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Ms Surinderjit Kaur, W/o Sh Jagdish Rai,

R/o 51, Green Enclave, Zirakpur, Mohali. Complainant.

Versus

**Public Information Officer**

O/o DPI(SE),

Vidya Bhawan (Punjab School Education Board),

Block E, 4th Floor, Phase-VIII,

Ajitgarh (Mohali)- Punjab 160062

 ...Respondent

**Complaint Case No. 631 of 2017**

Present: (i) Sh. Tieksh Kumar on behalf of the complainant

 (ii) none is present on behalf of the respondent

**ORDER**

 This order may be read with reference to the previous order dated 04.10.2017 vide which the respondent had sent a letter and sought some time to provide the information.

2. Today Sh. Tikesh Kumar, Advocate is appearing on behalf of the complainant and states that no information has been given to the complainant so far.

3. Respondent is absent today.

4. A perusal of the file shows that the complainant filed RTI application on 22.03.2017 but after lapse of more than seven months , no information has been given to him so far, which shows that the respondent has no regard for the orders issued by the Commission. This is indeed a serious matter.

5. In view of the above, ***PIO- o/o DPI (SE), Mohali is directed*** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

**Complaint Case No. 631 of 2017**

In addition to his submission, the PIO is also hereby 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 note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next 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 **30.11.2017 at 11.00 AM.** Copy of the order be sent to the parties ***through registered post.***

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Ms Neetu Sharma, D/o Sh Charanjit Sharma,

H No-1, B/s Deera Panj Peer, New Golden Avenue,

Amritsar. Complainant.

Versus

**Public Information Officer,**

O/o District Primary Instructions (S),

Phase-8, Mohali. ...Respondent

**Complaint Case No. 797 of 2017**

Present: (i) None is present on behalf of the complainant

 (ii) For the respondent: Sh. Rajiv Kumar, Clerk

**ORDER**

 This order may be read with reference to the previous order dated 09.10.2017, vide which the complainant was absent.

2. Today again the complainant is not present.

3. Sh. Rajiv Kumar, Clerk is appearing on behalf of the respondent and states that he has brought the information today in the Commission to deliver it to the complainant. Complainant is absent today. Respondent has assured that the information will be sent to the complainant . Respondent is directed to send the same to the complainant through registered post.

4. On the assurance of the respondent, the case is **disposed of and closed**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh. Sanjeev Kumar,

Shiv Bari Chowk, Banga Road,

Phagwara . Appellant

Versus

**Public Information Officer,**

O/o Deputy Commissioner,

Kapurthala.

**First Appellate Authority,**

Deputy Commissioner,

Kapurthala ...Respondent

**Appeal Case No. 2169 of 2017**

Present: (i) None is present on behalf of the complainant

 (ii) For the respondent: Sh. Jaspal Singh, Reader to Naib Tehsildar

**ORDER**

 This order may be read with reference to the previous order dated 09.10.2017

2. The appellant is absent today.

3. Respondent states that the appellant has inspected the record and information was given to him. He further states that remaining information is lying with DC office and the same will be provided to the appellant before the next date of hearing.

4. To come up on **30.11.2017 at 11.00 AM**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh Kanwaljit Singh, Appellant

# 38, Garden Colony, Near Arya School Ground,

Nakodar.

Versus

**Public Information Officer,**

O/o Principal Secondary School Education,

Pb, Chandigarh.

**First Appellate Authority**

O/o Principal Secondary School Education,

Pb, Chandigarh. ...Respondent

**Appeal Case No. 1764 of 2017**

Present : (i) None is present on behalf of the appellant

 (ii) For the respondent: Smt. Santosh, Jr. Assistant

**ORDER**

 This order may be read with reference to the previous order dated 11.10.2017 vide which the appellant was absent.

2. Today again the appellant is not present. Even he has not informed the Commission about his absent for today's hearing.

3. Respondent files her reply mentioning therein that the information was sent to the appellant through registered post.

4. A perusal of the file shows that the appellant is absent today. He was not even present on the last date of hearing and complete information was sent to the appellant by the respondent. Even the notice of hearing and order sent to him has not been returned undelivered which makes it clear that the same has been duly received by him. I am of the opinion that no useful purpose would be served in keeping this appeal case pending for an indefinite period. Accordingly, the appeal case filed by the appellant is **disposed of and closed**. Copies of the order be sent to the parties

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh Kanwaljit Singh, Appellant

# 38, Garden Colony, Near Arya School Ground,

Nakodar.

Versus

**Public Information Officer,**

O/o Principal Secondary School Education,

Pb, Chandigarh.

**First Appellate Authority**

O/o Principal Secondary School Education,

Pb, Chandigarh. ...Respondent

**Appeal Case No. 1763 of 2017**

Present : (i) None is present on behalf of the appellant

 (ii) For the respondent: Smt. Santosh, Jr. Assistant

**ORDER**

 This order may be read with reference to the previous order dated 11.10.2017 vide which the appellant was absent.

2. Today again the appellant is not present. Even he has not informed the Commission about his absent for today's hearing.

3. Respondent files her reply mentioning therein that the information was sent to the appellant. Regarding information pertaining to point no. 5, they have traced the file but sought for information is not available in their record.

4. A perusal of the file shows that the appellant is absent today. He was not even present on the last date of hearing and the information, as exists, in the record was sent to the appellant by the respondent. Even the notice of hearing and order sent to him has not been returned undelivered which makes it clear that the same has been duly received by him. I am of the opinion that no useful purpose would be served in keeping this appeal case pending for an indefinite period. Accordingly, the appeal case filed by the appellant is **disposed of and closed**. Copies of the order be sent to the parties

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh Sanjeev Kumar Sharma Appellant

Head Office Hindustan Shaurya,

Banga Road, Phagwara.

Versus

**Public Information Officer,**

O/o Nagar Nigam,

Phagwara.

**First Appellate Authority**

O/o Commissioner, Nagar Nigam,

Phagwara. ...Respondent

**Appeal Case No. 1773 of 2017**

Present : (i) None is present on behalf of the appellant

 (ii) For the respondent : Sh. Parampal Singh, MTP-cum-PIO

**ORDER**

 This order may be read with reference to the precious order dated 11.10.2017.

2. Respondent states that the information was provided to the appellant. Sh. Sanjeev Kumar the appellant has informed on phone that he has received the information and is satisfied.

3. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed.** Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh. Sanjeev Kumar,

Shiv Bari Chowk, Banga Road,

Phagwara . Appellant

Versus

**Public Information Officer,**

O/o Municipal Corporation,

Phagwara.

**First Appellate Authority,**

Commissioner,

Municipal Corporation,

Phagwara ...Respondent

**Appeal Case No. 2167 of 2017**

Present : (i) None is present on behalf of the appellant

 (ii) For the respondent : Sh. Parampal Singh, MTP-cum-PIO

**ORDER**

 This order may be read with reference to the precious order dated 09.10.2017.

2. Respondent states that the information was provided to the appellant. Sh. Sanjeev Kumar the appellant has informed on phone that he has received the information and is satisfied.

3. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed.** Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh. Sanjeev Kumar,

Shiv Bari Chowk, Banga Road,

Phagwara . Appellant

Versus

**Public Information Officer,**

O/o Municipal Corporation,

Phagwara.

**First Appellate Authority,**

Commissioner,

Municipal Corporation,

Phagwara ...Respondent

**Appeal Case No. 2168 of 2017**

Present : (i) None is present on behalf of the appellant

 (ii) For the respondent : Sh. Parampal Singh, MTP-cum-PIO

**ORDER**

 This order may be read with reference to the precious order dated 09.10.2017.

2. Respondent states that the information was provided to the appellant. Sh. Sanjeev Kumar the appellant has informed on phone that he has received the information and is satisfied.

3. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed.** Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh. Inderjit Singh, C/o Anti Corruption Front Regd,

Samrala, Distt Ludhiana. Appellant.

Versus

**Public Information Officer,**

O/o District Education Officer (S),

Ludhiana

**First Appellate Authority**

O/o District Education Officer (S),

Ludhiana. . ...Respondent

**Appeal Case No. 2039 of 2017**

Present : (i) Sh. Darshan Singh Kang for Sh. Inderjeet singh

 (ii) For the respondent : Sh. Ashish K. Sharma

**ORDER**

 This order may be read with reference to the previous order dated 03.10.2017 vide which a show cause notice was issued to the respondent.

2. Respondent states that he has personally brought the information to deliver it to the appellant today in the Commission, which is handed to the appellant. The appellant has gone through the same and states that he is satisfied with the information provided.

3. Respondent has filed his reply in response to the show cause notice issued to him. I have gone through the reply and found satisfactory. The show cause notice issued is hereby withdrawn. No further action is left. The case is **disposed of.** Copies of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh. Peerdan Kabir Advocate,

Chamber No-1, Tehsil Complex,

Malout Appellant.

Versus

**Public Information Officer,**

O/o District Education Officer (S),

Shri Mukatsar Sahib.

**First Appellate Authority**

O/o District Education Officer (S),

Shri Mukatsar Sahib.

**Public Information Officer,**

O/o C-DAC

A-34, Phase VIII, Industrial Area,

Mohali ...Respondent

**Appeal Case No. 1741 of 2017**

Present ; (i) Sh. Peerdan Kabir, the appellant

 (ii) For the respondent : Sh. Baljit Singh, Junior Assistant

**ORDER**

 This order may be read with reference to the previous order dated 11.10.2017.

2. The appellant states that no information has been given to him so far.

3. Sh. Baljit Singh the respondent states that some information is lying with CDAC , Mohali. He further states that the information which is lying with their office is misplaced.

4. The respondent is directed to furnish the necessary information to the appellant. If the record is missing departmental proceeding needs to held and if it has been intentionally misplaced then any criminal action is to be taken on merits of the case for the loss of record. The respondent is also directed to conduct departmental inquiry against the erring officer/official who is responsible for the loss of record and file an affidavit in this regard on the next date of hearing. He is also directed to transfer the RTI of the appellant to CDAC, Mohali.

5. As per the respondent, some information is to be provided by the office of CDAC, therefore PIO, o/o CDAC, Mohali is impleaded as a respondent no. 2. He is directed to come present on the next date of hearing alongwith the information.

6. To come up on **30.11.2017 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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Sh. Tejinder Singh,

r/o Village Bholapur, Post Office Ramgarh,

Chandigarh road, Ludhiana Appellant.

Versus

**Public Information Officer,**

O/o Naib Tehsildar, Sub Registrar,

Tehsil Koomkalan, distt. Ludhiana

**First Appellate Authority**

O/o SDM, East, Ludhiana ...Respondent

**Appeal Case No. 55 of 2017**

Present : (i) Sh. Tejinder Singh the appellant

 (ii) For the respondent : Sh. Navdeep Singh, Naib Tehsildar

**ORDER**

 This order may be read reference to the previous order dated 25.10.2017.

2. Respondent states that the information has been sent to the appellant. He files an affidavit today in the commission which is as under:-

w?A Btdhg f;zx G'rb g[Zso ;L gofwzdo f;zx G'rb ps"o BkfJp sfj;hbdko ew ;jkfJe e[b?eNo doik d{ik ;p sfj;hb e[zG ebK fibQk b[fXnkDk dk j/m fbfynk jbfcnk fpnkB eodk jKL^

1 a fJj fe nghb e/; 55 nkc 2017 nB[wkB s/fizdo f;zx tk;h G'bkg[o vkeL okwrVQ b[fXnkDk,gpfbe fJzBckow?PB nc;o dcso BkfJp sfj;hbdko ;p ofi;Noko, sfj;hb e[zw ebK fibQk b[fXnkDk e/; ftu n?ANoh ;pzXh ;{uBk wzrh rJh j?.

2 a fJj fe nko aNh ankJh ofi;No d/ nB[;ko e/; ftu do;kJ/ j'J/ ;w/A ftu e'Jh n?ANoh BjhA j?.

3 afJj fe fJj ikDekoh nko aNh ankJh an?eN d/ ;?ePB 3 nXhB brkJ/ rJ/ ofi;No nB[;ko ;jh ns/ do[;s j?.

**Appeal Case No. 55 of 2017**

Original affidavit is handed over to the appellant. Copy of the same is taken on record. Respondent further states that he has also brought copy of information today in the Commission, which is handed over to the appellant.

5. The appellant states that he has not been provided the information within the time as prescribed under the RTI Act 2005. He has, therefore, suffered mental harassment and financial loss in attending the hearings in the Commission. For this the appellant demands that the Respondent be penalized and he be compensated for the detriment suffered. It is observed that appropriate mechanism has not been provided to keep the record properly by the public authority due to which the information / request under RTI Act, 2005 are not being served properly. However, Respondent PIO is warned to be more careful in future while dealing with the matters pertaining to the RTI Act, 2005 and act swiftly.

6. I have gone through the affidavit of the Respondent and agree with the reply of the Respondent resultantly, the proceedings under Section 20 of the RTI are dropped.

7. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is , therefore, **disposed of and closed**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**

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 Sh.Tejinder Singh

r/o Bholapur, PO Ramgarh

Chandigarh Road, Ludhaina Appellant.

Versus

**Public Information Officer,**

O/o Deputy Commissioner

Ludhiana

**Public Information Officer,**

o/o Assistant Civil Surgeon,

Ludhiana ...Respondent

**Complaint Case No. 345 of 2017**

Present : (i) Sh. Tejinder Singh the appellant

(ii) For the respondent : Smt. Savita, DRO, Smt. Rattandeep Kaur, Jr. Assistant , Smt. Shaweta, RTI Clerk, o/o DC, Ludhiana and Sh. Robin Kumar, Food Safety Officer, Sh. Jatinder Singh.

**ORDER**

 This order may be read reference to the previous order dated 25.10.2017.

2. During the last hearing PIO, o/o Assistant civil Surgeon, Ludhiana was impleaded as respondent . Today, Sh. Robin Kumar, Food Safety Officer is appearing and files his reply which is as under:-

T[go'es ftP/ nXhB fpB?eko ;qh s/fizdo tZb'A wzrh ;{uBk w?No' o'v dh fPekfJs T[go ekotkJh eod/ j'J/ c{v Nhw tZb'A fwsh 29^9^2017 B{z ;'gfJzr d"okB nkJh;feqw ,;?AvftZu, w;kbk v';k ns/ ;'fJnk gBho d/ ;?Agb b? bJ/ rJ/ jB ;h fi; dh fog'oN c{v n?;f;N?AN s'A gqkgs j'D T[gozs c{v fpiB/; nkgo/No B{z fJZe wjhB/ ftu ;?ANob b?p rkfinkpkd s'A d[pkok u?fezr eotkT[D bJh B'fN; d/ fdZsk frnk ;h.c{v fpiB/; nkgo/No d/ itkp nkT[D s'A pknd fpB?eko B{z c{v ;?Agbk dh fog'oN dk foibN ns/ c{v fpiB?; nkgo/No d/ Bkw ns/ ;?Agbk d/ Bkw d/ fdZs/ ikDr/ ih. wzrh rJh ;{uBk jkb/ T[gbpZX BjhA j? ih.

3. I have gone through the reply of the Respondent and have agreed with the reply of the Respondent. No cause of action is left. The complaint filed by the Complainant is, therefore **disposed of and closed**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 08.11.2017 State Information Commissioner**