**PUNJAB STATE INFORMATION COMMISSION,**

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

Fax No. 0172-2864110 Phone No-0172-2864119- Email: psic29@punjabmail.gov.in

Website: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Shri Baj Singh, S/o Shri Subeg Singh,

Village Baram, Tehsil Patran, Distt Patiala.

M : 9878147046. …….Complainant

 Versus

Public Information Officer,

O/o Sr. Executive Engineer, Enforcement- 1,

PSPCL, Patiala. ……. Respondents

**Complaint Case No. 234 of 2018**

Present: - Shri Baj Singh, complainant is present.

 Shri Kawaljit Singh Ananad, APIO on behalf of PIO office of Sr. Executive Engineer, Enforcement- 1, PSPCL, Patiala

ORDER

 I have gone through the order dated 03.04.2018 on that date Shri K.S. Anand, APIO stated that the relevant record is not traceable and he further stated that the office staff is trying their best to find out the relevant record and he requested for some time and on his request a direction was issued to the PIO that attested copies of information be provided to the appellant and in case the relevant record is not available in the office of PIO then he should file duly attested affidavit.

 Today, Shri Rajiv Kumar Gupta, PIO sent his duly attested affidavit dated 08-05-2018 and it is mentioned in the affidavit that the concerned file is not traceable in the office and whenever the file would be traced then the information be provided to the complainant/ applicant. I am not satisfied with the affidavit of the PIO so the affidavit is returned with the direction that try to find out the concerned file and provide the information to the complainant and in case the concerned file would not be traced then file clear cut affidavit that the record is not traceable so the PIO is unable to provide the information to the complainant / applicant and the PIO should personally come present on the next date of hearing on **29.05.2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

Dated: 09.05.2018 **State Information Commissioner, Punjab.**

 **PUNJAB STATE INFORMATION COMMISSION,**

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Shri Maninder Singh, S/o S. Arjan Singh,

R/o Baja Madhar, PO Bariwala Tehsil and

 Distt Siri Muktsar Sahib.M : 9417129956

 …….Complainant

 Versus

Public Information Officer,

O/o BDPO, Siri Muktsar Sahib. ……. Respondents

**Complaint Case No. 239 of 2018**

**Present:-** Shri Maninder Singh, complainant is present.

None on behalf of respondent PIO –cum- BDPO, Sri Muktsar Sahib.

O R D E R

 I have gone through the order dated 03.04.2018 and on that date Shri Gurdip Singh, Panchayat Secretary was present and in his presence the order was passed. A show cause notice was issued to the PIO-cum-BDPO, Sri Mukatsar Sahib and he was directed to file reply to the show cause notice through duly attested affidavit but no one has come present.

 So another opportunity is granted to the PIO-cum -BDPO, Shri Sumit Singh Saro that he should personally come present and file reply to the complaint filed by the complainant and also reply to the show cause notice and in case he would not comply with the direction of the Commission then his arrest warrants will be issued.

 Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

Dated: 09.05.2018 **State Information Commissioner, Punjab.**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Sukhchain Singh, S/o Shri Ajit Singh,

Sanam Mohalla, Fatehgarh Churian.

Tehsil Batala-143602, Gurdaspur.

M : 9463518565 ……Appellant

 Versus.

Public Information Officer,

O/o BDPO, Fatehgarh Churian.

Tehsil Batala, Distt. Gurdaspur.

First Appellant Authority,

O/o DDPO, Gurdaspur. ...Respondent

**Appeal Case No. 2851 of 2017**

**Present:-** Shri Sukhchain Singh, appellant is absent without any intimation to the Commission.

None is present on behalf of PIO-cum-BDPO, Fatehgarh Churian Distt. Gurdaspur.

**O R D E R**

 I have gone through the order dated 03.04.2018 and a show cause notice was issued to the PIO-cum-BDPO, Fatehgarh Churian. As the pendency of the appeal case is in the knowledge of BDPO but inspite of the knowledge he is not coming present for appearing.

 So a bailable warrant of Shri Gurjit Singh Chohan, .PIO-cum-BDPO, Fatehgarh Churian is issued through Senior Superintendent of Police, Gurdaspur for the presence of PIO–cum-BDPO, Fatehgarh Churian before the Commission on **29.05.2018 at 11:00 AM.**

 The compliance report be sent to the Commission.

 A copy of the order be sent to District Development & Panchayat Officer, Gurdaspur.

 Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

Dated: 09.05.2018 **State Information Commissioner, Punjab.**

**(Regd. post)**

 **CC:-**

District Development & Panchayat Officer, (DDPO)

 Gurdaspur.

 **BAILABLE WARRANT OF PRODUCTION**

**BEFORE SHRI AVTAR SINGH KALER, STATE INFORMATION COMMISSIONER, PUNJAB AT CHANDIGARH.**

**IN THE CASE TITLED AS Shri Sukhchain Singh, S/o Shri Ajit Singh, Sanam Mohalla, Fatehgarh Churia, Tehsil Batala-143602, Gurdaspur (M : 9463518565) Versus Public Information Officer, O/o BDPO, Fatehgarh Churian, Tehsil Batala, Distt. Gurdaspur.**

 **Appeal Case No. 2851 of 2017**

**UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005.**

 **Next Date of hearing 29.05.2018 at 11.00 A.M.**

**To**

 **The Senior Superintendent of Police,**

 **Gurdaspur.**

 **Whereas Shri Gurjit Singh Chohan, PIO-cum-BDPO, Fatehgarh Churian has failed to appear before the State Information Commissioner despite the issuance of notices/summon in the above mentioned Appeal case. Therefore, you are hereby directed to serve this Bailable Warrant on Shri Gurjit Singh Chohan to appear before the State Information Commissioner, Punjab at Red Cross Bhawan, Sector 16, Madhya Marg, Chandigarh on 29.05.2018 at 11.00 A.M. to produce the record and give evidence pertaining to the RTI queries**

 **(Avtar Singh Kaler)**

**Date 09.05.2018 State Information Commissioner, Punjab.**

 **PUNJAB** **STATE INFORMATION COMMISSION**

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Shri Harnek Singh son of Shri Joginder Singh,

Village Gure Tehsil Jagraon,

District Ludhiana. ……Appellant.

Versus

**Public Information Officer,**

O/o BDPO, Ludhiana-I

First Appellate Authority

o/o Director, Rural Development and Panchayat,

Punjab, Mohali. ...Respondent

**Appeal Case No. 2066 of 2017**

**Present:** Shri Harnek Singh, appellant is absent.

Shri Jagtar Singh, Panchayat Secretary on behalf of PIO-cum-BDPO, (Smt. Rupinderjit Kaur, Ludhiana-I.

**O R D E R**

The appellant, Shri Harnek Singh is absentwithout any intimation to the Commission. He was also absent on 16.01.2018, 01.03.2018 and 03.04.2018.

 The respondent stated that he has sent the attested copies of information through registered post on 24.01.2018 as was sought by the appellant through his RTI application dated 26.10.2016.

 A show cause notice was issued to the PIO-cum- BDPO, Ludhiana-I that why you have not provided the information to the appellant within the stipulated period and why you may not be penalized. The PIO-cum-BDPO Smt. Rupinderjit Kaur, Ludhiana-I should personally come present on 29.05.2018 and file reply to the show cause notice through duly attested affidavit and in case, she would not come present then arrest warrants will be issued.

 As the information sent to the appellant on 24.01.2018 by the PIO and if the appellant would not come present on the next date of hearing then the case will be heard and decided in his absence.

Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

Dated: 09.05.2018. **State Information Commissioner, Punjab.**

 **PUNJAB** **STATE INFORMATION COMMISSION**

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 Sh. Gurdial Singh s/o Sh.Joginder Singh,

VPO Khusropur, Distt. Jalandhar. …… Appellant

 Versus

**Public Information Officer,**

O/o DDPO, Jalandhar

First Appellate Authority O/o

O/o Director, Rural Development Panchyat Officer,

Mohali. ...Respondent

**Appeal Case No. 2354 of 2017**

Present:- Sh. Gurdial Singh, appellant is present.

 Shri Mahesh Kumar, BDPO, Jalandhar East is present on behalf of PIO-cum-

 DDPO, Jalandhar.

O R D E R

 The appellant Shri Gurdial Singh s/o Late Shri. Joginder Singh filed RTI application dated 21.02.2017 and he sought action taken report after conducting the demarcation of Khasra no. 24 of village Khusropur Tehsil and District Jalandhar. When the information was not provided to the appellant by the PIO within the stipulated period then the applicant filed first appeal before Director Rural Development & Panchayats, Mohali and no information was provided to the appellant by the First Appellate Authority and aggrieved applicant/appellant filed second appeal before the Punjab, State Information Commission which is diarized at Appeal no. 2354 of 2017.

 The Notice of appeal was issued to the PIO- cum-DDPO, Jalandhar and First Appellant Authority for 25.10.2017 and Shri Mahesh Kumar, BDPO appeared on behalf of PIO DDPO, Jalnadhar on the first date of hearing.

 I have gone through the order dated 04.04.2018 and on that date it was brought to the knowledge of the Commission by the respondent that the information was sent to the appellant through letter dated 15.03.2017 that the information is not available in the office of PIO-cum-DDPO, Jalandhar and then the Commission directed the PIO to try to find out the information and provide the attested copies of information to the appellant and in case the information is not traceable in the office of PIO-cum-DDPO, Jalandhar then he should file an affidavit that the information is not traceable in the office of DDPO, Jalandhar so he is unable to provide the information to the appellant.

 That in compliance to the order passed by the Commission on 04.04.2018, today, Shri Mahesh Kumar, BDPO, Jalandhar East is present on behalf of DDPO, Jalandhar and he submitted a copy of letter no. 1548 dated 08.05.2018 sent by DDPO, Jalandhar. I have gone through the letter and it is mentioned in this letter that on 15.03.2017 through letter no. 9763 the appellant was informed that the information is not available in the office of PIO and it is further mentioned in the letter that through letter no. Reader/3436 dated 20.10.2014 it was written for demarcation to the Tehsildar , Jalandhar 1 and it is further mentioned in the letter that no report of demarcation was sent back by Tehsildar Jalandhar-1 to the office of DDPO, Jalandhar regarding the demarcation. The said letter is annexed with the affidavit dated 08.05.2018 of Shri Iqbal jit Singh, PIO-cum- DDPO, Jalandhar and it is mentioned in the

 Contd…P/2..

**-2-**

 **Appeal Case No. 2354 of 2017**

affidavit that he remained posted as DDPO, Jalandhar from 02.02.2016 to 30.11.2016 and the RTI application was filed on 21.02.2017 then he was not posted at DDPO, Jalandhar and it is further mentioned that the information was sent to the appellant through letter dated 15.03.2017 that the information is not available in the office of PIO/DDPO, Jalandhar and it is further mentioned in the affidavit that the office staff tried their best to trace the information but could not succeed, so the PIO-cum-DDPO, Jalandhar is unable to provide the information to the appellant. The original affidavit dated 08.05.2018 along with photocopy of letter no. 1548 dated 08.05.2018 is handed over to the appellant and photo copy of affidavit and original letter no. 1548 is taken on file of the Commission.

 As the PIO-cum-DDPO, Jalandhar is clearly mentioned in the letter that the information was not traced in the office of DDPO, so he is unable to provide to the appellant. So, in the light of above said letter and affidavit when information is not available in the office of PIO-cum-DDPO, Jalandhar and he is unable to provide it, so ends of justice demand that the present appeal case be disposed of at this stage.

 A show cause notice was issued to the PIO-cum-DDPO, Jalandhar that why you have not provided the information to the appellant within the stipulated period of 30 days so why you may not be penalized and reply was sent by the PIO-cum-DDPO, Jalandhar through duly attested affidavit dated 08.05.2018 which is taken on file of the Commission and it is submitted in the affidavit that he remained posted at DDPO, Jalandhar from 02.02.2016 to 31.11.2016 whereas the RTI application was filed on 21.02.2017 and it is further replied that the RTI application dated 21.02.2017 not filed when the deponent Shri Iqbal jit Singh was posted at DDPO, Jalandhar. I have gone through the affidavit and discussed the matter and perused the papers in the file. The PIO–cum-DDPO, Jalndhar Shri Iqbal jit Singh was not the PIO when the RTI application was filed. So, the show cause notice issued is dropped and filed and the present Appeal Case is **disposed of and closed.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018. State Information Commissioner, Punjab.**

**PUNJAB STATE INFORMATION COMMISSION,**

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Shri. Davinder Singh, S/o Shri. Surjan Singh,

Village Chogavan Tehsil Ajnala,

 Distt. Amritsar. ……Appellant

 Vs.

 Public Information Officer,

O/o BDPO, Chogavan,

Tehsil Ajnala, Distt. Amritsar.

First Appellant Authority,

O/o DDPO, Amritsar. ……..Respondent(s)

**Appeal Case No. 149 of 2018**

Present:- Shri Davinder Singh, appellant is present.

 Shri Sandeep Malhotra, Formerly PIO-cum-BDPO, Chogavan, Tehsil

 Ajnala, Distt. Amritsar and Shri Amardeep Singh, Panchayat Secretary is present on behalf of PIO-cum-BDPO (Shri Gurmeet Singh Chahal).

ORDER

 The PIO has provided the information to the appellant Shri Davinder Singh before the Commission and Shri Davinder Singh after going through the information submitted a duly singed written submission dated 09.05.2018 that he had received the information and he is satisfied, so his appeal case may please be disposed of. The written submission is taken on file of the Commission.

 A show cause notice was issued to the PIO-cum-BDPO, Chogavan Shri Sandeep Malhotra who was PIO at the time when the RTI application was filed on 29.04.2017 the PIO has filed reply to the show cause notice along with a copy of letter bearing no. 3421 dated 24.08.2017. A copy of letter no. 3523 dated 01.09.2017 written by BDPO, Chogavan to Deputy Commissioner, Amritsar. All these papers are taken on file of the Commission. I have gone through the reply and the letters. Shri Sandeep Malhotra in his reply to the show cause notice submitted that the information was delayed due to the reason that the record of Gram Panchayat Chogavan was in the custody of Sarpanch and he had not handed over the record to the concerned Panchayat Secretary rather he was threatening to commit suicide. The PIO-cum-BDPO, Chogavan brought the matter to the Deputy Commissioner, Amritsar through letter dated 01.09.2017.

 I have gone through the file of the case and perused the papers submitted by the PIO. The information was delayed due to the reason mentioned above and not negligence of the PIO-cum-BDPO so the show cause notice is filed.

 The information has been provided to the appellant, so the present Appeal Case is **disposed of and closed.**

  **(Avtar Singh Kaler)**

**Dated:09.05.2018. State Information Commissioner, Punjab**

 **PUNJAB STATE INFORMATION COMMISSION,**

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Shri. Harpal Singh (Sarpanch), S/o Shri. Jojee Singh,

VPO Bhure Gill, Tehsil Ajnala,

Distt Amritsar. ……Complainant

 Vs.

Public Information Officer,

O/o BDPO, Ajnala, Distt. Amritsar. ……..Respondent(s)

**Compliant Case No. 40 of 2018**

Present:- Shri Maneet Kumar Arya, Advocate on behalf of Shri. Harpal Singh, complainant.

Shri Summondeep Singh, Clerk on behalf of PIO-cum-BDPO,(Shri Manmohan Singh,) Ajnala.

O R D E R

 The respondent requested that some time be given to him and he will provide the information to the complainant. The complainant has filed RTI application on 16.06.2016 and he sought information regarding village Bhure Gill. The complainant stated that no information has been provided to him by the PIO-cum-BDPO, Ajnala. A period of about two years has been passed but the PIO has not provided the information to the complainant.

 The conduct of the PIO amounts to denial of information and defiance of the provisions of the RTI Act. So a show cause notice is issued to the PIO that why you have not provided the information to the complainant within the stipulated period and so why you may not be penalized under Section 20 of the RTI Act.

 The PIO should personally 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 him on the next date of hearing. The PIO should provide the information to the complainant before the next date of hearing.

Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018. State Information Commissioner, Punjab**

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Shri. Harpal Singh (Sarpanch), S/o Shri. Jojee Singh,

VPO Bhure Gill, Tehsil Ajnala,

Distt Amritsar. ……Complainant

 Vs.

Public Information Officer,

O/o BDPO, Ajnala,

Distt. Amritsar. ……..Respondent(s)

**Compliant Case No. 41 of 2018**

Present:- Shri Maneet Kumar Arya, Advocate on behalf of Shri Harpal Singh, complainant.

 Shri Summondeep Singh, Clerk on behalf of PIO-cum- BDPO, Ajnala.

O R D E R

 The respondent has provided the information to the counsel for the complainant today before the Commission and the counsel has gone through the information and he is satisfied. So the present Complaint Case is **disposed of and closed.**

 **(Avtar Singh Kaler)**

**Dated: 09.05-2018 State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION,**

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Shri. Harpal Singh (Sarpanch), S/o Shri. Jojee Singh,

VPO Bhure Gill, Tehsil Ajnala, Distt Amritsar. ……Complainant

 Vs.

Public Information Officer,

O/o BDPO, Ajnala, Distt. Amritsar. ……..Respondent(s)

**Compliant Case No. 42 of 2018**

Present:- Shri Maneet Kumar Arya, Advocate on behalf of Shri Harpal Singh, complainant.

Shri Summondeep Singh, Clerk on behalf of PIO-cum-BDPO (Shri Manmohan Singh), Ajnala.

O R D E R

 The respondent requested that some time be given to him and he will provide the information to the complainant. The complainant has filed RTI application on 30.01.2017 and he sought information regarding village Bhure Gill. The complainant stated that no information has been provided to him by the PIO-cum-BDPO, Ajnala. A period of about 16 months has been passed but the PIO has not provided the information to the complainant.

 The conduct of the PIO amounts to denial of information and defiance of the provisions of the RTI Act. So, a show cause notice is issued to the PIO that why you have not provided the information to the complainant within the stipulated period and so why you may not be penalized under Section 20 of the RTI Act.

 The PIO should personally 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 him on the next date of hearing. The PIO should provide the information to the complainant before the next date of hearing.

 Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018. State Information Commissioner, Punjab**

 **PUNJAB STATE INFORMATION COMMISSION,**

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Shri. Harpal Singh (Sarpanch), S/o Shri. Jojee Singh,

VPO Bhure Gill, Tehsil Ajnala,

Distt Amritsar. ……Complainant

 Vs.

Public Information Officer,

O/o BDPO, Ajnala,

Distt. Amritsar. ……..Respondent(s)

**Compliant Case No. 43 of 2018**

Present:- Shri Maneet Kumar Arya, Advocate on behalf of Shri Harpal Singh, complainant.

 Shri Summondeep Singh, Clerk on behalf of PIO-cum-BDPO, Ajnala.

O R D E R

 The respondent has provided the information to the counsel for complainant today before the Commission and the counsel has gone through the information and he is satisfied. So the present Complaint Case is **disposed of and closed.**

 **(Avtar Singh Kaler)**

**Dated: 09.05-2018 State Information Commissioner, Punjab**

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Shri. Harpal Singh (Sarpanch),

S/o Shri. Jojee Singh,

VPO Bhure Gill, Tehsil Ajnala,

Distt Amritsar. ……Appellant

 Vs.

Public Information Officer,

O/o BDPO, Ajnala, Distt. Amritsar.

First Appellate Authority,

O/o DDPO, Amritsar. ……. Respondents **Appeal Case No. 209 of 2018**

Present:- Shri Maneet Kumar Arya, Advocate on behalf of Shri Harpal Singh, complainant.

Shri Summondeep Singh, Clerk on behalf of PIO-cum-BDPO(Shri Manmohan Singh), Ajnala.

O R D E R

 The respondent requested that some time be given to him and he will provide the information to the complainant. The complainant has filed RTI application on 20.02.2016 and he sought information regarding village Bhure Gill. The complainant stated that no information has been provided to him by the PIO-cum-BDPO, Ajnala. A period of about 15 months has been passed but the PIO has not provided the information to the complainant.

 The conduct of the PIO amounts to denial of information and defiance of the provisions of the RTI Act. So, a show cause notice is issued to the PIO that why you have not provided the information to the appellant within the stipulated period and so why you may not be penalized under Section 20 of the RTI Act.

 The PIO should personally 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 him on the next date of hearing. The PIO should provide the information to the appellant before the next date of hearing.

 Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018. State Information Commissioner, Punjab**

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Shri Samjot Singh Advocate,

Chamber No. 445, 4th Floor, Advocate Chamber,

New District Courts, Sector 43,

Chandigarh M 92175 56600 ………..Appellant

Versus

**Public Information Officer,**

O/o Secretary, Rural Development and Panchayat Department,

Punjab, Mohali.

First Appellate Authority

o/o Secretary, Rural Development and Panchayat Department,

Punjab, Mohali. …….Respondent

**Appeal Case No.3164 of 2017**

Present:- Shri Samjot Singh Advocate, appellant is present.

 Shri Ravinder Kumar, Clerk and Shri Kuldip Singh, Senior Assistant on behalf of PIO office of Secretary, Rural Development and Panchayats Department, Punjab, Mohali.

 O R D E R.

 The respondent stated that the information was provided to the appellant on 25.09.2017 then the same information was sent to the appellant on 15.01.2018. The appellant stated that he had received the information by the PIO but he is not satisfied.

 The appellant is directed to visit the office of PIO on **14.05.2018 at 10:00 AM** and Smt. Jasbir Kaur, PIO-cum-Superintendent will be responsible to provide the attested copies of complete information to the appellant as was sought by the appellant on his RTI application dated 23.06.2017.

 The PIO, Smt. Jasbir Kaur is directed that she should personally come present on the next date of hearing and file reply to the show cause notice issued that why you have not provided the information to the appellant within the stipulated period and so why you may not be penalized under Section 20 of the RTI Act.

 Both the parties are directed to come present before the Commission on the next date of hearing on **29-05-2018 at 11:00 AM.**

 (Avtar Singh Kaler)

**Dated: 09.05-2018 State Information Commissioner, Punjab**

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Shri Gurtej Singh son of Shri Anant Singh,

Village Bodiwala Kharak, PO Malout,

District Sri Muktsar Sahib. 152107

M 98149 91746 Appellant

Versus

**Public Information Officer,**

O/o BDPO, Malout, District Sri Muktsar Sahib.

First Appellate Authority Respondent

o/o BDPO, Malout District Sri Muktsar Sahib.

**Appeal Case No.3181 of 2017**

Present:- The appellant-Shri Gurtej Singh is absent.

Shri Rajpal Singh, VDO on behalf of the Respondent/PIO-BDPO (Shri Kulwinder Singh Randhawa), Malout, Distt. Sri Muktsar Sahib.

O R D E R.

 The appellant filed RTI application on 27.07.2017 and he sought information regarding Gram Panchayat Bodiwala Kharak Singh.

 The respondent stated that the information was sent through registered post to the appellant on 23.01.2018 and he presented a photo copy of postal receipt. So the appellant is directed that in case he is not satisfied with the information sent to him by the PIO then he should come present on the next date of hearing otherwise his case will be heard and decided on the basis of information sent to him.

 A show cause notice was issued to the PIO-cum-BDPO, Malout that why you have not provided the information within stipulated period and why you may not be penalized. The PIO-cum-BDPO, Malout should personally come present on 30.05.2018 along with copy of information and file reply of show cause notice through duly attested affidavit.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

 **(Avtar Singh Kaler)**

**Dated: 09.05-2018 State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION**

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

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Shri Manjit Singh son of Shri Hari Singh,

Village Bharaunjian, PO Mullapur Garib Dass,

Tehsil Kharar,District Mohali.

M 9464087494 Appellant

Versus

**Public** Information **Officer,**

O/o BDPO, Majri, Distt. Mohali.

First Appellate Authority Respondent

o/o DDPO, Majri, Distt. Mohali.

**Appeal Case No.3184 of 2017**

Present:- The appellant-Shri Manjit Singh, is present.

 Smt. Dalawar Kaur, PIO-cum-BDPO, Majri, Distt. Mohali, is present.

O R D E R

 The PIO-cum-BDPO, Majri stated that the record of Gram Panchayat Bharaunjian is with the office of XEN, Panchayati Raj, Patiala in connection with some inquiry. So some time be provided so that the information be given to the appellant by getting report from the XEN, Panchayati Raj, Patiala. The request of the PIO is accepted.

 The PIO is directed that the information sought by the appellant be provided to the appellant before the next date of hearing and file reply to the show cause notice through duly attested affidavit that why you have not provided the information to the appellant within stipulated period and why you may not be penalized.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

 **(Avtar Singh Kaler)**

**Dated: 09.05-2018 State Information Commissioner, Punjab**

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Sh. H.S.Hundal,Advocate,

# 82, District Courts,

S.A.S.Nagar,160059. (Mob. No. 98785 00082) ……Complainant

 Versus

Public Information Officer,

O/o Assistant Excise and Taxation Commissioner,

Mohali.

 ……Respondent

 **Complaint Case No .978 OF 2016**

Present:- Shri. H.S. Hundal, Advocate, complainant is absent. He has sent mail dated 09.05.2018 which is taken on file of the Commission.

 Shri Randeep Singh Gill, Excise and Taxation Officer- cum-APIO, is present.

O R D E R

 I have gone through the order dated 04.04.2018 and in compliance with the order dated 04.04.2018 the APIO has submitted reply through letter no. 1337 dated 08.05.2018 duly signed by Mr. Randeep Singh Gill, the written submission is taken on file of the Commission. It is mentioned in the written submission that he is deputed as APIO in Mohali and he is dealing with the RTI applications received in the district and in the present case he was deputed to provide the information to the applicants.

 On the last date of hearing on 04.04.2018 the complainant Mr. H. S. Hundal had stated that the information has not been provided to him by the PIO and he left his claim as the information was delayed unnecessarily by the PIO, so the information is not relevant as the information is related to the year 2015-16 and the complainant had further requested that the PIO be penalized for not providing the information and Shri Randeep Singh Gill, APIO was present and stated in the presence of the complainant that he is dealing with the RTI applications and he is designated as APIO and duty bound to provide the information to the information seekers.

 The complainant/applicant filed RTI application on 30.03.2016 and till last date of hearing on 04.04.2018 the information was not provided as was sought by the complainant/ applicant.

 I have gone through the RTI application and perused the entire papers on the file of the Commission. The complainant himself left his claim to get the information stating that the

 Contd…P/2

 -2 -

 **Complaint Case No .978 OF 2016**

information is relating to the year 2015-16 and is not relevant, though I am not convinced with the arguments of the complainant. The RTI seekers seek information even for the last 20 years and in some case in more than this.

 As in the present case the RTI application was filed on 30.03.2016 and the information was not provided. So, I think that Shri Randeep Singh Gill who filed written submission today that he is deputed to deal with the RTI application in the district and he is responsible, so I am of the view that the information has not been provided to the complainant. So, I impose a penalty of Rs.15,000/- (Rupees Fifteen thousand only) upon Randeep Singh Gill, APIO and it should be deposited in the Government Treasury and receipt be presented on the next date of hearing.

 Both the parties will come present before the Commission for further hearing on **30-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05-2018 State Information Commissioner, Punjab**

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Shri Kanwaljit Singh, 38, Gardan Colony,

 NearAroya,School Ground Nakodar.

 ….Appellant

Versus

**Public Information Officer**

O/o BDPO, Phillaur,.

**First Appellate Authority**

DDPO, Jalandhar. .....Respondent

**Appeal Case No.1765 of 2017**

Present:- Shri Kanwaljit Singh, appellant, is absent.

 Shri Sukhdev Singh, VDO is present on behalf of PIO-cum-BDPO, Phillaur.

O R D E R

 I have gone through the order dated 04.04.2018 and the information regarding para no. 2 to 6 of the RTI application was already provided to the appellant on 03.05.2017 and the PIO-cum-BDPO, Phillaur was directed to provide information regarding para no.1 of the RTI application and in case the information is not available then file affidavit that the information is not available in the office of the PIO and in compliance to the order passed by the Commission, Shri Ranjit Singh, BDPO, Phillaur sent a self-attested declaration that the information regarding para no.1 is not available in the office of PIO, so he is unable to provide it to the appellant.

 The appellant has never come present on any date of hearing before the Commission.

 The PIO has already provided the information to the appellant. So, the present Appeal Case is **disposed of and closed.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**

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Sh. Ajit Singh s/o Sh. Bachan Singh

VPO Cheema , Tehsil Jagraon,

Distt.Ludhiana Rural,

(M-95926 24293). …… Complainant

 Versus

**Public Information Officer,**

O/o BDPO, Jagraon,

District Ludhiana. ....Respondent

**Complaint Case No. 910 of 2017**

Present:- Sh. Ajit Singh, complainant, is present.

 Shri Gurpreet Singh, PIO-cum- BDPO, Jagraon.

 O R D E R

 The PIO-cum-BDPO, Jagraon provided the information sought by the complainant/applicant today before the Commission and resolved the matter involved in the RTI application and the complainant received the information.

 A show cause notice was issued to the PIO-cum-BDPO, Jagraon that why you have not provided the information to the complainant within the stipulated period as the complainant has filed the RTI application dated 07.07.2017 so why you may not be penalized. The PIO-cum-BDPO, Jagraon 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 him on the next date of hearing.

 Both the parties will come present before the Commission for further hearing on **30-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**

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Shri. Jarnail Singh, S/o Shri. Gurnam Singh,

R/o Village Jago Chanarthal, Tehsil Fatehgarh Sahib

140406.M :9417716280. ……… Complainant

 Vs.

Public Information Officer,

O/o APO, MANREGA , Block Sirhind.

Distt Fatehgarh Sahib. ……. Respondent

**Complaint Case No. 1295 of 2017**

Present:- Shri Gurpeet Singh is present on behalf of complainant-Shri Jarnail Singh, None is present on behalf of the Respondent/PIO-APO Manrega, Block

 Sirhind, District Fatehgarh Sahib.

O R D E R

 I have gone through the RTI application dated 28.06.2017 filed by the complainant, Shri Jarnail Singh. The PIO-cum-BDPO, Sirhind sent a letter no. 708 dated 26.02.2018 and he stated that the information has been provided to the complainant through this letter.

 Shri Gurpeet Singh stated that he has received the information except copy of cash book and the information supplied to him MNREGA is not attested by the PIO-cum- BDPO, Sirhind. So the PIO-cum-BDPO, Sirhind is directed that attested copies of information regarding MNREGA be provided to the complainant and copy of cash book be also provided within 15 days.

 Smt. Jaswant Kaur is PIO-cum-BDPO, Sirhind is directed that she should personally come present and file reply to the show cause notice through duly attested affidavit that why you have not provided the information to the appellant within stipulated period and why you may not be penalized.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

**(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**

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Shri Ramandeep Singh Dhaliwal son of

Shri Late Dr Rupinder Singh,

VPO Toosa, Tehsil Raikot,

District Ludhiana 141105. Appellant

Versus

**Public Information Officer,**

O/o BDPO, Moga.

First Appellate Authority Respondent

o/o DDPO, Moga.

**Appeal Case No.3163 of 2017**

Present:- Shri Raminder Singh on behalf of Shri Ramandeep Singh Dhaliwal, appellant

 Shri Satpal Singh, PIO-cum- BDPO, Moga is present.

O R D E R.

 The PIO stated that the information was sent to the appellant through registered post on 11.04.2018. The appellant stated that he had received the information sent to him through post but the information is incomplete.

 The BDPO, Shri Satpal Singh of Block Moga 1 submitted duly attested affidavit dated 07.05.2018 along with copy of letter no. 37 dated 10.04.2018 through which the information approximately about 200 pages was provided to the appellant by the office of PIO-cum- BDPO, Moga 1.

 The PIO-cum-BDPO, Moga 1 submitted his affidavit and it is mentioned in the affidavit that the information as available in the office was sent to the appellant through registered post on 10.04.2018 and except that information, no other information is available in the office of PIO-cum-BDPO, Moga- 1. It is further submitted in the affidavit that Sarpanch Gram Panchayat Dhurkot Kalan is proclaimed offender in a criminal case of embezzlement of Gram Panchayat funds and Shri Karam Singh, Panchayat Secretary is in the Judicial custody in the said case and it is further mentioned in the affidavit whenever any further record will come in the office of PIO then remaining information will be provided to the appellant.

 I have heard Shri Satpal Singh, PIO-cum-BDPO, Moga-1. In reply to the show cause notice he stated that he joined on 27.04.2018 as PIO-cum-BDPO, Moga 1 where as the RTI application was filed on 01.06.2017 so the show cause notice issued to him is filed due to the reason mentioned above.

Contd………p2

-2-

**Appeal Case No.3163 of 2017**

 The present Appeal Case is **disposed of and closed, as** per the affidavit submitted by the PIO-cum-BDPO, Moga 1. The original affidavit submitted by PIO-cum-BDPO is handed over to Shri Raminder Singh proxy of Shri Ramandeep Singh Dhaliwal, appellant and photocopy of the same is taken on file of the Commission.

 **(Avtar Singh Kaler)**

**Dated: 09.05-2018 State Information Commissioner, Punjab.**

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Shri Kuldeep Singh Veernawala, Advocate,

Chamber No. 115, District Courts, Faridkot.

M- 9878950024 Appellant

Versus

**Public Information Officer,**

O/o BDPO, Malout, Sri Muktsar Sahib.

**First Appellate Authority**

O/o BDPO, Block II, Ludhiana. Respondent

**Appeal Case No. 3273 of 2017**

Present:- Shri Kuldeep Singh Veernawala, Advocate, appellant is present.

 Shri Sawaran Singh, Panchayat Secretary on behalf of PIO- cum- BDPO. Malout, Sri Muktsar Sahib.

O R D E R.

 The respondent today provided the information to the appellant which is not attested by the PIO-cum-BDPO, Malout and is returned with the direction that PIO-cum-BDPO , Malout Shri Kulwinder Singh Randhawa should provide the attested copies of complete information to the appellant within a week. The appellant has brought some deficiencies to the notice of the respondent so the complete information be provided to the appellant.

 The PIO-cum-BDPO, Malout Should personally come present on the next date of hearing and file reply to the show cause notice through duly attested affidavit that why he may not be penalized for delay in providing the information to the appellant.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**

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Shri Chhinder Singh son of Shri Karnail Singh,

Dhandi Qadim, Jalalabad (W), Fazilka. ………Complainant

Versus

**Public Information Officer,**

O/o BDPO, Jalalabad. …………Respondent

**Complaint Case No.1083 of 2017**

Present:- Shri Chhinder Singh, complainant is absent without any intimation to the Commission.

 Shri Devi Lal, Panchayat Secretary on behalf of PIO-cum- BDPO, Jalalabad.

 O R D E R.

 The complainant filed RTI application dated 31.05.2017 and sought information regarding Gram Panchayat Dhandi Qadim. The Panchayat Secretary Mr. Devi Lal stated that he has already provided the information to the complainant through registered post.

 The respondent PIO is directed that he should come present personally along with copy of information and the PIO-cum-BDPO, Jalalabad should file reply to the show cause notice on the next date of hearing.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

**(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**

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Ms Nirmala Devi c/o Nav Yug Public School Preet Vihar,

V 326 Rohtak 124001 Correspondence Address

Nirmla Devi wife of Sant Ram Nehra Retd ETO

near Nehra Park, Jagdish Colony, Rohtak.124001. Appellant

Versus

**Public Information Officer,**

O/o Secretary, Regional Transport Authority,

Ferozepur.

FAA- o/o State Transport Commissioner,

SCO 117-178, Ist, 2nd 3rd, Floor, Sector 17,

Chandigarh. ...Respondent

**Appeal Case No. 1398 of 2017**

Present::- Shri Sant Ram is present on behalf of Smt. Nirmala Devi, appellant

 None on behalf of PIO-cum- Secretary, RTA, Ferozepur.

O R D E R

 Shri Sant Ram, on behalf of appellant stated that till today no information has been provided to him by the PIO of the office of Secretary, Regional Transport authority Ferozepur.

 The RTI application dated 05.12.2016 and appeal was filed against the PIO / DTO, Ferozepur. As the office of DTO, Ferozepur converted into RTA, Ferozepur, so notice be issued to PIO office of RTA, Ferozepur that attested copies of complete information be provided to the appellant as sought by her through RTI application dated 05.12.2016.

 The PIO /RTA, Ferozepur should personally come present on the next date of hearing along with copy of information and file reply to the show cause notice that why the information has not been provided to the appellant within the stipulated period and in case, the PIO /RTA, Ferozepur would not come present then strict action will be taken against him as per provisions of the RTI Act, 2005.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

 **(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**

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Shri Mahinder Singh, S/o Shri Amar singh,

R/o Village Niyal Ward no.3 P/oPatara, Distt,Patiala.

 ….Complainant

 Versus

**Public Information Officer,**

O/o BDPO, Block Patran. Distt. Patiala. ...Respondent

**Complaint Case No. 623 of 2017**

Present:- Shri Mahinder Singh, complainant is absent without any intimation to the Commission. He never come present on any dates of hearing except 16.08.2017.

 None is present on behalf of PIO- cum-BDPO, Block Patran, District Patiala.

O R D E R

 The Commission received a mail sent by Shri Mahinder Singh, complainant. The complainant filed RTI application dated 27.03.2017 and sought information from the office of PIO-cum-BDPO, Block Patran, District Patiala.

 The PIO-cum-BDPO, Patran should personally come present on the next date of hearing along with copy of information and file reply to the show cause notice issued to him that why you not provided the information to the complainant within the stipulated period and why you may not be penalized under the provisions of the RTI Act and in case the PIO -cum-BDPO, Patran would not come present on the next date of hearing then his arrest warrants will be issued.

 Both the parties are directed to come present before the Commission on the next date of hearing on **30-05-2018 at 11:00 AM.**

  **(Avtar Singh Kaler)**

**Dated: 09.05.2018 State Information Commissioner, Punjab.**