2018**

20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

*In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte."*

The case has come up for hearing today. None is present on behalf of the respondents. Nothing has been heard from them also. It is intriguing to find that the Panchayat Secretary is behaving in a cavalier attitude and unmindful of the consequences. He is hereby directed to come present on the next date of hearing failing which his presence shall be ensured by exercising its authority as enshrined under Section 18(3) (a) of the RTI Act.

A final opportunity is afforded to him to show cause besides providing the information to the appellant without fail.

To come up on **09.04.2019 at 11.30 AM.**

**07.03.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



Sh. Gian Ram,  
S/o Sh. Jammu Ram,  
R/o Village-Subash Nagar,  
Shutrana, Distt. Patiala.

Complainant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Patran, Distt. Patiala.

Respondent

**Complaint Case Nos.1237, 1238, 1239 and 1240 of 2018**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
27.08.2018	Nil	Nil	Nil	29.11.2018

**Present:** None on behalf of the Complainant.  
Sh. Rajinder Kumar, Panchayat Secretary, BDPO Office, Patran – for Respondent.

**ORDER**

The following order was passed by this forum on 31.01.2019:

*“As the complainant and the respondent are the same and the issue is identical, the single order shall dispose all the complaints.*

*The complainant has asked for the details of development works having taken place in the village Subhash Nagar Shatrana, Tehsil Patran, District Patiala over a period from 2008 onwards.*

*The respondent is absent. The Commission understands that providing of such information might have entailed a massive effort in making its photostat copies. The respondent is advised to allow him inspection of record and give him certified copies of the documents not beyond two hundred pages and report compliance before the next date of hearing failing which it shall be presumed that the respondent is willfully suppressing the information and the penal action as envisaged under Section 20(1) of the Act, shall follow.”*

The cases have come up for hearing today. Sh. Rajinder Kumar, Panchayat



**Complaint Case Nos.1237, 1238, 1239 and 1240 of 2018**

Secretary appearing on behalf of the respondent submits that the afore-mentioned order has not reached him. Nonetheless, on the advice of the BDPO he has come to attend the hearing. He has shown us a copy of the reply sent to the complainant wherein the description of amount of grants received by the gram panchayat in question has been communicated. It does not meet the complete requirement of the application. He is once again advised to allow him the inspection of the record and provide him number of copies of record as mentioned above free of cost.

To come up on **09.04.2019 at 11.30 AM.**

**Sd/-**

**07.03.2019**

**(Yashvir Mahajan)  
State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)



Sh. Tejinder Singh,  
R/o Village-Bholapur,  
P.O- Ramgarh, Chandigarh Road,  
Ludhiana.

Complainant

Versus

Public Information Officer,  
O/o Municipal Council,  
Zirakpur, Distt. SAS Nagar.

Respondent

**Complaint Case No.1245/2018**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
17.02.2018	Nil	Nil	Nil	04.12.2018

**Present: None.**

**ORDER**

None is present on behalf of the Parties.

The matter is deferred to be heard on **09.04.2019 at 11.30 AM.**

**Sd/-**

**07.03.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**



Sh. Vishal Singh Chauhan, Advocate,  
H.No.127, Sector 10 – A, Chandigarh.

Appellant

Versus

Public Information Officer,  
O/o Special Secretary to Govt. of Punjab,  
Department of Home Affairs & Justice,  
Punjab Civil Sectt.- 1, Chandigarh

Public Information Officer,  
O/o Judicial - 1 Branch,  
Department of Home Affairs and Justice, Govt. of Punjab,  
Punjab Civil Sectt. – 1, Chandigarh.

First Appellate Authority  
O/o Secretary to Govt. of Punjab  
Department of Home Affairs & Justice,  
Punjab Civil Sectt.-1, Chandigarh.

Respondents

**APPEAL CASE NOS.938 and 939 of 2018**

Date of RTI application : 30.08.2017/17.07.2017  
Date of First Appeal : 27.10.2017/31.08.2017  
Date of Order of FAA : 12.01.2018/Reply27.09.2017/04.08.2017  
Date of 2<sup>nd</sup> Appeal/complaint : 12.03.2018/06.03.2018

**Present: Adv. Sourav Dhir, Counsel for Sh. Vishal Singh Chauhan, Appellant.  
Sh. P. S. Bajwa, Additional Advocate General, Punjab.**

**ORDER**

The Commission had made the following order on 15.01.2019:

*“The appellant has filed a written argument. However, its copy admittedly has not been supplied to the respondents. He is desired to do it quickly as in the absence of the same a fruitful discussion and argument is not possible.”*

The cases have again come up for hearing today. These are the long standing cases which have been hanging fire due to the non compliance of the interim orders by the Parties passed at various stages by the Commission. Despite an express order on the previous date of hearing the





-2-

**APPEAL CASE NOs.938 and 939 of 2018**

appellant has failed to provide a copy of the order to the respondents. The Commission takes a strong exception to it. A final opportunity is afforded to the appellant to comply with the aforesaid order.

On the request of the Parties the matter is adjourned to **09.04.2019 at 11.30 AM.**

Be it noted that no further opportunity shall be afforded and the matter shall be decided on the basis of the record on file.

**07.03.2019**

**Sd/-  
( Yashvir Mahajan )  
State Information Commissioner**