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

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

**Ph. No. 0172-2864111 FAX. No. - 0172-2864125** E-mail [– psic21@punjabmail.gov.in](mailto:–%20psic21@punjabmail.gov.in) Visit us - [www.infocommpunjab.com](http://www.infocommpunjab.com)

**Manjit Singh,**

**District President,**

**Anti Corruption Association of India (Regd.),**

**388/3, Bahera Road,**

**Patiala (Punjab) …. Appellant**

**Vs**

**Public Information Officer,**

**O/o The Chief Minister, Punjab,**

**Pb. Civil Sectt., Chandigarh**

**First Appellate Authority,**

**O/o The Chief Minister, Punjab,**

**Pb. Civil Sectt., Chandigarh ..…Respondents**

**Appeal Case No. 3578 of 2017**

**Present : None on behalf of the applicant.**

**Sh. Gurpal Singh, Superintendent-cum-APIO (RTI Section) O/o State Transport Commissioner, Punjab, on behalf of the respondent.**

**ORDER**

**This case was last heard on 11.06.2018 and the respondent PIO concerned was**

**directed to remove the deficiencies, pointed out by the applicant during the hearing.**

**Sh. Gurpal Singh, Superintendent-cum-APIO (RTI Section) of office of State Transport**

**Commissioner, Punjab, who appeared on behalf of the respondent PIO in today’s hearing, states that in response to the RTI request, the requisite information has been supplied to the applicant, Sh. Manjit Singh.**

**The applicant, Sh. Manjit Singh, is not present in today’s hearing.**

**An opportunity is given to the applicant to confirm whether he has received the**

**information or not. He is also advised to represent this case in person or through his**

**representative on the next date of hearing.**

**The case is adjourned to 31st July, 2018 (Tuesday) at 11:00 A. M.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

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

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**Kavi Raj Saini, Advocate,**

**District Court Complex,**

**Gurdaspur (Punjab) …. Appellant Vs**

**Public Information Officer,**

**O/o The Commissioner,**

**Municipal Corporation,**

**Pathankot (Punjab)**

**First Appellate Authority,**

**O/o The Director,**

**Local Bodies, Punjab,**

**Municipal Bhawan,**

**Sector-35, Chandigarh ..…Respondents**

**Appeal Case No. 3638 of 2017**

**Present : Sh. Kavi Raj Saini, Advocate alongwith Sh. Dhiraj Mahajan, Advocate, on behalf of the applicant.**

**Sh. Kirandeep Singh, Building Inspector O/o Nagar Council, Pathankot, on behalf of the respondent.**

**ORDER**

**This case was last heard on 11.06.2018.**

**Sh. Kirandeep Singh, Building Inspector of office of Nagar Council, Pathankot, who**

**appeared on behalf of the respondent PIO in today’s hearing, states that the requisite information has already been supplied to the applicant, Sh. Kavi Raj Saini.**

**The applicant, Sh. Kavi Raj Saini, who appeared alongwith Sh. Dhiraj Mahajan,**

**Advocate, in today’s hearing, states that incomplete information has been supplied to him by the respondent PIO so far, moreover, whatever information has been supplied to him, is uncertified and also hands over the information, which has been already been supplied to him, to the representative of the respondent during the hearing in the Commission today.**

**The respondent-PIO is directed either to supply the certified copies of the required**

**information to the applicant as per his queries raised by him in his RTI request by or on the next date of hearing as per official record or if any information is not available in the official record, he/she will file a reply in an affidavit stating that whatever information is available in the official record, has been supplied to the applicant and no other information apart from the information supplied, is available in the official record as far as the queries raised by information seeker in his RTI request is concerned**

**The case is adjourned to 7thAugust, 2018 (Tuesday) at 11:00 A. M.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

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**Mukesh Kumar**

**S/o Sh. Krishan Lal,**

**H. No. 33229, Street – 08,**

**Pratap Nagar,**

**Batinda (Punjab) ……. Appellant**

**Vs**

**Public Information Officer,**

**O/o The Senior Supdt. of Police,**

**Bathinda (Punjab)**

**First Appellate Authority,**

**O/o The Inspector General of Police,**

**Bathinda Zone,**

**Bathinda (Punjab) ..…Respondents**

**Appeal Case No. 1821 of 2016**

**Present : Sh. Mukesh Kumar, the applicant in person.**

**Sh. Dilbagh Singh, H. C., on behalf of the respondent.**

**ORDER**

**This case was last heard on 12.06.2018.**

**The applicant, Sh. Mukesh Kumar, appeared in person in today’s hearing.**

**Sh. Dilbagh Singh, H. C., appeared on behalf of the respondent PIO in today’s**

**hearing.**

**After hearing the parties concerned and examining the documents placed on**

**record, it emerges that a case, in connection with the above said case, is pending before Hon’ble Punjab and Haryana High Court in C. W. P. No. 397 of 2018.**

**The case is adjourned to 30th October, 2018 (Tuesday) at 11:00 A. M.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

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

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**H. S. Hundal, Advocate,**

**Chamber No. 82,**

**Lawyers’ Chambers,**

**District Courts, Sector 76,**

**S.A.S. Nagar(Mohali)(Punjab) ……. Complainant**

**Vs**

**Public Information Officer,**

**O/o The Assistant Excise**

**& Taxation Commissioner,**

**Bathinda(Punjab) ..…Respondent**

**Complaint Case No. 2040 of 2016**

**Present : None on behalf of the applicant.**

**Sh. Kalicharan, Excise and Taxation Officer, Bathinda, in person.**

**ORDER**

**This case was last heard on 04.06.2018.**

**Sh. Kalicharan, Excise and Taxation Officer, Bathinda, who appeared in person in**

**today’s hearing, states that the information, which is available/givable, has already been supplied to the applicant, Sh. H. S. Hundal. He also submits a copy of reply vide letter no. 4560 dated 29.05.2018, showing that in response to the RTI request, available information has already been supplied to the applicant, appended to which is a copy of reply vide letter no. 691 dated 19.06.2017, showing that part information sought for by the applicant is ‘third party’ information, which can hamper the business interests/trade secrets of the concerned party, moreover, the same information can be obtained from Manufacturers/suppliers. Copies of the same are taken on record.**

**The applicant, Sh. H. S. Hundal, is not present in today’s hearing.**

**After examining the documents placed on record, it is found that on the hearing, held**

**on 17.01.2018, the respondent PIO concerned has sent a reply signed by PIO-cum- Assistant Excise & Taxation Commissioner, Bathinda, to show cause issued to him vide orders dated 24.07.2017. It is already placed in the case-file.**

**I have gone over the reply, sent by the respondent PIO concerned and found that the**

**explanation given by him is genuine. In view of the explanation, the show cause issued to him is dropped.**

**I have also gone over the queries raised by the applicant, Sh. H. S. Hundal, in his RTI**

**request and the responses given by the respondent PIO concerned, I found it satisfactory.**

**As no cause of action is required to be taken in this case, the case is disposed of**

**and closed.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

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

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**H. S. Hundal, Advocate,**

**Chamber No.82,**

**District Courts,**

**S.A.S. Nagar - 160059(Punjab) …. Appellant**

**Vs**

**Public Information Officer,**

**O/o State Information Commission, Punjab,**

**Red Cross Building, Madhya Marg,**

**Sector 16, Chandigarh**

**First Appellate Authority,**

**O/o State Information Commission, Punjab,**

**Red Cross Building, Madhya Marg,**

**Sector 16, Chandigarh ..…Respondents**

**Appeal Case No. 2719 of 2017**

**Present : None on behalf of the applicant.**

1. **Sh. Sudhir Kumar, S. O.-cum-PIO, in person ;**
2. **Sh. Sadhu Ram, P. S. to Secretary, on behalf of D.C.F.A-cum-First Appellate Authority on behalf of the respondent.**

**ORDER**

**This case was last heard on 06.06.2018.**

**Sh. Sudhir Kumar, S. O.-cum-PIO, appeared in person and Sh. Sadhu Ram, P. S. to**

**Secretary, appeared on behalf of D.C.F.A-cum- First Appellate Authority, in today’s hearing, state that in response to the RTI request, the requisite information, which is available in the official record, has already been supplied to the applicant, Sh. H. S. Hundal.**

**The applicant, Sh. H. S. Hundal was not present on the last date of hearing, held on**

**06.06.2018. He is also not present in today’s hearing. He has also not approached the Commission with any contrary claim.**

**In view of the above, it is assumed that the applicant is satisfied with the**

**information supplied to him by the respondent PIO and hence the case is disposed of and closed.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

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

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**H. S. Hundal, Advocate,**

**Chamber No. 82,**

**District Courts,**

**Sector 71, S. A. S. Nagar - 160071 (Punjab) …. Appellant**

**Vs**

**Public Information Officer,**

**O/o The Principal Secretary**

**to Government of Punjab,**

**Deptt. of Finance,**

**Pb. Civil Sectt. -1, Chandigarh**

**First Appellate Authority,**

**O/o The Principal Secretary**

**to Government of Punjab,**

**Deptt. of Finance,**

**Pb. Civil Sectt. -1, Chandigarh ..…Respondents**

**Appeal Case No. 3100 of 2017**

**Present : None on behalf of the applicant.**

**Ms. Madhurjeet, Under Secretary-cum-PIO, Agriculture – 2 Branch, in person.**

**ORDER**

**This case was last heard on 05.06.2018.**

**The applicant, Sh. H. S. Hundal, is not present in today’s hearing.**

**Ms. Madhurjeet, Under Secretary-cum-PIO, Agriculture – 2 Branch, who appeared in**

**person in today’s hearing, submits a reply vide letter no. 11940 dated 05.06.2018/09.07.2018 signed by herself, appended to which is a reply dated 05.06.2018 in the shape of an affidavit vide letter no. 113 dated 18.03.2018. It is taken on record.**

**The Commissioner, Department of Agriculture, Punjab, who is Sh. B. S. Sidhu, also**

**through reply vide letter no. 4387 dated 06.07.2018, which has been received in the Commission vide Diary No. 13800 dated 06.07.2018, has intimated the Commission that he is unable to attend today’s hearing and also requested to provide him the details of the information asked for by the appellant to enable him to supply the same, if available. It is also taken on record.**

**An opportunity is given to the applicant to represent his case in person or**

**through his representative on the next date of hearing.**

**A decision on the reply filed by Ms. Madhurjeet, vide letter no. 9976 dated 08.05.2018,**

**in connection with the show cause issued to her, will be taken later on.**

**The case is adjourned to 24th July, 2018 (Tuesday) at 11:00 A. M.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

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

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**Sachin Singal,**

**House No - 4716, Mohalla Bhogia,**

**Near Lappey Shah Chowk,**

**Jagraon, Distt. - Ludhiana (Punjab) …. Appellant**

**Vs**

**Public Information Officer,**

**O/o The Director,**

**Public Instructions (Colleges),Punjab,**

**P.S.E.B Complex,**

**Sector 62, S. A. S. Nagar (Mohali)**

**First Appellate Authority,**

**O/o The Director,**

**Public Instructions (Colleges),Punjab,**

**P.S.E.B Complex,**

**Sector 62, S. A. S. Nagar (Mohali) ..…Respondents**

**Appeal Case No. 3710 of 2017**

**Present : Sh. Puneet Kumar Bansal, Advocate, on behalf of the applicant.**

**None on behalf of the respondent.**

**ORDER**

**This case was last heard on 05.06.2018 and a show cause notice was issued to**

**Public Information Officer of office of Director, Public Instructions (Colleges), Punjab under Section 20 (1) of the RTI Act.**

**Sh. Puneet Kumar Bansal, Advocate, who appeared on behalf of the applicant, Sh.**

**Sachin Singal, in today’s hearing, states that incomplete information has been supplied to him by**

**the respondent PIO so far. He also alleges that the respondent PIO is harassing the applicant deliberately and causing the delay in supplying the requisite information to him. He also demands that penal action should be taken against the concerned respondent-PIO as per provisions of the RTI Act.**

**Neither the respondent PIO nor his representative is present in today’s hearing.**

**After examining the documents placed on record, it is found that neither the Public**

**Information Officer of office of Director, Public Instructions (Colleges), Punjab, is appeared in today’s hearing as ordered vide orders dated 05.06.2018 nor he has filed his reply to show cause issued to him vide orders dated 05.06.2018. He has also neither send any of his representative to represent this case in today’s hearing nor intimated the Commission about his cause of absence from today’s hearing.**

**Contd…2/-**

**Appeal Case No. 3710 of 2017 -2-**

**After examining the documents placed on record, it emerges that the delay in this**

**case is about one year and I found it a fit case for imposition of penalty as there is delay more than 250 days in supplying the requisite information to the information-seeker.**

**I have also carefully perused the documents on record and found that the respondent**

**PIO concerned has sent one of his official as representative to represent this case on the fixed hearings.**

**Before the Bench of the undersigned take any decision regarding the fact that as**

**to whether the respondent PIO concerned be penalized or not in this particular case, by taking a lenient view, last opportunity be given to the respondent PIO concerned to explain his position by associating himself with the proceedings personally on the next date of hearing, failing which action would be initiated against him under the provisions of the RTI Act. A copy of this order be sent to him through registered post.**

**A copy of this order be sent to Principal Secretary to Government of Punjab**

**Department of Higher Education and through registered post to ensure the compliance of this order as well as presence of the concerned respondent PIO.**

**The case is adjourned to 7th August, 2018 (Tuesday) at 11:00 A. M.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**

1. **The Principal Secretary to Govt. of Punjab,**

**(Regd. Post) Deptt. of Local Govt.,**

**Pb. Mini Sectt., Sector – 9,**

**Chandigarh**

1. **Public Information Officer(By Name),**

**(Regd. Post) O/o The Director,**

**Public Instructions (Colleges),Punjab,**

**P.S.E.B Complex,**

**Sector 62, S. A. S. Nagar (Mohali)**

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

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**Vijay Kumar Singla,**

**House No. 19, New Grain Market,**

**Phase-2, Sirhind Road,**

**Patiala - 147001 (Punjab) …. Appellant**

**Vs**

**Public Information Officer,**

**O/o The Registrar,**

**Firms & Societies, Punjab,**

**Near G.P.O., Sector 17,**

**Chandigarh(U.T)**

**First Appellate Authority**

**O/o The Registrar,**

**Firms & Societies, Punjab,**

**Near G.P.O., Sector 17,**

**Chandigarh(U.T) ..…Respondents**

**Appeal Case No. 767 of 2018**

**Present : Sh. Rohan Sharma, Advocate, on behalf of the applicant.**

**Sh. Dwarka Prasad, Senior Assistant, on behalf of the respondent.**

**ORDER**

**This case was last heard on 29.05.2018.**

**Sh. Rohan Sharma, Advocate, who appeared on behalf of the applicant, Sh. Vijay**

**Kumar Singla, in today’s hearing, states that no information has been supplied to him by the respondent PIO so far.**

**Sh. Dwarka Prasad, Senior Assistant, who appeared on behalf of the respondent PIO**

**in today’s hearing, seeks an adjournment in this case.**

**The respondent PIO concerned is directed to supply certified copies of the**

**available/givable information to the applicant as per official record by or on the next date of hearing.**

**The case is adjourned to 23rd July, 2018 (Monday) at 11:00 A. M.**

**Copies of the order be sent to the parties.**

**(A. S. Chanduraian)**

**9th July, 2018 State Information Commissioner**