

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.  
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Sh. Tejinder Singh (Advocate),  
Civil Court, Tehsil Complex,  
Back Side Sanjh Kender,  
Phillaur-144410.

.....Complainant

**Vs**

Public Information Officer,  
Municipal Corporation,  
Distt: Ludhiana.

.....Respondent

## **Complaint Case .No. 689 of 2019**

Present:- None on behalf of the Parties.

### ORDER

The RTI application is dated 2.7.2019 vide which the appellant has sought information as enumerated in his RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 07.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant asked for the four points information related to the advertisement policy.

3. As none is present on behalf of the respondents without any intimation. Viewing the absence of the respondent seriously, the PIO is directed to take appropriate action on the RTI application of the appellant for seeking information under the provisions of RTI Act, 2005 before the next date of hearing under intimation to the Commission, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

4. To come up on 7.10.2019 at 03.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana for further proceedings.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Karnail Singh,  
S/o Sh. Gurdev Singh,  
Vill: Bhamana Basti,  
Block Samana, Distt: Patiala.

.....Complainant

**Vs**

Public Information Officer,  
Panchayat Secretary,  
Gram Panchayt, Basti Bamna,  
Block Samana,  
Distt: Patiala.

.....Respondent

## **Complaint Case .No. 691 of 2019**

Present:- None on behalf of the Parties.

### ORDER

The RTI application is dated 28.2.2019 vide which the appellant has sought information as enumerated in his RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 08.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant asked for the information related to the Village Thamna, Tehsil Samana.

3. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondent seriously, the PIO is directed to take appropriate action on the application of the appellant for seeking information under the provisions of RTI Act, 2005 before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

4. To come up on 4.10.2019 at 03.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Patiala for further proceedings.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Jaswant Rai Verma,  
# 3209, Sector-44 D,  
Chandigarh.

.....Complainant

**Vs**

Public Information Officer,  
Executive Engineer,  
Ropar Head Works Division,  
Distt: Ropar.

.....Respondent

## Complaint Case .No. 692 of 2019

Present:- None on behalf of the Parties.

### ORDER

A letter no. NIL dated 13.8.2019 has been received from the appellant that he has received the sought information vide Executive Engineer reference No. 3177/RTI Act/DB dated 6.8.2019 and received in their office on 9.8.2019 and he further submitted that this complaint is hereby withdrawn.

2. As per the request of the complainant, the case is disposed off and closed as withdrawn.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Jaswant Rai Verma,  
# 3209, Sector-44 D,  
Chandigarh.

.....Complainant

**Vs**

Public Information Officer,  
Executive Engineer,  
Ropar Head Works Division,  
Distt: Ropar.

.....Respondent

## **Complaint Case .No. 693 of 2019**

Present:- None on behalf of the Parties.

### ORDER

A letter no. NIL dated 13.8.2019 has been received from the appellant that he has received the sought information vide Executive Engineer reference No. 3176/RTI Act/DB dated 6.8.2019 and received in their office on 9.8.2019 and he further submitted that 'complaint is hereby withdrawn'.

2. As per the request of the complainant, the case is disposed off and closed as withdrawn.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Smt. Paramjit Kaur (Sewadar),  
Head Office, Director State Transport,  
# 2263-A, Sector-24 C,  
Chandigarh.

.....Complainant

**Vs**

Public Information Officer,  
O/o Director State Transport, Punjab,  
Jeevandeep Building,  
Sector-17-A,  
Punjab, Chandigarh.

.....Respondent

## **Complaint Case .No. 694 of 2019**

Present:- Smt. Paramjit Kaur the complainant in person  
Shri Sukhmander Singh, Sr. Asstt. and Shri Balbir Singh, Sr. Asstt.  
on behalf of the respondents.

### ORDER

The RTI application is dated 23.4.2019 vide which the appellant has sought information as enumerated in her RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 08.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that till date, no information has been received by her and the respondents are just harassing her by not providing the information whereas she has filed the RTI application on 23.4.2019.

3. The representative of the respondents submitted that they have conveyed the complainant on 3.9.2019 that the record is not traceable being the old record i.e. around 15 years old and they are tracing the record but in vain and as and when the record will be traced, the information will be provided to the complainant. He further submits that since there is no policy to handover/takeover the record as and when any Senior Assistant transferred/retired, it is very difficult to trace the record.

**Contd..P/2**

**Complaint Case .No. 694 of 2019**

-2-

4. After hearing both the parties, Shri Sukhwinder Singh, Senior Assistant-cum-Superintendent and PIO is directed that the efforts be made to trace the record and the complainant shows her willingness to assist in tracing the record since she is the employee of the department. PIO will ensure that the required information is given to the complainant else he is directed to appear in person on the next date i.e. 4.10.2019.
5. To come up for further proceedings of the case on 4.10.2019 at 11.00 AM.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Dabkesh Kumar,  
S/o Sh. Ganga Ram,  
# 306, Nursing Hostel,  
Phase 2, GMCH-32,  
Chandigarh.

.....Appellant

Vs

Public Information Officer,  
Department of Health & Family Welfare,  
Punjab, Sector-34 A,  
Chandigarh.

First Appellate Authority,  
Department of Health & Family Welfare,  
Punjab, Sector-34 A,  
Chandigarh.

.....Respondent

## Appeal Case .No. 2887 of 2019

Present:- None on behalf of the Appellant  
Shri Sarbjit Singh, Superintendent-cum-PIO on behalf of the respondents

### ORDER

The RTI application is dated 12.04.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 21.05.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant is absent without intimation.

3. The representative of the respondents submits reply dated 4.9.2019 vide which the one point information i.e. the copy of letter No. E-6(4)P.99/3461-86 dated 1.6.1999 as sought by the appellant has been sent to the appellant.

Contd..P/2

4. In view of the statement of the representative of the respondents that complete information as per the RTI application for seeking information under the provisions of the RTI Act, 2005 has been provided and nothing has been kept pending which have to be supplied to him, the present case is disposed of and closed.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab



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Sh. Manjinder Singh,  
# 2469, Sunny Enclave,  
Sector-125, Kharar,  
Distt: Mohali-140301

.....Appellant

**Vs**

Public Information Officer,  
Secretary, Regional Transport Authority,  
Distt: Sangrur.

First Appellate Authority,  
State Transport Commissioner,  
Punjab, Chandigarh.

.....Respondent

## **Appeal Case .No. 2889 of 2019**

Present:- Shri Manjinder Singh, Appellant in person  
Shri G.S. Sandhu, A.T.O. on behalf of the Respondents

### ORDER

The RTI application is dated 10.5.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 21.06.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The representative of the respondent submits the copy of letter dated 27.5.2019, which has been taken on record, vide which the appellant was informed that no transport vehicle is being passed by the respondent office unless the speed governor is fitted in it. However, the appellant states that he has just asked for the speed governors installed in the passenger buses year wise and month wise of 2013,2014, 2015, 2016 and 2017. The representative of the respondents agrees that this information will be provided before the next date of hearing.

4. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that complete information has not been received by the appellant. The respondents are directed to take appropriate action on the RTI Application under the provisions of the RTI Act. On receipt of the information from the respondents, the appellant

is advised to go through the same and revert back to the authorities, in case of deficiencies, with a copy to the Commission.

5. To come up on 10.10.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Manjinder Singh,  
# 2469, Sunny Enclave,  
Sector-125, Kharar,  
Distt: Mohali-140301

.....Appellant

**Vs**

Public Information Officer,  
Secretary, Regional Transport Authority,  
Distt: Jalandhar.

First Appellate Authority,  
State Transport Commissioner,  
Punjab, Chandigarh.

.....Respondent

## **Appeal Case .No. 2890 of 2019**

Present:- Shri Manjinder Singh, Appellant in person.  
None on behalf of the Respondents.

### ORDER

The RTI application is dated 20.4.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 06.06.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The appellant states that nothing has been received from the respondents till date.
3. None is present on behalf of the respondents without any intimation. The PIO is thus hereby directed to show cause in writing or through affidavit under Section 20(1) of the RTI Act, 2005 as to why penalty @ Rs. 250/- per day of delay subject to maximum of Rs. 25,000/- from the date of default, till the complete information is furnished, be not imposed on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under the provisions of the RTI Act, 2005 under Section 19 (8) (b) for the detriment suffered. In case he fails to give written explanation, it shall be presumed that he has nothing to say and action on show cause notice action shall be taken ex-parte.

Contd..P/2

4. PIO is further directed to take appropriate action on the RTI application of the appellant under the provisions of RTI Act, 2005 before the next date of hearing.
5. To come up on 10.10.2019 at 3.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Manjinder Singh,  
# 2469, Sunny Enclave,  
Sector-125, Kharar,  
Distt: Mohali-140301

.....Appellant

**Vs**

Public Information Officer,  
Secretary, Regional Transport Authority,  
Distt: Ferozepur.

First Appellate Authority,  
State Transport Commissioner,  
Punjab, Chandigarh.

.....Respondent

## **Appeal Case .No. 2891 of 2019**

Present:- Shri Manjinder Singh, Appellant in person.  
Shri Sukhjinder Singh, Clerk on behalf of the Respondents.

### ORDER

The RTI application is dated 10.5.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 21.06.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The representative of the respondents states that complete information has been sent to the appellant vide their letter dated 16.5.2019 and sent an email on 11.9.2019 to the Commission also. The appellant states that he is satisfied from the information, the respondents supplied.

3. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that the complete information has been provided to the appellant to his entire satisfaction. Hence, as per the request of the appellant, the present case is disposed of and closed.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Manjinder Singh,  
# 2469, Sunny Enclave,  
Sector-125, Kharar,  
Distt: Mohali-140301

.....Appellant

**Vs**

Public Information Officer,  
Secretary, Regional Transport Authority,  
Distt: Patiala.

First Appellate Authority,  
State Transport Commissioner,  
Punjab, Chandigarh.

.....Respondent

## **Appeal Case .No. 2892 of 2019**

Present:- Shri Manjinder Singh, Appellant in person.  
Shri Parmod Kumar, Data Entry Operator on behalf of the Respondents.

### ORDER

The RTI application is dated 6.5.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 17.06.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The representative of the respondents handed over the information to the appellant with a copy to the Commission during the hearing. The appellant shows his satisfaction on the provided information except the reply of Point No. 3. The representative of the respondents states that they have to create the information and there is no provision in the RTI Act to create the information. The representative of the respondents further states that in case the appellant wants to inspect the record and whatever information available in the office, concerning to his RTI application, will be provided to the appellant. The appellant shows his willingness to inspect the record. With the mutual understanding, the date of inspection has been fixed on 18.9.2019 at 11.00 AM.

3. The respondents are hereby directed to get the relevant record, as per the RTI application and under the provisions of the RTI Act, inspected on the date and time mutually agreed and

-2-

inform the Commission well before the next date i.e. 10.10.2019 about the outcome of the inspection.

4. To come up on 10.10.2019 at 03.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Patiala for further proceedings.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Smt. Prabha Vati,  
# 1479, Guru Nanak Colony,  
Block-D, Opposite Sarvhitkari School,  
Hoshiarpur Road,  
Distt: Sangrur

.....Appellant

**Vs**

Public Information Officer,  
o/o Director Public Instructions (Secondary),  
Punjab School Education Board Complex,  
Sector 62,  
Mohali.

First Appellate Authority,  
o/o Secretary Education Department,  
Punjab School Education Board Complex,  
Sector 62,  
Mohali.

.....Respondent

## **Appeal Case .No. 2893 of 2019**

Present:- Smt. Prabha Vati, appellant in person.  
Shri Tejinder Singh, Sr. Asstt-cum-APIO on behalf of the respondents.

### ORDER

The RTI application is dated 21.5.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 20.06.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The representative of the respondents brought the information and provided the same to the appellant with a copy to the Commission during the hearing. The same has been taken on record. The appellant states that she would like to go through the provided information and will update within 10 days, in case of discrepancies, with a copy to the Commission.

3. Accordingly, the respondents are hereby directed to take appropriate action on the RTI application .under the provisions of the RTI Act, in case the appellant pointed out the deficiencies the same must be removed well before the next date of hearing i.e. 10.10.2019.



4. To come up on 10.10.2019 at 3.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

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Sh. Pawan Kumar,  
S/o Sh. Birbal, Tilak Nagar,  
Street No. 8,  
Distt: Sri Muktsar Sahib.

.....Appellant

**Vs**

Public Information Officer,  
o/o Principal, Government Medical College,  
Distt: Patiala.

First Appellate Authority,  
o/o Principal, Government Medical College,  
Distt: Patiala.

Public Information Officer,  
o/o Govt. Dental College and Hospital,  
Patiala.

.....Respondent

## **Appeal Case .No. 2895 of 2019**

Present:- None on behalf of the appellant.  
Shri Sandeep Kumar, Sr. Asstt alongwith Shri Vikas Kumar, Sr. Asstt and Smt.  
Amita Sharma on behalf of the respondents.

### ORDER

The RTI application is dated 16.04.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 06.06.2019 and second appeal was filed in the Commission on 08.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. An email has been received from the appealnt that due to family problems it is not possible for him to attend the hearing today.

3. PIO/Principal, Government Medical College, Patiala submits that they may be exempted from further appearance as they have transferred the RTI application under Section 6(3) of the RTI Act to the Principal, Government Dental College and Hospital, Patiala they may be impluded as a party in this case and the representative of the Principal Government Dental College and Hospital is also present during the hearing. The representative of the Dental

-2-

College submits the copy of letter dated 11.9.2019, which has been taken on record, that the appellant is asking for the third party information and Shri Gurmej Singh (third party ) was asked to allow the Dental College to supply a copy of his SC category certificate to the appellant. But he has refused to give his personal information to Shri Pawan Kumar.

4. The Commission is of the view that once someone takes admission on the basis of certain documents those documents are in public domain and it is in the public interest that all those documents should have been pro-actively displayed as required under Section 4 of the RTI Act, 2005. After hearing the representative of the respondents and going through the record available on the case file and before taking the final decision on this issue, in the interest of justice, Shri Gurmej Singh is impleaded as a party in this case. The PIO o/o Principal Government Medical College, Patiala is exempted from attending the further hearings in this case as they have transferred the RTI application of the appellant under Section 6(3) of the RTI Act, 2005. Accordingly, the PIO o/o Govt. Dental College and Hospital is impleaded as necessary party in this case.

5. To come up on 10.10.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab

**CC: Shri Gurmej Singh  
c/o Govt. Dental College and Hospital,  
Patiala**

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Shri Ashok Kapoor  
8-c, Kitchlu Nagar,  
Ludhiana.

.....Appellant

**Vs**

Public Information Officer  
o/o Tehsildar (W)  
Mini Secretariat,  
Ludhiana 141001

First Appellate Authority,  
Sub Divisional Magistrate (West)  
Mini Secretariat, Ferozpur Road,  
Ludhiana 141001

.....Respondents.

## **Appeal Case No.2039 of 2019 & Appeal Case No.:2041/2019**

Present:- Shri Ashok Kapoor, appellant, in person.

Shri Joginder Singh, Tehsildar on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 3.9.2019.

2. The appellant states that as per his version vide the last order of the Commission it has been mentioned that 244 copies of documents after identification and inspection of the concerned record has been supplied, but the information from page 127 to 244 pages have been supplied. The Commission taken the note of it. The appellant further submits that he is still not satisfied from the provided information.

3. The representative of the respondents states that he has brought all the original record pertaining to his RTI applications and submits that the appellant may inspect the original record and whatever information available on the record pertaining to his application will be provided to the appellant today.

Contd...P/2

**Appeal Case No.2039 of 2019 & Appeal Case No.;2041/2019**

-2-

4. In the interest of justice to the appellant, during the hearing, he was allowed to go through the original record and whatever information is required pertaining to his RTI application will be provided by the respondents today and respondents also agreed to and they again called for hearing today at 4.00 PM after the inspection by the appellant and getting the photo copies of the sought information.

5. .AT 4.00 PM during the hearing the respondents states that the appellant has inspected the complete record and whatever information was required by the appellant, the copy of the same has been provided to him to his entire satisfaction pertaining to his RTI application and nothing has been kept pending except the information pertaining to the total RTI applications received in Tehsildar (W), Ludhiana, Total cases in which the information has been provided and the total cases in which the information has been denied has not been provided. The Respondents assures that the same will be provided to the appellant in two weeks under intimation to the Commission.

6. The appellant shows his entire satisfaction, after getting the relevant copies and after getting the assurance given by the respondents to provide the information. Accordingly, the case is disposed of and closed.

Dated : 12.09.2019

Sd/-  
( Suresh Arora )  
Chief Information Commissioner  
Punjab