

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Ms. Kamaljeet Kaur, D/o Shri Pritpal Singh, (M: 89680-65817),
C/o Raj Kumar Saini (BPO),
Chular Kalan, Tehsil Munak,
Distt. Sangrur.



..... Appellant

Vs

Public Information Officer,
O/o General Manager,
PRTC, Sangrur.

First Appellate Authority,
O/o Managing Director,
PRTC, Patiala.

.....Respondent

Appeal Case No. 3459 of 2019

Present:- Shri Inderdeep Singh is present on behalf of Ms. Kamaljeet Kaur, appellant.
Shri Sukhwinder Singh, APIO-cum-Suptd. is present on behalf of Shri Jatinder
Pal Singh, PIO-cum-GM, PRTC, Sangrur.

O R D E R

Ms. Kamaljeet Kaur, appellant filed RTI application dated 30.01.2019 and sought some information from the PIO, O/o General Manager, PRTC, Sangrur regarding the enquiry pending against Mr. Charanjit Singh, conductor.

I have gone through the Order dated 28.11.2019 and Shri Sukhwinder Singh, APIO was present on behalf of the PIO and he stated that the case is still pending and he requested for some time to provide the sought for information to the appellant and the case was adjourned for today i.e. 09.01.2020 with a direction to the PIO that attested copies of information sought by the appellant through her RTI application dated 30.01.2019 be provided to her before the next date of hearing.

Today in compliance to the Order, Shri Sukhwinder Singh, APIO has provided the attested copies of sought for information to Shri Inderdeep Singh, authorized person of the appellant, Ms, Kamaljeet Kaur. He has gone through the information and he stated that he is satisfied with the information. He has submitted a duly signed written submission dated 09.01.2020 that he has received the sought for information on behalf of the appellant and he is satisfied. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the authorized person of the appellant, so the present appeal case is **disposed of and closed.**

(Avtar Singh Kaler)

State Information Commissioner, Punjab.

Dated: 09.01.2020

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Shri Manjinder Singh, (M: 98720-15069),
2469, Sunny Enclave,
Sector 125, Kharar,
Distt. Mohali.

..... Appellant

Vs

Public Information Officer,
O/o Regional Transport Authority,
Sangrur.

First Appellate Authority,
O/o State Transport Commissioner, Punjab,
SCO 177-178, Sector-17,
Chandigarh.

.....Respondent

Appeal Case No. 3404 of 2019

Present:- Shri Manjinder Singh, appellant is absent.
Shri Gurcharan Singh Sandhu, PIO-cum-ATO, O/o RTA, Sangrur is present.

ORDER

Shri Manjinder Singh, appellant filed RTI application dated 19.06.2019 and sought some information from the PIO, O/o Regional Transport Authority, Sangrur.

Shri Manjinder Singh, appellant though is absent today, but he has sent an e-mail that he had inspected the relevant record regarding the appeal case on 03.01.2020 at RTA office, Sangrur and he is satisfied with the inspection and requested to disposed of the appeal case.

Shri Gurcharan Singh Sandhu, PIO has come present and he stated that the information has been provided to the appellant on 03.01.2020. He has submitted a copy of letter no.6840 dated 08.01.2020 along with a receipt dated 03.01.2020 duly signed by Shri Manjinder Singh, appellant that he has received the sought for information and he is satisfied. I have gone through both the papers.

As the information has been provided to the appellant by the PIO and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed.**

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Suba Singh,
S/o Shri Harbans Singh,
Village Gwalia, P.O. Dina Nagar,
Distt. Gurdaspur.

..... Appellant

Vs

Public Information Officer,
O/o XEN, Gurdaspur Division,
UBDC, Gurdaspur.

First Appellate Authority,
O/o Superintendent Engineer,
UBDC, Canal Circle,
Amritsar.

.....Respondent

Appeal Case No. 3878 of 2019

Present:- Shri Suba Singh, appellant is absent.
Shri Karam Singh, Clerk is present on behalf of Shri Jagdish Raj, PIO-cum-XEN,
Gurdaspur Div. UBDC, Gurdaspur.

ORDER

Shri Suba Singh, appellant filed RTI application dated 10.07.2019 and sought some information from the PIO, O/o XEN, Gurdaspur Division, UBDC, Gurdaspur.

The appellant is absent today. Shri Karam Singh, who is present on behalf of the PIO stated that he has come present along with 51 pages of attested copies of information to be provided to the appellant. He has submitted a copy of letter no.3754-56 dated 06.12.2019, which is taken in the file of the Commission.

As the appellant is absent today, so the PIO is directed that attested copies of sought for information be sent to the appellant through registered post within 2 days. The appellant is further directed that in case he feels some deficiencies in the information which will be sent to him through registered post, then he should bring the deficiencies, if any, in writing to the notice of the PIO within 3 days from the receipt of information. The PIO is further directed that in case the appellant brings the deficiencies to his notice then he should send the remaining information, if any, to the appellant through registered post within 5 days from the receipt of deficiencies.

Both the parties to come present on the next date of hearing on **28.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Taranjit Singh,
R/o H.No. 33, Adarsh Nagar,
Tarehti, P.O. Shahpurkandi.
Distt. Pathankot.

..... Appellant

Vs

Public Information Officer,
O/o Chief Engineer, Canal,
Irrigation Department, Punjab,
Chandigarh.

First Appellate Authority,
O/o Chief Engineer, Canal,
Irrigation Department, Punjab,
Chandigarh.

.....Respondent

Appeal Case No. 3883 of 2019

Present:- Shri Taranjit Singh, appellant is present.
Shri Kamaljit Singh, Sr. Asstt. is present on behalf of, PIO, O/o Chief Engineer,
Canal, Irrigation Department, Punjab, Chandigarh.
Shri Kaushal Kumar, Sr. Asstt. is present on behalf of Shri Jaswinder Pal Singh,
PIO-cum-Superintending Engineer, Admn. & Disposal Circle, RSD-Shahpurkandi
Township.

ORDER

Shri Taranjit Singh, appellant filed RTI application dated 23.07.2019 and sought some information from the office of the PIO.

Shri Kaushal Kumar is present on behalf of the PIO, O/o Superintending Engineer, Admn. & Disposal Circle, RSD-Shahpurkandi Township and he stated that the sought for information has been provided to the appellant. Shri Taranjit Singh, appellant replied that he has received the information provided to him by the PIO, O/o Superintending Engineer, Admn. & Disposal Circle, RSD-Shahpurkandi Township and he is satisfied.

The appellant further stated that the PIO, O/o Chief Engineer, Canal, Irrigation Department, Punjab, Chandigarh has also sent him the information, but the information is not attested and is incomplete.

Shri Kamaljit Singh, who is present on behalf of the PIO, O/o Chief Engineer, Canal, Irrigation Department, Punjab has provided attested copies of sought for information to the appellant today before the Bench. The appellant has gone through the information and he

Appeal Case No. 3883 of 2019

stated that he is satisfied with the information. He has submitted a duly signed written submission dated 09.01.2020 that he has received the sought for information and he is satisfied. The said written submission is taken in the file of the Commission.

As the PIO has resolved the matter involved in the RTI application and provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed**.

Dated: 09.01.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Ramesh Kumar, (M: 99888-55040),
R/o # 634, Sector 22-A,
Chandigarh.

..... Appellant

Vs

Public Information Officer,
O/o Divisional Forest Officer,
Sector 68, Mohali.

First Appellate Authority,
O/o Conservator of Forests,
Shivalik Circle, Sector 68,
Mohali.

.....Respondent

Appeal Case No. 3901 of 2019

Present:- Shri Ramesh Kumar, appellant is present.
Shri Guraman Preet Singh, PIO-cum-Divisional Forest Officer, Mohali is present.

ORDER

Shri Ramesh Kumar, appellant filed RTI application dated 19.01.2019 and sought some information from the PIO, O/o Divisional Forest Officer, Mohali.

The appellant, Shri Ramesh Kumar is present and Shri Guraman Preet Singh, PIO-cum-DFO, Mohali is present. I have heard both the parties upon the sought for information and also gone through the Order dated 04.12.2019.

The Commission has received a representation sent by Dr. Rajinder Kumar Sharma, which was received in the office of the Commission on 04.12.2019 and diarized vide no.23328 and another copy was diarized vide no.23327. I have gone through the said representation.

Shri Guraman Preet Singh, PIO-cum-DFO, Mohali is present and he has provided 6 pages of attested copies of information to the appellant today before the Bench along with forwarding letter bearing no.5978 dated 12.12.2019. After receiving the information the appellant stated that comments of District Attorney has not been provided to him. Then the PIO made a noting upon the said letter with his hand that there are no written comments passed by the District Attorney. The PIO further made another noting upon the said letter that the information except the information which is today provided to the appellant, no other annexure was presented before the Civil Court at Kharar.

Contd..p2..

Appeal Case No. 3901 of 2019

The said letter and the copies of information have been provided to the appellant. He has received the information and stated that he is satisfied with the information provided to him by the PIO. He further submitted a duly signed written submission dated 09.01.2020 that he has received the sought for information and he is satisfied with the information and also requested to disposed of his appeal case.

As the information has been provided to the appellant by the PIO and the appellant is satisfied with the information and he has submitted a duly signed written submission, so accordingly the present appeal case is **disposed of and closed**.

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Surinder Kumar, (M: 94631-65327),
S/o Shri Bhagwan Dass Pandhi,
Ward No.8, Pradhan Nagar Welfare Societies,
Fatehgarh Churian,
Distt. Gurdaspur.

..... Appellant

Vs

Public Information Officer,
O/o Sub Divisional Magistrate,
Batala.

First Appellate Authority,
O/o Deputy Commissioner,
Gurdaspur.

.....Respondent

Appeal Case No. 3526 of 2018

Present:- Shri Surinder Kumar, appellant is absent without any intimation to the Commission.
Smt. Rajwinder Kaur, PIO-cum-Suptd. Grade-II, O/o SDM, Batala is present.

O R D E R

Shri Surinder Kumar, appellant filed RTI application dated 31.07.2018 and sought some information from the office of the PIO, O/o SDM, Batala.

Smt. Rajwinder Kaur, PIO-cum-Suptd., Grade-II, O/o SDM, Batala has come present. The appellant is absent today. He was also absent on 07.11.2019, 09.12.2019 and today again he is absent without any intimation to the Commission.

Smt. Rajwinder Kaur, PIO has come present and she has submitted a copy of letter no.19 dated 03.01.2020 along with reply to the Show Cause Notice dated 01.01.2020 duly signed by her. She stated that entire information has been provided to the appellant, Shri Surinder Kumar through letter no.2759/RTI dated 03.06.2019 and enquiry report conducted by SDM, Batala has also been sent to the appellant through letter no.3339/RTI dated 27.06.2019. She has submitted a copy of letter no.2758/RTI dated 03.06.2019, copy of letter no.3338/RTI dated 27.06.2019 and copy of letter no.3342 dated 01.07.2019. All the papers are taken in the file of the Commission.

The PIO stated that the entire information has been sent to the appellant through the above said letters by the office of the PIO. The appellant has not come present for the last about three-four dates of hearings, neither he sent any mail today. It means the appellant is satisfied with the information provided to him by the PIO.

Contd..p2..

A Show Cause Notice was issued to Smt. Rajwinder Kaur, PIO-cum-Suptd. Grade-2, O/o SDM, Batala on the last date of hearing i.e. 09.12.2019 that why you have not provided the sought for information to the appellant within the stipulated period and so why you may not be penalized under the provisions of the RTI Act, 2005. In reply to the Show Cause Notice the PIO has submitted a duly signed reply dated 01.01.2020.

I have gone through the reply and also heard the PIO on the Show Cause Notice. I am satisfied with the reply submitted by the PIO as the information has been sent to the appellant vide letters dated 03.06.2019 and 27.06.2019 and the Show Cause Notice was issued to the PIO on 09.12.2019, so the information has been sent to the appellant prior to the issuance of the Show Cause Notice. Moreover, Smt. Rajwinder Kaur, PIO assured the Commission that in future she will remain obedient towards her duties and perform her duties and provide the information to the information seekers within the stipulated period and she tendered apology for providing the information late to the appellant in this case.

The PIO is directed and warned that in future the information be provided to the information seekers within the stipulated period, otherwise action will be taken against her. The Show Cause Notice issued to her is hereby dropped and filed.

As the information has already been sent to the appellant by the PIO and the appellant has not come present before the Commission for the last 3-4 dates of hearings, it means he is satisfied with the information. Hence the present appeal case is **disposed of and closed**.

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Harmit Singh Sidhu, (M: 98786-91567),
S/o Shri Sher Singh,
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Bathinda.

..... Appellant

Vs

Public Information Officer,
O/o Secretary, SGPC,
Sri Amritsar Sahib.

First Appellate Authority,
O/o Chief Secretary, SGPC,
Sri Amritsar Sahib.

.....Respondent

Appeal Case No. 3503 of 2019

Present:- Shri Harmit Singh Sidhu, appellant is present.
None present on behalf of Shri Simarjit Singh, PIO, O/o SGPC, Amritsar.

O R D E R

Shri Harmit Singh Sidhu, appellant filed RTI application dated 24.04.2019 and sought some information from the PIO, O/o Secretary, SGPC, Sri Amritsar Sahib.

The appellant is present today, but none has come present on behalf of the PIO. The PIO though is absent, but he has sent an e-mail, which is a copy of letter no.60128 dated 09.01.2020 and he submitted in the letter that he is unable to come present before the Commission for today due to some urgent official appointment and requested for a date,

The appellant stated that no information has been provided to him by the PIO.

So, the PIO, O/o SGPC, Amritsar is directed that attested copies of sought for information be sent to the appellant, specifically para-wise, through registered post within 10 days and come present on the next date of hearing along with copy of information and copy of postal receipt. In case of non compliance of the Order of the Commission, action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on
29.01.2020 at 11:00 A.M.

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Harmit Singh Sidhu, (M: 98786-91567),
S/o Shri Sher Singh,
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Bathinda.

..... Appellant

Vs

Public Information Officer,
O/o Secretary, SGPC,
Sri Amritsar Sahib.

First Appellate Authority,
O/o Chief Secretary, SGPC,
Sri Amritsar Sahib.

.....Respondent

Appeal Case No. 3504 of 2019

Present:- Shri Harmit Singh Sidhu, appellant is present.
None present on behalf of Shri Simarjit Singh, PIO, O/o SGPC, Amritsar.

O R D E R

Shri Harmit Singh Sidhu, appellant filed RTI application dated 27.05.2019 and sought some information from the PIO, O/o Secretary, SGPC, Sri Amritsar Sahib.

The appellant is present today, but none has come present on behalf of the PIO. The PIO though is absent, but he has sent an e-mail, which is a copy of letter no.60128 dated 09.01.2020 and he submitted in the letter that he is unable to come present before the Commission for today due to some urgent official appointment and requested for a date. He has also annexed a copy of letter no.60122 dated 27.12.2019 through which the information has been sent to the appellant.

The appellant stated that he has received the sought for information and he is satisfied with the information.

As the PIO has provided the sought for information to the appellant and the appellant is satisfied with the information, so the present appeal case is **disposed of and closed.**

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Harmit Singh Sidhu, (M: 98786-91567),
S/o Shri Sher Singh,
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Bathinda.

..... Appellant

Vs

Public Information Officer,
O/o Secretary, SGPC,
Sri Amritsar Sahib.

First Appellate Authority,
O/o Chief Secretary, SGPC,
Sri Amritsar Sahib.

.....Respondent

Appeal Case No. 3505 of 2019

Present:- Shri Harmit Singh Sidhu, appellant is present.
None present on behalf of Shri Simarjit Singh, PIO, O/o SGPC, Amritsar.

O R D E R

Shri Harmit Singh Sidhu, appellant filed RTI application dated 23.04.2019 and sought some information from the PIO, O/o Secretary, SGPC, Sri Amritsar Sahib.

The appellant is present today, but none has come present on behalf of the PIO. The PIO though is absent, but he has sent an e-mail, which is a copy of letter no.60128 dated 09.01.2020 and he submitted in the letter that he is unable to come present before the Commission for today due to some urgent official appointment and requested for a date,

The appellant stated that no information has been provided to him by the PIO.

So, the PIO, O/o SGPC, Amritsar is directed that attested copies of sought for information be sent to the appellant, specifically para-wise, through registered post within 10 days and come present on the next date of hearing along with copy of information and copy of postal receipt. In case of non compliance of the Order of the Commission, action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on **29.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Harmit Singh Sidhu, (M: 98786-91567),
S/o Shri Sher Singh,
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Bathinda.

..... Appellant

Vs

Public Information Officer,
O/o Secretary, SGPC,
Sri Amritsar Sahib.

First Appellate Authority,
O/o Chief Secretary, SGPC,
Sri Amritsar Sahib.

.....Respondent

Appeal Case No. 3506 of 2019

Present:- Shri Harmit Singh Sidhu, appellant is present.
None present on behalf of Shri Simarjit Singh, PIO, O/o SGPC, Amritsar.

O R D E R

Shri Harmit Singh Sidhu, appellant filed RTI application dated 23.04.2019 and sought some information from the PIO, O/o Secretary, SGPC, Sri Amritsar Sahib.

The appellant is present today, but none has come present on behalf of the PIO. The PIO though is absent, but he has sent an e-mail, which is a copy of letter no.60128 dated 09.01.2020 and he submitted in the letter that he is unable to come present before the Commission for today due to some urgent official appointment and requested for a date,

The appellant stated that no information has been provided to him by the PIO.

So, the PIO, O/o SGPC, Amritsar is directed that attested copies of sought for information be sent to the appellant, specifically para-wise, through registered post within 10 days and come present on the next date of hearing along with copy of information and copy of postal receipt. In case of non compliance of the Order of the Commission, action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on
29.01.2020 at 11:00 A.M.

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Gurdip Singh, (M: 98150-27043),
S/o Shri Chanan Singh,
215, Ajit Nagar, Sultanwind Road,
Amritsar.

..... Appellant

Vs

Public Information Officer,
O/o President,
Shiromani Gurudwara Prabandhak Committee,
Amritsar.

First Appellate Authority,
O/o Chief Secretary,
Shiromani Gurudwara Prabandhak Committee,
Amritsar.

.....Respondent

Appeal Case No. 3697 of 2019

Present:- Shri Gurdip Singh, appellant is absent without any intimation to the Commission.
None present on behalf of Shri Simarjit Singh, PIO, O/o SGPC, Amritsar.

O R D E R

Shri Gurdip Singh, appellant filed RTI application dated 07.06.2019 and sought some information from the PIO, O/o President, Shiromani Gurudwara Prabandhak Committee, Amritsar.

Both the parties are absent today. The PIO though is absent, but he has sent an e-mail, which is a copy of letter no.60128 dated 09.01.2020 and he submitted in the letter that he is unable to come present before the Commission for today due to some urgent official appointment and requested for a date.

The request of the PIO is allowed with a direction to him that attested copies of information sought by the appellant, Shri Gurdip Singh, be sent to him through registered post within a week and come present on the next date of hearing along with copy of information and copy of postal receipt. In case of non compliance of the Order of the Commission, action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on **29.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Charanjit Singh,
S/o Shri Sardara Singh,
Village & PO Gill,
Tehsil & Distt. Ludhiana.

..... Complainant

Vs

Public Information Officer,
O/o Shiromani Gurudwara Prabandhak Committee,
Amritsar.

..... Respondent

Complaint Case No. 614 of 2019

Present:- Shri Charanjit Singh, Complainant/applicant is absent without any intimation to the Commission.
None present on behalf of Shri Simarjit Singh, PIO, O/o SGPC, Amritsar.

O R D E R

Shri Charanjit Singh, Complainant/applicant filed RTI application dated 17.05.2019 and sought some information from the office of the PIO.

Shri Charanjit Singh, Complainant/applicant is absent without any intimation to the Commission. The PIO is also absent, but he has sent an e-mail, which is a copy of letter no.60128 dated 09.01.2020 and he submitted in the letter that he is unable to come present before the Commission for today due to some urgent official appointment and requested for a date. He has also annexed a copy of letter no.60119 dated 19.12.2019. Both the letters are taken in the file of the Commission.

I have gone through letter no.60119 dated 19.12.2019, which was written by the PIO to Shri Charanjit Singh, complainant/applicant and copies of 1875 pages of information were provided to the complainant/applicant. The complainant/applicant made a duly signed noting upon the said letter "received the above said documents" on 02.01.2020.

As the PIO has provided the sought for information to the complainant/applicant and the complainant/applicant has received 1875 pages of information and after receiving the information he made a duly signed noting on 02.01.2020, so the present complaint case is **disposed of and closed.**

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Rajinder Kumar,
S/o Shri Diwan Singh,
VPO Kandela,
Jind, Haryana.

..... Appellant

Vs

Public Information Officer,
O/o Arya Pratinidhi Sabha, Punjab (Regd.),
Chowk Kishanpura, Gurudatt Road,
Jalandhar.

First Appellate Authority,
O/o Arya Pratinidhi Sabha Punjab (Regd.),
Chowk Kishanpura, Gurudatt Road,
Jalandhar.

.....Respondent

Appeal Case No. 4240 of 2019

Present:- Shri Rajinder Kumar, appellant is absent.
None present on behalf of the PIO, O/o Arya Pratinidhi Sabha, Punjab(Regd.),
Jalandhar.

ORDER

Shri Rajinder Kumar, appellant filed RTI application dated 08.07.2019 and sought some information from the PIO, O/o Arya Pratinidhi Sabha, Punjab (Regd.), Chowk Kishanpura, Gurudatt Road, Jalandhar. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 10.08.2019. Then he filed Second Appeal before the Punjab State Information Commission on 15.11.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are absent today. I have gone through the RTI application dated 08.07.2019 which was addressed to the PIO, O/o Arya Pratinidhi Sabha, Punjab (Regd.), Chowk Kishanpura, Gurudatt Road, Jalandhar by the appellant, Shri Rajinder Kumar. After going through the RTI application and after perusing the case file, it transpires that the respondent Arya Pratinidhi Sabha, is a private institution and it does not come within the ambit of definition of public authority. So, the present RTI application does not lie within the ambit of the RTI Act, 2005.

An opportunity is granted to the appellant that he should personally come present before the Commission on the next date of hearing along with cogent evidence to prove that the respondent Arya Pratinidhi Sabha, Punjab (Regd.), Jalandhar is a public authority and it comes

Contd..2..

within the ambit of definition of public authority as envisaged U/s 2(h) of the RTI Act, 2005. In case the appellant would not come present would not produce any evidence in favour of his contention that the Arya Pratinidhi Sabha is a public authority, then the Case will be disposed of on the next dated of hearing.

Both the parties to come present on the next date of hearing on **28.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Shri Rajinder Kumar,
S/o Shri Diwan Singh,
VPO Kandela,
Jind, Haryana.

..... Appellant

Vs

Public Information Officer,
O/o Arya Pratinidhi Sabha, Punjab (Regd.),
Chowk Kishanpura, Gurudatt Road,
Jalandhar.

First Appellate Authority,
O/o Arya Pratinidhi Sabha Punjab (Regd.),
Chowk Kishanpura, Gurudatt Road,
Jalandhar.

.....Respondent

Appeal Case No. 4241 of 2019

Present:- Shri Rajinder Kumar, appellant is absent.
None present on behalf of the PIO, O/o Arya Pratinidhi Sabha, Punjab (Regd.),
Jalandhar.

ORDER

Shri Rajinder Kumar, appellant filed RTI application dated 02.07.2019 and sought some information from the PIO, O/o Arya Pratinidhi Sabha, Punjab (Regd.), Chowk Kishanpura, Gurudatt Road, Jalandhar. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 10.08.2019. Then he filed Second Appeal before the Punjab State Information Commission on 15.11.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are absent today. I have gone through the RTI application dated 08.07.2019 which was addressed to the PIO, O/o Arya Pratinidhi Sabha, Punjab (Regd.), Chowk Kishanpura, Gurudatt Road, Jalandhar by the appellant, Shri Rajinder Kumar. After going through the RTI application and after perusing the case file, it transpires that the respondent Arya Pratinidhi Sabha, is a private institution and it does not come within the ambit of definition of public authority. So, the present RTI application does not lie within the ambit of the RTI Act, 2005.

An opportunity is granted to the appellant that he should personally come present before the Commission on the next date of hearing along with cogent evidence to prove that the respondent Arya Pratinidhi Sabha, Punjab (Regd.), Jalandhar is a public authority and it comes

Contd..2..

within the ambit of definition of public authority as envisaged U/s 2(h) of the RTI Act, 2005. In case the appellant would not come present would not produce any evidence in favour of his contention that the Arya Pratinidhi Sabha is a public authority, then the Case will be disposed of on the next dated of hearing.

Both the parties to come present on the next date of hearing on **28.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Darshan Singh, Retd. Warehousing Manager, (M: 98727-20760),
H.No. 513, Ward No.1, Surjeet Nagar,
Morinda, Distt. Roopnagar.



..... Complainant

Vs

Public Information Officer,
O/o Punjab State Warehousing Corporation,
Sector 17, Chandigarh.

.....Respondent

Complaint Case No. 983 of 2019

Present:- Shri Darshan Singh, complainant/applicant is present.
Smt. Taranjit Kaur Bajwa, PIO, O/o Punjab State Warehousing Corporation,
Chandigarh is present.

ORDER

Shri Darshan Singh, complainant/applicant filed RTI application dated 25.06.2019 and sought some information from the PIO, O/o Punjab State Warehousing Corporation, Chandigarh. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 14.11.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. Shri Darshan Singh, complainant/applicant filed RTI application on 25.06.2019. Smt. Taranjit Kaur Bajwa, PIO stated that the RTI application was received in the office of the PIO, but no reply/information has been sent to the complainant/applicant till now.

So, a Show Cause Notice is issued to Smt. Taranjit Kaur Bajwa, PIO, O/o Punjab State Warehousing Corporation, Chandigarh that why no reply/information has been sent to the complainant/applicant within the stipulated period of 30 days, so why you may not be penalized under the provisions of the RTI Act, 2005.

The PIO has filed reply to the complaint filed by the complainant/applicant vide letter no.963 dated 09.01.2020, which is taken in the file of the Commission and a copy of the same is handed over to the complainant/applicant today before the Bench.

The PIO should personally come present on the next date of hearing and file reply to the Show Cause Notice through duly attested affidavit and an opportunity of personal hearing will be afforded to her on the Show Cause Notice.

Both the parties to come present on the next date of hearing on **28.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Prithi Ram, (M: 76528-30983),
S/o Shri Moman Ram,
R/o Village Daulatpura, Diwan Khera Road,
Dhani, Tehsil Abohar,
Distt. Fazilka.

..... Complainant

Vs

Public Information Officer,
O/o Divisional Canal Officer,
Abohar Canal Colony,
Abohar, Distt. Fazilka.

.....Respondent

Complaint Case No. 985 of 2019

Present:- Shri Prithi Ram, complainant/applicant is absent.
Shri Bhupinder Singh, Revenue Clerk is present on behalf of Shri Mukhtiar
Singh Rana, PIO-cum-XEN, Abohar Canal Colony, Abohar.

ORDER

Shri Prithi Ram, complainant/applicant filed RTI application dated 16.07.2019 and sought some information from the PIO, O/o Divisional Canal Officer, Abohar Canal Colony, Abohar, Distt. Fazilka regarding action taken on his representation dated 20.06.2019. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 15.11.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Shri Prithi Ram, complainant/applicant is absent today, whereas Shri Bhupinder Singh, Revenue Clerk has come present on behalf of the PIO and he stated that reply/information was sent to the appellant vide letter no.126/16-E/RTI dated 18.09.2019. He has submitted a copy of letter no. 228-29/16-E-RTI dated 01.01.2020, copy of letter no.126/16-E/RTI dated 18.09.2019 and copy of letter no.427-m/19 dated 16.09.2019. All the papers are taken in the file of the Commission.

Shri Prithi Ram, complainant/applicant filed RTI application dated 16.07.2019 and sought information that what action has been taken upon his representation dated 20.06.2019. The PIO rightly sent the reply with facts to the complainant/applicant through letter no.126/16-E/RTI dated 18.09.2019. I have gone through the said reply and it is specific towards the representation dated 20.06.2019 filed by the complainant/applicant.

Contd..p2..

Complaint Case No. 985 of 2019

The PIO has rightly replied the matter and informed the complainant/applicant that what action is going to be taken upon his representation dated 20.06.2019, so no complaint lies against the PIO in this case.

The PIO is further directed that further action taken upon the representation be also informed to the complainant/applicant. With this observation the present complaint case is **disposed of and closed.**

Dated: 09.01.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri H.S. Hundal, Advocate,
82, District Courts,
SAS Nagar-160059.

.....Appellant

Vs

Public Information Officer,
Shri Pawan Kumar Gulati,
Tehsildar, Mini Secretariat,
Moga.

First Appellate Authority,
O/o Additional Deputy Commissioner (General),
Moga.

.....Respondent

Appeal Case No. 1108 of 2016

Present:- Shri H.S. Hundal (Advocate), appellant is present.
None present on behalf of the respondent.

O R D E R

Shri H.S. Hundal (Advocate), appellant filed RTI application dated 19.08.2015 and sought some information from the PIO, O/o Tehsildar , Moga.

Shri Pawan Kumar Gulati, the then PIO-cum-Tehsildar, Moga was penalized and imposed a penalty of Rs.25,000/- by the Ld. Predecessor Hon'ble Punjab State Information Commissioner, Shri Alwinder Pal Singh Pakhoke. The case was marked to the Bench for the compliance of the Order.

The Commission has received a mail sent by the PIO, O/o Deputy Commissioner, Moga on 30.12.2019 and diarized vide no.24883, which is a copy of letter no.1099 dated 23.12.2019 along with a copy of Order dated December 4, 2019 passed by the Hon'ble Judge Shri Augustine George Masih of Punjab and Haryana High Court in Writ Petition No. CM-14236-CWP-2019 through which Shri Pawan Kumar Gulati challenged the Order of the Commission vide which penalty was imposed upon him. The said petition is pending before the Hon'ble High Court for 17.02.2020.

So, the present case file is **adjourned sine die** and it will be re-open after the Order passed by the Hon'ble Punjab and Haryana High Court in Writ Petition No. CM-14236-CWP-2019.

Dated: 09.01.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab

(Regd.)Copy to: The Deputy Commissioner, Moga.

- for information.

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Shri H.S. Hundal, Advocate, (M: 98785-00082),
Chamber No. 82, District Court Complex,
SAS Nagar-160059.

.....Appellant

Vs

Public Information Officer,
O/o Secretary,
Regional Transport Authority,
Faridkot.

Public Information Officer,
O/o Gurwinder Singh Johal,
O/o SDM, Dharamkot (Moga).

First Appellate Authority,
O/o State Transport Commissioner, Punjab,
Sector-17, Chandigarh.

.....Respondent

Appeal Case No. 2698 of 2016

Present:- Shri H.S. Hundal (Advocate), appellant is present.
None present on behalf of the PIO.

O R D E R

Shri H.S. Hundal, appellant filed RTI application dated 23.05.2016 and he sought some information from the office of the PIO.

I have gone through the case file.

The Commission has received an e-mail sent by the First Appellate Authority-cum-SDM, Moga, which is a copy of letter no.159/MTC dated 08.01.2020. I have gone through the said letter and it is submitted that Smt. Usha Rani, Superintendent Grade-2 is the PIO, O/o SDM, Moga and she is on medical leave and requested for a date.

Smt. Usha Rani, Superintendent Grade-2, O/o SDM, Moga is directed that she should personally come present on the next date of hearing along with entire case file and demand draft of Rs.2,000/- as compensation in favour of Shri H.S. Hundal, appellant from the funds of public authority.

A Show Cause Notice was issued to Shri Gurwinder Singh Johal, former SDM, Moga, now posted as SDM, Phagwara and he had filed the reply to the Show Cause Notice. Shri Gurwinder Singh Johal is directed that he should personally come present before the Commission on the next date of hearing and an opportunity of personal hearing will be afforded

Contd..p2..

to him on the Show Cause Notice. The case will be heard and decided after hearing both the parties.

Both the parties should personally come present on the next date of hearing on **29.01.2020 at 11:00 A.M.**

Dated: 09.01.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

(Regd.) Copy to : SDM, Moga. – for compliance of the Order of the Commission.

(Regd.) Copy to : Shri Gurwinder Singh Johal, SDM, Phagwara.