**PUNJAB, STATE INFORMATION COMMISSION**

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**Registered post**

Sh.Sukhwant Singh

R/o House No. 177, Village Dhanas

Chandigarh ……. Appellant. .

Versus

**Public Information Officer,**

O/o Food Civil Supplies and Consumer Affairs,

Mini Sectt. Sector 9, Chandigarh-160036

**First Appellate Authority,**

O/o Food Civil Supplies and Consumer Affairs,

Mini Sectt. Sector 9, Chandigarh-160036 …....Respondent

**Appeal Case No. 2807 of 2018**

Present: (i) Sh. Sukhwant Singh the appellant

 (ii) None is present on behalf of the respondent

**ORDER**

1. The RTI application is dated 28.02.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 21.08.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 13.09.2018 in the Commission.

3. Sh. Sukhwant Singh the appellant stated that no response whatsoever has been received from the respondents till date. No one has put in appearance on behalf of the respondents nor has any communication been received from them. In the interest of justice, Respondent PIO is afforded one more opportunity to provide the appellant point-wise complete specific information, duly attested, free of cost, by registered post, in accordance with his RTI application and present a photocopy of the relevant postal receipt along with a copy of the information provided, before the Commission on the

**Appeal Case No. 2807 of 2018**

next date fixed, for its perusal and records. Respondents to note that in case no one comes present on their behalf on the next date fixed, punitive provisions of the RTI Act, 2005 may be invoked against the erring officer(s).

4. To come up on **24.09.2018 at 11.00 AM**. Copy of the order be sent to the parties **through registered post**.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

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Sh. Sandeep Khatri,

#126/B6,Gulmohar City,

Dera Bassi, Mohali …. Appellant

. .

Versus

**Public Information Officer,**

O/o Irrigation & Drainage Water Resources,Pb

Sector-18, Chandigarh

**First Appellate Authority**

O/o Irrigation & Drainage Water Resources,Pb

Sector-18, Chandigarh

 ....Respondent

**AC .No. 1840 of 2018**

Present : (i) Sh. Sandeep Khatri the appellant

 (ii) For the Respondent: Sh.Nishant Garg, Junior Engineer

**ORDER**

 This order may be read with reference to the previous order dated 27.08.2018.

2. The appellant Sh. Sandeep Khatri states that he has received the information and is satisfied.

3. In view of the above, the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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E-mail-psic27@punjabmail.gov.in**.**

Sh Gurnam Singh,

Gate No.4, Regency Town,

Phagwara, Distt Kapurthala ……. Appellant

. .

Versus

**Public Information Officer-cum-**

SP, Phagwara

Distt Kapurthala …....Respondent

 **CC .No. 573 of 2018**

Present : (i) None is present on behalf of the complainant

 (ii) for the respondent : Sh.Puran Singh, HC

**ORDER**

 This order may be read with reference to the previous order dated 27.08.2018.

2. The appellant is absent today. He has sent a letter that he is unable to attend today's hearing.

3. The respondent- Sh. Puran Singh is appearing on behalf of the respondent.

4. After hearing the respondent, it is observed that Sh. Puran Singh the respondent is not aware about the facts of the case. This is indeed a serious matter. From the next date of hearing, no person below the PIO or APIO will be allowed to appear. Appearance of low level officials will amount to disrespect to the RTI Act besides invoking the provisions of imposition of penalty and also recommendation of disciplinary action against the PIO under Section 20(1) of RTI Act, 2005.

5. To come up on **18.10.2018 at 11.00 AM.** Copy of the order be sent to the parties.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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**Registered post**

Sh.Vikas Krishan, S/o ShAkshay Kumar

R/o Near Jangi Shivaliya, Raho

Distt. SBS Nagar

 …………………………….. …Appellant

**Vs**

**Public Information Officer,**

o/o DE(SE),

SBS Nagar

**First Appellate Authority**

o/o DEO(SE),

SBS Nagar

 ……………..……………Respondent

 **AC .No. 1920 of 2018**

Present : (i)Sh.Vikas Krishan the appellant

 (ii)For the respondent : Sh. Davinder Singh, Sr. Assistant

 **ORDER**

This order may be read with reference to the previous order dated 27.08.2018.

2. The appellant states that no information has been given to him so far.

3. Sh. Davinder Singh- is appearing on behalf of the respondent.

4. After hearing the respondent, it is observed that Sh.Davinder Singh the respondent is not aware about the facts of the case. The perusal of the file shows that during the last hearing, a show cause notice was issued to the PIO, but today neither he is present nor he has sent any affidavit in response to the show cause notice issued.

5. The perusal of the file shows that the appellant has attended three hearings in the Commission, but no information has been given to him so far. In the facts and circumstances of the case, I am of the view that ends of justice will be met by allowing a compensation of Rs. 2000/- (Rs. Two thousand only) to the appellant.

4. I, therefore, order that the Respondent Public Authority shall pay a sum of **Rs. 2000/- (Rs. Two thousand only)** to the appellant towards compensation within one week of the receipt of this order.

**AC .No. 1920 of 2018**

5. To come up for further proceedings on **18.10.2018 (at 11.00 AM).** Copies of the order be sent to the parties through registered post.

 Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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**Registered post**

Sh Butta Singh,

S/o Sh Sohan Singh,

R/o Village Jat Wali/Ram Nagar,

Tehsil & Distt Fazilka ……. Appellant

. .

Versus

**Public Information Officer-cum-**

Divisional Forest Officer,

Ferozepur …....Respondent

 **CC .No. 571 of 2018**

Present : (i)None is present on behalf of the complainant

 (ii) For the respondent : Sh. Rajwinder

**ORDER**

 This order may be read with reference to the previous order dated 27.08.2018.

2. The complainant is absent today. A letter has been received from the complainant stating that he is unable to attend today's hearing.

3. Respondent states that the information has already been sent to the complainant. He has also given in writing that there is no other information which is pending in the office record of the respondent and there is nothing left to be furnished to him

4. The complainant has informed the respondent on the phone that he has received the information and is satisfied.

5. In view of the foregoing, no cause of action is left. The complaint filed by the complainant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

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**Registered post**

Sh Shakti Kapoor,

House No28, Town No1,

New Naraingarh Chehretta,

Amritsar ……. Appellant

Versus

**Public Information Officer-cum-**

O/o Divisional Forest Officer,

Sri Mukatsar Sahib

**Public Information Officer**

o/o DFO, Ferozepur …....Respondent

 **CC .No. 574 of 2018**

Present : (i) Sh. Shakti Kapoor the complainant

 (ii) For the respondent: Sh. Jagdeep Singh, Clerk,Sh. Rajwinder Singh,

**ORDER**

 This order may be read with reference to the previous order dated 27.08.2018.

2. Today respondent states that he has brought the information, which is handed over to the Complainant. The complainant Sh. Shakti Kapoor has gone through the same and is satisfied.

3. In view of the foregoing, no cause of action is left. The complaint filed by the complainant is therefore **disposed of and closed.** Copy of the order be sent to the parties.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

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**Registered post**

Sh.Ravinder Singh,

# 86, Central Town, Railway,

Kapurthala

 Appellant.

Versus

**Public Information Officer,**

o/o PUNSUP Kapurthala

**First Appellate Authority**

o/o District Manager,PUNSUP,

Kapurthala

**Public Information Officer**

o/o PUNSUP, SCO 36-40, Sector 34A,

Chandigarh ...Respondent

**Appeal Case No. 1982 of 2018**

**Alongwith**

**AC Case no. 1983 of 2018**

Present : (i) Sh. Ravinder Singh the appellant

(ii) For the respondent : Sh. Ashok Bhandari, DDM-cum-PIO, Sh. Anoop Chander, PIO, Chandigarh, Sh. Davinder Singh, APIO and Smt. Gurpreet, Sr. Assistant

**ORDER**

This order may be read with reference to the previous order dated 28.08.2018.

2. As directed during the last hearing, the respondent has brought the information of three points, which is handed over to the appellant. Regarding remaining information, the respondent has filed an affidavit stating that:-

"*That the appellant has sought information under the RTI vide his application dated 07.03.2018. That the copy of the information mentioned at Sr. No. 2 has already been provided to the applicant. With regards to the information demanded by Sr. No. 1 , it is submitted that no such letter i.e. SPL-3 and SPL-4 is available*  *in the record of Admin Branch of PUNSUP, Head office.*

*That it further submitted here that the appellant has sought information under the RTI Act 2005, vide his another application dated 29/31.01.2018. It is pertinent to mention here that the information sought by the appellant from point no. 2 to 6 is related to the PUNSUP Head office. It is further submitted with regard to the information sought vide Sr. No. 3 and 4, the seniority list of S.A., DDM (accounts) and D.Ms has not been finalized yet, and the same has already been conveyed to the appellant. With regard to the information sought vide Sr. No. 5, it is submitted that no notification was specifically issued to PUNSUP for increasing the limit of Gratuity amount from Rs. 3.5 lac to 10 lac. The copy of notification dated 17.08.2009 issued by Department of Finance, Govt of Punjab addressed to all the Heads of the Departments is being supplied to the appellant.*

*That it is further relevant to mention here that insofar the information at Point no. 7 is concerned, the appellant has sought information with regard to pay fixation of Sh. Darshan Singh and Sh. Rajinder Sharma whey they were officiating as Senior Auditor/ DDM Accounts/DM. In this regard, it is pertinent to mention here that as per the concerned Branch of the Head Office ,this information is available with concerned District Office.*

*That the necessary information as available with the office of the deponent has already been supplied to the appellant.*

**Appeal Case No. 1982 of 2018**

**Alongwith**

**AC Case no. 1983 of 2018**

 Original affidavit is handed over to the appellant today in the Commission. Copy is taken on record.

3. I have gone through the affidavit of the Respondent and have agreed with the reply of the Respondent.

4. 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.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

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Registered post

Sh Narinder Kumar Bitta,

S/o Sh Rai Sahib,

#2438 A, Street No2,

Sh Guru Nanak Nagar, Near 16 Acre,

Barnala ……. Appellant

 .

Versus

**Public Information Officer,**

O/o SDM,

Barnala

**First Appellate Authority,**

O/o SDM,

Barnala

**Public Information Officer**

o/o DC, Barnala …....Respondent

  **Appeal Case No. 2003 of 2018**

Present: (i) Sh.Narinder Kumar Bitta the appellant

 (ii) For the respondent: Sh. Avtar Singh, Junior Assistant

**ORDER**

 This order may be read with reference to the previous order 28.08.2018.

2. The respondent states that the reply has already been given to the appellant. He further states that he has also brought another copy of reply today in the Commission. He adds that the information is lying with DC office.

3. Since, the information is to be provided by the PIO, O/o Deputy Commissioner, Barnala. I, therefore, order that PIO, O/o Deputy Commissioner, Barnala be impleaded as Respondent No.2. I further direct that PIO, O/o Deputy Commissioner, Barnala should supply the information to the appellant before the next date of hearing.

4. During the last hearing, a show cause notice was issued to the respondent, but he has failed to file the same. Respondent is again directed to file his reply in response to the show cause notice. He may take note that this is the last opportunity given to him.

5. To come up on **18.10.2018 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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Registered post

Sh Narinder Kumar Bitta,

S/o Sh Rai Sahib,

#2438 A, Street No2,

Sh Guru Nanak Nagar, Near 16 Acre,

Barnala ……. Appellant

 .

Versus

**1.Public Information Officer,**

O/o Tehsildar,

Barnala

**First Appellate Authority,**

O/o SDM,

Barnala

**2.PIO, o/o Deputy Commissioner,**

Barnala

**3.PIO, o/o Municipal Committee,**

Barnala …....Respondent

  **Appeal Case No. 2005 of 2018**

Present : (i) Sh.Narinder Kumar Bitta the appellant

 (ii) For the respondent : Sh.Sushil Kumar, Draftsman

**ORDER**

This order may be read with reference to the preiovus order dated 28.08.2018.

2. During the last hearing , PIO,o/o DC, Barnala and PIO, O/o MC, Barnala was impeladed as respondent no. 2 and 3. Today neither the PIO,o/o DC, Barnala and PIO, O/o MC, Barnala is present nor they have bothered to file their reply in the Commission, which shows that they have no regard for the orders issued by the Commission.

3. Taking a leanant view, one last opportunity is given to both the PIOs i.e. PIO,o/o DC, Barnala and PIO, O/o MC, Barnala to attend the hearing on the next date of hearing, failing which action under Section 20 (1) of the RTI Act 2005 will be initiated.

4. To come up on **18.10.2018 at 11.00 AM.** Copy of the order be sent to the parties ***through registered post***

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**

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Sh.Jagmohan Singh Makkar

# 334, G.T. Road, Salim Tabri

Ludhiana …Appellant

**Vs**

**Public Information Officer**,

o/o Secretary Mandi Board,

Jalandhar Bye-Pass,

Ludhiana

**First Appellate Authority**

o/o District Mandi Officer,

Gill Road, Dana Mandi,

Ludhiana

 ………Respondent

**AC .No. 1931 of 2018**

Present : (i) Sh Jagmohan Singh Makkar, the Appellant

(ii) For the Respondent: Sh Manjit Singh, Sr Asstt, Sh Amandeep Singh, O/o Secretary, Mandi Board and Sh Bhupinderpal Singh.

**ORDER**

This order may be read with reference to the previous order dated 27.08.2018.

2. The Appellant states no information has been provided to him so far.

3. The Respondent O/o Secretary, Mandi Board files his reply, which is taken on record.

4. After perusal of the file, it is ascertained that the Respondent, O/o Secretary, Mandi Board has provided information pertaining to point no. 5 & 6 , the remaining information relates to other departments. Hence, the Respondent O/o Secretary, Mandi Board is directed to collect the information from the concerned departments and provide it to the Appellant before the next date of hearing.

5. To come up for further hearings on **18.10.2018 at 11:00 AM**.Copy of the orders be sent to the parties.

 **Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 13.09.2018 State Information Commissioner**