

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com

Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)



Shri Gagandeep Singh Threeke,
(RTI Activist)
SCO 26, Shant Park,
Main Sua Road, Threeke
Ludhiana-142028.

.....Appellant

Versus

Public Information Officer
O/o Improvement Trust,
Ludhiana.

First Appellate Authority-cum-
Deputy Director, Local Govt.,
Ludhiana.

....Respondents

AC No.3022 of 2020

Present: (i) Appellant- absent.
(ii) None on behalf of the PIO.

ORDER:

1. The RTI application is dated 29.06.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 08.08.2020 and the second appeal was filed in the Commission on 13.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice for the hearing was issued to the parties for 11.01.2021 through V.C. in D.C. Office, Ludhiana. However, on account of a meeting scheduled to be taken by the Chief Minister, Punjab at the same time through V.C., the hearing through V.C. could not be held.
3. The appellant has not come present to attend the hearing. As such, he is contacted on mobile phone. He states that he is unable to attend the hearing due to illness of his father. He, however, states that he has not received any information as yet.
4. The PIO has neither come present to attend the hearing nor he has deputed any of his representatives to attend the hearing on his behalf nor any information has been supplied to the appellant. This indifferent attitude of the PIO is viewed adversely.
5. The PIO O/o Executive Officer, Improvement Trust, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for non-supply of information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.



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AC No.3022/2020

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.

7. The PIO is further directed to ensure that complete information is supplied to the appellant before the next hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 24.03.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy to (By Regd. Post):

Public Information Officer,
O/o Improvement Trust,
Ludhiana. (By Name)

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Shri Surinder Kumar,
S/o Shri Bhagwan Dass,
Partap Nagar Welfare Society,
Ward No.8, Fatehgarh Churian,
District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Fatehgarh Churian
District Gurdaspur.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Amritsar.

....Respondents

AC No.3000 of 2020

Present: (i) Shri Surinder Kumar, appellant
(ii) Shri Ramesh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian, District Gurdaspur, on behalf of the PIO.

ORDER:

(Contacted on Mobile Phone)

1. The RTI application is dated 03.07.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 08.08.2020 and the second appeal was filed in the Commission on 08.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice for the hearing was issued to the parties for 11.01.2021 through V.C. in D.C. Office, Gurdaspur. However, on account of a meeting scheduled to be taken by the Chief Minister, Punjab at the same time through V.C., the hearing through V.C. could not be held.

3. Shri Ramesh Singh, Inspector, Municipal Council, Fatehgarh Churian who is present to attend the hearing in D.C. Office, Gurdaspur, is contacted on mobile phone. He states that the information has been supplied to the appellant vide letter dated 07.01.2021, with a copy to the Commission sent by e.mail.

4. Shri Surinder Kumar, appellant who is present in D.C. Office, Gurdaspur to attend the hearing is contacted on mobile phone. He denies the receipt of any information from the PIO.

Cont...P-2



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AC No.3000/2020

5. Post deliberations with the appellant and representative of the PIO, the Bench directs the PIO to call the appellant to his office and allow him access to the official records. The appellant will identify the information as per his RTI application and the same will be provided by the PIO to the appellant before the next hearing.

6. After supplying the requisite information to the appellant, the PIO is also directed to file an affidavit before the next hearing, duly signed by the PIO and attested by the Notary Public, to the effect that the information as available in official records in AC No.3000/2020 has been supplied to the appellant. It is further stated that nothing has been concealed therein and the statement made is true and correct. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.04.2021 at 11.30 AM before the Bench at Chandigarh.** Both the appellant and PIO will attend the hearing in person in Commission's office at Chandigarh. The copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Surinder Kumar,
S/o Shri Bhagwan Dass,
Partap Nagar Welfare Society,
Ward No.8, Fatehgarh Churian,
District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Fatehgarh Churian
District Gurdaspur.

First Appellate Authority

O/o Deputy Director,
Urban Local Bodies, Amritsar.

....Respondents

AC No.2999 of 2020

Present:

- (i) Shri Surinder Kumar, appellant
- (ii) Shri Ramesh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian, District Gurdaspur, on behalf of the PIO.

ORDER:

(Contacted on Mobile Phone)

1. The RTI application is dated 08.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 18.06.2020 and the second appeal was filed in the Commission on 08.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice for the hearing was issued to the parties for 11.01.2021 through V.C. in D.C. Office, Gurdaspur. However, on account of a meeting scheduled to be taken by the Chief Minister, Punjab at the same time through V.C., the hearing through V.C. could not be held.
3. Shri Ramesh Singh, Inspector, Municipal Council, Fatehgarh Churian who is present to attend the hearing in D.C. Office, Gurdaspur, is contacted on mobile phone. He states that the information has been supplied to the appellant.
4. Shri Surinder Kumar, appellant who is present in D.C. Office, Gurdaspur to attend the hearing is contacted on mobile phone. He denies the receipt of any information from the PIO.

Cont...P-2



-2-

AC No.2999/2020

5. Post deliberations with the appellant and representative of the PIO, the Bench directs the PIO to call the appellant to his office and allow him access to the official records. The appellant will identify the information as per his RTI application and the same will be provided by the PIO to the appellant before the next hearing.

6. After supplying the requisite information to the appellant, the PIO is also directed to file an affidavit before the next hearing, duly signed by the PIO and attested by the Notary Public, to the effect that the information as available in official records in AC No.2999/2020 has been supplied to the appellant. It is further stated that nothing has been concealed therein and the statement made is true and correct. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.04.2021 at 11.30 AM before the Bench at Chandigarh.** Both the appellant and PIO will attend the hearing in person in Commission's office at Chandigarh. The copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
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Shri Surinder Kumar,
S/o Shri Bhagwan Dass,
Partap Nagar Welfare Society,
Ward No.8, Fatehgarh Churian,
District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Fatehgarh Churian
District Gurdaspur.

First Appellate Authority

O/o Deputy Director,
Urban Local Bodies, Amritsar.

....Respondents

AC No.3011 of 2020

Present: (i) **Shri Surinder Kumar, appellant**
(ii) **Shri Ramesh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian, District Gurdaspur, on behalf of the PIO.**

ORDER:

(Contacted on Mobile Phone)

1. The RTI application is dated 11.06.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 25.07.2020 and the second appeal was filed in the Commission on 08.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice for the hearing was issued to the parties for 11.01.2021 through V.C. in D.C. Office, Gurdaspur. However, on account of a meeting scheduled to be taken by the Chief Minister, Punjab at the same time through V.C., the hearing through V.C. could not be held.
3. Shri Ramesh Singh, Inspector, Municipal Council, Fatehgarh Churian who is present to attend the hearing in D.C. Office, Gurdaspur, is contacted on mobile phone. He states that the information has been supplied to the appellant vide letter dated 07.01.2021, with a copy to the Commission sent by e.mail.
4. Shri Surinder Kumar, appellant who is present in D.C. Office, Gurdaspur to attend the hearing is contacted on mobile phone. He denies the receipt of any information from the PIO.

Cont...P-2



-2-

AC No.3011/2020

5. Post deliberations with the appellant and representative of the PIO, the Bench directs the PIO to call the appellant to his office and allow him access to the official records. The appellant will identify the information as per his RTI application and the same will be provided by the PIO to the appellant before the next hearing.

6. After supplying the requisite information to the appellant, the PIO is also directed to file an affidavit before the next hearing, duly signed by the PIO and attested by the Notary Public, to the effect that the information as available in official records in AC No.3011/2020 has been supplied to the appellant. It is further stated that nothing has been concealed therein and the statement made is true and correct. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.04.2021 at 11.30 AM before the Bench at Chandigarh.** Both the appellant and PIO will attend the hearing in person in Commission's office at Chandigarh. The copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Surinder Kumar,
S/o Shri Bhagwan Dass,
Partap Nagar Welfare Society,
Ward No.8, Fatehgarh Churian,
District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Fatehgarh Churian
District Gurdaspur.

First Appellate Authority

O/o Deputy Director,
Urban Local Bodies, Amritsar.

....Respondents

AC No.3010 of 2020

Present:

- (i) Shri Surinder Kumar, appellant
- (ii) Shri Ramesh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian, District Gurdaspur, on behalf of the PIO.

ORDER:

(Contacted on Mobile Phone)

1. The RTI application is dated 24.06.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 25.07.2020 and the second appeal was filed in the Commission on 08.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice for the hearing was issued to the parties for 11.01.2021 through V.C. in D.C. Office, Gurdaspur. However, on account of a meeting scheduled to be taken by the Chief Minister, Punjab at the same time through V.C., the hearing through V.C. could not be held.
3. Shri Ramesh Singh, Inspector, Municipal Council, Fatehgarh Churian who is present to attend the hearing in D.C. Office, Gurdaspur, is contacted on mobile phone. He states that the information has been supplied to the appellant vide letter dated 07.01.2021, with a copy to the Commission sent by e.mail.
4. Shri Surinder Kumar, appellant who is present in D.C. Office, Gurdaspur to attend the hearing is contacted on mobile phone. He denies receipt of any information from the PIO.

Cont...P-2



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AC No.3010/2020

5. Post deliberations with the appellant and representative of the PIO, the Bench directs the PIO to call the appellant to his office and allow him access to the official records. The appellant will identify the information as per his RTI application and the same will be provided by the PIO to the appellant before the next hearing.

6. After supplying the requisite information to the appellant, the PIO is also directed to file an affidavit before the next hearing, duly signed by the PIO and attested by the Notary Public, to the effect that the information as available in official records in AC No.3010/2020 has been supplied to the appellant. It is further stated that nothing has been concealed therein and the statement made is true and correct. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.04.2021 at 11.30 AM before the Bench at Chandigarh.** Both the appellant and PIO will attend the hearing in person in Commission's office at Chandigarh. The copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
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Shri Harpal Singh,
S/o Shri Arjan Singh
Vill. Zahadpur, PO Jaito Sarja
Tehsil Batala, Distt. Gurdaspur.

.....Appellant

Versus

Public Information Officer
O/o Sr. Superintendent of Police,
Batala, District Gurdaspur.

First Appellate Authority
O/o Sr. Superintendent of Police,
Batala, District Gurdaspur.

....Respondents

AC No.3048 of 2020

Present: (i) **Shri Harpal Singh, appellant**
(ii) **Shri Sukhraj Singh, ASI O/o SSP Batala, District Gurdaspur**
on behalf of the PIO.

ORDER:

(Contacted on Mobile Phone)

1. The RTI application is dated 15.07.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 04.08.2020 and the second appeal was filed in the Commission on 08.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice for the hearing was issued to the parties for 11.01.2021 through V.C. in D.C. Office, Gurdaspur. However, on account of a meeting scheduled to be taken by the Chief Minister, Punjab at the same time through V.C., the hearing through V.C. could not be held.
3. Shri Sukhraj Singh, ASI O/o SSP Batala, District Gurdaspur who is present for the hearing in D.C. Office, Gurdaspur is contacted on mobile phone. He states that reply has been given to the appellant and an e.mail dated 08.01.2021 has been sent to the Commission stating that the information asked for by the appellant regarding a Case No.74 dated 28.08.2019 registered at P.S. Rangar Nangal and it is being investigated by Superintendent of Police, Operation-cum-APIO, Batala which is still in progress. Unless the investigation is completed, the information cannot be supplied under Section 8(1) of RTI Act, 2005 as it can prejudice the investigation. However, the same can be supplied after the investigation is finalized. On the asking of the Bench, the representative of PIO states that the investigation was ordered on 01.07.2020.

Cont...P-2



-2-

AC No.3048/2020

4. Shri Harpal Singh, appellant is contacted on mobile phone. He states that he has not received any information. Then he is apprised of the version of the PIO.

5. The PIO is directed to again send a copy of the information to the appellant by registered post and to supply requisite information to the appellant on its completion/ finalization by the Investigating Officer.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 24.03.2021 at 11.30 AM through V.C. in D.C. Office, Gurdaspur.** The copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**