

PUNJAB STATE INFORMATION COMMISSION
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Sector 16, Chandigarh.
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Shri Nonihal Singh,
S/o Shri Amarjit Singh,
R/o Ward No. 13, Sodhi Farm,
Zirakpur, Distt. Mohali.

.....Complainant.

Vs

Public Information Officer,
O/ o Tehsildar,
Derabassi, Mohali.

.....Respondent

Complaint Case No. 244 of 2019

Present:- Shri Nonihal Singh, complainant/applicant is absent.
None present on behalf of Shri Navpreet Singh Shergill, PIOcum-Tehsildar,
Derabassi, Distt. Mohali.

ORDER

Shri Nonihal Singh, complainant/applicant filed RTI application dated 19.09.2018 and sought some information from the office of the PIO.

Both the parties are absent today nor any mail has been received in the office of the Commission on behalf of both the parties.

Shri Navpreet Singh Shergill, PIO-cum-Tehsildar, Derabassi is directed that he should personally come present before the Commission on the next date of hearing and file reply to the complaint filed by the complainant/applicant. In case of non compliance of the Order of the Commission a Show Cause Notice will be issued to the PIO-cum-Tehsildar, Derabassi under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on **30.03.2020 at 11:00 A.M.**

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab

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Shri Kuldip Singh Garcha,
XEN (Panchayati Raj),
Vikas Bhawan, Sector 62,
Mohali, Punjab.

.....Appellant.

Vs

Public Information Officer,
O/ o Chief Engineer (Planning),
Panchayati Raj, Vikas Bhawan,
Phase-8, SAS Nagar, PWD, Punjab,
Mohali.

First Appellate Authority,
O/o Chief Engineer (Planning),
Panchayati Raj, Vikas Bhawan,
Phase-8, SAS Nagar, PWD, Punjab,
Mohali.

.....Respondent

Appeal Case No. 1499 of 2019

Present:- Shri Kuldip Singh Garcha, appellant is present.
Shri Sanjay Kumar Ghai, PIO-cum-SDO(E), O/o Chief Engineer, Panchayati Raj,
Mohali is present.
Shri Hardial Singh Chatha, PIO-cum-Deputy Director (E.P.), O/o Joint
Development Commissioner (IRDP), Mohali is present.

O R D E R

Shri Kuldip Singh Garcha, appellant filed RTI application dated 04.06.2018 and he sought some information from the office of the PIO.

I have gone through the Order dated 13.02.2020 and in compliance to the Order Shri Sanjay Kumar Ghai, PIO-cum-SDO(E), O/o Chief Engineer, Panchayati Raj, Mohali submitted an affidavit dated 11.03.2020 duly attested by notary public. The original affidavit has been handed over to the appellant and a photocopy of the affidavit duly signed by the PIO is taken in the file of the Commission.

I have gone through the contents of the said affidavit and it is submitted by Shri Sanjay Ghai, PIO that that the ACR for the year 2014-15 of Shri Kuldip Singh Garcha was sent to the office of Joint Development Commissioner vide diary no.270 dated 26.06.2015 of Movement Register, but that has not been received back in the office of the PIO. It is further submitted that the ACR for the year 2014-15 is not available in the office of the respondent PIO, so he is unable to provide it to the appellant.

Contd..p2..

Appeal Case No. 1499 of 2019

Shri Hardial Singh Chatha, PIO-cum-Deputy Director (E.P.), O/o Joint Development Commissioner (IRDP), Mohali has also submitted an affidavit dated 11.03.2020 duly attested by notary public. The original affidavit has been handed over to the appellant and a photocopy of the affidavit is taken in the file of the Commission. The PIO has also provided the attested copies of Receipt Register for the period 26.06.2015 to 31.07.2015 to the appellant.

I have gone through the contents of the affidavit submitted by Shri Hardial Singh Chatha, PIO and it is submitted in para no.2 of the affidavit that as per record (Receipt) and statement of personal staff dealing with the document i.e. Annual Confidential Report of Shri Kuldip Singh Garcha for the year 2014-15 was not received in this office. It is further submitted in para no.3 of the affidavit that certified copy of the receipt record from 26.06.2015 to 31.07.2015 is enclosed herewith.

The original affidavits have been handed over to the appellant and the photocopies of the affidavits are taken in the file of the Commission. As per the version of Shri Sanjay Ghai, PIO, O/o Chief Engineer, Panchayati Raj, Mohali that the ACR of Shri Kuldip Singh Garcha for the year 2014-15 is not available in the office of the public authority, so he is unable to provide it to the appellant and as per the version of Shri Hardial Singh Chatha, PIO-cum-Deputy Director (E.P.), O/o Joint Development Commissioner (IRDP), Mohali, the ACR of Shri Kuldip Singh Garcha for the year 2014-15 was not received in the office of the public authority. So as per the facts mentioned above the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

(Regd.) CC : Joint Development Commissioner, Vikas Bhawan, Sector -62, SAS Nagar.

- For intimation.

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Shri Gurmeet Singh, (M: 95014-21959),
S/o Shri Surmukh Singh,
Distt. Pradhan Anti Corruption Front 2072,
Bhai Mastan Singh Nagar,
Sri Muktsar Sahib.

..... Appellant

Vs

Public Information Officer,
O/o District Manager,
PUNSUP, Punjab,
Sri Muktsar Sahib.

First Appellate Authority,
O/o Managing Director,
PUNSUP, Punjab,
Sector-34, Chandigarh.

.....Respondent

Appeal Case No. 413 of 2020

Present:- Shri Gurmeet Singh, appellant is absent.
Shri Harbinder Singh, Sr. Auditor is present on behalf of Shri Surinder Singh,
PIO-cum-Sr. Auditor, O/o PUNSUP, Sri Muktsar Sahib.

O R D E R

Shri Gurmeet Singh, appellant filed RTI application dated 14.10.2019 and sought some information from the PIO, O/o District Manager, PUNSUP, Punjab, Sri Muktsar Sahib. When no information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 22.11.2019. Then he filed Second Appeal before the Punjab State Information Commission on 21.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Shri Gurmeet Singh, appellant is absent today, whereas Shri Harbinder Singh has come present on behalf of the PIO and he submitted an Authority Letter, which is taken in the file of the Commission. He has also submitted a copy of letter no.4004 dated 09.03.2020, which is taken in the file of the Commission.

I have gone through the RTI application dated 14.10.2019 and the appellant sought information regarding attested copies of release orders of wheat for the period 01.01.2012 to 31.12.2013 by PUNSUP, Sri Muktsar Sahib.

The PIO has submitted the reply through letter no.4004 dated 09.03.2020 and it is submitted in the reply that no release orders were issued for the lifting of wheat for the period 01.01.2012 to 31.12.2013, so no release orders for the lifting of wheat is available in the office of the PIO.

Appeal Case No. 413 of 2020

The PIO is directed that a copy of this reply be also sent to the appellant through registered post within 2 days.

As the PIO has replied the matter involved in the RTI application satisfactorily, so the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Satish Singla, (M: 94172-52698),
S/o Shri Ram Sarup,
143-A, Aggar Nagar,
Ludhiana.

..... Complainant

Vs

Public Information Officer,
O/o Principal Secretary,
Labour, Punjab,
Chandigarh.

.....Respondent

Complaint Case No. 80 of 2020

Present:- Shri Satish Singla, complainant/applicant is present.
Shri Jaswinder Kumar, PIO-cum-Suptd. along with Shri Ashwani Bansal, Sr.
Asstt. , O/o Principal Secretary, Labour, Punjab, Chandigarh is present.

O R D E R

Shri Satish Singla, complainant/applicant RTI application dated 21.10.2019 and sought some information from the PIO, O/o Principal Secretary, Labour, Punjab, Chandigarh regarding the complaint related with Kashmir Singh & Dwarka Dass. When no information was provided to him by the PIO, then he filed complaint against the PIO before the Punjab State Information Commission on 22.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. The complainant/applicant stated that no information has been provided to him by the PIO that is why he has filed complaint against the PIO before the Commission. On the other hand Shri Jaswinder Singh, PIO-cum-Suptd. has submitted a copy of letter no.605123/1 dated 30.10.2019 along with five pages of information, which was sent to the complainant/applicant through post. The letter along with five pages of information, which were sent to the complainant/applicant are taken in the file of the Commission.

During the course of hearing, the complainant/applicant, Shri Satish Singla stated that he has received this information, which was sent to him by the PIO through letter dated 30.10.2019, but the information is being incomplete, he has filed First Appeal before the First Appellate Authority-cum-Principal Secretary, Labour Department on 23.01.2020.

As the complainant/applicant has filed First Appeal before the First Appellate Authority and moreover the PIO has sent the reply/information along with information of five pages to the complainant/applicant, so no complaint lies at this stage against the PIO.

Contd..p2..

Complaint Case No. 80 of 2020

The present complaint case is **disposed of and closed** with the observation that the applicant should appear before the First Appellate Authority and the First Appellate Authority should hear the applicant and disposed of the appeal as the case may be.

Dated: 12.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Fateh Jung Singh, (M: 98544-60001),
S/o Shri Satnam Singh,
R/o Village Marwa Bodla,
Tehsil Malout,
Distt. Sri Muktsar Sahib.

..... Complainant

Vs

Public Information Officer,
O/o XEN, Drains Department,
Canal Colony, Gidderbaha,
Distt. Sri Muktsar Sahib.

.....Respondent

Complaint Case No. 94 of 2020

Present:- Shri Fateh Jung Singh, complainant/applicant is present.
Shri Vishal Arora, APIO-cum-SDO is present on behalf of Shri Upkaran Pal Singh, PIO-cum-XEN, Canal Lining Division, Sri Muktsar Sahib.

O R D E R

Shri Fateh Jung Singh, complainant/applicant RTI application dated 24.09.2019 and sought some information from the PIO, O/o XEN, Drains Department, Canal Colony, Gidderbaha, Distt. Sri Muktsar Sahib. When no information was provided to him by the PIO, then he filed complaint against the PIO before the Punjab State Information Commission on 20.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. Shri Vishal Arora, APIO stated that the sought for information has been provided to the complainant/applicant vide letter no.567 dated 20.02.2020. He has submitted a copy of letter no.567 dated 20.02.2020 along with attested copies of information, which are taken in the file of the Commission.

Shri Fateh Jung Singh, complainant/applicant stated that he has received the sought for information and he is satisfied. He has submitted a duly signed written submission dated 12.03.2020 that he has received the sought for information and he is satisfied and also requested to disposed of his complaint case.

AS the PIO has provided the sought for information to the complainant/applicant and the complainant/applicant is satisfied with the information, so the present complaint case is **disposed of and closed.**

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Satish Kumar, (M: 97808-59328)
S/o Shri Murari Lal,
R/o H.No. 56-A, Bazar No.3,
Ferozepur Cantt.

..... Appellant

Vs

Public Information Officer,
O/o Senior Superintendent of Police,
Ferozepur.

First Appellate Authority,
O/o Inspector General of Police,
Ferozepur Range,
Ferozepur.

.....Respondent

Appeal Case No. 461 of 2020

Present:- Shri Satish Kumar, appellant is present.
ASI Sukhdev Singh-626/Ferozepur is present on behalf of Shri Bhupinder Singh,
PIO-cum-SSP, Ferozepur.

O R D E R

Shri Satish Kumar, appellant filed RTI application dated 13.11.2019 and sought some information from the PIO, O/o Senior Superintendent of Police, Ferozepur. A reply was sent to him by the PIO vide letter no.926 dated 25.11.2019 that the inquiry of the complaint is still pending with the DSP, City Ferozepur and whenever the inquiry will be completed the report of inquiry will be sent to him. Not satisfied with the reply the appellant filed First Appeal before the First Appellate Authority on 26.12.2019. Then he filed Second Appeal before the Punjab State Information Commission on 23.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. The appellant filed RTI application dated 13.11.2019 and he sought information regarding complaint no.3761-PC dated 27.09.2019 and complaint no.573-SPC dated 21.10.2014.

I have heard both the parties. ASI Sukhdev Singh, who has come present on behalf of Shri Bhupinder Singh, PIO-cum-SSP, Ferozepur has provided the information regarding complaint no.3761 dated 27.09.2019 to the appellant and also provided the destruction order pertaining to the year 2014 as the appellant is seeking information regarding complaint no.573-SPC dated 21.10.2014 and he has filed RTI application on 13.11.2019. It is replied by the PIO that the record after three years has been destroyed vide order which bears

Contd..p2..

Appeal Case No. 461 of 2020

no.4420/A dated 27.03.2018 through which the record pertaining to the year 2014 was destroyed.

The respondent submitted reply through letter no.145/RTI-1 dated 10.03.2020 along with copies of information, which are taken in the file of the Commission. The respondent provided the inquiry report of complaint no.3761 to the appellant and so far as the record of other complaint no.571 is concerned that was destroyed vide destruction order through letter no.4420/A dated 27.03.2018.

The appellant is insisting that he is in need of address of Tara Chand. ASI Sukhdev Singh stated that he has gone through the case file, but there is no address of Tara Chand is available in the file.

As the PIO has provided the information to the appellant, which was available in his office, so the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Navdeep Gupta, President, (M: 98145-21530),
04, Nimrit Villa, Mansahla Colony,
Patiala.

..... Appellant

Vs

Public Information Officer,
O/o Municipal Corporation,
Patiala.

First Appellate Authority,
O/o Municipal Corporation,
Patiala.

.....Respondent

Appeal Case No. 487 of 2020

Present:- Shri Navdeep Gupta, appellant is present.
Shri Kuldeep Singh, Sanitary Inspector is present on behalf of Shri Bhagwant Singh, PIO-cum-Chief Sanitary Inspector, O/o Municipal Corporation, Patiala.

O R D E R

Shri Navdeep Gupta, appellant filed RTI application dated 21.08.2019 and sought some information from the PIO, O/o Municipal Corporation, Patiala. The reply/information was sent to him by the PIO vide letter no.570 dated 18.09.2019. Aggrieved, the appellant filed First Appeal before the First Appellate Authority on 29.10.2019 and then filed Second Appeal before the Punjab State Information Commission on 27.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. The appellant stated no information has been provided to him by the PIO regarding point nos.1 to 3 of the RTI application and incomplete information has been provided to him regarding point nos. 4 and 9 of the RTI application and he is satisfied with the rest of the points.

So, the PIO is directed that the information regarding point nos. 1 to 4 and 9 of the RTI application be provided to the appellant within a week.

Both the parties to come present on the next date of hearing on **30.03.2020 at 11:00 A.M.**

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Amarjit Singh, S/o Shri Jarnail Singh, (M: 97805-07490),

R/o Village Wara Daraka,

Distt. Faridkot.



..... Appellant

Vs

Public Information Officer,

O/o Asstt. Registrar,

Co-operative Societies,

Faridkot.

First Appellate Authority,

O/o Deputy Registrar,

Co-operative Societies,

Faridkot.

.....Respondent

Appeal Case No. 509 of 2020

Present:- Shri Amarjit Singh, appellant is absent.
Shri Jagdish Singh, APIO-cum-Suptd. is present on behalf of Shri Sukhjot Singh,
PIO-cum-Asstt. Registrar, Co-operative Societies, Faridkot.

O R D E R

Shri Amarjit Singh, appellant filed RTI application dated 17.06.2019 and sought some information from the PIO, O/o Asstt. Registrar, Co-operative Societies, Faridkot. When no information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 25.07.2019. Then he filed Second Appeal before the Punjab State Information Commission on 28.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Shri Amarjit Singh, appellant is absent today, whereas Shri Jagdish Singh, APIO has come present on behalf of the PIO and he stated that the sought for information has been provided to the appellant on 03.02.2020.

The Commission has received a mail sent by the PIO on 09.03.2020, diarized vide no.4622, which is a copy of letter no.322 dated 04.03.2020 along with a receipt dated 03.02.2020 duly signed by Shri Amarjit Singh, appellant. I have gone through letter no.322 and it is submitted by the PIO that the attested copies of sought for information was provided to the appellant. I have also gone through the receipt dated 03.02.2020 duly signed by the appellant and he submitted that he has received 161 attested pages of information and he is satisfied.

As the information has been provided to the appellant and the appellant himself has executed the receipt that he has received 161 attested pages of information and he is satisfied, so the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Gagandeep Singh Threeke (RTI Activist) (M: 97804-71680),
SCO 26, Shant Park,
Main Sua Road, Threeke,
Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o Deputy Registrar,
Co-operative Societies,
Ludhiana.

First Appellate Authority,
O/o Joint Registrar,
Co-operative Societies,
Patiala.

.....Respondent

Appeal Case No. 541 of 2020

Present:- Shri Gagandeep Singh Threeke, appellant is present.
Shri Sanjeev Kumar, Suptd. is present on behalf of Shri Sangram Singh Sandhu,
PIO-cum-Deputy Registrar, Co-operative Societies, Ludhiana.
Shri Amrinder Pal Singh, Clerk, O/o The Ludhiana Shri Jagjit Nagar Co-operative
House Building Society Ltd., Ludhiana is present.

O R D E R

Shri Gagandeep Singh Threeke, appellant filed RTI application dated 20.11.2019 and sought some information from the PIO, O/o Deputy Registrar, Co-operative Societies, Ludhiana. When no information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 24.12.2019. A reply was sent to him by the PIO vide letter no.162 dated 09.02.2020. Then the appellant filed Second Appeal before the Punjab State Information Commission on 29.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. Shri Sanjeev Kumar is present on behalf of the PIO and he has submitted a duly attested affidavit dated 11.03.2020 of Dr. Gurjot Singh, APIO-cum-Assistant Registrar, Co-operative Societies, Ludhiana (West) along with some documents, which are taken in the file of the Commission.

I have gone through the contents of the affidavit and it is submitted that the RTI application was transferred U/s 6(3) of the RTI Act to the concerned society whose related information is being sought by the appellant.

Shri Amrinder Pal Singh, Clerk is present on behalf of the said society and he has submitted the reply to the appeal duly signed by the Secretary, The Ludhiana Shri Jagjit

Contd..p2..

Appeal Case No. 541 of 2020

Nagar Co-operative House Building Society Ltd., Ludhiana. A copy of the reply is handed over to the appellant.

The appellant stated that he wants to file reply to the reply filed by the society. So, the appellant is directed that he should file reply on the next date of hearing.

Both the parties to come present on the next date of hearing on **31.03.2020 at 11:00 A.M.**

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Ms. Charanjit Kaur,
D/o Shri Roshan Khan,
S/o Shri Bachna Khan,
R/o Near Gurdial Singh Ex-MLA,
Udham Singh Road, City Sunam,
Distt. Sangrur.

..... Complainant

Vs

Public Information Officer,
O/o District Child Welfare Officer,
Mini Secretariat,
Sangrur.

.....Respondent

Complaint Case No. 106 of 2020

Present:- Ms. Charanjit Kaur, complainant/applicant is absent.
Shri Arshbir Singh Johal, Legal-cum-Probation Officer is present on behalf of Shri Gagandeep Singh, PIO-cum-District Programme Officer, O/o Child Welfare Committee, Sangrur.

O R D E R

Ms. Charanjit Kaur, complainant/applicant filed RTI application dated 04.12.2019 and sought some information from the PIO, O/o District Child Welfare Officer, Sangrur. A reply was sent to her by the PIO vide letter no. 1714 dated 03.01.2020 along with copy of letter no.CWC/Sug/20/482 dated 03.01.2020. Then the complainant/applicant filed complaint against the PIO before the Punjab State Information Commission on 24.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The complainant/applicant is absent today, whereas Shri Arshbir Singh Johal has come present on behalf of the PIO and he stated that the information was sent to the complainant/applicant vide letter dated 03.01.2020 through registered post on 06.01.2020 and he has shown the postal receipt through which the information was sent to the complainant/applicant.

The respondent submitted the reply dated 11.03.2020 of the PIO, Shri Gagandeep Singh along with a copy of Order dated 26.11.2019 passed by Shri B.S. Sandhu, Sessions Judge, Sangrur and a copy of Order dated 27.02.2020 passed by Justice Lisa Gill of Punjab & Haryana High Court in CWP No.368 of 2020.

I have gone through the RTI application dated 04.12.2019 and the reply submitted by the PIO and also gone through the Orders passed by B.S. Sandhu, Sessions Judge, Sangrur and by Justice Lisa Gill of Punjab & Haryana High Court.

Contd..p2..

Complaint Case No. 106 of 2020

The reply/information had already been sent to the complainant/applicant through letter dated 03.01.2020, even then the PIO is directed that copies of Orders passed by B.S. Sandhu, Sessions Judge, Sangrur and by Justice Lisa Gill of Punjab & Haryana High Court be also sent to the complainant/applicant through registered post within 3 days. With this observation the present complaint case is **disposed of and closed**.

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Ashok Kumar, (M: 78146-60573),
S/o Shri Laxman Ram,
R/o Village Alamshah,
Tehsil & Distt. Fazilka.

..... Complainant

Vs

Public Information Officer,
O/o Asstt. Registrar,
Co-operative Societies,
Fazilka.

.....Respondent

Complaint Case No. 131 of 2020

Present:- Shri Ashok Kumar, complainant/applicant is absent.
Shri Ajay, Clerk is present on behalf of Shri Rajpal Singh, PIO-cum-Asstt.
Registrar, Co-operative Societies, Fazilka.

O R D E R

Shri Ashok Kumar, complainant/applicant filed RTI application dated 13.11.2019 and sought some information from the PIO, O/o Asstt. Registrar, Co-operative Societies, Fazilka. When no information was provided to him by the PIO then he filed complaint against the PIO before the Punjab State Information Commission on 28.01.2020. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Shri Ashok Kumar, complainant/applicant is absent today, whereas Shri Ajay has come present on behalf of Shri Rajpal Singh, PIO, but he is not conversant with the facts of the case. The information sought by the complainant/applicant though is related with the co-operative society, but in case any information is lying in the office of the PIO-cum-Assistant Registrar, Co-operative Societies, Fazilka, then he is bound to provide it to the complainant/applicant.

So, Shri Rajpal Singh, PIO-cum-Assistant Registrar, Co-operative Societies, Fazilka is directed that he should personally come present before the Commission on the next date of hearing and file reply to the complaint filed by the complainant/applicant. In case he would not come present then action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties to come present on the next date of hearing on **31.03.2020 at 11:00 A.M.**

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Jagshir Singh, (M: 81958-00345),
S/o Shri Gian Singh,
R/o H.No. 9/20, Back side Pandori Nursing Home,
Mandi Mullanpur,
Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer,
O/ o Block Development & Panchayat Officer,
Block Gandiwind, Distt. Tarn Taran.

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

.....Respondent

Appeal Case No. 3888 of 2019

Present:- Shri Jagshir Singh, appellant is present.
Shri Karanbir Singh, Panchayat Officer and Shri Kirandeep Singh, Panchayat Secretary are present on behalf of Shri Pargat Singh, BDPO, Gandiwind.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 18.08.2018 and sought some information from the office of the PIO.

I have gone through the Order dated 18.02.2020. The information for the period 2014 to 2018 was provided to the appellant, but the information regarding the years 2002 to 2013 was not available and a direction was issued to the BDPO, Gandiwind to submit a duly attested affidavit or the office order of destruction regarding the record pertaining to the years 2002 to 2013.

In compliance to the Order the respondents today submitted a duly attested affidavit dated 11.03.2020 of Shri Pargat Singh, BDPO, Gandiwind. The original affidavit is handed over to the appellant and a photocopy of the affidavit is taken in the file of the Commission.

I have gone through the contents of the affidavit and it is submitted in para no.5 of the affidavit that according to the statements of Shri Kirandeep Singh, Shri Balkar Singh and Shri Shubhparkash Singh, Panchayat Secretaries, the record of Gram Panchayat Hawelian before March, 2014 is not available.

As per the affidavit submitted by the BDPO, Gandiwind that the record before March, 2014 is not available, so the sought for information cannot be provided to the appellant. Hence the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864119, Email: - psic29@punjabmail.gov.in

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Shri Jagshir Singh, S/o Shri Gian Singh, (M: 81958-00345),

R/o H.No. 9/20, Back side Pandori Nursing Home,

Mandi Mullanpur, Distt. Ludhiana.



.....Appellant.

Vs

Public Information Officer,

O/ o Block Development & Panchayat Officer,

Ghal Khurd, Distt. Ferozepur.

First Appellate Authority,

O/o District Development & Panchayat Officer,

Ferozepur.

.....Respondent

Appeal Case No. 3889 of 2019

Present:- Shri Jagshir Singh, appellant is present.

Shri Gurjinder Singh, BDPO, Ghal Khurd, Shri Gurpreet Singh and Shri

Rajwant Singh, Panchayat Secretaries are absent.

O R D E R

Shri Jagshir Singh, appellant filed RTI application dated 18.08.2018 and sought some information from the office of the PIO.

I have gone through the Order dated 18.02.2020. The appellant stated that no information has been provided to him by the PIO whereas he has filed RTI application on 18.08.2018 and a period of about 18 months has been passed. So under these circumstances it seems that the PIOs have no respect for the law and the Commission. Though the Panchayat Secretaries are the PIOs of the gram panchayats, but the BDPO being the administrative head of the block is the deemed PIO. The conduct of the BDPO and the Panchayat Secretaries is highly condemnable. A Show Cause Notice had already been issued to the PIO vide Order dated 17.07.2019.

Shri Gurjinder Singh, BDPO, Ghal Khurd and Shri Gurpreet Singh and Shri Rajwant Singh, Panchayat Secretaries should personally come present before the Commission on the next date of hearing and file reply to the Show Cause Notice. IN case they would not come present then the Show Cause Notice will be decided in their absence assuming that they do not want to file reply to the Show Cause Notice.

As the appellant is suffering for the last about 18 months and no information has been provided to him by the PIO, so a compensation of Rs.5,000/- is awarded in favour of the appellant to be paid from the funds of concerned Gram Panchayat i.e. public authority by way of demand draft and be paid to the appellant before the next date of hearing.

Both the parties should personally come present on the next date of hearing on

31.03.2020 at 11:00 A.M.

(Avtar Singh Kaler)

State Information Commissioner, Punjab

Dated: 12.03.2020

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Shri Gurmej Singh, S/o Shri Atma Singh, (M: 62806-51090),
R/o Pir Mohammad, Tehsil Zira,
Distt. Ferozepur.

.....Appellant.

Vs

Public Information Officer,
O/ o Block Development & Panchayat Officer,
Block Makhu, Distt. Ferozepur.

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

.....Respondent

Appeal Case No. 1211 of 2019

Present:- Shri Gurmej Singh, appellant is absent.
Shri Kulwant Singh, Panchayat Secretary is present on behalf of Shri Piar Singh,
BDPO Makhu.

O R D E R

Shri Gurmej Singh, appellant filed RTI application dated 24.12.2018 and sought some information from the office of the PIO.

The appellant is absent without any intimation to the Commission and Shri Kulwant Singh, Panchayat Secretary has come present on behalf of Shri Piar Singh, BDPO, Makhu. The respondent submitted a copy of letter no.574 dated 11.03.2020 along with a receipt duly signed by Shri Gurmej Singh, appellant and a copy of another letter no.197 dated 30.01.2020 and a photocopy of cheque dated 07.02.2020 of Rs.4,000/- in favour of Shri Gurmej Singh, S/o Shri Atma Singh, R/o Pir Mohammad. All the papers are taken in the file of the Commission.

I have gone through the receipt duly signed by Shri Gurmej Singh, appellant and he submitted that he has received the sought for information and also received the amount of Rs.4,000/-, which was awarded as compensation in his favour and he further requested he do not want any further action upon his appeal case and requested to disposed of the present appeal case.

I have perused the case file. Though the Show Cause Notice was issued to the BDPO, but the Show Cause Notice was not issued by name and the penalty was also not imposed by name. Shri Gurmej Singh, appellant was present on 23.01.2020 and he submitted that Shri Kuldip Singh was BDPO at Makhu.

Contd..p2..

Appeal Case No. 1211 of 2019

I have gone through letter no.574 dated 11.03.2020 and letter no.197 dated 30.01.2020 written by Shri Piar Singh, PIO-cum-BDPO, Makhu to the Commission and also gone through the receipt duly signed by Shri Gurmej Singh, appellant and the cheque dated 07.02.2020 through which Rs.4,000/- was paid to the appellant as compensation.

It is submitted in letter no.197 dated 30.01.2020 that no person in the name of Shri Kuldip Singh ever remained posted as BDPO at Block Makhu or at Block Zira in District Ferozepur. Moreover the appellant submitted in the receipt that he has received the sought for information and the amount of compensation of Rs.4,000/- and he further submitted that he do not want any action upon his appeal.

As the Show Cause Notice has not been issued by name and the penalty has also not been imposed by name, so it cannot be ascertained that from whom it is to be recovered. So, in the light of the circumstances the order of imposition of penalty is hereby recalled.

As the PIO has provided the sought for information to the appellant and the appellant is satisfied, so the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**

(Regd.) CC: District Development and Panchayat Officer, Ferozepur.

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Shri Sukhbir Singh Mahal,
Ex-para Legal Volunteer,
Social Worker,
O/o District Legal Services Authority,
Distt. Court, Amritsar.

..... Appellant

Vs

Public Information Officer,
O/o Secretary,
District Legal Services Authority,
Amritsar.

First Appellate Authority,
O/o Addl. Member Secretary,
Punjab Legal Services Authority,
Sector 69, Opp. GMADA, Mohali.

.....Respondent

Appeal Case No. 26 of 2020

Present:- Shri Sukhbir Singh Mahal, appellant is absent.
Shri Sanjay Heer Clerk is present on behalf of Shri Sumit Makker PIO-cum-Secretary, District Legal Services Authority Amritsar.
Shri Vinod Kumar, PA is present on behalf of Shri Mandeep Mittal, First Appellate Authority-cum-Additional Member Secretary, Punjab Legal Services Authority, Sector 69, Opp. GMADA, Mohali.

O R D E R

Shri Sukhbir Singh Mahal, appellant filed RTI application dated 09.09.2019 and sought some information from the office of the PIO.

The appellant is absent without any intimation to the Commission and Shri Sanjay Heer is present on behalf of the PIO and Shri Vinod Kumar is present on behalf of the First Appellate Authority.

I have gone through the RTI application dated 09.09.2019 and the reply dated 14.10.2019 and also gone through the Order dated 18.02.2020. It was brought to the notice of the Commission that point nos. 1, 4, 6, 7, 8, 10, 12, 13, 14, 15, 18, 19, 20, 21, 22 and 24 have already been replied with the best of information available in the office of the PIO and so far as point nos. 3, 5, 9, 11, 16, 17 and 23 are concerned, no information is in existence in the office of the PIO as per the definition of information envisaged U/s 2(f) of the RTI Act, 2005. As the

Appeal Case No. 26 of 2020

appellant was absent on the last date of hearing i.e. 18.02.2020, so in the interest of justice another opportunity was granted to him that he should personally come present before the Commission on the next date of hearing. In case, he would not come present then the case will be heard and decided in his absence on the basis of the reply submitted by the PIO.

But inspite of clear cut directions issued to the appellant, Shri Sukhbir Singh Mahal to come present personally for today, he has not come present neither he has sent any mail, it seems that he is satisfied with the information/reply sent to him by the PIO.

I am of the view that the PIO has resolved the matter involved in the RTI application and provided the information to the appellant, which was available in the office of the public authority, so the present appeal case is **disposed of and closed**.

Dated: 12.03.2020

(Avtar Singh Kaler)
State Information Commissioner, Punjab.