

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.

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Sh. Surjit Singh,
H No. 2990/76, Street No. 4,
Guru Gobind Singh Nagar,
Near Mair Di Chakki,
P.O – Daba, 141003,
District- Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o The Chief Secretary,
Govt. of Punjab,
Room No. 26, 6th Floor,
Punjab Civil Secretariat- I,
Chandigarh.

First Appellate Authority,
O/o The Chief Secretary,
Govt. of Punjab,
Room No. 26, 6th Floor,
Punjab Civil Secretariat- I,
Chandigarh.

PIO/Additional Chief Secretary to Government of Punjab,
Department of Home Affairs and Justice,
Punjab Civil Secretariat, Chandigarh.

PIO/Assistant Inspector General of Police, Punjab,
o/o Director General of Police, Punjab, Sector 9,
Chandigarh.

.....Respondents

Appeal Case No. 3974 of 2019

(Video Conference Proceeding)

Present:- None on behalf of the appellant.
Shri Gurnam Singh, Senior Assistant alongwith Shri Maninder Singh, Constable on behalf
of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 vide which
the PIO/Addl Chief Secretary to Government of Punjab, Departments of Home Affairs and Justice,
Chandigarh was directed to supply the information before the next date of hearing.

2. The appellant is absent without intimation.

Contd.....p/2

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3. The Additional Chief Secretary to Government of Punjab, Departments of Home Affairs and Justice, Chandigarh transferred the application of appellant for seeking information to the Director General of Police, Punjab, Chandigarh vide their letter dated 21.08.2019.who has further transferred to Assistant Inspector General of Police (Crime) for taking further necessary action.

3. The respondents are directed to take appropriate action on the application for seeking information and intimate action taken to the appellant before the next date of hearing.

4. To come up on 30.01.2020 at 11.00 A.M. at Chandigarh.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Harvinderpal Singh s/o Sh. Kuldip Singh,
H.No. 210, Sudarshan nagar,
Sultanwind Road,
Amritsar 143001

....Appellant

Vs

Public Information Officer,
Tehsildar Amritsar-1
District Administrative Complex,
Amritsar.

First Appellate Authority
o/o Sub Divisional Magistrate,
Amritsar-1, District Administrative Complex,
Amritsar.

....Respondent

Appeal Case No. 3920 of 2019
(Video Conference Proceedings)

Present:- Shri Hardeep Singh, on behalf of the appellant.

Shri Lachhman Singh, Naib Tehsildar, Amritsar-1 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 in which it is mentioned that show cause notice was issued to Shri Lachhman Singh, Sub Registrar, Amritsar-1 for his absence and for not supplying the information..

2. The appellant states that no information has been received by him. He states that he has only date of death of his grand father.

3. Shri Lachhman Singh, Sub Tehsildar, Amritsar-1 appears and states that he never remained PIO/APIO of the said public authority and Shri Manjit Singh, Tehsildar, Amritsar-1 is the PIO. He further states that show cause notice issued to him was wrongly issued to him. He further states that no information can be supplied to him until details regarding exact date of Jamabandi, Copy of will and Ownership Registration is given.

4. After hearing both the parties and going through the record available on the case file, it is revealed that show cause notice to Shri Lachhman Singh, Naib Tehsildar, Amritsar-1 was wrongly issued as he never remained PIO/APIO of the concerned public authority, which is withdrawn. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of Shri Manjit Singh, Tehsildar, Amritsar-1

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seriously, the PIO is, thus, 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 a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on his for causing willful delay/denial of the information to the RTI applicant and why the compensation be not awarded to the information-seeker under Section 19(8)(b) of the Act for the detriment suffered by him.

5. 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.

6. To come up on **30.01.2020** at **3.00 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

Dated: 08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC

1. Shri Manjit Singh,
Tehsildar-cum- PIO,
Amritsar-1. (Regd.)
2. The Deputy Commissioner, Amritsar for information and to ensure the presence of PIO or his representative during the Video Conference proceedings in future.

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Sh. Gurdeep Singh,
S/o Sh. Ghan Singh,
P.O: Ambedkar Gram Sabha, Burj,
Mansa, Tehsil: Maur,
Distt: Bathinda.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Maur,
District- Bathinda.

PIO/Executive Engineer,
Water Supply and Sanitation Department, Punjab,
Bathinda.

Shri Nahar Singh, SDO,
Water Supply and Sanitation, Maur,
District Bhatinda

.....Respondents

Complaint Case No. 608 of 2019

Present:- None on behalf of the parties.

ORDER

In compliance to the previous order dated 09.12.2019, vide which Shri Nahar Singh, SDO, Water Supply and Sanitation, Maur, District Bhatinda was impleaded as a necessary party in this case with the direction to appear on the next date of hearing and explain his conduct for not supplying the information within stipulated period. He was further directed to supply complete information before the next date of hearing and if the information is not available in their record, then give in writing to the complainant that except the information already supplied to him no information is available in their record.

2. The complainant is absent without intimation.

3. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of Shri Nahar Singh, SDO, Water Supply and Sanitation Department, Maur district Bathinda seriously, the PIO is, thus, 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 a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on his for causing willful delay/denial of the information to the RTI applicant.

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Complaint Case No. 608 of 2019

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4. 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.

5. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Bathinda.

Sd/-
(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated : 08.01.2020

The Deputy Commissioner, Bathinda (by name) for information and to ensure the presence of PIO or his representative during the Video Conference proceedings in future.

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Sh. Sharanjeet Singh S/o Lakhwinder Singh,
R/o Vill. –Ariyan Wala Kalan,
Tehsil & District- Faridkot.

.....Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Tehsil & District- Faridkot.

First Appellate Authority,
O/o District Development & Panchayat Officer,
District- Faridkot.

.....Respondents

Appeal Case No. 3987 of 2019
(Video Conference Proceeding)

Present:- Shri Sharanjit Singh, appellant.

Shri Simarjit Singh, Samati Patwari alongwith Shri Khushwinder Singh, Panchayats
Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 vide which
The respondents were directed to supply the information before the next date of hearing, if the record is
not available in their record then give in writing that the same is not available in their record.

2. The appellant states that no information has been provided to him till date.

3. The representatives of the respondents state that information sought by the appellant is
available with them except point at Sr. No.3, which may be available with the o/o Sub Divisional
Magistrate, Faridkot. They assures that complete information will be supplied to the appellant before the
next date of hearing after collecting it from the office of Sub Divisional Magistrate, Faridkot..

4. After hearing the parties and going through the record available on the case file, it is
ascertained that most of the information is available with the office of BDPO, Faridkot,. Last opportunity is
afforded to the respondents to supply complete information in all respects to the appellant before the next
date of hearing.

5. To come up on 23.01.2020 at 3.00 P.M. to be heard through Video Conference Facility
available in the office of the Deputy Commissioner, Faridkot.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Rakesh Kumar Singla,
Voice Organization (Retd.)
Opp. Tehsil Office,
Lehragaga,
Sangrur 148031

...Appellant

Vs

Public Information Officer-cum-V.D.O.,
Gram Panchayat Bhutal kalan,
c/o Block Development and Panchayats Officer,
Lehragaga,
Sangrur

First Appellate Authority,
o/o District Development and Panchayats Officer,
Sangrur

....Respondent

Appeal Case No. 3948 of 2019
(Video Conference Proceedings)

Present:- Shri Rakesh Kumar Singla, appellant.
Shri Rajinder Singh, Gram Sewak, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 in which it is mentioned that vide letter dated 8.4.2019, the respondent-Shri Rajinder Singh VDO had written to the appellant to deposit Rs.6020/- so that sought for information could be supplied to him. Shri Rajinder Singh, Village Development Officer, Bhutal Kalan, District Sangrur was directed to bring original record on the basis of which he had asked the appellant to deposit a sum of Rs.6020/- for the perusal of the Commission at Chandigarh and the appellant was advised to appear before the Commission through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur .

2. The appellant submits that the respondent returned the cheque amounting to Rs.6020/- deposited for supply of information/copies of documents sought by him. He further states that he applied under the provisions of RTI Act, 2005 for supply of information to the respondents on 20.03.2019 but till date no information has been provided to him. He further states that under the provisions of RTI Act, 2005, the information was to be supplied to him within 30 days.

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3. The representative of the respondents states that he is returning the cheque of Rs.6020/- sent by the appellant for supplying the information with the request to get necessary copies of the documents and deposit of fee in cash, after calculation.

4. After hearing the parties and going through the record available on the case file, it is revealed that the information-seeker has sought information on 20.03.2019 but no information has been supplied to him till date. The appellant states during the hearing that the respondents have not supplied the information within 30 days as per the provisions of RTI Act, 2005. In view of the request of the appellant, the respondents are directed to supply the information free of cost before the next date of hearing failing which punitive action will be initiated on the next date of hearing..

5. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

Dated: 08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Surjeet Singh S/o Surain Singh,
R/o Vill. –Devi Dass, P.O.- Baja Chak,
Tehsil – Mukerian
District- Hoshiarpur.

..... Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Mukerian, District- Hoshiarpur.

.....Respondent

Complaint Case .No. 937 of 2019

(Video Conference Proceeding)

Present:- None on behalf of the complainant.
Shri Jarnail Singh, Panchayat Secretary on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 stating that the information was supplied to the complainant on 22.11.2019, but no response has been received from him regarding deficiencies in the information supplied to him.

2. The complainant is absent without intimation.
3. Shri Jarnail Singh, Panchayats Secretary, states that complete information has been provided to the complainant and nothing has been left, which could be supplied to him as per his RTI application.
4. After hearing the representative of the respondent-PIO and going through the record available on the case file, it is revealed that complete information had already been supplied to the complainant and nothing has been left, which could be supplied to him as per his RTI application under the provisions of RTI Act, 2005. Last opportunity is afforded to the complainant to revert back to the authorities, in case of deficiencies in the information so provided to him on 22.11.2019 within seven days from today otherwise it will be presumed that the complainant has nothing to say and exparte decision will be taken.
4. To come up on **30.01.2020 at 3.00 P.M.** to be heard through video conference facility available in the office of the Deputy Commissioner, Hoshiarpur

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Kulwant Singh S/o Sh. Pritam Singh,
R/o VPO- Pohir, Block – Dehlon,
Tehsil & Distt. – Ludhiana-141204.

.....Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Block – Dehlon, District- Ludhiana.

PIO/Naib Tehsildar,
Dehlon, District Ludhiana.

.....Respondents

Complaint Case .No. 867 of 2019

(Video Conference Proceeding)

Present:- None on behalf of the complainant.

Shri Harbans Singh, Naib Tehsildar, Dehlon, on behalf of the respondent-
PIO.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 in which it is mentioned that Naib Tehsildar, Dehlon has supplied the information to the complainant but he has not acknowledged the same. On the other hand, the complainant stated that no information has been provided to him. Keeping in view the disagreement of the parties, they were directed to appear at Chandigarh with original record.

2. Shri Harbans Singh, Naib Tehsildar, Dehlon appeared in person with original record and stated that on 7.12.2019, he visited the Village Pahir and it was brought to his knowledge that matter is pending before the Hon'ble Punjab and Haryana High Court. The Hon'ble High Court has granted stay. No action regarding measurement of pound can be done due to stay. This matter was also brought to the notice of the complainant in the presence of some reputed persons including Sarpanch. He further states that complete information as per its availability in the record has been provided to him and nothing has been left which could be supplied to him under the provisions of RTI Act, 2005.

3. The complainant is absent but he has sent an e-mail stating that he is unable to appear before the Commission due to the death of his relative and sought exemption from appearance.

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Complaint Case .No. 867 of 2019

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4. After hearing the PIO and going through the record, it is revealed that complete information has been provided to the complainant and nothing has been left, which could be supplied to him. In view of the request of the complainant, last opportunity is afforded to him to appear and pursue his case before the Commission on 30.01.2020 at 11.00 A.M. at Chandigarh.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Ms. Surinder Kaur,
S/o Sh. Banchit Singh,
Village-Miyawal, Tehsil-Phillaur,
Distt.- Jalandhar.

.....Appellant
Vs

Public Information Officer,
O/o Panchayat Secretary, Gram Panchayat,
Meuwal, Block- Phillaur,
Distt.- Jalandhar.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Phillaur, District- Jalandhar.Respondents

Appeal Case No. 3252 of 2019
(Through Video Conference)

Present:- Ms. Surinder Kaur, appellant.
Shri Parwinder Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 vide which the order for withdrawal of penalty was reserved to be decided on the next date of hearing and respondent-PIO was directed to pay Rs.10,000/- through demand draft via government treasury.

2. The respondent-PIO hands over Rs.10,000/- through bank draft to the appellant during the hearing after taking her acknowledgement. He further states that information had already been supplied to the appellant to her satisfaction and requests that penalty imposed on him be withdrawn.

3. The appellant states that she has received the compensation amount from the respondents.

4. After hearing both the parties and going through the record available on the case file, it is ascertained the compensation of Rs.10,000/- has been provided to the appellant and information had already been supplied to her, on the previous date of hearing, to her satisfaction. The appellant states that penalty imposed on Shri Parwinder Singh, Panchayat Secretary, may not be waived of due to delay in supplying the information. The respondent-PIO is directed to send his explanation for delay before the next date of hearing. The matter will be decided on receipt of his explanation on the next date of hearing.

5. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar.

Sd/-
(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated 08.01.2020

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Sh. Satnam Singh s/o Sh. Kishan Singh,
Village Bondli,
Tehsil Samrala,
Ludhiana.

..Appellant

Vs

Public Information Officer,
Panchayat Secretary, Village Bondli,
c/o Block Development and Panchayats Officer,
Block Machhiwara,
Ludhiana.

First Appellate Authority
District Development and Panchayats Officer,
Administrative Complex,
Ferozepur Road,
Ludhiana.

....Respondent

Appeal Case No. 3865 of 2019
(Video Conference Proceedings)

Present:- None on behalf of the appellant.
Sh. Amarjit Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 vide which the appellant was directed to deposit Rs.1720/- within seven days from that day and get the information from the respondents.

2. The respondent-PIO states that in compliance to the previous order dated 09.12.2019, he has again sent confirmation to the appellant that Rs.1720/- is correct fee and detail for Rs.1720/- was sent to him on 3.12.2019. He further states that no information has been supplied to the appellant because he has not deposited the requisite fee.

3. The appellant is absent without intimation.

4. After hearing the respondent-PIO and going through the record available on the case file, it is revealed that confirmation has been sent again to the appellant regarding fee. The appellant has failed to deposit specific fee of Rs.1720/-. Last opportunity is afforded to the appellant to deposit Rs.1720/- and get the information from the respondents before the next date of hearing otherwise the case will be closed for non-compliance of the order.

5. To come up on **30.01.2020 at 03.00 PM** to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Shri Jaspreet Singh (Advocate),
Chamber No. 5301,
Lawyers Chamber,
Part -2, District Courts,
Ludhiana.

....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Ludhiana

First Appellate Authority,
o/o District Development and Panchayats Officer,
Ludhiana.

Public Information Officer,
o/o Block Development and Panchayats Officer,
Doraha Block,
Ludhiana.

....Respondents

Appeal Case No. 3891 of 2019
(Video Conference Proceedings)

Present:- Shri Jaspreet Singh, appellant.

Ms. Navdeep Kaur, PIO-cum-BDPO, Doraha on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019 vide which the absence of PIO/Block Development and Panchayats Officer, Doraha, District, Ludhiana was viewed seriously and last opportunity was afforded to her to comply with the orders of the Commission issued on 25.11.2019, failing which punitive action under the provisions of RTI Act, 2005 would be initiated against her.

2. The appellant states that no information has been supplied to him till date.

3. The respondent-PIO states that the appellant is seeking information regarding inquiry conducted on letter No.630 dated 1.4.1999 and order No.2882 dated 25.01.1999, which is not available in the record of the respondents. She further states that in the year the 2003, when there was bifurcation of Maloud and Doraha Blocks

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some record was destroyed in floods and some record was misplaced. She further states that they made sincere efforts to trace the record but without fruitful result.

4. After hearing both the parties and going through the record available on the case file, it is revealed that as per the version of the respondent-PIO that no record is available in the record of the respondents. The respondent-PIO is directed to file an affidavit stating that no record is available in their record within three days from today. The case is disposed of and closed with the advice to the appellant to file his objections, if he is not satisfied with the affidavit filed by the PIO/BDPO, Doraha within 10 days from today.

Dated:08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Shri Jaswinder Singh
s/o Shri Sardool Singh
r/o Village Badanpur,
PO Rajla, Tehsil Samana,
District Patiala.

.....Appellant.

Vs.

Public Information Officer
o/o Block Development and Panchayats Officer,
Samana, District Patiala.

FAA-District Development and Panchayats Officer,
Patiala.

.....Respondents.

Appeal Case No.3293 of 2019.

(Video Conference Proceeding)

Present:- None on behalf of the appellant.

Shri Bhagwan Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.21.2019 vide which the case was adjourned on the request of the respondent-PIO and the appellant was advised not to appear before the Commission and the case was adjourned to 8.1.2020.

2. The respondent-PIO stated that complete information has been supplied to the appellant to his satisfaction and nothing has been left, which could be supplied to him as per his RTI application.

3. The appellant is absent but he has sent an application dated 03.01.2020 stating that he has received complete information in the instant case. He further states that he is fully satisfied with the information supplied to him and case be disposed of and closed.

4. In view of the request of the appellant, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Inderjeet Singh RTI Activist,
C/o Chamber No. 141-A,
New Courts, Distt.-Jalandhar.

.....Appellant

Vs

Public Information Officer,
O/o Director Rural Development & Panchayat,
Pb, Vikas Bhawan, Sector-62, SAS Nagar.

First Appellate Authority,
O/o Director Rural Development & Panchayat,
Pb, Vikas Bhawan, Sector-62, SAS Nagar..

Shri Avtar Singh Bhullar,
Joint Director (P)-cum-PIO
o/o Directorate of Rural Development and Panchayats, Punjab,
Vikas Bhawan, Sector 62, SAS NagarRespondents

Appeal Case No. 3260 of 2019

(Video Conference Proceedings)

Present:- Shri Inderjit Singh, appellant..
Shri Amardeep Singh Bains, Deputy Director on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 10.12.2019 vide which show cause notice was issued to Shri Amardeep Singh Bains, Deputy Director-cum-PIO for imposition of penalty on PIO and award of compensation to the appellant for not appearing and supplying the information. The respondent-PIO was further directed to take appropriate action regarding point at Sr. No.3, Regarding point at Sr. No.4, only details were to be given and it was further mentioned that there is no need to give reasons and regarding question at Sr. No.5, supply information as per its availability in record of the respondents. On receipt of the information from the respondents, the appellant was advised to peruse the same and point out deficiencies in the provided information within seven days.

2. Shri Amardeep Singh Bains, Deputy Director-cum-PIO appeared before the Commission and stated during the hearing that he is not PIO in this case and show

Contd.....p/2

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cause notice issued to him is not appropriate. Shri Avtar Singh Bhullar, Joint Director (P) o/o Directorate of Rural Development and Panchayats, Punjab, Vikas Bhawan, Sector 62, SAS Nagar is the custodian of the record and he has to supply the information in the instant case. Hence, show cause notice issued to him be withdrawn.

3. After hearing both the parties and going through the record available on the case file, it is revealed that show cause notice issued to Shri Amardeep Singh Bains, Deputy Director inadvertently. Hence, the same is withdrawn. Shri Avtar Singh Bhullar, Joint Director (P)-cum-PIO o/o Directorate of Rural Development and Panchayats, Punjab, SAS Nagar is impleaded as a necessary party with the direction to supply the asked for information to the appellant before the next date of hearing.

4. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar. The appellant is advised to appear through Video Conference Facility at Jalandhar and the representative of the respondents at Chandigarh.

Dated : 08.01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

The Director Rural Development and Panchayats, Punjab,
Vikas Bhawan, Phase VIII, Mohali

for information and to ensure
the presence of PIO during
proceedings in future.

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Sh. Inderjit Singh RTI Activist,
C/o Chamber No.141-A,
New Court, Jalandhar.

.....Appellant

Vs

Public Information Officer,
O/o Director, Rural Development & Panchayats,
Vikas Bhawan, Phase VIII, Mohali.

First Appellate Authority,
O/o Director, Rural Development & Panchayats, Punjab,
Vikas Bhawan, Phase VIII, Mohali.

Shri Avtar Singh Bhullar,
Joint Director (P)-cum-PIO,
o/o Director Rural Development and Panchayats, Punjab,
Vikas Bhawan, Phase VIII, Mohali.

.....Respondents

Appeal Case No. 3284 of 2019 (Video Conference Proceedings)

Present:- Shri Inderjit Singh, appellant, in person.

None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 10.12.2019 in which it is mentioned that the appellant was directed to send a copy of proof of inquiry to the respondents with a copy to the Commission. It was desired that appropriate action be taken on the above points mentioned in preceding paragraphs and reply be given before the next date of hearing.

2. In compliance to the previous order, the appellant sent some copies of proof of inquiries through e-mail to the respondents with a copy to the Commission, which was received in the Commission on 18.12.2019. He further states that no information has been provided to him by the respondents till date. He further states that Shri Avtar Singh Bhullar, Joint Director (P) o/o the Director Rural Development and Panchayats, Punjab, Vikas Bhawan, Phase VIII, Mohali is the custodian of the record and he has to supply the information.

Contd.....p/2

-2-

3. After hearing the appellant and going through the record available on the case file, it is revealed that Ms. Balwinder Kaur, Superintendent alongwith Smt. Satya Devi, Senior Assistant, Shri Jagmohan Singh, Panchayat Secretary and Shri Vijay Kumar (Third party whose information was sought) appeared on 21.11.2012 and stated that no inquiry is pending against Shri Vijay Kumar, Panchayat Secretary in the department. On that date, it was also directed to supply information regarding points at Sr. No.1 and 5, which is in public domain. As per the version of the appellant, Shri Avtar Singh Bhullar, Joint Director (P)-cum-PIO, Directorate of Rural Development and Panchayats, Punjab, SAS Nagar is the custodian of the record. Hence, he is impleaded as a necessary party with the direction to appear and provide complete information to the appellant before the next date of hearing failing which punitive action will be initiated against him.

4. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar. The appellant is advised to appear through Video Conference Facility at Jalandhar and the representative of the respondents at Chandigarh.

Dated : 08.01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

CC

The Director Rural Development and Panchayats, Punjab,
Vikas Bhawan, Phase VIII, Mohali

for information and to ensure
the presence of PIO during
proceedings in future.

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Sh. Amarjit Singh (Sarpanch),
Village Jansua,
Tehsil Rajpura, District Patiala.

.....Appellant

Vs

Public Information Officer,
O/o Panchayat Secretary,
Gram Panchayat, Jansua,
Tehsil Rajpura, District Patiala.

.....Respondents

Complaint Case No. 976 of 2019

(Through Video Conference Proceedings)

Present:- Shri Amarjit Singh, complainant.
None on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 in which it is mentioned that the respondent-PIO was absent on that day and the respondent-PIO was directed to take appropriate action on the RTI application of the complainant and intimate the action taken to him with a copy to the Commission..

2. The complainant states that no information has been supplied to him till date.

3. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of Shri Lakhminder Singh, Panchayat Secretary-cum-PIO on the previous date and today seriously, the APIO is, thus, 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 a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on his for causing willful delay/denial of the information to the RTI complainant.

4. 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.

5. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

CC

Shri Lakhminder Singh,
Panchayat Secretary-cum-PIO,
o/o Block Development and Panchayats Officer,
Rajpura, District Patiala.

(Regd.)

Block and Panchayats Officer,
Rajpura (By name)

(For information and to ensure the presence
of the respondents during the next date of
hearing.)

Deputy Commissioner, Patiala.

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Shri Jarnail Singh
s/o Shri Shyam Singh
r/o Village Kama, Teshil Khanna,
District Ludhiana.

.....Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Khanna, Distt. Ludhiana.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Khanna, District Ludhiana.

.....Respondents.

Appeal Case No. 4265 of 2019
(Through Video Conference Facility)

Present:- None on behalf of the appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the appellant was advised to go through the information provided to him during the hearing and revert back to the authorities in case of deficiencies in the information so provided to him.

2. In response to the previous order, the appellant sent deficiencies vide his letter dated 17.12.2019 to the respondents with a copy to the Commission.

3. On receipt of the deficiencies, the respondents sent a letter dated 27.12.2019 to the appellant stating that no information except which has already been supplied to him is available in the record of the panchayat.

4. After going through the record available on the case file, it is revealed that respondents have given in writing that no information is available except which has already supplied to the appellant. Both the parties are directed to appear on the next date of hearing and pursue their case failing which the matter will be decided on the merits of the case.

4. To come up on **30.01.2020 at 3.00 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated:08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Manjit Singh s/o Sh. Bachan Singh
Near Nirmal Palace,
H.No. 2, Village Dhaba
Ludhiana.

....Appellant

Vs

Public Information Officer,
o/o Tehsildar (South) Ludhiana,
Near GNE College,
Gill Road, Ludhiana.

First Appellate Authority,
o/o Tehsildar (South) Ludhiana,
Near GNE College
Gill Road, Ludhiana.

....Respondents

Appeal Case No. 3918 of 2019
(Video Conference Proceedings)

Present: None on behalf of the appellant.
Shri Jasvinder Singh, Patwari Halqa Daba, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 09.12.2019, in which it is mentioned that the application for seeking information has been transferred to Halqa Patwari under Section 5(4) of the RTI Act, 2005.

2. The appellant is absent without intimation.
3. Shri Jasvinder Singh, Halqa Patwari appears on behalf of the respondents and states that he has brought complete record pertaining to Khasra No.182. He further states that this land is in partnership and no division has been made according to the record available in their office.
4. After hearing the representative of the respondents and going through the record available on the case file, it is ascertained that the respondent has brought the record to be inspected by the appellant, who is absent today during the hearing. The appellant is advised to inspect the record and get copies of the documents after identification. The respondents are directed to get the record inspected and supply copies of the documents after deposit of fee @ Rs.2/- per page to the appellant.
5. To come up on 30.01.2020 at 3.00 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Shri Kewal Singh, President,
Parents Association (Regd), Sri Machhiwara Sahib,
District Ludhiana-141115.

.....Appellant.

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana.

First Appellate Authority
o/o Deputy Commissioner,
Ludhiana.

.....Respondents

Appeal Case .No. 4209 of 2019
(Video Conference Proceeding)

Present:- None on behalf of the appellant.
Ms. Parveen Kumari, Research Officer o/o Deputy Economic and Statistical Officer,
Ludhiana on behalf of the respondent-PIO at Chandigarh.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the PIO/Deputy Commissioner, Ludhiana was directed to look into original RTI application of the appellant for seeking information and intimate the appellant after taking action on the original application before the next date of hearing.

2. The appellant is absent without intimation.

3. The representative of respondent-PIO states that complete information has been sent to the appellant vide their letter dated 26.12.2019 through registered post, which might have been received by him. After receipt of the information, the information-seeker has not reverted back to the respondents till date. She further states that complete information has been provided to the appellant and nothing has been left, which could be supplied to him as per his RTI application for seeking information.

4. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that information-seeker has failed to send deficiency in the information supplied to him on 26.12.2019 and sent any proof regarding release of grant to the concerned school. After discussing point wise reply, sent to the information-seeker, with the representative of the respondents, it is ascertained that complete information has been provided to the appellant. Hence, the present case is disposed of and closed with the advice to the appellant, if he has proof for release of grant to the concerned school, he may approach the respondents with a copy to the Commission within 10 days from today. Copies of the order be sent to the parties.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Nathu Ram Sihag,
s/o Shri Mahavir,
r/o Village Taja Patti, Tehsil Abohar,
District Fazilika.

.....Appellant

Vs

Public Information Officer,
O/o District Development and Panchayats Officer,
Ferozepur.

First Appellate Authority,
O/o Additional Deputy Commissioner (D)
Ferozepur.

.....Respondents

Appeal Case No. 4215 of 2019

(Video Conference Proceeding)

Present:- Shri Nathu Ram Sihag, appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the respondents were directed to take appropriate action on the application of the appellant for seeking information before the next date of hearing and intimate the decision taken to the appellant.

2. The appellant states that no information has been received from the respondents till date on his application dated 23.08.2019 sent to the Director Rural Development and Panchayats, Punjab, SAS Nagar which was transferred to the present PIO/DDPO, Ferozepur under Section 6(3) of the RTI Act.

3. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondents seriously, Shri Harjinder Singh, PIO-cum-DDPO, Ferozepur is, thus, 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 a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on his for causing willful delay/denial of the information to the RTI applicant and why the compensation be not awarded to the information-seeker under Section 19(8)(b) of the Act for the detriment suffered by him.

4. 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.

5. To come up on 23.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

CC
Shri Harjinder Singh,
District Development and Panchayats Officer,
Ferozepur

Deputy Commissioner, Ferozepur.

For information and to ensure the presence
of the respondents during the next date of
hearing.

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Shri Parminder Lal (Pammi)
s/o Shri Darshan Lal,
Navi Abadi, Akalgarh,
Sudhar Bazar, Ludhiana.

....Appellant

Vs

Public Information Officer-cum-
Panchayat Secretary, Gram Panchayat,
Navi Abadi, Akalgarh, District Ludhiana.

First Appellate Authority
o/o Block Development and Panchayats Officer,
Sudhar, District Ludhiana.

....Respondents

Appeal Case No. 4229 of 2019 (Video Conference Proceedings)

Present:- None on behalf of the appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the respondents were directed to provide the requisite information to the appellant before the next date of hearing.

2. Video Conference Facility was introduced for convenience of general public and for government officials. Absence of both the parties viewed seriously, Shri Gurdeep Singh, Panchayat Secretary-cum- PIO is, thus, 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 a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on his for causing willful delay/denial of the information to the RTI applicant and why the compensation be not awarded to the information-seeker under Section 19(8)(b) of the Act for the detriment suffered by him.

3. 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

Contd.....p/2

-2-

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. Last opportunity is provided to the respondent-PIO to supply complete information to the appellant within ten days from today. On receipt of the information, from the respondents, the information-seeker is advised to revert back to the authorities in case of deficiencies before the next date of hearing.

4. To come up on **28.01.2020** at **3.00 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated:08.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC

1. Shri Gurdeep Singh, (Regd.)
Panchayat Secretary-cum- PIO,
o/o Block Development and Panchayats Officer,
Sudhar, District Ludhiana.
2. The Deputy Commissioner, Ludhiana for information and to ensure the
presence of PIO or his representative
during the Video Conference
proceedings in future.

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Sh. Nirbhai Singh Sidhu,
Village Khirniya, PO. Mushdabad,
District Ludhiana.

.....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayat Officer,
Sri Machhiwara Sahib, District-Ludhiana.

FAA o/o9 Block Development and Panchayats Officer,
Sri Machhiwara Sahib, District, Ludhiana.

.....Respondents

Appeal Case No. 4214 of 2019

(Video Conference Proceedings)

Present:- Shri Nirbhai Singh Sidhu, appellant.

Shri Sanjeev Kumar, Panchayats Secretary o/o BDPO Machhiwara on
behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the representative of the respondents handed over the information to the appellant and he was advised to go through the same and revert back to the authorities in case of deficiencies in the information so provided to him with a copy to the Commission.

2. The appellant states that he has received complete information to his satisfaction and does not want to pursue the matter any further. He further requests that the instant case may be disposed of and closed.

3. In view of the request of the appellant, the present case is disposed of and closed. Copies of the order be sent to the parties.

Sd/-

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated : 08.01.2020

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Shri Balwinder Singh
s/o Shri Kehar Singh
r/o VPO Ramgarh Sardaran,
Tehsil Payal, District Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayats Officer,
Block Maloud, District Ludhiana.

First Appellate Authority,
O/o Block Development & Panchayats Officer,
Block Maloud, District-Ludhiana.

.....Respondents

Appeal Case No. 4267 of 2019

(Video Conference Proceeding)

Present:- Shri Balwinder Singh, appellant.

Shri Baljinder Singh, Superintendent alongwith Shri Sukhpreet Singh,
Panchayats Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the representative of the respondents stated that complete information was provided to Shri Jaswant Singh, representative of the appellant, during the hearing, who requested for one adjournment to peruse the same. The appellant was directed to revert back to the authorities, in case of deficiencies, in the information with a copy to the Commission.

2. The appellant states that no information has been provided to him whereas the respondents states that complete information has been supplied to the representative of the appellant during the hearing on previous date and nothing has been kept pending which could be supplied to the appellant as per his RTI application.

3. In view of disagreement of both the parties regarding receipt/supply of the information, both the parties are directed to appear before the Commission with original record for the perusal of the Commission.

4. To come up on 30.1.2020 at 11.00 A.M. at Chandigarh.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Anil Kumar
s/o Shri Kulwant Rai
c/o Ved Book Depot,
Village Jalalpur, Mandi Gobindgarh-147301.

...Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Amlon District Fatehgarh Sahib.

First Appellate Authority,
o/o Block Development and Panchayats Officer,
Amlon, District Fatehgarh Sahib.

....Respondent

Appeal Case No. 4239 of 2019
(Video Conference Proceedings)

Present:- Shri Anil Kumar, appellant.
Shri Balkar Singh, Superintendent, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the representative of the respondents was directed to take appropriate action on the application of the appellant for seeking information and intimate the action taken report to him before the next date of hearing.

2. The representative of the respondents states that complete information has been provided to the appellant to his satisfaction. The appellant confirms that he has received the complete information to his satisfaction and does not want to pursue the matter any further. He further requests that the instant case may be disposed of and closed.

3. In view of the submission of the appellant, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated:08.01.2020

sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Nirbhai Singh Sidhu,
Village Khirniya, PO. Mushdabad,
District Ludhiana.

.....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayat Officer,
Sri Machhiwara Sahib, District-Ludhiana.

FAA o/o Block Development and Panchayats Officer,
Sri Machhiwara Sahib, District, Ludhiana.

.....Respondents

Appeal Case No. 4213 of 2019

(Video Conference Proceedings)

Present:- Shri Nirbhai Singh, appellant.

Shri Jasvinder Singh, Superintendent o/o District Development and
Panchayats Officer, Ludhiana on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the respondents were directed to take appropriate action on the application for seeking information of the appellant and intimate action taken report to the appellant. The appellant was advised to go through the same on receipt of the information and revert back to the authorities in case of deficiencies in the information provided to him with a copy to the Commission.

2. The appellant has sent deficiencies in the information vide his letter dated 14.12.2019 but no response to that has been received by him from BDPO, Machhiwara.

3. Last opportunity is afforded to the respondent-BDPO, Machhiwara to supply remaining information according to his original application for seeking information to the appellant with a copy to the Commission before the next date of hearing failing which punitive action will be initiated on the next date of hearing.

4. To come up on 28.1.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commission, Ludhiana.

Sd/-

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated : 08.01.2020

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Sh. Jasbeer Singh
r/o Guru Nanak Nagar,
Village Jhabewal, P.O. Ramgarh,
Ddistrict Ludhiana..

..... Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
District Administrative Complex,
Ludhiana.

Public Information Officer,
O/o Deputy Commissioner,
District Administrative Complex,
Ludhiana.

..... Respondents

Appeal Case No. 4252 of 2019
(Video Conference Proceeding)

Present:- Shri Jasbeer Singh, appellant, at Chandigarh.
Shri Pardeep Bhatti, Clerk, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 in which it is mentioned that the status report regarding action taken on the complaint dated 11.06.2019 of the present appellant had been intimated to him. It is also mentioned that a copy of the complaint, sent by the appellant, was forwarded to all the Sub Divisional Magistrates in the district Ludhiana for taking suitable action.

2. The representative of the respondents states that reply from two Sub Divisional Magistrates has been received and a copy of each of the reply received from the SDMs has already been sent to the appellant.

3. The appellant states that the remaining SDMs be reminded to take suitable action on his complaint under the relevant law.

4. After hearing both the parties and going through the record, it is revealed that information from remaining SDMs has not been received. The respondents are directed to send one more reminder to remaining Sub Divisional Magistrates and Municipal Committees/Corporations in the district to take appropriate action under the relevant law and send report to the respondent-PIO. The respondent-PIO is directed to intimate the appellant on receipt of the reply from remaining Sub Divisional Magistrates with a copy to the Commission.

5. To come up on **30.01.2020 at 11.00 A.M.** to be heard through video conference facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Mrs. Jarnail Kaur
w/o Shri Jagmail Kaur,
r/o Hargobind Nagar (Mini Chapar),
Tehsil and District Ludhiana.Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Pakhawal Block, District Ludhiana.

First Appellate Authority
o/o Deputy Commissioner,
District Administrative Complex,
Ludhiana.Respondents

Appeal Case No. 4211 of 2019
(Video Conference Proceeding)

Present:- None on behalf of the complainant.
Shri Daljit Singh, Samati Patwari, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 11.12.2019 vide which the respondents were directed to take appropriate action on the RTI application of the appellant and on receipt of the information from the respondents, the appellant was advised to go through the same and revert back to the authorities in case of deficiencies with a copy to the Commission.

2. The appellant is absent but she has sent an e-mail requesting for exemption.
3. The representative of the respondents states that he has brought point wise complete information to be handed over to the appellant, who is absent, during the hearing.
4. After hearing the representative of the respondents and going through the record available on the case file, it is ascertained that the representative of the respondents has brought complete information to be handed over to the appellant, who is absent. He is directed to send the information brought by him, to be handed over to the appellant, through registered post. The appellant is advised to go through the same and revert back to the authorities in case of deficiencies in the information to be sent to her through registered post within 10 days. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing.
5. To come up on 28.1.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 08.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.