



Smt.Narinder Kaur, W/o Lt Sh.Sukhwinder Singh,
R/o VPO SarhaliKalan, Patti Khasi Ki,
Tehsil and Distt Tarn Taran.

... Complainant

Versus

Public Information Officer,
O/oExecutive Engineer,
PSPCL, Division Patti, Patti,
Distt Tarn Taran.

...Respondent

Complaint Case No. 1257of 2018

Present: Sh.Vivek Singla, advocate for the complainant
Sh.Jagdeep Singh, Asstt.Lineman and Sh.Shinda Singh, SDO Sarihali(Patti)
for the Respondent

ORDER:

The complainant through RTI application dated 14.05.2018 has sought information on 6 points regarding notice issued to the deceased husband of the complainant for recovery of Rs.722475/, proceedings of the enquiry, relevant record for calculation sheet and other information concerning the office of Executive Engineer, PSPCL Division Patti. The complainant was not provided the information after which the complainant filed complaint in the Commission on 06.12.2018.

The respondent has brought the information and handed over to the complainant. The complainant has received the information.

The Commission finds that there is enormous delay in providing the information. The PIO is directed to explain the reasons for not attending to the RTI application within the prescribed time under the RTI Act. and be present personally on the next date of hearing alongwith the reply on an affidavit.

To come up on **14.05.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 12.03.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh.Tejinder Singh, R/o Village Bholapur,
P.O Ramgarh, Chandigarh Road,
Ludhiana.

...Appellant

Versus

Public Information Officer,
O/oExecutive Engineer, (Commercial),
PSPCL, Focal PointDivision,
Ludhiana.

First Appellate Authority,
O/oChief Engineer,
PSPCL, Ludhiana.

...Respondent

Appeal Case No. 3984 of 2018

Present: Sh.Tejinder Singh as Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 26.07.2018 has sought information regarding action taken on the notices issued on 05.06.2018 to Kalka Crockery Metro Road Ludhiana – Khata No.FV03/0403 HIG-554-555 for removal of electric meter and other information concerning the office of Executive Engineer(Commercial)PSPCL Focal Point Division Ludhiana. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 28.08.2018 which took no decision on the appeal.

The appellant informed that the information has not been provided. The respondent is absent without intimation to the Commission. The PIO is directed to provide the information as per RTI application to the appellant within 10 days and explain the reasons for not attending to the RTI application within the time prescribed under the RTI Act.

Both the parties to be present on **14.05.2019 at 11.00 AM** for further hearing.

Sd/-

Chandigarh
Dated: 12.03.2019.

(Khushwant Singh)
State Information Commissioner



Sh.Ad Ram, S/o ShKashi Ram,
R/o Village Maujgarh,
TeshilAbohar, DisttFazilka.

Appellant

Versus

Public Information Officer,
O/oSSP,
Fazilka.

First Appellate Authority,
O/oIG, Bathinda Zone,
Bathinda.

...Respondent

Appeal Case No. 3996 of 2018

Present: Sh.Aad Ram as Appellant
Sh.Dalip Singh, ASI O/o SSP Fazilka for the Respondent

ORDER:

The appellant through RTI application dated 28.07.2018 has sought information regarding action taken report on the application dated 11.05.2018 for reinvestigation regarding application No.1014-PC-DC dated 22.09.2017 and other information concerning the office of SSP Fazilka. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority 14.09.2018 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 claims that he wants reinvestigation report of his complaint. The respondent further pleaded that the reinvestigation enquiry is under process. The PIO is directed to send enquiry report on re-investigation and all other documents asked in the RTI application once the enquiry is completed.

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

Sd/-

Chandigarh
Dated: 12.03.2019.

(Khushwant Singh)
State Information Commissioner



Sh.Varun Kumar, S/o ShBhupinder Kumar,
Ward No-2, Street NO2,
Opposite KrishanBhagwanGaushala, Malout,
Distt.ShriMukatsar Sahib.

Appellant

Versus

Public Information Officer,
O/o Guru Nanak Dev Thermal Plant,
(TG Maintenance Cell), Bathinda

First Appellate Authority,
O/o Chief Engineer,
Guru Nanak Dev Thermal Plant,
Bathinda.

...Respondent

Appeal Case No. 4023/2018 &4129/2018

Present: **Sh.Peerdan Kabir, advocate for the Appellant**
 Sh.S.S.Khosa, PIO-GNDTP, Mrs.Rupali Dhaliwal, APIO-GNDTP, Bhatinda
 and Sh.Ravi Vasudeva, Dy.Manager, PSPCL(HRD) &Ms.Sonia Verma,
 Asstt.Manager(HR) PSPCL Patiala for the Respondent

ORDER:

The appellant through RTI application dated 06.07.2018 has sought information on 34 points regarding policies/procedures/records of contract signed by Guru Nanak Dev Thermal Plant for supply of coal and other information concerning the office of Guru Nanak Thermal Plant (TG Maintenance Cell), Bhatinda. The appellant was not satisfied with the information provided by the PIO vide letter dated 08.08.2018 after which the appellant filed first appeal before the First Appellate Authority on 11.08.2018 which disposed off the appeal on 05.10.2018.

The respondents present pleaded that the available information has been provided to the appellant. The counsel representing the appellant is not satisfied with the reply of the PIO regarding points 11 to 16 and points 26 to points 34.

Having gone through the RTI application and the reply of the PIO and after hearing both the parties, following was decided:

- | | | | |
|---|------------------|---|--|
| - | Points 1 to 10 | - | Information provided |
| - | Point No.11 | - | To be adjudicated at the next date of hearing |
| - | Point No.12 | - | Information provided |
| - | Point No.13 | - | Information provided at the hearing |
| - | Point No.14 | - | The appellant to bring 10 specific names of the engineers at the next date of hearing which will be adjudicated by the Commission. |
| - | Points 15 & 16 | - | Not to be provided |
| - | Points 17 to 25 | - | Information provided |
| - | Point No.26 & 27 | - | Appellant to specify if there is any corruption charges and disclosure of information has a larger public interest – to be adjudicated at the next date of hearing |
| - | Points 28 to 31 | - | Information provided |
| - | Points 32 to 34 | - | Information provided during hearing |

Appeal Case No. 4023/2018 &4129/2018

During the hearing, it came to the notice of the Commission that the information sought by the appellant from the office of Deputy Chief Engineer, HRD, PSPCL Patiala in appeal case No.4129/2018 which is also fixed for hearing today, is the same information that has been sought in the present case, hence both the cases are merged.

The case is adjourned. To come up for further hearing on **14.05.2019 at 11.00 AM.**

Sd/-

**Chandigarh
Dated: 12.03.2019.**

**(Khushwant Singh)
State Information Commissioner**

**CC to: 1.- Dy.Chief Engineer, HRD
PSPCL Patiala
2. Chief Engineer, HRD, PSPCL Patiala**



Sh.Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana..

....Appellant

Versus

Public Information Officer,
O/oSDM, Gidderbaha,
Distt.ShriMukatsar Sahib.

First Appellate Authority,
O/oDC,
ShriMukatsar Sahib.

...Respondent

Appellant Case No. 4034 of 2019

Present: Sh.jasbir Singh as Appellant
Sh.Harish Kumar, Junior Assistant O/o SDM Gidderbaha for the Respondent

ORDER:

The appellant through RTI application dated 13.08.2018 has sought information regarding cash register maintained as per form-K under rule 4(6) of the RTI Act and other information concerning the office of SDM Gidderbaha. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 15.09.2018 which took no decision on the appeal.

The respondent present pleaded that the information has been provided to the appellant. The appellant is present and informed that he has received the information.

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

Sd/-

Chandigarh
Dated: 12.03.2019.

(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
P.O Ramgarh, Distt Ludhiana..

Appellant

Versus

Public Information Officer,
O/o SDM, Lambi,
Distt.Shri Mukatsar Sahib.

First Appellate Authority,
O/o DC,
Shri Mukatsar Sahib.

...Respondent

Appellant Case No. 4054 of 2019

Present: Sh.Jasbir Singh as Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 13.08.2018 has sought information regarding cash register maintained as per form-K under rule 4(6) of the RTI Act and other information concerning the office of SDM Lambi Distt.Sri Mukatsar Sahib. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 17.09.2018 which took no decision on the appeal.

The appellant informed that no information has been provided by the PIO. The respondent is absent without intimation to the Commission. The Commission observes that there is enormous delay in providing the information and directs the PIO to provide the information within 15 days and be present on the next date of hearing alongwith the reasons for not attending to the RTI application within the time prescribed under the RTI Act.

Both the parties to be present on **14.05.2019 at 11.00 AM** for further hearing.

Sd/-

Chandigarh
Dated: 12.03.2019.

(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
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Sh.Sarvan Kumar, S/o ShRanvir Kumar,
VPO Kullar, Tehsil Abohar, Distt.Fazilka.

....Appellant

Versus

Public Information Officer,
O/o Principal Secretary,
Govt. of Pb, Power Department,
Sec-9, Mini Secretariat, Chandigarh

First Appellate Authority,
O/o Principal Secretary,
Govt. of Pb, Power Department,
Sec-9, Mini Secretariat, Chandigarh.

...Respondent

Appellant Case No. 4092 of 2019

Present: None for the Appellant
Sh.Arshdeep O/o Principal Secretary, Govt of Punjab, Power Department
For the Respondent

ORDER:

The appellant through RTI application dated 18.06.2018 has sought information regarding action taken on his complaint regn No.RP739814504 dated 01.05.2018 for further action on the investigation report No.45790/VB/S-11 dated 17.11.2017 sent by the Joint Director(Admn) Vigilance Department Punjab and action taken against SDO Shankar Lal and other information concerning the office of Principal Secretary, Govt of Punjab, Power Department. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority 16.07.2018 which took no decision on the appeal.

The respondent present pleaded that since the information relates to the office of Chairman-cum-Managing Director, PSPCL Patiala, they have already transferred the RTI application to them vide letter dated 10.07.2018.

Respondent from PSPCL is absent. The PIO-Chairman-cum-Managing Director, PSPCL Patiala is directed to look at the RTI application which was transferred by the PIO-Principal Secretary, Govt of Punjab, Power Department on 10.07.2018 and provide the information before the next date of hearing. The PIO-PSPCL is also directed to be present on the next date of hearing.

The appellant is absent and has asked for hearing through video conferencing at Fazilka.

The case is adjourned. To come up for further hearing **on 06.05.2018 at 11.00 AM** through video conference facility available in the office of **Deputy Commissioner, Fazilka**. The copies of the order be sent to both the parties through registered post. The **PIO to be present at Chandigarh.**

Sd/-

Chandigarh
Dated: 12.03.2019.

(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Sarvan Kumar, S/o Sh.Ranvir Kumar,
VPO Kullar, Tehsil Abohar, Distt.Fazilka.

...Appellant

Versus

Public Information Officer,
O/o SDO, PSPCL, Sub Division No-3,
Abohar.

First Appellate Authority,
O/o XEN, PSPCL,
Sub Division No-3, Abohar.

...Respondent

Appellant Case No. 4093 of 2019

Present: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 12.06.2018 has sought information regarding domestic power supply sanctioned to Sh.Madan Lal s/o Sh.Krishan Lal VPO Kullar, Tehsil Abohar and Sh.Mohinder s/o Sh.Tulsi Ram, VPO Kullar Tehsil Abohar from Oct 2008 to 2018 and other information concerning the office of SDO Division No.3, Abohar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority 14.07.2018 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. The appellant in his appeal has asked for hearing through video conferencing at Fazilka.

To come up for further hearing **on 06.05.2018 at 11.00 AM** through video conference facility available in the office of **Deputy Commissioner, Fazilka** . The copies of the order be sent to both the parties through registered post.

Sd/-

Chandigarh
Dated: 12.03.2019.

(Khushwant Singh)
State Information Commissioner



Sh.Kuldip Kumar,
5-C,Phase-1, Urban Estate,
Focal Point, Ludhiana.

...Appellant

Versus

Public Information Officer,
O/o PUDA,
Patiala.

First Appellate Authority,
O/oPDA, Urban Estate,
Phase-2, Patiala.

...Respondent

Appellant Case No. 4151 of 2019

Present: None for the Appellant
Sh.Jeevan Singh, Clerk, PUDA Patiala for the Respondent

ORDER:

The appellant through RTI application dated 16.07.2018 has sought information regarding copy of salary certificate of Sh.Attar Singh, Pump Operator for Dec.2017 & Jan. 2018 and copy of leave application from 1.1.2017 to 30.06.2018 and other information concerning the office of PUDA Patiala. The appellant was denied the information by the PIO vide letter dated 26.07.2018 on the ground that the appellant had not attached identity proof after which the appellant filed first appeal before the First Appellate Authority on 10.09.2018 which disposed off the appeal with the order that the since information is third party and the third party has objected to part with the information, it cannot be provided.

The respondent present pleaded that the information is third party and there is no larger public interest involved. The PIO has further stated that the appellant has asked for specific information for the period Dec.2017 & Jan.2018 and not the salary or grade under which the employee draws his salary. The respondent has stated that asking the specific salary amount is personal information. The respondent has also denied the information on point-2 stating that this information is also personal and in both the points, quoted a Supreme Court order in case of Canara Bank V/s C.S.Shyam & Others which reads as under:

- "12.We are in agreement with the CIC and the courts below that the details called for by the petitioner i.e. copies of all memos issued to the third respondent, show cause notices and orders of censure/punishment, etc. are qualified to be personal information as defined in clause (j) of Section 8(1) of the RTI Act. The performance of an employee/officer in an organization is primarily a matter between the employee and the employer and normally those aspects are governed by the service rules which fall under the expression "personal information", the disclosure of which would cause unwarranted invasion of privacy of that individual. Of course, in a given case, if the Central Public Information Officer or the State Information Officer or the Appellate Authority is satisfied that the larger public interest justifies the disclosure of such information, appropriate orders could be passed but the petitioner cannot claim those details as a matter of right."

The appellant is absent to plead the case. The case is adjourned.

To come up for adjudication on **14.05.2019 at 11.00 AM.**

Chandigarh
Dated: 12.03.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner