

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Rajneesh Bharara,

520, Preet Colony,

Zirakpur, District SAS Nagar – 140603

Mohali.

Versus

Public Information Officer,

o/o Municipal Council,

Zirakpur.

First Appellate Authority,

o/o Deputy Commissioner,

Mohali.

Appeal Case No. 3539 of 2019

PRESENT:

Rajnish Bharara (Appellant) 99188-96100

Gurinder Singh, APIO-Cum-Superintendent (for the Respondent) 96460-15752

ORDER:

(To be read in continuity with earlier orders on 20.11.19)

1. The RTI application is dated **8.7.19** vide which the appellant has sought **information pertaining to authorized and unauthorized colonies etc.** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **9.8.19** and second appeal was filed in the Commission on **24.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **20.11.19**.
2. Both parties are present. The respondent, represented by Superintendent-cum-APIO Gurinder Singh, brought partial information and sought more time on the plea that the information has to be collected from various departments within the Municipal Council, Zirakpur.
3. The respondent PIO is directed to file written a pointwise reply to the 15 points enumerated in the original RTI application. He must furnish the information requested, where available, and cite specific reasons for nondisclosure – whether it is unavailable in the official record, or, is exempt from disclosure as per a specific provision of the RTI Act.
4. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Sarabjeet Singh Gill, Whistle Blower,

60-35, P-376-1, Street No. 8,

Maha Singh Nagar, PO Dhandari Kalan,

District Ludhiana – 141 014

Versus

Public Information Officer,

o/o Additional Inspector General (Crime),

Punjab Police Headquarters,

Sector-9, Chandigarh

Public Information Officer,

o/o Director General of Police,

Punjab Police Headquarters,

Sector-9, Chandigarh

First Appellate Authority,

o/o Director General of Police,

Punjab Police Headquarters,

Sector-9, Chandigarh

Appeal Case No. 3978 of 2019

PRESENT:

(Appellant) Absent

Narinder Singh, Senior Constable (for the Respondent) 87278-00286

Manmahek Pal Singh, Constable (for the Respondent)

ORDER:

1. The RTI application is dated **10.5.18** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 9.8.19, and second appeal was filed in the Commission on **23.10.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.
2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, represented at this hearing by Senior Constable Narinder Singh and Constable Manmahek Pal Singh, have submitted that this original RTI as well as the first appeal filed by this appellant were transferred to the office of the AIG (Crime), where the requested information is held.
3. No one from the office of AIG (Crime) is present at this hearing.
4. The appearing respondents are directed to transfer the second appeal filed by the appellant on 23.10.19 to the office of AIG (Crime), at the earliest, under intimation to this Commission.

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5. On receipt of the Commission's notice in response to the second appeal and this Order, the AIG (Crime)-cum-PIO is directed to furnish the requested information or cite specific provisions of the RTI Act to seek exemption of disclosure.

6. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
10.1.2020

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Sarabjeet Singh Gill, Whistle Blower,

60-35, P-376-1, Street No. 8,

Maha Singh Nagar, PO Dhandari Kalan,

District Ludhiana – 141 014

Versus

Public Information Officer,

o/o Station House Officer,

Police Station Daba,

District Ludhiana City.

First Appellate Authority,

o/o Police Commissioner Ludhiana

District Ludhiana.

Appeal Case No. 3979 of 2019

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **15.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.8.19**, and second appeal was filed in the Commission on **23.10.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. Both parties are absent. While the respondent PIO-Cum-SHO, Police Station, Daba, is absent without any intimation, the appellant Sarabjeet Singh Gill has informed the Commission of his inability to attend this hearing.

3. Under the circumstances, the Commission grants both parties one more opportunity to be heard with regard to this appeal case.

4. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Jasbir Singh,

Village Bolapur Jhabewal,

P.O: Ramgarh, District Ludhiana.

Versus

Public Information Officer,

o/o Commissioner of Police,

Ludhiana.

First Appellate Authority,

o/o Commissioner of Police, Ludhiana.

Appeal Case No. 4030 of 2019

PRESENT:

(Appellant) Absent

Pawandev Singh, Sub Inspector (for the Respondent) 78887-41866

ORDER:

1. The RTI application is dated **1.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **7.8.19** and second appeal was filed in the Commission on **29.10.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. The appellant is absent. The respondent PIO, represented by Sub Inspector, Pawandev Singh, has submitted that the inquiry, conducted by the office of Commissioner of Police, on this appellant's complaint was completed and sent to the Deputy Commissioner Ludhiana on 8.7.19 vide letter no. 1744/PC Branch, Ludhiana, after which, the appellant was asked to seek the information from the DC's office.

3. This Commission is however, of the view that the respondent PIO office of Commissioner of Police, Ludhiana, ought to have transferred the application under Section 6(3) of the RTI Act to the PIO, office of Deputy Commissioner, Ludhiana, within 5 days of receiving it.

4. This Commission now directs the respondent PIO to officially transfer the RTI application to the office of Deputy Commissioner, Ludhiana, at earliest and inform the Commission as well as the appellant of this.

5. The PIO office of Deputy Commissioner, Ludhiana to be impleaded with the directions to submit a reply to the original RTI application.

6. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Ranjit Singh,

s/o Amar Singh,

1026, Street Bhagta Wali,

Namak Mandi, Amritsar.

Versus

Public Information Officer,

o/o Deputy Commissioner of Police,

Near Cantonment Police Station,

Mcleod Road, Amritsar.

First Appellate Authority,

o/o Police Commissioner,

Mcleod Road, Amritsar.

Appeal Case No. 4033 of 2019

PRESENT:

(Appellant) Absent

Rashpal Singh, ASI, PS-D-Division, Amritsar (for the Respondent) 98724-42164

Heera Singh, ASI, D.C., Amritsar (for the Respondent)

ORDER:

1. The RTI application is dated **31.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **29.10.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing and has requested one adjournment. The respondent PIO, represented by ASI Rashpal Singh from the Police Station D-Division, Amritsar and ASI Heera Singh from the office of Commissioner of Police, Amritsar, have submitted a reply, wherein it is stated that no complaint was, however, received against the appellant by his wife Sarita at Police D-Division and that there is no record of any agreement (*raazinama*) at the Police Station D-Division.

3. However, since the appellant is not present, this Commission grants him one more opportunity to be heard in person so that this appeal case be disposed of and Closed.

4. **Next hearing on 5.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Sahil Sharma,

S/o Sh. Sawtantar Kumar Sharma,

4811/1, Sector-38 (West),

Chandigarh-160014

Versus

Public Information Officer,

o/o Deputy Commissioner of Police,

Ludhiana-141008.

First Appellate Authority,

o/o Commissioner of Police,

Ludhiana.

Appeal Case No. 4035 of 2019

PRESENT:

Sawtantar Sharma (for the Appellant) 98786-28347

Pawandev Singh, Sub Inspector (for the Respondent) 78887-41866

ORDER:

1. The RTI application is dated **15.6.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.8.19**, and second appeal was filed in the Commission on **29.10.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. Both parties are present. The appellant is represented by his father Sawtantar Sharma. The respondent PIO, represented by Sub Inspector Pawandev Singh, submitted that the requested information (43 pages) were sent to the appellant on **31.8.18**.

3. The appellant however, contended that a portion of the information (1 page) was missing. On examining the original file, brought to this hearing by the respondent, it was found that a portion of first page was missing from the photocopy provided to the appellant. A fresh copy of the aforesaid page was done and handed over to the appellant after being attested by Sub Inspector Pawandev Singh. The appellant has expressed his satisfaction.

4. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Vivek Kumar

President, Movement Against Corruption & Crime,

450, Sector- 3 C,

Mandi Gobindgarh-147301

Versus

Public Information Officer,

o/o Deputy Commissioner of Police,

Ludhiana – 141 008.

First Appellate Authority,

o/o Commissioner of Police,

Ludhiana.

Appeal Case No. 4038 of 2019

PRESENT:

Vivek Kumar (Appellant) 90416-64114

Karan Kaplash, Senior Assistant (for the Respondent) 99888-24403

Pawan Kumar Sharma, Junior Assistant (for the Respondent) 88722-80555

ORDER:

1. The RTI application is dated **16.7.19** vide which the appellant has sought voluminous information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **13.9.19**, and second appeal was filed in the Commission on **29.10.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. Both parties are present. The respondent PIO, represented by Karan Kaplash, Senior Assistant, has submitted that most of the points in the appellants RTI application are in the form of questions or pertain to personal information of serving employees. However, on perusing the original RTI application, this Commission is of view that the information requested at point No. 4, regarding the amount and mode of payment of wages to government employees, is a valid request and must be furnished.

3. The respondent PIO is directed to supply the aforesaid information (point No. 4) to the appellant before the next hearing.

4. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Sunil Kumar,

S/o Sh. Lekh Raj

1350/9, Street Gujran Wali,

Chowk Baba Sahib,

Amritsar.

Versus

Public Information Officer,

o/o Police Commissioner,

Mini Secretariat

Ferozepur Road, Ludhiana.

First Appellate Authority,

o/o Police Commissioner,

Mini Secretariat,

Ferozepur Road, Ludhiana.

Appeal Case No. 4096 of 2019

PRESENT:

(Appellant) Absent

Pawandev Singh, Sub Inspector (for the Respondent) 78887-41866

ORDER:

1. The RTI application is dated **13.6.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.8.19** and second appeal was filed in the Commission on **1.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. The appellant is absent but he has informed of his inability to attend this hearing because he is required to be attend a court case at Amritsar. The respondent PIO, represented by Sub Inspector Pawandev Singh, stated that the appellant was invited to collect the information from the office of Commissioner of Police, Ludhiana. The appellant, however, insisted that he would collect it at this hearing. A copy of the requested information (25 pages), which are duly attested have been taken on file. The appellant can collect this from the Commission at his convenience.

3. In view of the appellant's absence, this appeal case will be heard again **on 26.2.2020 at 11:00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Paramraj Singh Umranagal,

1549, Sector-36 D,

Chandigarh.

Versus

Public Information Officer,

o/o Director, Bureau of Investigation,

Punjab Police Head Quarter,

Chandigarh.

Complaint Case No. 941 of 2019

PRESENT:

Guninder Singh Advocate (for the Complainant) 94635-00028

Rattandeep Singh, Head Constable (for the Respondent) 98559-11119

ORDER:

1. The complainant, Paramraj Singh Umranagal, filed this RTI application dated **1.5.19** and sought **information pertaining to reports of the Justice Zora Singh Commission and Justice Ranjit Singh Commission** as enumerated in his RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.10.19**. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.

2. Both parties are present. The complainant is represented by his lawyer Guninder Singh. The respondent PIO represented by Head Constable, Rattandeep Singh, has submitted a reply wherein it is stated that the SIT formed on the recommendation of the retired Justice Ranjit Singh Commission, is still investigating four cases related to Kotkapura and Behbal Kalan incidents. The respondent PIO has however, failed to specifically reply to the 13 points listed in the complainant's RTI application of 1.5.19. furthermore, he has not cited any provisions of the RTI Act, that permit exemption from disclosing of requested information.

3. The respondent PIO is directed to file written, pointwise reply to the RTI application citing specific provisions of the RTI Act under which the requested information has been withheld.

4. **Next hearing on 14.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

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Sonia Singh,

w/o Sh. Mukhtiar Shadab,

38, Ground Floor, Green Field Homes,

Krishanpura, Dhakoli, Mohali.

Versus

Public Information Officer,

o/o Senior Superintendent of Police,

Mohali.

Complaint Case No. 943 of 2019

PRESENT:

(Complainant) Absent

(Respondent) Absent

ORDER:

1. The complainant, Sonia Singh, filed this RTI application dated **14.8.19** and sought **information pertaining to her complaint No. 3881 dated 21.11.18 and DDR 192/SD dated 25.7.18 etc.**, as enumerated in her RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **29.10.19**. Notice was issued to the parties for first hearing in the Commission on **10.1.20**.
2. Both parties are absent without any intimation to this Commission.
3. Under the circumstances, the Commission grants both parties one more opportunity to be heard in person.
4. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

10.1.2020

PUNJAB STATE INFORMATION COMMISSION

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Karnail Singh,
704 B, Sector-33 B,
Chandigarh.

Versus

Public Information Officer,
o/o Director, Department of Finance,
Treasury and Accounts Branch, Plot No. 2 A, Sector-33 A,
Chandigarh.

First Appellate Authority,
O/o Director, Department of Finance,
Treasury and Accounts Branch, Plot No. 2 A, Sector-33 A,
Chandigarh.

Appeal Case No. 2818 of 2019

PRESENT:

Karnail Singh (Appellant) 94639-15508

Archana, Senior Assistant (for the Respondent) 97792-85272

ORDER:

(To be read in continuity with earlier orders on 6.9.19, 16.10.19, 28.11.19, and 26.12.19)

1. The RTI application is dated **29.3.19** vide which the appellant has sought **information regarding Departmental Promotion Committees for the post of DCFA etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **9.5.19** and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.12.19**, wherein the respondent PIO was granted time until today to comply with the Commission's Order of 28.11.19, to submit an affidavit.

2. Both parties are present. The respondent PIO, represented by Senior Assistant, Archana, is present and she has submitted an Affidavit, which is duly Notarized as directed at the last hearing on 26.12.19.

3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
10.1.2020