

**PUNJAB STATE INFORMATION COMMISSION**

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

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Pawan Kumar Sharma, Advocate,  
House No. 585,  
Phase-2,  
S. A. S. Nagar - 160055( Mohali) (Punjab)

..... Complainant

Vs

Public Information Officer,  
O/o The Deputy Commissioner,  
District Complex, Sector-76,  
S. A. S. Nagar (Mohali) (Punjab)

.....Respondent

**Complaint Case No. 728 of 2018**

Present : Sh. Pawan Kumar Sharma, Advocate, the applicant in person.  
Ms. Monika, Clerk, on behalf of the respondent.

**ORDER**

This case was last heard on 06.02.2019.

The applicant, Sh. Pawan Kumar Sharma, Advocate, appeared in person in today's hearing.

Ms. Monika, Clerk, who appeared on behalf of the respondent PIO in today's hearing, orally states that in response to the RTI request, she has brought the requisite information consisting of 631 pages into the Commission to hand it over the same to the applicant, Sh. Pawan Kumar Sharma. She also submits a reply vide letter no. 389 dated 06.03.2019 signed by Public Information Officer office of Deputy Commissioner, S. A. S. Nagar. It is taken on record.

The applicant is advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO and the respondent is directed to remove the same positively.

The case **disposed of and closed** with the directions to the respondent PIO concerned to comply with the abovesaid order.

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

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H. S. Hundal, Advocate,  
House No.82, District Courts,  
Sector-76, Mohali (Punjab)

.... Appellant

Vs

Public Information Officer(By Name),  
O/o The Block Development &  
Panchayat Officer – II,  
Moga (Punjab)

First Appellate Authority,  
O/o The District Development &  
Panchayat Officer, Moga (Punjab)

.....Respondents

**Appeal Case No. 2416 of 2018**

Present : Sh. H. S. Hundal, Advocate, the applicant in person.  
None on behalf of the respondent.

**ORDER**

This case was last heard on 12.02.2019.

The applicant, Sh. H. S. Hundal, Advocate, appeared in person in today's hearing.,

After examining the documents placed on record, it is found that the respondent PIO has sent a reply vide letter dated Nil, which has been received in the Commission vide Diary No. 4919 dated 06.03.2019, intimating the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Another opportunity is given to the respondent PIO to represent this case in person or through his representative on the next date of hearing.

After hearing the applicant and examining the documents placed on record, it also emerges that the respondent PIO concerned has not complied with the orders dated 12.02.2019 passed by the Commission, through which compensation of Rs. 5000/- was awarded to the applicant.

Another opportunity is also given to the respondent PIO concerned to comply with the orders dated 12.02.2019 passed by the Commission by paying compensation of Rs. 5000/- (Rupees Five Thousand only) to the applicant by or on the next date of hearing.

The case is **adjourned to 20<sup>th</sup> March, 2019 (Wednesday) at 11:00 A. M.**

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

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H. S. Hundal, Advocate,  
Chamber No. 82, District Courts,  
Sector 71, S. A. S. Nagar - 160071 (Punjab)

.... Appellant

Vs

Public Information Officer,  
O/o The Principal Secretary  
to Government of Punjab,  
Deptt. of Finance,  
Pb. Civil Sectt. -1, Chandigarh

First Appellate Authority,  
O/o The Principal Secretary  
to Government of Punjab,  
Deptt. of Finance,  
Pb. Civil Sectt. -1, Chandigarh

.....Respondents

**Appeal Case No. 3100 of 2017**

Present : Sh. H. S. Hundal, the applicant in person.  
Sh. Gurpreet Singh, Senior Assistant O/o Agriculture-II Branch, on behalf of the respondent.

**ORDER**

This case was last heard on 06.02.2019.

Sh. Gurpreet Singh, Senior Assistant of office of Agriculture - II Branch, who appeared in today's hearing, submits a reply vide letter no. 3035 dated 06.03.2019 signed by Public Information Officer-cum-Under Secretary, Agriculture - II Branch, appended to which is a reply, in the shape of an affidavit alongwith other documents. He also hands over the same to the applicant during the hearing in the Commission today. It, alongwith annexure, is taken on record.

The applicant, Sh. H. S. Hundal, who appeared in person in today's hearing, intimates the Commission that the reply (in the shape of an affidavit), given to him during the hearing is not attested.

An opportunity is given to the respondent PIO concerned to provide the above mentioned reply, after getting it duly attested, to the applicant by or on the next date of hearing.

The applicant, Sh. H. S. Hundal also requests for an adjournment in this case so that he could go through the documents, given to him during the hearing.

The case is **adjourned to 20<sup>th</sup> March, 2019 (Wednesday) at 11:00 A. M.**

Copies of the order be sent to the parties.

(A. S. Chanduraian)  
State Information Commissioner

7<sup>th</sup> March, 2019

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H. S. Hundal, Advocate,  
House No. 82, District Courts,  
S. A. S. Nagar (Mohali) (Punjab)

.... Appellant

Vs

Public Information Officer,  
O/o The Sub Divisional Magistrate,  
Moga (Punjab)

First Appellate Authority,  
O/ o The Sub Divisional Magistrate,  
Moga (Punjab)

.....Respondents

**Appeal Case No. 3235 of 2018**

Present : Sh. H. S. Hundal, Advocate, the applicant in person.  
None on behalf of the respondent.

**ORDER**

This case was last heard on 06.02.2019.

The applicant, Sh. H. S. Hundal, Advocate, appeared in person in today's hearing.,

After examining the documents placed on record, it is found that the respondent PIO has sent a reply vide letter dated 06.03.2019, which has been received in the Commission vide Diary No. 4929 dated 06.03.2019, intimating the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. A reply vide letter no. 324 dated 05.03.2019 signed by Public Information office of Sub Divisional Magistrate, Moga, is also enclosed with the abovesaid reply, appended to which is a reply dated 05.03.2019 in an affidavit. The original affidavit is handed over to the applicant during the hearing in the Commission today. It, alongwith a copy of affidavit, is taken on record.

The applicant, Sh. H. S. Hundal also requests for an adjournment in this case so that he could go through the reply, given to him during the hearing.

The respondent PIO concerned is also directed to remain present in person or represent this case through his representative on the next date of hearing.

The case is **adjourned to 20<sup>th</sup> March, 2019 (Wednesday) at 11:00 A. M.**

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

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**Avtar Singh**  
**S/o Late Sh. Gurdev Singh,**  
**Village - Nagla, Post Office - Dhakoli,**  
**District – S.A.S. Nagar(Mohali) (Punjab)**

.... Appellant

Vs

**Public Information Officer,**  
**O/o The Regional Deputy Director,**  
**Urban Local Bodies, Punjab,**  
**Patiala (Punjab)**

**First Appellate Authority,**  
**O/ o The Regional Deputy Director,**  
**Urban Local Bodies, Punjab,**  
**Patiala (Punjab)**

.....Respondents

**Appeal Case No. 2187 of 2018**  
**Appeal Case No. 2188 of 2018**  
**Appeal Case No. 2189 of 2018**  
**Appeal Case No. 2190 of 2018**  
**Appeal Case No. 2191 of 2018**  
**Appeal Case No. 2192 of 2018**  
**Appeal Case No. 2193 of 2018**  
**Appeal Case No. 2194 of 2018**  
**Appeal Case No. 2195 of 2018**

**Present :** Sh. H. B. S. Baidwan, Advocate on behalf of the applicant.  
Sh. Lakhvir Singh, Building Inspector, on behalf of the respondent.

**ORDER**

This case was last heard on 06.02.2019.

Sh. Lakhvir Singh, Building Inspector, who appeared on behalf of the respondent PIO in today's hearing, orally states that in response to the RTI request, the requisite information has been supplied to the applicant, Sh. Avtar Singh as per official record.

Sh. H. B. S. Baidwan, Advocate, who appeared on behalf of the applicant, Sh. Avtar Singh, in today's hearing, seeks an adjournment in this case.

The case is **adjourned to 25<sup>th</sup> March, 2019 (Monday) at 11:00 A. M.**

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

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Kuldip Singh Walia S/o Sh. Harjit Singh,  
Flat No. 1506/2<sup>nd</sup> Floor, HOUSEFED Complex,  
Banur (Punjab)

.... Appellant

Vs

Public Information Officer,  
O/o The Secretary,  
Baba Zorawar Singh  
Co-operative House Building Society,  
Banur (Punjab)

First Appellate Authority,  
O/ o The Deputy Registrar,  
Co-operative Societies, Pb.,  
Mohali Secretariat, Punjab,  
District Complex, Mohali (Punjab)

.....Respondents

**Appeal Case No. 605 of 2018**

Present : None behalf of the applicant.  
Sh. Pawan Kumar Sharma, Advocate for PIO O/o Baba Zorawar Co-op. House  
Building Society, Banur.

**ORDER**

This case was last heard on 11.02.2019.

The applicant, Sh. Kuldip Singh Walia, is not present in today's hearing,

Sh. Pawan Kumar Sharma, Advocate, who appeared on behalf of PIO of office of

Baba Zorawar Co-op. House Building Society, Banur, orally states that the 'respondent institute' i. e. 'Baba Zorawar Singh, Co-operative House Building Society' is not a 'public authority'.

After examining the documents placed on record, it is found that the plaintiff through a letter dated 06.03.2019, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. Through that letter, he has also intimated the Commission that he has asked information from Public Information Officer and First Appellate Authority of office of Deputy Registrar, Co-operative Societies, Punjab and not from alleged Society. It is taken on record.

After examining the documents placed in the case-file, it is found that the RTI request dated 26.07.2017 is addressed to Public Information Officer of office of Deputy Registrar, Co-operative Societies, Punjab and the information sought for by him through RTI request is regarding Baba Zorawar Singh Co-operative House Building Society, Banur and further that RTI request of the applicant has been transferred under Section 6 (3) of the RTI Act vide letter no. 1677-78 dated 18.08.2017 by the Assistant Registrar, Co-operative Societies, Punjab to Secretary, Baba Zorawar Singh Co-operative House Building Society, Banur, Punjab. The abovesaid documents are placed in the case-file.

Contd...2/-

After examining the documents placed on record, it is also found that the plaintiff through letter dated 06.03.2019 has mentioned Section 2 (f) of the RTI Act, 2005, which defines only meaning of "information".

Section 2 (f) of RTI Act reads as under ;

*"information" means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force ;*

Section 2 (h) of RTI Act reads as under ;

- (h) "public authority" means any authority or body or institution of self- government established or constituted—
  - (a) by or under the Constitution ;
  - (b) by any other law made by Parliament ;
  - (c) by any other law made by State Legislature ;
  - (d) by notification issued or order made by the appropriate Government, and includes any—
    - (i) body owned, controlled or substantially financed;
    - (ii) non-Government organization substantially financed, directly or indirectly by funds provided by the appropriate Government ;

After examining the documents placed on record, it is also found that the applicant has also not filed any reply/document to adduce evidence in support of his contention that the respondent institute i. e. 'Baba Zorawar Singh, Co-operative House Building Society' is 'public authority' within the meaning under Section 2 (h) of the RTI Act, 2005.

As no cognizance is required to be taken in this case, hence the present case is **disposed of and closed.**

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

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**Sarabjeet Singh Minhas,  
House No. 1375, Gali Chobna Wali,  
Verka, Amritsar (Punjab)**

**.... Appellant**

**Vs**

**Public Information Officer,  
O/o The Sub Registrar,  
Amritsar-1 (Punjab)**

**First Appellate Authority,  
O/o The Sub Divisional Magistrate  
Amritsar-1 (Punjab)**

**.....Respondents**

**Appeal Case No. 2527 of 2018**

**Present :** Sh. Sarabjeet Singh Minhas, the applicant in person.  
None on behalf of the respondent.

**ORDER**

This case was last heard on 04.02.2019.

Neither the respondent nor his representative is present in today's hearing.

The applicant, Sh. Sarabjeet Singh Minhas, who appeared in person in today's hearing, orally states that the respondent PIO has not supplied him complete information in connection with point no. 10 of the RTI request.

An opportunity is given to the respondent-PIO concerned to supply the certified copies of the remaining information in connection with point no. 10 of the RTI request to the applicant by or on the next date of hearing.

The case is **adjourned to 25<sup>th</sup> March, 2019 (Monday) at 11:00 A. M.**

Copies of the order be sent to the parties.

**7<sup>th</sup> March, 2019**

**(A. S. Chanduraian)  
State Information Commissioner**



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Tejinder Singh, Advocate,  
Village – Bholapur,  
Post Office - Ramgarh, Chd. Road,  
District -Ludhiana - 141123(Punjab)

.... Appellant

Vs

Public Information Officer,  
O/o The Sub Registrar(West),  
Ludhiana (Punjab)

First Appellate Authority,  
O/ o The Sub Divisional Magistrate(West),  
Ludhiana (Punjab)

.....Respondents

**Appeal Case No. 2590 of 2018**

Present : Sh. Tejinder Singh, Advocate, the applicant in person.  
None on behalf of the respondent.

**ORDER**

This case was last heard on 05.02.2019.

After examining the documents placed on record, it is found that the respondent has sent a reply vide letter no. 1061 dated 05.03.2019, which has been received in the Commission through an e-mail, showing that a reply has already been given to the applicant, Sh. Tejinder Singh. It is taken on record.

The applicant, Sh. Tejinder Singh, Advocate, who appeared in person in today's hearing, intimates the Commission that he has visited the office of the respondent on 21.02.2019 as ordered on 05.02.2019 but process of inspection of the relevant official record could not be done.

As I am demitting the office on 31<sup>st</sup> March, 2019, I am not able to announce next date of hearing in this case and hence this case-file be sent to the Deputy Registrar for placing it before the Hon'ble Chief Information Commissioner for appropriate orders.

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

The Deputy Registrar

Encl : Case-File

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Tejinder Singh, Advocate,  
Village – Bholapur,  
Post Office - Ramgarh, Chd. Road,  
District -Ludhiana - 141123(Punjab)

.... Appellant

Vs

Public Information Officer,  
O/o The Sub Registrar,  
Amritsar -1 (Punjab)

First Appellate Authority,  
O/o The Sub Divisional Magistrate,  
Amritsar -1 (Punjab)

.....Respondents

**Appeal Case No. 2686 of 2018**

Present : Sh. Tejinder Singh, the applicant in person.  
None on behalf of the respondent.

**ORDER**

This case was last heard on 05.02.2019.

The applicant, Sh. Tejinder Singh, who appeared in person in today's hearing.

After examining the documents placed on record, it is found that the respondent has sent a reply vide letter dated 06.03.2019, which has been received in the Commission vide Diary No. 4829 dated 06.03.2019, intimating the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Another opportunity is given to the respondent PIO concerned to represent this case in person or through his representative, on the next date of hearing.

The case is **adjourned to 25<sup>th</sup> March, 2019 (Monday) at 11:00 A. M.**

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

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Tejinder Singh, Advocate,  
Village – Bholapur,  
Post Office - Ramgarh, Chd. Road,  
District -Ludhiana - 141123(Punjab)

.... Appellant

Vs

Public Information Officer,  
O/o The District Revenue Officer,  
Ludhiana (Punjab)

First Appellate Authority,  
O/o The Addl. Deputy Commissioner(Gen.),  
Ludhiana (Punjab)

.....Respondents

**Appeal Case No. 2687 of 2018**

Present : Sh. Tejinder Singh, Advocate, the applicant in person.  
Sh. Praveen Kumar, Naib Tahsildar Kanungo, on behalf of the respondent.

**ORDER**

This case was last heard on 05.02.2019.

After examining the documents placed on record, it is found that the respondent has sent a reply vide letter no. 1004 dated 11.02.2019, which has been received in the Commission vide Diary No. 4159 dated 21.02.2019, showing that a reply has already been sent to the applicant, Sh. Tejinder Singh, Advocate. It is taken on record.

The applicant, Sh. Tejinder Singh, Advocate, who appeared in person in today's hearing, expresses his dissatisfaction over the same.

As I am demitting the office on 31<sup>st</sup> March, 2019, I am not able to announce next date of hearing in this case and hence this case-file be sent to the Deputy Registrar for placing it before the Hon'ble Chief Information Commissioner for appropriate orders.

Copies of the order be sent to the parties.

7<sup>th</sup> March, 2019

(A. S. Chanduraian)  
State Information Commissioner

The Deputy Registrar

Encl : Case-File