

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
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Sh.PardeepSehgal, S/o ShMohinderNath,
R/o H No-136, PushapVihar, BarewalRoad,
Ludhiana.

..Complainant

Versus

Public Information Officer,
O/o DC,
Ludhiana.

...Respondent

Complaint Case No. 382 of 2019

PRESENT: Sh.NitinSachdeva, Advocate for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 05.02.2019 has sought status on the application dated 28.09.2018 regarding Money Lending License and other information concerning the office of Deputy Commissioner, Ludhiana. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 16.04.2019 which took no decision on the appeal.

The counsel for the appellant claims that the PIO has not provided the information to the appellant till date. The respondent is absent. The PIO is directed to provide any paper/document available on record pertaining to money lending license applied by the appellant with the receipt No.327897/MA dated 01.10.2018.

The Commission observes that there has been an enormous delay in attending to the RTI application. The Commission has taken a serious view of this and hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

The PIO is again directed to send the information to the appellant within 10 days

The case is adjourned. To come up for further hearing on **23.10.2019 at 11.00 AM.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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ShJasbir Singh,
Village Bolapur, Jhabewal ,P.O. Ramgarh,
Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o SDM, Jalalabad,
DisttFazilka.

First Appellate Authority,
O/o SDM, Jalalabad,
DisttFazilka

...Respondent

Appeal Case No. 1485 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 19.12.2018 has sought information regarding action taken on the implementation of Section 4(a, b, c & d) of the RTI Act and other information concerning the office of SDM, Jalalabad, DisttFazilka.. The appellant was not satisfied with the reply of the PIO dated 17.01.2019 after which the appellant filed a first appeal before the First Appellate Authority on 21.01.2019, which took no decision on the appeal.

The appellant is absent and via email has sought exemption. The appellant further informed that the PIO has not provided the information. The respondent is absent.

The Commission observes that the reply of the PIO is pertaining to the internal functioning of the department whereas the appellant has asked that if there is any document available which establishes that the department has taken steps towards implementation of section 4 of the RTI Act and its sub-sections. It may be stated that section 4 and its subsections pertain to the obligations of the Public Authorities, whereby, the public authorities create a system to maintain records, as well disseminate them suo-motto in easily accessible form, preferably electronic and the Internet, so that the public have minimum resort to use this Act to obtain information.

The PIO is directed to inform that what steps have been taken to implement this section. The reply be sent to the appellant within 15 days.

With the above order, the case is **disposed off and closed**.

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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ShRamandeep S/o Sh Ramesh Kumar,
R/o HNo- B-2449, Street No-4-F, Kailash Nagar,
Fazilka.

... Appellant

Versus

Public Information Officer,
O/oADC, (Development),
Fazilka.

First Appellate Authority,
O/oADC, (Development),
Fazilka

...Respondent

Appeal Case No. 1490 of 2019

PRESENT: Sh.Ramandeep for the Appellant
Sh.Sandeep Kumar, APO for the Respondent

ORDER:

The appellant through RTI application dated 21.12.2018 has sought information on 14 points regarding service contracts and order for checking of Gram PanchayatLadhuka and other information concerning the office of ADC (Development) Fazilka. The appellant was denied the information by the PIO vide letter dated 21.02.2019 after which he filed first appeal before the First Appellate Authority on 30.01.2019 which took no decision on the appeal.

The respondent present pleaded that the reply has been sent to the appellant on 21.02.2019. The appellant is not satisfied and informed that the PIO has not provided the information except the information on points 6 & 8. Hearing both the parties, the Commission directs the appellant to inspect the record as per date fixed on 11.07.2019 at 3.00 PM and get the relevant information. The PIO is directed to allow inspection of the record to the appellant and provide the relevant information as per RTI Act. The information be provided within 10 days.

With the above order, the case is **disposed off and closed.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.KrishanLal, S/o ShDarshanLal,
R/o H NO-B-1/171, Mohalla Chaudhrian, Near Shiv Mandir,
Tehsil Philaur, Distt Jalandhar.

... Appellant

Versus

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

First Appellate Authority,
O/o Police Commissioner,
Ludhiana.

...Respondent

Appeal Case No. 1438 of 2019

PRESENT: Sh.KrishanLal as the Appellant
Sh.Ramesh Kumar, ASI and Sh.Jawala Prashad, ASI for the Respondent

ORDER:

The appellant through RTI application dated 23.01.2019 has sought 13 points information regarding complaint diary No.3548--5D dated 08.11.2018 filed by the appellant in Police Station Salem Tabri Ludhiana for theft of mobile phone and other information concerning the office of Police Commissioner, Ludhiana. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 02.03.2019 which took no decision on the appeal.

The appellant claims that the PIO has not provided the information. The respondent pleaded that the information relates to case No.28 dated 27.01.2019 and since the enquiry was pending, the information was denied under section 8(1)(h) and the reply was sent to the appellant by the SHO Police Station Salem Tabri Ludhiana vide letter dated 22.04.2019.

The respondent further pleaded that now the enquiry has been completed and the case challan has been filed in the court, they do not have information. The appellant states that the record is available with the concerned police station since a copy of the record is always being retained by the enquiry officer for showing it in the court any time the court summons the inspecting officer for witness.

Hearing both the parties, the PIO is directed to relook at the RTI application and submit point-wise reply on an affidavit. If the record is available in the custody of the police department, the information be provided.

The case is adjourned. To come up for further hearing on **22.10.2019 at 11.00 AM.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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ShKaramjeet Singh, S/o ShMaghar Singh,
1169, Khanna Nagar, Road, Bye Pass,
LehraGaga, DisttSangrur.

... Appellant

Versus

Public Information Officer,
O/o Chief Minister,
Punjab, Chandigarh.

First Appellate Authority,
O/o Chief Minister,
Punjab, Chandigarh.

...Respondent

Appeal Case No. 1442 of 2019

PRESENT: Sh.KaramjeetSingh for the Appellant
Sh.Jasbir Singh, Sr.Assistant and Sh.GauravSaini, Clerk O/o CM Punjab,
Chandigarh for the Respondent

ORDER:

The appellant through RTI application dated 03.09.2018 has sought information on 9 points regarding action taken on the application sent to the office of CM Punjab on 01.06.2018 and other information concerning the office of CM Punjab, Chandigarh. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 27.10.2018 which took no decision on the appeal.

The respondent present pleaded that the information concerning them has been provided to the appellant vide letter dated 20.09.2018 and a copy of the same submitted to the Commission. The respondent further informed that since the remaining information relates to the office of Social Security, Women and Child Welfare, they have transferred the RTI application to the Special Chief Secretary, Social Security, Women & Child Welfare, Punjab.

Having gone through the RTI application and the reply of the PIO, the Commission finds that the information has been provided to the best possible extent. The appellant is directed to file fresh RTI application for the remaining information to the concerned department.

No further course of action is required. The case is **disposed off and closed.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.Iqbal Singh,
Village Rasulpur, Tehsil Jagraon,
Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o DGP,
Punjab, Chandigarh.

First Appellate Authority,
O/oDGP, (Admin),
Punjab, Chandigarh.

...Respondent

Appeal Case No. 1465 of 2019

PRESENT: None for the Appellant
Sh.Purshotam Kumar, Head Constable for the Respondent

ORDER:

The appellant through RTI application dated 15.12.2018 has sought information on 9 points regarding notification published in the year 2016 for recruitment of police constables, list of applicants, list of applicants under SC category and other information concerning the office of DGP Punjab, Chandigarh. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 25.01.2019 which took no decision on the appeal.

The respondent present pleaded that the appellant was asked vide letter dated 08.01.2019 to deposit requisite fee of Rs.1,32,750/- for 66375 pages but the appellant has not deposited the same. Thereafter, the appellant filed first appeal with the First Appellate Authority which disposed off the appeal on 03.06.2019.

The Commission observes that the information is voluminous and will involve diversion of resources. If the appellant wants information, he should deposit the amount and get the information.

With the above direction, the case is **disposed off and closed.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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ShSurjit Singh,
H NO-2990/76, Street No-4,
Guru Gobind Singh Nagar, Near Mair di Chakki,
P.O Lohara, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Local Bodies Minster,
Sector-35-A, Chandigarh.

First Appellate Authority,
O/o Local Bodies Minster,
Sector-35-A, Chandigarh.

...Respondent

Appeal Case No. 1473 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 20.09.2018 has sought information regarding action taken report on the complaint dated 30.08.2018 and other information concerning the office of Local Bodies Minister, Punjab, Chandigarh. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 12.02.2019 which took no decision on the appeal.

Since both the parties are absent, in the interest of justice, one more opportunity is granted and the case is adjourned.

To come up for further hearing on **23.10.2019 at 11.00 AM.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner



ShPrem Kumar Rattan,
H o-78/8, Park Road, new Mandi, Dhuri,
DisttSangrur.

... Appellant

Versus

Public Information Officer,
O/oADGP, (NRI Wing),
Phase-7, Mohali.

First Appellate Authority,
O/oADGP, (NRI Wing),
Phase-7, Mohali.

...Respondent

Appeal Case No. 1493/2019 and 1498/2019

PRESENT: Sh.Prem Kumar Rattan as the Appellant
Ms.Veerpal Kaur, Inspector, NRI Wing for the Respondent

ORDER:

The appellant through RTI application dated 04.02.2019 has sought information regarding any communication, letters issued and reply received, during the enquiry on the complaint No.UID 1293408 dated 15.03.2018 of Sh.Pushpinder Sharma and other information concerning the office of ADGP (NRI Wing) Mohali. The appellant was not satisfied with the reply of the PIO vide letter dated 27.03.2019 whereby the PIO informed the appellant that for enquiry on the complaints, case No.12 dated 12.03.2019 u/s 406, 498-A, 120-B IPC has been registered in Police Station, NRI Ludhiana City, after which he filed first appeal before the First Appellate Authority on 08.03.2019 which took no decision on the appeal.

The respondent present pleaded that the information has been provided to the appellant. The appellant is not satisfied and stated that he has sought information regarding any communication, letters issued and reply received; during the enquiry on the complaint UID No. 1293408 dated 15.03.2018.

Hearing both the parties, the appellant is directed to inspect the record relating to complaint No.1293408 as per date and time fixed (i.e. 12.07.2019 at 12.00 Noon) and get the relevant information. The PIO is directed to allow inspection to the appellant and provide the relevant information. The PIO is also directed to send appropriate reply on point-3 (communication of the DGP) of the RTI application.

During the hearing, it came to the notice of the Commission that the appellant has filed another similar appeal case No.1498/2019 seeking exactly the same information as sought in appeal case No.1493/2019. Both the appeal cases are clubbed together.

To come up for compliance on **23.10.2019 at 11.00 AM.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Dr. NakulKundra, S/o ShNaresh Kumar,
NC-118, KotKishan Chand,
Jalandhar City.

... Appellant

Versus

Public Information Officer,
O/o Assistant, IGP (Crimes),
Sec-9, Punjab, Chandigarh..

First Appellate Authority,
O/o IGP, Headquarter,
Sec-9,Punjab, Chandigarh.

...Respondent

Appeal Case No. 1494 of 2019

PRESENT: None for the Appellant
Sh.Purshotam Kumar, Head Constable for the Respondent

ORDER:

The appellant through RTI application dated 10.11.2018 has sought information regarding copy of letter bearing UID No.1304180 dated 03.04.2018 addressed to the Commissioner of Police Amritsar and copies of documents, files relating to enquiry and other information concerning the office of AIGP(Crime), Punjab Chandigarh. The appellant was not satisfied with the reply of the PIO dated 07.01.2019 after which he filed first appeal before the First Appellate Authority on 06.03.2019 which took no decision on the appeal.

The respondent present pleaded that enquiry was conducted by the SSP Nawanshahar and a copy of the enquiry report was sent to the appellant vide letter dated 12.03.2019. The appellant is not satisfied and stated that the information is incomplete.. The respondent further pleaded that some part of the information is with the SSP Nawanshahar since the enquiry was conducted by SSP Nawanshahar.

The PIO-SSP, Nawanshahar is impleaded in the case and directed to look at point-2 of the RTI application and file reply to the Commission. The PIO-AIGP is also directed to transfer the RTI application to the SSP Nawanshahar.

The case is adjourned. To come up for further hearing on **23.10.2019 at 11.00 AM.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to PIO-SSP Nawanshahar

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ShJatinder Singh, S/o ShBakhsish Singh,
R/o 5777-B, Sector-38 (West),
Chandigarh.

... Appellant

Versus

Public Information Officer,
O/oGMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1503 of 2019

PRESENT: Sh.Gurmeet Singh Sidhu for the Appellant
Sh.Gulshan Kumar, PIO for the Respondent

ORDER:

The appellant through RTI application dated 09.11.2018 has sought information regarding projects/schemes in Mohali in which GMADA/PUDA has joint venture with builders, infrastructure companies for development, marketing and other information concerning the office of GMADA Mohali. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 11.01.2019 which took no decision on the appeal.

The respondent has brought the information and handed over to the representative of the appellant. The representative of the appellant has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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ShJatinder Singh, S/o ShBakhsish Singh,
R/o 5777-B, Sector-38 (West),
Chandigarh.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1504 of 2019

PRESENT: Sh.Gurmeet Singh Sidhu for the Appellant
Sh.Gulshan Kumar, PIO for the Respondent

ORDER:

The appellant through RTI application dated 12.11.2018 has sought information regarding LOI issued, LOI withdrawn and allotment letters issued for 300 sq.yds plots for the period of commencement of Gateway City Scheme in Mohali and other information concerning the office of GMADA Mohali. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 14.01.2019 which took no decision on the appeal.

The respondent present pleaded that this case has come to his knowledge yesterday only and asked for a copy of the RTI application. The respondent further assured to supply the information within 15 days.

A copy of the RTI application has been provided to the respondent. The PIO is directed to look at the RTI application and provide the information within 15 days.

To come up for compliance on **11.09.2019 at 11.00 AM.**

Chandigarh
Dated:09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.Satpal Sharma, S/o ShGian Chand Sharma,
H No-3623, Street No-1,
DurgaPuriHaibowalkalan,
Ludhiana

...Appellant

Versus

Public Information Officer,
O/oGLADA,
Ludhiana.

First Appellate Authority,
O/oChief Administrator,
GLADA, Ludhiana.

...Respondent

Appellant Case No. 3810 of 2018

Present: Sh.SatpalSharma for the Appellant
Sh.Santosh Kumar Bains, PIO for the Respondent

Order:

The case was first heard on **05.03.2019**. Since both the parties were absent, the case was adjourned.

The case was again heard on **24.04.2019**. The respondent present brought the information and handed over to the appellant. The appellant claimed that the information was incomplete and the PIO had not provided the map of the building.

Having gone through the RTI application and the reply of the PIO, the Commission observed that the information on points 1,2& 6 had been suitably provided. Point-3 will be decided on the next date of hearing. Regarding points 4 & 5, the PIO stated that the information is not available in their record. The PIO was directed to give this on an affidavit. The PIO was also directed to provide the information on points 7 & 8.

The case was last heard on **12.06.2019**. The appellant claims that the PIO has not provided the information as per order of the Commission. Since the PIO neither brought the affidavit nor provided the complete information as per earlier order, the PIO was issued a **show cause notice** and directed to file reply on an affidavit. The PIO was again directed to provide complete information as per earlier orders within 10 days.

Hearing dated 09.07.2019:

The respondent present has brought the affidavit and handed over to the appellant. The respondent has also brought information on points-7 & 8 and handed over to the appellant. The appellant has received the information and is satisfied. Regarding information on point-3, the PIO is directed to raise requisite fee and provide the information. The appellant is directed to deposit the amount and get the information on point-3.

With the above orders, the case is **disposed off and closed**.

Chandigarh
Dated: 09.07.2019

Sd/-
(Khushwant Singh)
State Information Commissioner