

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

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Sh. Narinder Kumar, 9876702642,  
S/o Sh. Gopal Krishan,  
Vill: Prem Singh Wala,  
P.O: Buzark, Tehsil: Samana,  
Distt: Patiala

.....Complainant

**Vs**

Public Information Officer, Registered  
Panchayat Secretary, Gram Panchayat,  
Prem Singh Wala, Block Samana,  
c/o Block Development & Panchayat Officer,  
Block Samana,  
Distt: Patiala.

Sh. Gurmail Singh (Registered)  
Block Development and Panchayats Officer,  
Block Samana,  
District Patiala.

.....Respondent

## **Complaint Case .No. 723 of 2019**

Present:- Sh. Narinder Kumar, complainant.

Sh. Surjeet Singh, VDO on behalf of the respondents at Chandigarh.

### ORDER

This order may be read with reference to the previous order dated 23.10.2020.

2. The respondent-Public Information Officer states that he has brought the complete information as per the deficiencies pointed out by the complainant and he handed over the same to him during the course of hearing. After going through the information the complainant states that he is satisfied with the information supplied by the respondent-Public Information Officer but regarding Point No. 2 he requested to compare the same with the stock register with which the respondent-Public Information Officer agreed to and assured that the same will be done before the next date of hearing.

3. According to the assurance given by the respondent-Public Information Officer the case is adjourned with the directions to get the needful done as per para 2 above before the next date of hearing under intimation to the Commission. With regard to the decision of show cause notice issued to Sh. Surjeet Singh, VDO will be taken on the next date of hearing.

4. To come up on 7.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala/cisco webex.

sd/

(Suresh Arora)

Dated: 16.11.2020

Chief Information Commissioner,  
Punjab.

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Sh. Krishan Kumar Singla,  
r/o House No. 195/2  
Sector 45-A, Chandigarh.

....Appellant

Vs

Public Information Officer  
o/o Department of General Administration,  
Establishment Branch-1, Punjab Civil Secretariat-1,  
Chandigarh.

First Appellate Authority  
o/o Department of General Administration,  
Establishment Branch-1, Punjab Civil Secretariat-1,  
Chandigarh.

....Respondents

Appeal Case no. 1381 of 2020

(Cisco Webex proceedings)

Present:- None on behalf of the appellant.

Sh. Sanjay Goswami, Superintendent-cum-Public Information Officer on  
behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 6.10.2020.

2. The respondent-Public Information Officer states that the matter has been reconsidered in accordance with the orders of the Commission and a reply has already been sent to the appellant with a copy to the Commission, which is taken on record. The appellant is absent. He has neither made any submissions nor his mobile phone is approachable.

3. After going through the case file, hearing the respondent public authority, the Commission is of the view that the appellant be provided the status of the complaint to the appellant as has been sought by him and regarding noting/correspondence portion of the file, the respondents are directed to re-consider this point of the RTI application of the appellant under Section 10 of the RTI Act, 2005 and the decision taken be conveyed to the Commission in this regard before the next date of hearing.

4. To come up on 26.11.2020 at 12.30 PM at Chandigarh.

Dated: 16.11.2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Nirbhai Singh Sidhu,  
Village Kharnian,  
PO Mushkabad,  
District Ludhiana 141114

....Appellant

Vs

Public Information Officer  
o/o District Development and Panchayats Officer,  
District Ludhiana.

First Appellate Authority  
o/o District Development and Panchayats Officer,  
District Ludhiana.

....Respondents

Appeal Case No. 2177 of 2020  
(Cisco Webex proceedings)

Present:- None on behalf of the appellant.  
Sh. Jaswinder Singh, Supdt 7986559865 o/o the District Development and  
Panchayats Officer, District Ludhiana.

## ORDER

This order may be read with reference to the previous order dated 6.10.2020.

2. The representative of the respondents states that the information will be sent to the appellant through registered post today i.e. 16.11.2020 positively.
3. Since, the appellant is absent, he is advised to go through the information on its receipt and point out deficiency, if any, to the respondent-Public Information Officer with a copy to the Commission before the next date of hearing and the respondent-Public Information Officer is also directed to remove the same in case any deficiency is pointed out by the appellant.
4. To come up on 4.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana /cisco webex.

Dated: 16.11.2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Surjit Singh S/o Sh. Kulwant Singh,  
R/o Village Chujari wala (Ganti Rahime Ke),  
Block, Tehsil & Distt Ferozepur-152002.  
M : 7740005233

Appellant

Vs

Public Information Officer,  
O/o Block Development and Panchyat Officer,  
Ferozepur.

First Appellate Authority  
O/o District Development and Panchyat Officer,  
Ferozepur.

...Respondents

Appeal Case No. 2525 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Surjit Singh, appellant.  
Sh. Rakesh Kumar, Clerk on behalf of the respondents.

## ORDER

The RTI application is dated 2.6.2020 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 13.7.2020 and second appeal was filed in the Commission on 8.9.2020 under Section 19 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 no information has been provided by the respondents so far. However, the representative of the respondents states that the information has already been sent to the appellant through registered post on 6.11.2020 and 11.11.2020 (30 pages).

3. According to the submissions of the representative of the respondents the case is adjourned with the advice to the appellant to go through the same on its receipt and point out any deficiency in the information to the respondent-Public Information Officer with a copy to the Commission and the respondent-Public Information Officer is directed to remove the same in case any deficiency is pointed out by the appellant before the next date of hearing .

4. To come up on 16.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur /cisco webex.

Dated: 16.11.2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Harpal Singh S/o Sh. Arjan Singh,  
Village -Zahadpur,  
PO -Jaito Sarja,  
Tehsil Batala,  
Distt Gurdaspur.-143505.  
M : 9914217536

Appellant

Vs

Public Information Officer,  
O/o Block Development and Panchyat Officer,  
Batala,  
Distt Gurdaspur.

First Appellate Authority  
O/o District Development and Panchyat Officer,  
Gurdaspur.

....Respondents

Appeal Case No. 2523 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Harpal Singh, appellant.  
Sh. Manjinder Singh, Panchayat Secretary along with the Tax Clerk on behalf of the respondents.

## ORDER

The RTI application is dated 22.6.2020 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 22.7.2020 and second appeal was filed in the Commission on 8.9.2020 under Section 19 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 no information has been provided by the respondents so far. However, the representative of the respondents states that the appellant has sought the information in question form so the information cannot be supplied to him. He also states that the case is going on in the court of District Development and Panchayats Officer Gurdaspur regarding the illegal possession on Panchayat Plot Khasra No. 91 Gare Khad ('ਗਾੜੇ ਖਾਦ') of Village Jahadpur. In addition he also states that the appellant has already filed the number of appeal cases like 3396 of 2017, 937 of 2018, 1466 of 2018, 216 of 2019, 408 of 2019 and 254 of 2019 which has been disposed of by the Commission. On the other hand the appellant alleged that the information concerning the case going on in the court of District Development and Panchayats Officer, Gurdaspur is not being sent by the respondent-Public Information Officer knowingly to delay the court case.

3. After deliberations, the respondent-Public Information Officer assured that the reply will be sent to the District Development and Panchayats Officer, Gurdaspur before the next date of hearing and with regard to the sought information, the copy of relevant sections of the Gram Panchayat Act, 1997 will be sent to the appellant before the next date of hearing.

4. Accordingly, the respondent-Public Information Officer is directed to ensure the compliance of this order as per the assurance given by him during the course of hearing failing which punitive action will be initiated against him on the next date of hearing.

5. To come up on 4.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Gurdaspur/cisco webex.

sd/

(Suresh Arora)

Dated: 16.11.2020

Chief Information Commissioner, Punjab.

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Sh. Jaspreet Singh

H.No. 246-A, New Shampura Colony,  
Near Shahnai Palace  
Village Shampura,  
District Ropar 140001 9417607444

....Appellant

Vs

Public Information Officer  
o/o Under Secretary  
Personnel Policies,  
Punjab Civil Secretariat-1,  
Chandigarh.

First Appellate Authority  
o/o Secretary to Govt. of Punjab,  
Deptt of Personnel,  
Punjab Civil Secretariat-1,  
Chandigarh.

Public Information Officer By name Registered  
o/o the Principal Secretary to Govt. of Pb.  
Department of Finance,  
Punjab Civil Secretariat-1,  
Chandigarh.

....Respondents

Appeal Case No. 2229 of 2020  
(Video conference proceedings)

Present:- Sh. Jaspreet Singh, appellant.  
Sh. Harpreet Singh, Sr. Asstt on phone on behalf of the respondents.

## ORDER

This order may be read with reference to the previous order dated 6.10.2020.

2. The appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that the application of the appellant has already transferred under Section 6(3) of the RTI Act, 2005 to the Finance Department.

3. Since, nobody is present on behalf of the Public Information Officer o/o the Principal Secretary, Finance to file the reply/supply the information pertaining to the RTI application of the appellant before the next date of hearing. A copy of the RTI application is sent with this order.

4. To come up on 16.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ropar/cisco webex.

Dated: 16.11.2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Gobinder Singh  
r/o Village Sodhi Nagar,  
District Ferozepur. 9463684090

..Complainant

Vs

Public Information Officer  
o/o the District Development and Panchayats Officer,  
Mini Secretariat,  
Ferozepur.

Sh. Mohinder Singh, Panchayat Secretary,  
c/o Block Development and Panchayats Officer  
Block Ghal Khurd  
Ferozepur.

....Respondent

Complaint Case No. 531 of 2020  
(Video Conference/phone Proceedings)

Present:- Sh. Gobinder Singh, complainant, on phone.  
None on behalf of the respondent.

## ORDER

This order may be read with reference to the previous order dated 6.10.2020.

2. The appellant states that no information has been provided by the respondents so far. The respondent-PIO is absent without intimation even though a letter bearing No. 2869-72 dated 13.10.2020 was issued to Sh. Mohinder Singh, **9855788566** Panchayat Secretary by the Block Development and Panchayats Officer, Ghal Khurd, Ferozepur.

3. Viewing the attitude of the respondents in dealing with the RTI application, the absence of the respondent-Public Information Officer and also the Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondent seriously, the Sh. Mohinder Singh, Panchayat Secretary, is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing wilful delay/denial of the information to the RTI applicant.

In addition to the written reply, the PIO is also 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 take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

Cond/P2

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Complaint Case No. 531 of 2020

-2-

3. The respondent-Public Information Officer is also directed to place on record the details of the respondent-Public Information Officers from the date of RTI application i.e. 14.2.2019. In addition, the respondent-Public Information Officer is also directed to file the reply/supply the information pertaining to the RTI application of the appellant before the next date of hearing to the appellant under intimation to the Commission. He is also directed to bring the original record along with him at Chandigarh.

4. To come up on 4.1.2021 at 12.30 PM at Chandigarh.

Dated: 16.11.2020

CC

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

Block Development and Panchayats Officer (by name) Registered  
Block Ghal Khurd,  
Ferozepur.