

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Sh. Satwant Bir Singh, S/o Shri Kartar Singh
R/o House No.B-7/1131, Near New Ashoka Model School
Bathinda Road, Kotkapura, Distt. Faridkot

.....Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner, Ferozepur
First Appellate Authority
o/o ADC (General), Ferozepur

.....Respondent

AC.No. 699 of 2019

AC.No. 697 of 2019

Alongwith

AC.No. 698 of 2019

(through Video-Conferencing)

Present: (i) Sh. Satwantbir Singh, the appellant
(ii) For the respondent : Sh. Gurvinder , Sadar Kanugo (9417715081)

ORDER

This order may be read with reference to the previous order dated 13.02.2020 vide which Sh. Lakhwinder Singh, DRO had sought some time.

2. The appellant states that incomplete information has been given to him so far.
3. The respondent states that he has brought the complete record .
4. The appellant is directed to inspect the record of the respondent today itself and obtain the information. Regarding voluminous record the appellant may take note that there is the judgment of The Supreme Court of India in Civil Appeal No. 6454 of 2011 Central Board of Secondary Education **Vs** Aditya Bandopadhyay and ors. has in its judgment dated 09.08.2011 observed as under -

(37 Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to

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AC.No. 699 of 2019

AC.No. 697 of 2019

Alongwith

AC.No. 698 of 2019

destroy the peace, tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of a public authorities prioritising 'information furnishing', at the cost of their normal and regular duties.)

5. To come up on **26.03.2020 at 11.00 AM** in the office of Deputy Commissioner, Ferozepur through video conference facility. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Satwantbir Singh,
S/o Late Sh.Kartar Singh,
House No. B-7/1131, Near New Ashoka Model School
Bathinda Road, Kotkapura, Distt. Faridkot

-----Appellant

Vs.

Public Information Officer,
O/o District Revenue Officer
Ferozepur
First Appellate Authority
o/o ADC (General),
Ferozepur

-----Respondent

Appeal Case No. 1038 of 2019
Through video conference

Present: (i) Sh. Satwantbir Singh the appellant
(ii) For the respondent: Sh. Gurvinder , Sadar Kanugo (9417715081)

ORDER

This order may be read with reference to the previous order dated 13.02.2020 vide which Sh. Lakhwinder Singh, DRO had sought some time.

2. The appellant states that incomplete information has been given to him so far.
3. The respondent states that he has brought the complete record.
4. The appellant is directed to inspect the record of the respondent today itself and obtain the information. Regarding voluminous record the appellant may take note that there is the judgment of The Supreme Court of India in Civil Appeal No. 6454 of 2011 Central Board of Secondary Education Vs Aditya Bandopadhyay and ors. has in its judgment dated 09.08.2011 observed as under -

(37 Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to

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Appeal Case No. 1038 of 2019

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5. To come up on **26.03.2020 at 11.00 AM** in the office of Deputy Commissioner, Ferozepur through video conference facility. Copy of the order be sent to the parties.

Dated: 12.03.2020

Sd/-

(Preety Chawla)
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Sh Karnail Singh,
S/o Sh Chhanga Singh,
#378, New Azad Nagar,
Ferozepur City

.... Appellant

Versus

Public Information Officer,
O/o Naib Tehsildar,
Mamdot, Distt Ferozepur

First Appellate Authority-cum-
SDM, Ferozepur

Registered post: Public Information Officer
o/o DC, Ferozepur (HRC Branch)

Registered post: Public Information Officer
o/o Tehsildar, Ferozepur

..Respondent

AC No. 3652 of 2019
Through video conference

Present : (i) Sh. Karnail Singh the appellant
(ii) For the respondent : Sh. Manjit Singh, Clerk (8728041441)

ORDER

This order may be read with reference to the previous order dated 11.02.2020 vide which PIO, o/o DC Ferozepur (HRC Branch) was impleaded as respondent no. 2 and PIO, o/o Tehsildar, Ferozepur was impleaded as respondent no. 3.

2. The appellant Sh. Karnail Singh states that he has received complete information except point nos. 1 and 3.

3. Respondent states that the information regarding point no. 3 will be provided to the appellant. He further states that the information pertaining to point no. 1 is very voluminous.

4. The appellant may take note that there is the judgment of The Supreme Court of India in Civil Appeal No. 6454 of 2011 Central Board of Secondary Education Vs Aditya Bandopadhyay and ors. has in its judgment dated 09.08.2011 observed as under –

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AC No. 3652 of 2019

(37 Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of a public authorities prioritising 'information furnishing', at the cost of their normal and regular duties.)

5. **Sh. Vikram Ghumbar, PIO** is directed to come present on the next date of hearing.
6. To come up on **26.03.2020 at 11.00 AM** in the office of Deputy Commissioner, Ferozepur through video conference facility. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
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Sh. Subhash Chander Bajaj
S/o Shri Khushi Ram, # 33, Preet Nagar
Ferozepur

.....Appellant

..Vs

Public Information Officer,
O/o EO, NC, Ferozepur

First Appellate Authority
Deputy Director , Local Govt.,
Ferozepur

.....Respondent

AC No.4698 of 2019

Through video conference

Present (i) Sh. Subhash Chander the appellant
(ii) For the Respondent: Sh. Nathu Ram, Inspector (9988791531)

ORDER

This order may be read with reference to the previous order dated 05.02.2020 vide which Sh Parminder Singh, EO was directed to come present.

2. The respondent Sh. Nathu Ram states that the reply has already been sent to the appellant.
3. The appellant Sh. Subhash Chander states that he is not satisfied.
4. Respondent is directed to file pointwise, specific reply on oath paper on or before the next date of hearing.
5. To come up on **26.03.2020 at 11.00 AM** in the office of Deputy Commissioner, Ferozepur through video conference facility. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
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Dr Surinder Singla, (M:9646070531)
S/o Late Sh Kaur Sain Singla,
Club road, near telephone Exchange,
Sangrur-148001

.... Appellant

Versus

Public Information Officer,
O/o Director,
Health and Family Welfare, Pb Chd
Parivar kalyan Bhawa, Sector 34A, Chd

First Appellate Authority-cum-
O/o Director,
Health and Family Welfare, Pb Chd
Parivar kalyan Bhawan, Sector 34A, Chd

.Respondent

AC No. 3676 of 2019

Through video conference

Present (i) Dr. Surinder Singla the appellant through video conference
(ii) For the Respondent: Sh. Chandan Aggarwal, Sr. Assistant-cum-APIO, Dr. Lovleen Garg, Deputy Director, Sh. Devinder Singh, Clerk and Sh. Narinder, APIO

ORDER

This order may be read with reference to the previous order dated 05.02.2020 vide which Smt. Lovleen Garg, Deputy Director was directed to file her reply regarding delay in information

2. **The appellant states that he has received the information.** He further states that he has not been provided the information within the time as prescribed under the RTI Act 2005. He has, therefore, suffered mental harassment and financial loss in attending the hearings in the Commission. For this the appellant demands that the Respondent be penalized.

3. After hearing both the parties, it is ascertained that the appellant had filed RTI on 20.08.2018 and the respondent received the same on 24.08.2018. The perusal of the file shows that the respondent has given his reply on 06.12.2018, after lapse of more than three months. Therefore, the respondent is directed to file an affidavit regarding delay in information on or before the next date of hearing.

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AC No. 3676 of 2019

4. To come up on **26.03.2020 at 11.00 AM** in the office of Deputy Commissioner, Sangrur through video conference facility. The respondent can attend the hearing in the Commission office. Copy of the order be sent to the parties.

Dated: 12.03.2020

Sd/-

(Preety Chawla)
State Information Commissioner
Punjab

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Er Arun Garg, S/o Sham Lal,
 H.No. 40-41, Central Town,
 Village- Dad, PO -Lalton Kalan,
 Distt Ludhiana

.....Appellant

Vs

Public Information Officer,
 O/o District Magistrate-cum-DC,
 Ludhiana
First Appellate Authority-cum-
 ADC, Ludhiana

.....Respondent

AC.No. 1313 of 2019
Through Video-Conferencing

Present: (i) Sh. Arun Garg the appellant
 (ii) For the respondent: Sh. Joginder Singh, DRO (987640277)

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which Sh Joginder Singh, DRO –cum-PIO was directed to be present personally on the next date of hearing.

- The appellant Sh. Arun Garg states that he has inspected the record, but no information has been given to him so far.
- The respondent has also sent his reply through mail which is as under:-

1/9/2020

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ ਸ੍ਰੀ ਅਰੁਣ ਗਰਗ , ਮਕਾਨ ਨੰ: 40-41 ਸੈਟਲਮੈਂਟ ਟਾਊਨ, ਮਿਡ ਦਾਦ, ਡਾਕਖਾਨਾ ਲਲਟੋ ਕਲਾ, ਜਿਲਾ ਲੁਧਿਆਣਾ ਨੇ ਆਪਣੀ ਦਰਖਾਸਤ ਮਿਤੀ 22.11.2013 ਉਪਰ ਹੋਈ ਕਾਰਵਾਈ ਬਾਰੇ, ਦਰਖਾਸਤ ਮਿਤੀ 3-12-2018 ਰਾਹੀਂ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਸੀ।

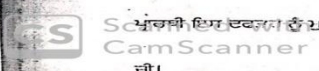
ਜਿਸ ਕਾਰਨ ਇਸ ਦਫਤਰ ਵਲੋਂ ਪ੍ਰਾਰਥੀ ਦੀ ਦਰਖਾਸਤ ਮਿਤੀ 22-11-2013 ਬਾਰੇ ਰਿਕਾਰਡ ਦੀ ਤਲਾਸ਼ ਕੀਤੀ ਗਈ ਅਤੇ ਪ੍ਰਾਰਥੀ ਦੀ ਇਹ ਦਰਖਾਸਤ ਰਿਕਾਰਡ ਵਿੱਚ ਟਰੇਸ ਨਹੀਂ ਹੋ ਸਕੀ। ਜਿਸ ਬਾਰੇ ਪ੍ਰਾਰਥੀ ਨੂੰ ਪੱਤਰ ਨੰ: 19474 ਮਿਤੀ 27-12-2018 ਰਾਹੀਂ ਸੂਚਿਤ ਕਰਦੇ ਹੋਏ, ਦਰਖਾਸਤ ਮਿਤੀ 22-11-2013 ਦੀ ਕਾਪੀ ਦੁਬਾਰਾ ਪੁਰੋਖੀਆ ਕਰਾਉਣ ਲਈ ਲਿਖਿਆ ਗਿਆ ਸੀ। ਜਿਹੜੀ ਕਿ ਰਜਿਸਟਰਡ ਡਾਕ ਰਾਹੀਂ ਪ੍ਰਾਰਥੀ ਨੂੰ ਭੇਜੀ ਗਈ ਸੀ, ਪਰੰਤੂ ਦਿੱਤੇ ਪਤੇ ਤੇ ਇਹ ਪੱਤਰ ਅਣ-ਫਲੀਟ ਹੋ ਕੇ ਵਾਪਸ ਪ੍ਰਾਪਤ ਹੋ ਗਿਆ ਸੀ। ਪਰੰਤੂ ਇਸ ਦਫਤਰ ਵਲੋਂ ਆਪਣੀ ਤਰਫੇ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਅਧੀਨ ਦਾਇਰ ਦਰਖਾਸਤ ਦਾ ਨਿਪਟਾਰਾ ਨਿਯਤ ਸਮੇਂ ਦੇ ਅੰਦਰ ਅੰਦਰ ਕਰ ਦਿੱਤਾ ਗਿਆ ਸੀ।

ਇਸ ਤੋਂ ਇਲਾਵਾ ਰਿਕਾਰਡ ਟਰੇਸ ਨਾ ਹੋਣ ਕਾਰਨ ਵੱਖਰੇ ਤੌਰ ਤੇ ਉਸ ਸਮੇਂ ਇਸ ਸ਼ਾਖਾ ਵਿੱਚ ਤਾਇਨਾਤ ਸੀਨੀਅਰ ਸਹਾਇਕ ਨੂੰ ਕਾਰਨ ਦੇ ਨੋਟਿਸ ਵੀ ਜਾਰੀ ਕੀਤਾ ਗਿਆ ਅਤੇ ਦੂਸਰੇ ਕਰਮਚਾਰੀ ਪ੍ਰਦੀਪ ਕੁਮਾਰ ਦੀ ਮੌਤ ਹੋ ਕਾਰਨ ਉਸਦੇ ਮਿਲਾਫ ਕੋਈ ਕਾਰਵਾਈ ਨਹੀਂ ਕੀਤੀ ਜਾ ਸਕੀ।

ਇਥੇ ਇਹ ਵੀ ਵਰਣਨਯੋਗ ਮਾਨਯੋਗ ਸੂਚਨਾ ਕਮਿਸ਼ਨ ਵਲੋਂ ਆਪਣੇ ਹੁਕਮ ਮਿਤੀ 7-11-2019 ਅਤੇ 7-1-2020 ਰਾਹੀਂ ਦੀ ਪ੍ਰਾਰਥੀ ਨੂੰ ਦਰਖਾਸਤ ਮਿਤੀ 22-11-2013 ਦੀ ਕਾਪੀ ਸਪਲਾਈ ਕਰਨ ਲਈ ਕਿਹਾ ਗਿਆ, ਬਾਵਜੂਦ ਇਹਨਾਂ ਹੁਕਮਾਂ ਦੇ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਇਹ ਦਰਖਾਸਤ ਦੀ ਕਾਪੀ ਇਸ ਦਫਤਰ ਨੂੰ ਪੁਰੋਖੀਆ ਨਹੀਂ ਕਰਵਾਈ ਗਈ। ਪ੍ਰਾਰਥੀ ਆਪਣੀ ਦਰਖਾਸਤ ਮਿਤੀ 22-11-2013 ਉਪਰ ਕੋਈ ਕਾਰਵਾਈ ਕਰਾਉਣ ਲਈ ਇਸ ਦਫਤਰ ਨੂੰ ਕੋਈ ਸਹਿਯੋਗ ਨਹੀਂ ਦੇ ਰਿਹਾ ਹੈ, ਜਿਸ ਤੋਂ ਸਪੱਸ਼ਟ ਹੁੰਦਾ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ ਜਾਣਬੁੱਝ ਕੇ ਇਸ ਦਫਤਰ ਦਾ ਸਮਾਂ ਖਰਾਬ ਕਰ ਰਿਹਾ ਹੈ। ਇਸ ਦਫਤਰ ਵਲੋਂ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਦਾ ਪੂਰਾ ਸਨਮਾਨ ਕੀਤਾ ਜਾਂਦਾ ਹੈ, ਜਿਹੜੀ ਵੀ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਤਹਿਤ ਦਰਖਾਸਤ ਪ੍ਰਾਪਤ ਹੁੰਦੀ ਹੈ, ਉਸਦੇ ਨਿਯਮਿਤ ਸਮੇਂ ਵਿੱਚ ਨਿਪਟਾਰਾ ਕਰ ਦਿੱਤਾ ਜਾਂਦਾ ਹੈ। ਪ੍ਰਾਰਥੀ ਦੇ ਮੌਜੂਦਾ ਕੇਸ ਵਿੱਚ ਉਸਦੀ ਬਣਦੀ ਸੂਚਨਾ ਪ੍ਰਦਾਨ ਦੀ ਪੁਰੋਖੀਆ ਕਰਵਾਈ ਜਾ ਚੁੱਕੀ ਹੈ, ਜਿਸਦੀ ਕਾਪੀ ਨਾਲ ਸ਼ਾਮਲ ਹੈ।

ਜਿਥੇ ਤੱਕ ਪ੍ਰਾਰਥੀ ਦੀ ਦਰਖਾਸਤ ਮਿਤੀ 22-11-2013 ਦਾ ਸਵਾਲ ਹੈ, ਇਹ ਦਰਖਾਸਤ ਜਦੋਂ ਵੀ ਪ੍ਰਾਰਥੀ ਇਸ ਦਫਤਰ ਨੂੰ ਪੁਰੋਖੀਆ ਕਰਵਾਵੇਗਾ, ਉਸ ਸਮੇਂ ਇਸ ਨੂੰ ਨਿਯਮਾਂ ਅਨੁਸਾਰ ਵਿਚਾਰ ਲਿਆ ਜਾਵੇਗਾ।

ਲਿਖਤਾ ਉਪਰੋਕਤ ਹਾਲਾਤ ਦੇ ਸਨਮੁੱਖ ਇਹ ਅਪੀਲ ਖਾਰਜ ਕਰਨ ਦੀ ਵਿਪਾਲਤਾ ਕੀਤੀ ਜਾਂਦੀ ਹੈ।



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AC.No. 1313 of 2019

4. The respondent is directed to file an affidavit on the next date of hearing with a copy to the appellant.
5. To come up on **09.04.2020 at 11.00 AM** in the office of Deputy Commissioner, Ludhiana through video conference. Copy of the order be sent to the parties.

Dated: 12.03.2020

Sd/-
(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Sandeep Kumar Goyal, Advocate
R/o House No.500/15ab, Street 3,
Shastri Nagar, Jagraon, Distt Ludhiana

.....Appellant

Vs

Public Information Officer,
O/o District Food Supply Officer,
Jagraon, Distt.Ludhiana

.....Respondent

CC.No. 449 of 2019
(Through Video-Conferencing)

Present: (i) None is present on behalf of the complainant
(ii) For the Respondent: Sh. Rohit Sharma, Inspector (9878911775)

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which the respondent was directed to file an affidavit.

2. The complainant is not present today.
3. Sh. Rohit Sharma, Inspector is appearing on behalf of the respondent and the states that the information was not provided as the case is pending before the Hon'ble Court.
4. Respondent is directed to file an affidavit stating the same. He is also directed to recover the penalty amount from the salary of Ms. Harveen Kaur, DFSO and deposit the same in the Government Treasury.
5. To come up on **09.04.2020 at 11.00 AM** in the office of Deputy Commissioner, Ludhiana through video conference. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh Parminderjeet Singh(Nambardar),(98886-86039)
S/o Sh Nahar Singh,
R/o Village Galib Kalan, Tehsil Jagraon,
Distt Ludhiana

.....Appellant

..Vs

Public Information Officer,
O/o District controller,
Food Civil Supplies and consumer Affairs, Ludhiana
First Appellate Authority
O/o Director,
Food Civil Supplies and consumer Affairs, pb
Anaj Mandi, Sector 39C, Chandigarh

.....Respondent

AC No.4484 of 2019
Through video conference

Present : (i) None is present on behalf of the appellant
(ii) For the respondent : Sh. Rohit Sharma, Inspector (9878911775)

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which the appellant was directed to visit the office of the respondent and inspect the record.

2. The appellant is absent today. He has informed on phone that he is unable to attend today's hearing.

3. Respondent states that as directed during the last hearing, the appellant had not visited their office.

4. After hearing the respondent and examining the case file, it is observed that the appellant is absent today and he has not visited the office of the respondent. Taking a lenient view, one last opportunity is given to the appellant to visit the office of the respondent, inspect the record and obtain the information. *It is made clear that in case the appellant does not appear on the next date of hearing, appropriate order in his absence shall be passed*

5. To come up on **09.04.2020 at 11.00 AM** in the office of Deputy Commissioner, Ludhiana through video conference. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Sh. Rakesh Kumar Gupta , Advocate
8/237, Jagraon Road, Mandi Mullanpur,
District Ludhiana – 141101

.....Appellant

..Vs

Public Information Officer,
O/o EO, Mc, Ludhiana

First Appellate Authority
O/o Deputy Director , Local Bodies,
Patiala

.....Respondent

AC No.639 of 2020
Through video conference

Present : (i) Sh. Rakesh Kumar Gupta the appellant
(ii) For the respondent : Sh. Baljinder Mohan, Inspector (9888700119)

ORDER

1. The RTI application is dated 27.01.2020 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 30.01.2020 and second appeal was filed in the Commission on 07.02.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 12.03.2020 in the Commission.
3. The appellant states that he has received information. He further states that he has also pointed out deficiencies to the respondent.
4. Since, the appellant has pointed out deficiencies, the respondent is directed to remove the same from the next date of hearing.
5. To come up on **09.04.2020 at 11.00 AM** in the office of Deputy Commissioner, Ludhiana through video conference. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
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Advocate Shiv Dutt Sharma,
Chamber No. 754, 7th Floor,
Court Complex, Ludhiana

.....Appellant

..Vs

Public Information Officer,
O/o Food Safety Officer,
O/o Civil Surgeon, Ludhiana

First Appellate Authority
Director Health Officer,
O/o Civil Surgeon, Ludhiana

.....Respondent

AC No. 4695 of 2019

Through video conference

Present (i) None is present on behalf of the appellant
(ii) For the Respondent: Sh. Harvinder Singh, Clerk (9501460407)

ORDER

This order may be read with reference to the previous order dated 05.02.2020 vide which the appellant was not present.

2. The appellant is absent today.
3. Respondent states that the information, as exists, in the record has already been sent to the respondent.
4. The perusal of the file shows that the appellant is absent today. He was not even present on the last date of hearing. Information has been sent to the appellant by the respondent. It is therefore, presumed that he is satisfied with the information.
5. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Kuldip Kumar Kaura, Retd.
Lecturer # 5C, Phase 1, Urban Estate
Focal Point, Ludhiana
Vs.

-----Appellant

Registered post: **Public Information Officer,**
O/o Food Safety Commissioner,
Near civil Hospital, Kharar
Distt. SAS Nagar, Mohali

First Appellate Authority
O/o Food Safety Commissioner,
Near civil Hospital, Kharar
Distt. SAS Nagar, Mohali

-----Respondent

Appeal Case No. 3388 of 2019
Through-Video Conferencing

Present (i) Sh. Kuldip Kumar Kaura the appellant
 (ii) None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which a show cause notice was issued to the PIO, o/o Food Safety Commissioner, Kharar.

2. The appellant states that he has received the information. He further states that he has not been provided the information within the time as prescribed under the RTI Act 2005.

3. Respondent is absent today.

4. During the last hearing, a show cause notice was issued to the respondents. But, today neither the respondent is present nor he has filed his reply.

5. Last opportunity is given to the respondent-PIO to appear before the Commission alongwith an affidavit , failing which action under RTI Act 2005 will be taken.

6. To come up on **09.04.2020 at 11.00 AM** in the office of Deputy Commissioner, Ludhiana through video conference. The respondent can attend the hearing in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Ravinder Singh Gill,
House No. 986, Near Dev hotel,
Main Bazar, Distt. Moga

.....Appellant

Vs

Public Information Officer,
O/o Municipal Town Planner,
Municipal Corporation, Moga

First Appellate Authority,
O/o Municipal Corporation,
Moga

.....Respondent

AC.No. 3514 of 2019
Through video conference

Present : None for the parties.

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which neither the appellant nor the respondent was present.

2. Today neither the appellant nor the respondent is present. One last opportunity is given to both the parties to appear before the Commission and state their case.

3. To come up on **09.04.2020 at 11.00 AM** in the office of Deputy Commissioner, Moga through video conference. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Badal Singh, S/o Shri Gurdit Singh
VPO Khane Ki Dhab, Tehsil Malout,
Distt. Sri Muktsar Sahib

.....Appellant

..Vs

Public Information Officer,
O/o Director Food and Civil Supplies, Punjab
Annaj Mandi, Sector 39C, Chandigarh

First Appellate Authority
O/o Director Food and Civil Supplies, Punjab
Annaj Mandi, Sector 39C, Chandigarh

.....Respondent

AC No. 4681 of 2019

Through video conference

Present (i) None is present on behalf of the appellant
(ii) For the Respondent: Sh. Ajayveer Sidhu, Inspector and Sh. Mohanjit Singh,
AFSO

ORDER

This order may be read with reference to the previous order dated 05.02.2020 vide which the appellant was not present.

2. The appellant is again absent today.
3. Respondent states that he has brought the information today in the Commission.
4. Today the appellant is absent, therefore, the respondent is directed to send the information to the appellant.
5. After hearing the respondent, it is observed that the respondent has brought the information today in the Commission. The appellant is absent today. He was not even present on the last date of hearing. Respondent has also filed his reply mentioning therein that "*No such record exists which was asked for in the RTI.*"
6. Since, the appellant is absent for second consecutive hearing and he has even not bothered to inform the Commission about his absence, hence I am of the considered view that no useful purpose would be served by prolonging this matter any further.

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AC No. 4681 of 2019

7. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Dated: 12.03.2020

Sd/-
(Preety Chawla)
State Information Commissioner
Punjab

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Sh. Randhir Singh Gill
2041/5, Lehal Colony,
Patiala

-----Appellant

Vs.

Public Information Officer,
O/o District Controller,
Food Civil Supplies and Consumer Affairs,
Patiala

First Appellate Authority
O/o District Controller,
Food Civil Supplies and Consumer Affairs,
Patiala

-----Respondent

Appeal Case No. 3627of 2019
Through Video-Conferencing

Present: (i) Sh. Randhir Singh Gill the appellant
(ii) For the respondent : Sh. Rakesh Sharma, Accounts Officer

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which the appellant was directed to point out deficiencies.

2. The respondent states that the reply has already been sent to the appellant. He further states that the copy of the log book will be provided to the appellant.

3. The respondent-PIO is directed to ensure that the information is furnished to the appellant. However, if this information is not available on record, the PIO shall file an affidavit on oath stating the same

4. To come up on **17.03.2020 at 11.00 AM** for further proceedings. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab

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Registered post

Ms. Arpana, D/o J M Singh
C/o Shri Bavish Gautam, Advocate
Chamber No. 509, Yadvindra Court Complex,
Patiala

-----Appellant

Vs.

Public Information Officer,

O/o Director, Department of Social Justice empowerment & Minority
(Welfare Cell), SCO 128-129, Sector 34A, Chandigarh

First Appellate Authority

O/o Director, Department of Social Justice empowerment & Minority
(Welfare Cell), SCO 128-129, Sector 34A, Chandigarh

2. Public Information Officer,(I.T.I Wing)

(Registere d Post)

O/o Director, Technical education and Research Centre, Pb
Plot No1-A, Sector 36-A, Chandigarh

-----Respondent

Appeal Case No. 3635 of 2019

Through video conference

Present: (i) Sh. J. M.Singh on behalf of the appellant through video conference
(ii) For the respondent : Sh. Rupinder Singh, Deputy Director-cum-PIO and
Sh. Sukhjinder Singh, Junior Assistant ,o/o Director, Technical Education and
Research Centre, Punjab in Commission office

ORDER

This order may be read with reference to the previous order dated 13.02.2020 vide which PIO, o/o Director, Department of Social Justice Empowerment and Minority (Welfare Cell) was directed to come present.

2. Sh. J.M.Singh is appearing on behalf of the appellant through video conference and states that complete information has not been provided to him.

3. Today, Sh. Rupinder Singh, Deputy Director-cum-PIO is appearing on behalf of the respondent no. 2 and states that the information, as exists in the record has been sent to

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Appeal Case No. 3635 of 2019

the appellant. He further states that the remaining information is lying with the Respondent no. 1.

4. During the last hearing, respondent no. 1 was directed to come present. But today neither he has present nor has he filed his reply. This is very serious matter. This shows that he has no regard for the orders of the Commission.

5. In view of the above, ***PIO- o/o Social Justice Empowerment and Minority is directed (respondent no.1) is directed*** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for 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 detriment suffered.

In addition to his submission, the PIO is also hereby 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 note that in case he does not file his submission 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 proceedings against him ex-parte.

6. To come up on **07.04.2020 at 11.00 AM** in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated: 12.03.2020

(Preety Chawla)
State Information Commissioner
Punjab