



By Registered Post

Sh. Lucas Bhatti,
C/o Adv. Neha Dewan,
House No. 2140, Sector-21C,
Second Floor, Chandigarh.

Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Zirakpur, Mohali.

First Appellate Authority,
O/o Regional Deputy Director,
Local Government, Patiala.

Respondents

Appeal Case No.1944/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
30.07.2018	Nil	19.09.2018	19.12.2018	29.05.2019

Present: Appellant- Adv. Neha Dewan, Counsel.
Respondents- Sh. Lakhveer Singh, Building Inspector.

ORDER

The appellant had filed requisitions for information with regard to the various sanctions issued by the respondents to the one M/s Opera Infratech and Developers, Village Kishanpura and M/s Chandigarh Colonizers Pvt. Ltd., Village Kishanpura, some allied information relating to the regularization of the aforesaid projects has also been sought. The chronology of events of filing the application and appeals figure below in the head note. It shall be seen that the original application was filed on 30.07.2018. The First Appellate Authority had directed the PIO to provide the appellant the requisite information forth with.

The second appeal has come up for hearing today before the Commission. Sh. Lakhvir Singh, Building Inspector, with the respondents and appearing on behalf of the PIO, has submitted a copy of a memo sent to the appellant. The appellant denies its receipt. It is observed that it has been sent across only a couple of days back. Probably, it should be in transit. They have brought along a copy of it, which has been handed over on spot to the

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Appeal Case No.1944/2019

appellant. The appellant may like to go through it and revert to the Commission about their observations, if any. There is delay of one year; the PIO has rendered himself liable for penalty.

The PIO, Sh. Girish Verma, Executive Officer, who had been the incumbent during the period of the fault, is hereby issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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

To come up on **17.10.2019 at 11.30 AM.**

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION
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By Registered Post

Sh. Swaran Singh,
Village-Mehmood Khane Ke,
PO-Amirkhas, Tehsil-Jalalabad West,
District-Fazilka.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Guru Harsahai, District-Fazilka.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ferozepur.

Respondents

Appeal Case No.2012/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
18.02.2019	Nil	15.04.2019	Nil	03.06.2019

Present: Appellant- None.
Respondents- Sh. Sukhbir Singh, Samiti Patwari.

ORDER

The case has been heard through video conferencing.

Having failed to procure the information at the level of PIO and the First Appellate Authority, the appellant has been constrained to file a second appeal. He had sought a copy of nomination papers filed by some candidates and their rejection orders by the Returning Officer during the Panchayat elections held recently.

Sh. Sukhbir Singh, Samiti Patwari, O/o BDPO, states that as the information is in the custody of the SDM of the sub division, he has been informed under section 6(3) of the RTI Act to provide the information to the information seeker. The PIO in the office of the SDM as such is impleaded as a necessary party. Considering him as a deemed PIO, he is desired to provide the information and to show cause as to why the penal proceedings

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Appeal Case No.2012/2019

should not be initiated against him for having failed to transmit the information as provided under Section 7(1) of the Act.

To come up on **13.11.2019 at 11.30 AM through video conferencing at Fazilka.**

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



By Registered Post

Sh. Swaran Singh,
Village-Mehmood Khane Ke,
PO-Amirkhas, Tehsil-Jalalabad West,
District-Fazilka.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Guru Harsahai, District-Fazilka.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ferozepur.

Respondents

Appeal Case No.2013/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
20.02.2019	Nil	15.04.2019	Nil	03.06.2019

Present: Appellant- None.
Respondents- Sh. Sukhbir Singh, Samiti Patwari.

ORDER

The case has been heard through video conferencing.

The appellant had sought the personnel details of Sh. Gurmeet Singh, Panchayat Secretary, O/o the BDPO, Guruharsahai.

Vide memo number 1164 dated 19.08.2019, the office of BDPO, Guruharsahai, had directed Sh. Gurmeet Singh, Panchayat Secretary, to appear in video conference. However, he is neither present nor a reply has been filed. The Commission observes that the information pertains to the same person, who has been asked to furnish it. Obviously it shall lead to a conflict of interest. The PIO has failed to apply himself to the issue in hand and has thus violated the provision of Section 7(1) of the RTI Act.

The BDPO, is hereby issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of

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Appeal Case No.2013/2019

Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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

To come up on **13.11.2019 at 11.30 AM through video conferencing at Fazilka.**

11.09.2019

**(Yashvir Mahajan)
State Information Commissioner**

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By Registered Post

Sh. Swaran Singh,
Village-Mehmood Khane Ke,
PO-Amirkhas, Tehsil-Jalalabad West,
District-Fazilka.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Guru Harsahai, District-Fazilka.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ferozepur.

Respondents

Appeal Case No.2011/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
21.02.2019	Nil	18.04.2019	Nil	03.06.2019

Present: Appellant- None.
Respondents- Sh. Sukhbir Singh, Samiti Patwari.

ORDER

The case has been heard through video conferencing.

The appellant had sought the personnel details of Sh. Gurmeet Singh, Panchayat Secretary, O/o the BDPO, Guruharsahai.

Vide memo number 1168 dated 19.08.2019, the BDPO, Guruharsahai, had directed Sh. Gurmeet Singh, Panchayat Secretary, to appear in video conference. However, he is neither present nor has been any reply filed by him. The Commission observes that the information pertains to the person only who has been asked to furnish it. Obviously it shall lead to conflict of interest. The PIO has failed to apply himself to the issue in hand and provide the information within stipulated period.

The BDPO, is hereby issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of

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Appeal Case No.2011/2019

RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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

To come up on **13.11.2019 at 11.30 AM through video conferencing at**

Fazilka.

11.09.2019

**Sd/-
(Yashvir Mahajan)
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Sh. Jagshir Singh,
S/o Sh. Gian Singh,
R/o # 9/20, Mandi Mullanpur, Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Panchayat Secretary,
Gram Panchayat, Village-Kular,
Ludhiana.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Block-Sudhar, Distt. Ludhiana.

Respondents

Appeal Case No.496/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
10.03.2017	Nil	05.05.2017	Nil	24.01.2019

Present: Appellant- Sh. Jagshir Singh.
Respondents- Sh. Gurmeet Singh, Panchayat Secretary.

ORDER

The case has been heard through video conferencing.

The respondents have brought along the record. The same has been handed over on spot during the course of hearing in video conference to the appellant. He intends to go through it and revert to suggest the infirmity in the information thus provided, if any.

The matter shall be heard on **13.11.2019 at 11.30 AM through video conference at Ludhiana.**

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Amar Singh,
S/o Sh. Kehar Singh Virk,
VPO-Hambran, Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Ludhiana.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ludhiana.

Respondents

Appeal Case No.1973/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
29.01.2019	Nil	14.03.2019	Nil	28.05.2019

Present: Appellant- Sh. Amar Singh.
Respondents- Sh. Sarabjeet Singh, Superintendent.

ORDER

The case has been heard through video conferencing.

The appellant is seeking information about the reallocation of some shops by the Gram Panchayat of Village-Hambran on the death of its original lessees. The Panchayat denies having reallocated any shop on the event of the death of any of its original allottee. The Commission feels that the appellant has been informed. However, the respondents are desired to send him a certified copy under the original signatures over the stamp of the concerned authority.

Disposed.

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Daljit Singh,
S/o Sh. Amrik Singh,
R/o Bheni Badeshan,
PO-Khilchiya,
Tehsil-Baba Bakala Sahib, District-Amritsar.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Jandiala Guru, Amritsar.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Amritsar.

Respondents

Appeal Case No.1993/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
07.03.2019	Nil	10.04.2019	Nil	31.05.2019

Present: Appellant- Sh. Daljit Singh.
Respondents- Sh. Narinder Singh, Panchayat Secretary.

ORDER

The case has been heard through video conferencing.

The appellant had sought an information with regard to the various development activities having been undertaken along with the grants received by the Gram Panchayat of Village-Taragarh Talawa during the period from 2013 to 2018. The appellant says that despite his umpteen efforts, he has not been able to procure the information. The respondents represented by Sh. Narinder Singh, Panchayat Secretary, say that he has brought along the entire record pertaining to the issue and is inclined to part with the same.

The Commission thinks that indiscriminate provision of the entire record may lead to a wasteful exercise. It shall be in the fitness of the things that the appellant visits the office of the BDPO, Jandiala Guru, on **20.09.2019 at 3.30 PM**. The Panchayat Secretary shall be available with the record and shall provide him the certified copies of the documents within

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Appeal Case No.1993/2019

the limit of 150 pages only free of charge.

The matter shall be heard on **13.11.2019 at 11.30 AM through video conferencing at Amritsar.**

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Sukhveer Singh,
S/o Shri Rajinder Singh,
R/o Bijalpur, Tehsil Bhawanigarh,
Distt Sangrur.

Appellant

Versus

Public Information Officer,
O/o District Development and Panchayat Officer,
Sangrur.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Sangrur.

Respondents

Appeal Case No.3606/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.05.2018	Nil	16.07.2018	Nil	22.10.2018

Present: Appellant- Sh. Sukhveer Singh.
Respondents- Sh.Deepak Kumar Garg, Clerk.

ORDER

The case has been heard through video conferencing.

The following order was passed on 17.07.2019:

06.02.2019:-

“None is present on behalf of the respondents. The Commission directs the respondents to allow inspection of the record to the appellant on a mutually agreed date and time, and provide him the certified copies of documents not beyond one hundred fifty pages.”

17.07.2019:-

“The respondent says that he has brought along the information. As the appellant is absent, the same cannot be transmitted to him. He has been advised to send it by post under intimation to the Commission.”

The case has come up today. The respondents reiterate their stance. The appellant admits having received the information. However, he complains that some of the

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Appeal Case No.3606/2018

pages are illegible. The respondents assure to replace them with the legible copies. The appellant further complains that the information in its entirety has not been given. The Commission has considered his version and is of the view that the available relevant information with the respondents has been provided to the appellant. It is well high impossible to provide complete record of an office for the last 10 years. No further intervention is required. The appeal is **disposed**.

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Satish Kumar Bhiri, Advocate,
Ward No. 10, Near Nehru Park,
Jaito, District-Faridkot.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Jaito, Faridkot.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Jaito, Faridkot.

Respondents

Appeal Case No.1956/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
30.01.2019	Nil	14.03.2019	Nil	29.05.2019

Present: Appellant- None.
Respondents- None.

ORDER

None is present. The matter shall be heard on **13.11.2019** at **11.30 AM**

through video conferencing at Faridkot.

11.09.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Sampooran Singh,
S/o S. Lal Singh,
VPO Bakipur,
Tehsil & Distt Tarn Taran.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Tarn Taran.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Tarn Taran.

Respondents

Appeal Case No.3920/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
11.08.2018	Nil	20.09.2018	Nil	14.11.2018

Present: Appellant- None.
Respondents- Sh. Sukhraj Singh, APIO.

ORDER

The case has been heard through video conferencing.

The following order was passed on 17.07.2019:

13.02.2019:-

“Sh. Lakhwinder Singh, APIO – cum – Superintendent submits that the appellant was desired to deposit an amount of Rs.19,048/- being the cost of providing information as it was approximately comprising in 9000 plus pages. He further states that having failed to deposit the fee he is not entitled to the information. The appellant is desired to react.”

17.07.2019:-

The appellant is seeking information free of cost because the respondents did not timely intimate the cost of information. Be that as it is, direction to provide such a

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Appeal Case No.3920/2018

massive information shall not serve the public cause. It shall be in the fitness of things that the appellant inspects the record, identifies the documents he needs and the respondent shall provide the same to the appellant free of cost. But this number should not go beyond 200 pages. In case the appellant needs more than the above stipulated quantum, he should convince this Forum which shall further pass the order on merits. The inspection, as mentioned above, shall take place in the office of BDPO Tarn Taran on 06.08.2019 at 1100 AM onwards."

Sh. Sukhraj Singh, APIO, submits that in compliance with the aforesaid orders, the inspection of the record was clinched and the appellant was provided with the information identified by him. He further says that the appellant has issued an acknowledgement in token of receipt of the information to his satisfaction.

The appellant is consecutively absent. The Commission presumes that he is satisfied with the information thus provided to him and no more intervention is required. The appeal is **disposed**.

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Jagraj SinghChahal,
S/o Sh. Daljit Singh,
R/o Patti Usang,
VPO-Kokri Kalan, Moga.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Moga-I.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Moga.

Respondents

Appeal Case No.1982/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
30.01.2019	Nil	15.03.2019	Nil	20.05.2019

Present: Appellant- None.
Respondents- None.

ORDER

None is present. The matter shall be heard on **17.10.2019 at 11.30 AM** in

the office of the Commission at Chandigarh.

11.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**