



Sh Mukhtiar Singh, S/o Sh Hukam Singh,
R/o Basti Kamer Wala, Tehsil jalalabad,
Distt Fazilka.

... Complainant

Versus

Public Information Officer,
O/o ADC, (D),
Fazilka.

...Respondent

Complaint Case No. 523 of 2019

PRESENT: Sh.Mukhtiar Singh as the Complainant
None for the Respondent

ORDER:

The complainant through RTI application dated 24.08.2018 has sought information regarding formation of a separate panchayat from village Kamrewala Block Jalalabad alongwith copy of complete file and other information concerning the office of ADC(D) Fazilka. The complainant was asked vide letter dated 20.09.2018 by the PIO to deposit requisite fee of Rs.320/- which was deposited by the complainant. However, since the information was not supplied by the PIO, the complainant filed a complaint in the Commission on 03.06.2019.

The complainant was absent and vide email sought exemption. The respondent was also absent. Having gone through the record, the Commission observed that despite deposit of requisite fee by the complainant, the PIO did not provide the information. The PIO was issued a **show cause notice under Section 20 of the RTI Act 2005 and directed to** file reply on an affidavit. The PIO was again directed to provide the information within 10 days and send a compliance report to the Commission.

Hearing dated 08.01.2020:

The complainant claims that the PIO has not provided the information. The respondent is absent on 2nd consecutive hearing nor has sent any reply to the show cause notice.

The PIO is given one last opportunity to provide the information to the complainant and appear before the Commission on the next date of hearing alongwith written reply to the show cause notice on an affidavit, otherwise it will be presumed that the PIO has nothing to say in his defense and the Commission will take action as per the RTI Act.

The case is adjourned. To come up for further hearing on **25.03.2020 at 11.00 AM through video** conference facility available in the office of Deputy Commissioner, Fazilka. Copies of order be sent to both the parties through registered post.

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh Shakti Bhushan, S/o Sh Krishan Kaushal,
Street Bhaini Sahib, Ward NO-8,
Dhanola, Distt Barnala.

... Appellant

Versus

Public Information Officer,
O/o SDM-cum- Licensing & Registration Authority,
Sri Mukatsar Sahib.

First Appellate Authority,
O/o State Transport Commissioner,
Sector17, Punjab, Chandigarh.

... Respondent

Appeal Case No. 1977 of 2019

PRESENT: None for the Appellant
Sh.Lovjinder Singh, Data Entry Operator O/o SDM Sri Mukatsar Sahib for
the Respondent

ORDER:

The appellant through RTI application dated 08.11.2018 has sought information regarding registration of new Swaraj Tractors alongwith sale bills and other information concerning the office of SDM Sri Mukatsar Sahib. The appellant was denied the information by PIO vide letter dated 05.12.2018 stating that the information sought relates to the 3rd party after which the appellant filed a first appeal before the First Appellate Authority on 11.03.2019 which took no decision on the appeal.

The case was last heard on 21.10.2019. Since both the parties were absent, in the interest of justice, one more opportunity was granted and the case was adjourned.

Hearing dated 08.01.2020:

The respondent present pleaded that since the information is 3rd party, it cannot be provided and the reply has been sent to the appellant. The appellant is absent and vide email has sought exemption due to illness.

Having gone through the record, the Commission observes that there is no document which establishes that the disclosure of information has a larger public interest. The appellant is directed to appear and convince the Commission that there is a larger public interest involved in the disclosure of information.

The case is adjourned. To come up for further hearing on **25.03.2020 at 11.00 AM through video** conference facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib. The appellant may appear at Chandigarh. Copies of order be sent to both the parties through registered post.

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocompunjab.com



Sh Jasbir Singh, S/o Sh Harbans Singh,
Village Jalal Khera, P.O Sular,
Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o Commissioner of Police,
Jalandhar.

First Appellate Authority,
O/o Commissioner of Police,
Jalandhar

...Respondent

Appeal Case No. 1986 of 2019

PRESENT: Sh.Jasbir Singh as the Appellant
Sh.Jaswinder Kumar ASI for the Respondent

ORDER:

The case was last heard on 21.10.2019. The appellant claimed that the PIO has not provided the information. The respondent present submitted a letter of the PIO whereby the PIO had denied the information citing section 8(1) of the RTI Act.

The Commission observed that the information sought by the appellant pertains to the expenditure incurred for the beautification of a police station and the money was spent from the public exchequer. The appellant has a right to access the document pertaining to the expenditure incurred on public property. The PIO was directed to provide point-wise information to the appellant as per the RTI application.

Hearing dated 08.01.2020:

The respondent has brought the information and handed over to the appellant. The appellant has received the information. The appellant has pointed out some discrepancies on points-7 & 8. The respondent pleaded that the discrepancy will be removed within a week.

The PIO is directed to remove the discrepancies in the information regarding points-7 & 8 within a week.

With the above order, the case is **disposed off and closed.**

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh Swaran Singh,
Village Mehmood Khane Ke,
Tehsil Jalalabad (West),
Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o DC,
Fazilka.

First Appellate Authority,
O/o DC,
Fazilka.

...Respondent

Appeal Case No. 2009 of 2019

PRESENT: Sh.Swaran Singh as the Appellant
Sh.Mohan Lal Clerk for the Respondent

ORDER:

The appellant through RTI application dated 18.02.2019 has sought information regarding action taken on the application dated 09.01.2019 for cancellation of ownership of property HB No.342 village Midha, Tehsil Jalalabad and other information concerning the office of DC Fazilka. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 15.04.2019 which took no decision on the appeal.

The case was last heard on 21.10.2019. The appellant claimed that the PIO has not provided the information. The respondent was absent. The Commission received a letter dated 18.10.2019 from the PIO Office of DC Fazilka stating that the since the ownership of property was effected by the Tehsildar Jalalabad, the application of the applicant was sent to the SDM Jalalabad for conducting an enquiry into the matter, who, however, vide letter dated 10.06.2019 sent back the application stating that the applicant wants to get the enquiry conducted through the District Revenue Officer. Thereafter, the enquiry was marked to Naib Tehsildar Fazilka vide letter dated 24.07.2019 and the appellant was informed of the same.

The PIO was directed to get the enquiry conducted and provide the information to the appellant within 15 days.

Hearing dated 08.01.2020:

The respondent present has submitted a letter dated 07.01.2020 of the Naib Tehsildar Fazilka vide which the Naib Tehsildar has sought adjournment stating that he needs some more time to complete the enquiry.

The earlier order stands. The case is adjourned.

To come up for further hearing on **24.03.2020 at 11.00 AM.**

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh Rachana Devi,
127, Phulkian Enclave,
Patiala.

... Appellant

Versus

Public Information Officer,
O/o EO, BDA,
Bathinda.

First Appellate Authority,
O/o Addl, Chief Administrator,
BDA, Bathinda.

...Respondent

Appeal Case No. 2018 of 2019

PRESENT: Sh.Sat Narain Bansal husband of Mrs.Rachna Devi for the Appellant
Sh.Gurvinder Singh, JE-BDA Bhatinda for the Respondent

ORDER:

The case was first heard on 21.10.2019. The respondent present pleaded that the information has been supplied to the appellant vide letter dated 18.03.2019. The appellant was not satisfied on points a, c & d. The respondent further pleaded that the concerned dealing person is on medical leave due to illness. The appellant stated that he filed RTI application on 31.12.2018 and even after a lapse of nine months, he has not been provided the complete information.

Having gone through the record, the Commission observed that the information stands provided on points b, c & e. However, there was an enormous delay in providing the information, the PIO was issued **show cause notice and directed to file reply on an affidavit.** The PIO was again directed to provide the information on points a & d within 10 days and send a compliance report to the Commission.

Hearing dated 08.01.2020:

The respondent present pleaded that the information has been provided to the appellant. The PIO has however, not responded to the show cause notice. At the hearing, the representative of the PIO stated that at the time of filing RTI application, Sh.Amarjit Singh was the PIO who has since retired. The PIO at the time of issue of show cause was Sh.Vinod Bansal in the capacity of EO-BDA Bathinda. The EO-BDA has not responded to the show cause.

The Commission gives one last opportunity to the PIO to file written reply to the show cause notice issued for delay in providing the information. If the reply is not submitted, the Commission will be constrained to take a view that the PIO has nothing to say in the matter and will take decision as per the RTI Act.

To come up for further hearing on **24.03.2020 at 11.00 AM.**

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh Kuldip Kumar,
5-C, Phase-1, Urban Estate,
Focal Point, Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o PDA,
Patiala.

First Appellate Authority,
O/o PDA,
Patiala.

...Respondent

Appeal Case No. 2022 of 2019

PRESENT: None for the Appellant
Sh.Vinod Kumar, Jr Assistant and Sh.Munish Mehta SDO for the
Respondent

ORDER:

The case was last heard on 21.10.2019. The appellant stated that the PIO has denied the information wrongly whereas as per provisions of section 4(1)(b) of the RTI Act, it is mandatory for a public authority to publish within one hundred and twenty days from the enactment of this act the particulars of its organization, functions and duties of the officers and officials, norms set for the discharge of its functions, directory of its officers and employees etc.

Having gone through the record and hearing both the parties, the following was concluded:

- Point-1 - To be provided
- Point-2 - To provide whatever the document available in the record
- Point-3 - To provide the number which is used against mobile allowance
- Point-4 - To provide address available in the record
- Point-5 - To provide total amount of salary
- Point-6 - To provide

The information was to be provided within 15 days.

Hearing dated 08.01.2020:

The respondent present pleaded that in compliance with the order of the Commission, the information on all points has been provided to the appellant on 04.11.2019 and 19.11.2019 and a copy of the same is submitted to the Commission.

The appellant is absent nor has communicated any discrepancies. I have gone through the information that has been provided and find that the information has been provided to the best possible extent and no further course of action is required.

The case is **disposed off and closed.**

Chandigarh
Dated:08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh Surjit Singh,
H No-2990/76, Street No-4,
Guru Gobind Singh Nagar,
Near Mair di Chakki, P.O Lohara,
Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Chief Administrator,
GLADA, Ludhiana.

First Appellate Authority,
O/o Chief Administrator,
GLADA, Ludhiana.

...Respondent

Appeal Case No. 2024 of 2019

PRESENT: None for the Appellant
Sh.Santosh Kumar Bains, PIO and Sh.Deepak representative of 3rd party
M/s Malhotra Land Developer for the Responent

ORDER: The appellant through RTI application dated 21.01.2019 has sought information regarding building of Palm Heights Colony comprising building plan, sale deed, fire safety certificate, names of officers who granted approval and other information concerning the office of Chief Administrator GLADA Ludhiana. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 05.03.2019 which took no decision on the appeal.

The case was last heard on 21.10.2019. The respondent present pleaded that since the information relates to the 3rd party and the 3rd party has not given its consent to disclose its information, it cannot be provided. The appellant has been informed vide letter dated 18.02.2019.

The appellant was absent. The 3rd party M/s Malhotra Land Developers & Colonizers Pvt. Ltd. was impleaded in the case and directed to appear before the Commission on the next date of hearing and plead their case.

Hearing dated 08.01.2020:

The 3rd party M/s Malhotra Land Developers & Colonizers Pvt Ltd is present and has filed their objections which is taken on the file of the Commission. I have gone through the objections in which they have pleaded that the information sought has no relation to the public activities.

The appellant is absent on 2nd consecutive hearing. The appellant has not filed any reply or plea to establish that disclosure of the information that he seeks has a larger public interest inspite of the opportunities provided to him. Moreover, having gone through the RTI application, I find that it is vague and the information sought is very voluminous in nature.

Keeping in mind all the above facts, I see no further course of action since the appellant has not been able to establish a larger public interest and hence disposed the case.

The case is **disposed off and closed.**

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to M/s Malhotra Land Developers & Colonizers Pvt. Ltd.
Shop No.14-15, Palm Heights,
VPO Jaspal Bangar,
Sidhwan Canal Road, Ludhiana.



ShManjit Singh, S/o ShSohan Singh,
H no-388/3, Dhandholian road,
Patiala.

... Appellant

Versus

Public Information Officer,
O/o IGP,
Patiala.

First Appellate Authority,
O/o DGP,
Punjab, Chandigarh.

...Respondent

Appeal Case No. 2049 of 2019

PRESENT: Sh.Manjit Singh as the Appellant
Sh.Charanjiv, DSP and Sh.Ajit, ASI for the Respondent

ORDER:

The case was last heard on 22.10.2019. The respondent present submitted a letter of the PIO dated 03.10.2019 stating that the appellant has no concern with the sought information and the disclosure of information has no larger public interest. The respondent further pleaded that the information is voluminous and will divert sufficient resources of the department since the appellant has already filed 18 such applications for seeking unnecessary information with a malafide intention.

Keeping in view that the appellant has filed RTI application for seeking voluminous information which will divert sufficient manpower of the public authority, the appellant was directed to convince the Commission that there is a larger public interest involved in disclosure of information.

Hearing dated 08.01.2020:

The case is adjourned. Next date of hearing to be pronounced.

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh.Mehar Singh, S/o ShHarbans Singh,
R/o Aroor Singh Wali, R/o Abohar ,
Fazilka.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Fazilka.

First Appellate Authority,
O/o IGP, Ferozepur Range,
Ferozepur Cantt.

...Respondent

Appeal Case No. 2086 of 2019

PRESENT: Sh.Mehar Singh as the Appellant
Sh.Ranjit Singh and Sh.Joginder Singh, HC for the Respondent

ORDER:

The appellant through RTI application dated 25.02.2019 has sought information regarding cancellation report relating to FIR No.160 Police Station Sadar Abohar and other information concerning the office of SSP Fazilka. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 30.03.2019, which took no decision on the appeal.

The case was last heard on **22.10.2019**. The respondent present pleaded that as per report of Chief Officer, Police Station Sadar Abohar, the cancellation report has yet to be presented in the Court and hence the information cannot be provided. The reply has been sent to the appellant vide letter dated 25.03.2019 and again on 07.10.2019. The respondent also submitted a reply of the PIO dated 09.10.2019 which was taken on the file of the Commission. In the reply, the PIO stated that the cancellation report is yet to be submitted to the court.

The Commission directed the PIO to clarify that whether the investigation of a 20 years old case has been completed or not and if yes, whether a cancellation report has been prepared.

Hearing dated 08.01.2020:

The respondent present pleaded that since the record was not traceable earlier, the information was not provided. Now the file has been traced out and they will provide the information to the appellant before the next date of hearing.

The case is adjourned. To come up for further hearing on **24.03.2020 at 11.00 AM**.

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh.Mehar Singh, S/o ShHarbans Singh,
R/o Aroor Singh Wali, R/o Abohar ,
Fazilka.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Fazilka.

First Appellate Authority,
O/o IGP, Ferozepur Range,
Ferozepur Cantt.

... Respondent

Appeal Case No. 2087 of 2019

PRESENT: Sh.Mehar Singh as the Appellant
Sh.Ranjit Singh and Sh.Joginder Singh, HC for the Respondent

ORDER:

The appellant through RTI application dated 25.02.2019 has sought information on 8 points regarding cancellation report in respect to FIR No.219 police station City-1 Abohar and other information concerning the office of SSP Fazilka. The appellant was not provided the information after which the appellant filed a first appeal before the First Appellate Authority on 30.03.2019, which took no decision on the appeal.

The case was last heard on **22.10.2019**. The respondent present pleaded that as per report of Chief Officer, Police Station Sadar Abohar, the investigation is pending and cancellation report has yet to be presented in the Court and hence the information cannot be provided. The reply was sent to the appellant vide letter dated 09.04.2019 and again on 07.10.2019. The respondent also submitted a reply of the PIO dated 09.10.2019 which was taken on the file of the Commission. In the reply, the PIO stated that since the investigation is pending, the information cannot be provided.

The Commission directed the PIO to clarify that whether the investigation of a 20 years old case has been completed or not and if yes, whether a cancellation report has been prepared.

Hearing dated 08.01.2020:

The respondent present pleaded that since the record was not traceable earlier, the information was not provided. Now the file has been traced out and they will provide the information to the appellant before the next date of hearing.

The case is adjourned. To come up for further hearing on **24.03.2020 at 11.00 AM**.

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Dr. Arvinder Pal Kaur.
H No-B-2/1139, Lehal Colony,
Patiala.

... Appellant

Versus

Public Information Officer,
O/o Chairman-cum-Managing Director,
PSPCL, Patiala.

First Appellate Authority,
O/o Pr. Secretary,
Deptt of Power Govt of Punjab,
Chandigarh.

...Respondent

Appeal Case No. 2088 of 2019

PRESENT: Dr.Arvinde Pal Kaur as the Appellant
Sh.Abhimanyu, Sr Assistant, O/o Powercom and Sh.Kamalpreet Singh,
Dy.Manager, PSPCL Patiala

ORDER: The case was last heard on 22.10.2019. The respondent present from the office of Department of Power, Govt of Punjab pleaded that since the information relates to the office of Chairman-cum-Managing Director, PSPCL Patiala, the RTI application was transferred to them on 04.01.2019. The respondent present from the office of PSPCL Patiala brought the information and handed over to the appellant.

The appellant was not satisfied and stated that the information is incomplete. Having gone through the RTI application and the information provided by the respondent, following was concluded:

Points-8	-	Not required
Point-9	-	To provide
Points-13, 16, 17, 18, 21	-	To provide whatever the information is available on Record
Points-24 & 25	-	PIO to procure and provide

Rest of the information had been provided. The appellant was directed to go through the information and point out the discrepancies, if any at the next date of hearing.

Hearing dated 08.01.2020:

The appellant has pointed out the discrepancies. The respondent has provided the information on points- 9, 13 & 25.

Regarding point-16, the PIO-Powercom is directed to provide whatever the document is available which defines the powers of the Administrative Secretary.

Points 17 & 18: The respondent stated that the information is not available. The PIO is directed to give this in writing on an affidavit.

Point No.24 The PIO to remove the anomaly.

To come up for further hearing on **24.03.2020 at 11.00 AM.**

Chandigarh
Dated 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Sukhwinder Singh, S/o Sh Mewa Singh,
R/o Flat No-501, Block-A, New Generation Extension,
Dhakoli, Zirkapur.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Patiala.

First Appellate Authority,
O/o IGP,
Patiala.

...Respondent

Appeal Case No. 3395 of 2019

PRESENT: Sh.Paras Sharma, Advocate for the Appellant
Sh.Sukhbahal Singh, HC for the Respondent

ORDER:

The case was first heard on **13.11.2019**. The respondent present pleaded that the appellant has been declared proclaimed offender by Sh.Balwant Singh, PCS Principal Magistrate Juvenile Board Patiala on 07.06.2011 and the challan has been presented in the Court on 23.09.2011 and that the accused is yet to be arrested, the information cannot be provided. None appeared on behalf of the appellant.

The case was last heard on 04.12.2019. The respondent present pleaded that since the accused has been declared proclaimed offender and they do not have file as the same has been presented in the court, the information cannot be provided. The case was adjourned.

Hearing dated 08.01.2020:

The respondent reiterated that since the accused has been declared proclaimed offender and they do not have the case file, the information cannot be provided.

The case is adjourned. To come up for further hearing on **20.01.2020 at 11.00 AM.**

Chandigarh
Dated: 08.01.2020

Sd/-
(Khushwant Singh)
State Information Commissioner