**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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[E-mail-psic27@punjabmail.gov.in](mailto:E-mail-psic27@punjabmail.gov.in)**.**

Sh.Jasbir Singh

Village Bholapur,

Jhabewal, Post Office Ramgarh

District. Ludhiana

……. Appellant

.

Versus

**Public Information Officer,**

O/o SDM cum Licensing and Registering Authority,

Dasuya , Distt Hoshiarpur

**First Appellate Authority**

O/o DC, Hoshiarpur

**Public Information Officer**

O/o RTA, Hoshiarpur

…....Respondent

**AC .No. 1144 of 2018**

Present : (i) Sh. Tejinder Singh on behalf of the appellant

(ii) None is preset on behalf of the respondent

**ORDER**

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

2. Sh. Tejinder Singh is appearing on behalf of the appellant without any authority letter.

3. Respondent is absent today.

4. During the hearing dated 07.08.2018, PIO RTA, Hoshiarpur was impleaded as respondent 2. But during the last hearing and today neither the PIO, o/o RTA Hoshiarpur is present nor they have sent any reply.

5. Last opportunity is given to PIO, O/o RTA Hoshiarpur to appear before the Commission and state their case, failing which action under Section 20 (1) of the RTI Act 2005 will be initiated.

6. To come up on **22.10.2018 at 11.00 AM.** Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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Sh.Robin Garg,

S/o Sh Ram Lal,

#100, Mohalla, Jora Basti,Jakhal Road,

PO Patran, Distt Patiala …. Appellant

. .

Versus

**Public Information Officer,**

O/o Circle Education Officer,

Education department,

Nabha, Distt Patiala

**First Appellate Authority**

O/o DPI(SE) Mohali ....Respondent

**AC .No. 1849 of 2018**

Present : (i) Sh Ajit Singh on behalf of Sh Robin Garg

(ii) For the Respondent:Sh Manjeet Singh, Dy DEO (SE) Patiala

**ORDER**

This order may be read with reference to the previous order dated 01.08.2018.

2. Sh Ajit Singh, representative of the Appellant states that no information has been provided to him so far.

3. The Respondent states that some time is required to provide information.

4. Hence, some time is granted to the Respondent to provide complete information to the Appellant. To come up on **27.09.2018 at 11:00AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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**REGISTERED POST**

Sh Rakesh Manhas,

S/o Sh Omkar Singh,

M/s Manhas Chemical and Scientific,

Near Govt Primary School, Sherpur Khurd,

Distt Ludhiana Appellant.

Versus

**Public Information Officer,**

Registrar, Firms & Societies, Pb

17 Bays Building, Sector 17, Chandigarh

**First Appellate Authority-cum-**

Registrar, General Firms and Societies,

Registrar, Firms & Societies, Pb

17 Bays Building, Sector 17, Chandigarh

...Respondent

**Appeal Case No. 1130 of 2018**

Present : (i) Sh Rakesh Manhas, Appellant alongwith Sh.Satnam Singh.

(ii) None on behalf of the Respondent.

**ORDER**

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

2. No one has appeared on behalf of the Respondent today. They were not present even on the last date of hearing.

3. The Appellant states that he has still not received information pertaining to point no.1.Rest of the information has been provided to him.

4. After perusal of the file, it is seen that the Respondent is not present today nor they were present on the last date of hearing. They have not even informed the Commission about their absence. Hence, the Respondent is given one last opportunity to provide information to the Appellant pertaining to point no.1 and in case the information is not available then to file an affidavit for the same, failing which action under Section 20 (1) of the RTI Act will be initiated.

5. To come up on **17.10.2018 at 11:00 AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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Sh Gurdeep Singh Dhingi, S/o sh Harnam Singh,

R/o Block No-1, H No-390, Dharampura Mohalla,

Dhuri, Distt Sangrur

Appellant.

Versus

**Public Information Officer,**

Assistant Labour Commissioner,

Mohali.

**First Appellate Authority,**

Labour Commissioner,

SCO-47-48, Sec-17, Chandigarh. ...Respondent

**Appeal Case No. 920 of 2018**

Present : (i) Sh Gurdeep Singh Dhingi, Appellant

(ii) None on behalf of the Respondent.

**ORDER**

This order may be read with reference to the previous order dated 28.08.2018 vide which the Respondent was directed to send the information to the Appellant through post.

2. No one has appeared on behalf of the Respondent.

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

4. Last opportunity is given to the respondent to furnished complete information to the appellant, failing which action under Section 20 (1) of the RTI Act will be initiated. However, if this information is not available on record, the PIO shall file an affidavit on oath stating the same.

5. To come up on **17.10.2018 at 11:00 AM**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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Sh Narinder Kumar Bitta,

S/o Sh Rai Sahib,

#2438A, Street No2,

Shri Guru Nanak Nagar,

Near 16 Acre, Barnala …. Appellant .

Versus

**Public Information Officer,**

O/o Tehsildar, Barnala

**First Appellate Authority**,

O/o SDM, Barnala ..Respondent

**AC No. 2280 of 2018**

Present : (i) Sh Narinder Kumar Bitta, Appellant

(ii) For the Respondent: Sh Mohinder Singh, Patwari

**ORDER**

The RTI application is dated 12.03.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 21.04.2018 and second appeal was filed in the Commission on 09.07.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.08.2018 in the Commission and on that day the appeal was postponed and fixed for 18.09.2018 i.e. today.

3. The Respondent states that complete information has been provided to the Appellant.

4. The Appellant states that he has received the complete information and is satisfied with it.

5. In view of the foregoing, no further cause of action is left. Hence, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

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Registered post

Sh. Hardev Singh,

#-1047, Sect-49-A, Rajdhani Apartments,

Chandigarh. Appellant.

Versus

**Public Information Officer,**

DEO (S),

Sangrur.

**First Appellate Authority**

DEO (S),

Sangrur . ...Respondent

**Appeal Case No. 861 of 2018**

Present : (i) Sh. Hardev Singh Kaler the appellant alongwith Sh. Rajinder Kumar

(ii) For the respondent : Smt. Kamaljit Kaur, Jr Assistant

**ORDER**

This order may be read with reference to the previous order dated 22.08.2018

2. The appellant Sh. Hardev Singh has given in writing deficiencies pointed out in the information provided which is as under:-

1. ਲੜੀ ਨੰ.4 ਵਿੱਚ ਪੱਤਰ, ਜਿਸ ਦੀ ਰੋਸ਼ਨੀ ਵਿੱਚ ਤਨਖਾਹ ਨਾਂ ਕਢਵਾਉਣ ਦੀਆਂ ਹਦਾਇਤਾਂ ਕੀਤੀਆਂ ਗਈਆਂ ਹਨ।
2. ਲੜੀ ਨੰ.7, ਲੋੜੀੰਦੇ ਪੱਤਰ ਦੀ ਕਾੱਪੀ ਜਿਸ ਅਨੁਸਾਰ ਆਰਡਰ ਬੁੱਕ ਅਤੇ ਹਾਜਰੀ ਰਜਿਸਟਰ ਦੀ ਵਰਤੋਂ ਦਾ ਅਧਿਕਾਰ ਮਿਲਦਾ ਹੈ।
3. ਲੜੀ ਨੰ.8 ਈ.ਮੇਲ ਮਿਤੀ 4/8/17 ਤੇ ਕੀਤੀ ਕਾਰਵਾਈ ਦੀ ਰਿਪੋਰਟ ।
4. ਲੜੀ ਨੰ.10 ਸ਼੍ਰੀ ਧਰਮ ਪਾਲ ਜੀ ਦੀ ਫਾਰਗੀ ਰਿਪੋਰਟ

3. Copy of the same is handed over to Smt.Kamaljit Kaur the respondent with these directions to remove the same before the next date of hearing.

4. During the last hearing DEO (SE), Sangrur was directed to come present. But today again she is not present. A letter has been received from the DEO(SE) stating that there is a mistake in her name in the last orders. Instead of “Har Kawaljit Kaur “, the

**Appeal Case No. 861 of 2018**

order describes it as “Kamaljit Kaur" . The description of the Respondent in the instant appeal, therefore, needs to be corrected. I order accordingly.

5. The perusal of the file shows that during the hearing dated 17.07.2018, Rs. 2000/- was awarded as compensation to the appellant. But on the last hearing, Smt. Kamaljit Kaur, Jr Assistant appeared and had given the same in cash from her own pocket. The same was returned back with these directions that the compensation amount shall be payable by the respondent from the State Exchequer and DEO(SE) was directed to come present.

6. Today again DEO(SE) is not present and Smt Kamaljit Kaur is handing over Rs. 2000/- as cheque from her own account. This is indeed a serious matter and shows that the Smt.Har Kawaljit Kaur, DEO(SE) has no regard for the orders issued by the Commission. The Commission takes a serious view of this matter and is constrained to enhance the amount of compensation from Rs. 2000/- to Rs. 3000/- (Rs. Three Thousand only). Besides, the Commission would also consider invoking of penalty provisions against the respondent-PIO in case she fails to provide the required information and payment of the awarded compensation. The respondent may provide the information to the appellant and make the payment of compensation to him before the next date of hearing by way of Demand Draft. A compliance report in this regard be sent to the Commission accordingly.

7. Smt. Har Kawaljit Kaur, DEO(SE) , Sangrur may take note that this is the last opportunity given to her to appear before the Commission, otherwise non bailable warrant will be issued against her.

8. To come up on **27.09.2018 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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Sh.Satish Kumar Bhiki,Advocate

Near Nehru Park, Jaito,

Distt Faridkot-151202 …. Appellant

Versus

**Public Information Officer,**

O/o District Manager,

Markfed, Faridkot

**First Appellate Authority**,

O/o District Manager,

Markfed, Faridkot ..Respondent **AC No. 2335 of 2018**

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

(ii) For the respondent: Sh. Sunil Sofat, DM, Markfed

**ORDER**

1. The RTI application is dated 27.04.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 14.06.2018 and second appeal was filed in the Commission on 12.07.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.08.2018 in the Commission and on that day the appeal was postponed and fixed for 18.09.2018 i.e. today.

3. Today the appellant is absent.

4. Respondent –PIO states that the information is ready but the appellant Sh. Satish Kumar has not deposited documentation fees, therefore, information cannot be provided to him.

5. The perusal of the files shows that the appellant is absent today. He has not even bothered to inform the Commission about his absent for today's hearing. After hearing the respondent, it is clear that the appellant filed RTI on 16.05.2018, which was received by the respondent on 18.05.2018 and they have demanded documentation fee

**AC No. 2335 of 2018**

vide their letter no. 810 dated 11.06.2018 within stipulated time as prescribed under the RTI Act 2005. Accordingly, the appellant was directed to deposit the requisite charges with the respondent and collect the relevant information, which was stated to be ready.

6. 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: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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Sh.Satish Kumar Bhiki,Advocate

Near Nehru Park, Jaito,

Distt Faridkot-151202 …. Appellant .

Versus

**Public Information Officer,**

O/o District Manager,

Markfed, Faridkot

**First Appellate Authority**,

O/o District Manager,

Markfed, Faridkot ..Respondent  **AC No. 2336 of 2018**

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

(ii) For the respondent: Sh. Sunil Sofat, DM, Markfed

**ORDER**

The RTI application is dated 27.04.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 14.06.2018 and second appeal was filed in the Commission on 12.07.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.08.2018 in the Commission and on that day the appeal was postponed and fixed for 18.09.2018 i.e. today.

3. Today the appellant is absent.

4. Respondent –PIO states that the information is ready but the appellant Sh. Satish Kumar has not deposited documentation fees, therefore, information cannot be provided to him.

5. The perusal of the files shows that the appellant is absent today. He has not even bothered to inform the Commission about his absent for today's hearing. After hearing the respondent, it is clear that the appellant filed RTI on 16.05.2018, which was received by the respondent on 18.05.2018 and they have demanded documentation fee

**AC No. 2336 of 2018**

vide their letter no. 817 dated 11.06.2018 within stipulated time as prescribed under the RTI Act 2005. Accordingly, the appellant was directed to deposit the requisite charges with the respondent and collect the relevant information, which was stated to be ready.

6. 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: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

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Sh Narinder Kumar Bitta,

S/o Sh Rai Sahib,

#2438A, Street No2,

Shri Guru Nanak Nagar,

Near 16 Acre, Barnala …. Appellant .

Versus

**Public Information Officer,**

O/o DC, Barnala

**First Appellate** Authority-cum-

Additional DC, Barnala ..Respondent  **AC No. 2278 of 2018**

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

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

**ORDER**

The RTI application is dated 12.03.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 31.03.2018 and second appeal was filed in the Commission on 09.07.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.08.2018 in the Commission and on that day the appeal was postponed and fixed for 18.09.2018 i.e. today.

3. The respondent states that point-wise reply has already been sent to the appellant. Copy of the same is also received in the Commission vide Commission diary no. 17424 dated 27.08.2018 stating that the information demanded by the appellant is not available in their office record.

4. Respondent is directed to file an affidavit stating the same on the next date of hearing. PIO is directed to come present on the next date of hearing alongwith an affidavit failing which action under Section 20 (1) of the RTI Act 2005 will be initiated.

5. To come up on **26.09.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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Sh Narinder Kumar Bitta,

S/o Sh Rai Sahib,

#2438A, Street No2,

Shri Guru Nanak Nagar,

Near 16 Acre, Barnala …. Appellant .

Versus

**Public Information Officer,**

O/o SDM, Barnala

**First Appellate Authority-cum-**

O/o Additional DC,

Barnala ..Respondent

**AC No. 2279 of 2018**

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

(ii) None is present on behalf of the respondent

**ORDER**

The RTI application is dated 03.04.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 01.05.2018 and second appeal was filed in the Commission on 09.07.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.08.2018 in the Commission and on that day the appeal was postponed and fixed for 18.09.2018 i.e. today.

3. Sh. Narinder Kumar Bitta 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

**AC No. 2279 of 2018**

receipt along with a copy of the information provided, before the Commission on the 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 **17.10.2018 at 11.00 AM. C**opy of the order be sent to the parties through registered post.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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Registered post

Sh. Sukhchain Singh,

S/o Sh Kaka Singh,

VPO Agaul, Tehsil Nabha,

District-Patiala …. Appellant

. .

Versus

**Public Information Officer,**

O/o Director,

Food and Civil Supplies,

Anaj Bhawan, Sector-39C,

Chandigarh

**First Appellate Authority**,

O/o Director,

Food and Civil Supplies,

Anaj Bhawan, Sector-39C,

Chandigarh ..Respondent

**AC No. 2274 of 2018**

Present : (i) Sh. Sukhchain Singh the appellant

(ii) For the respondent : Smt.Joginder Kaur, APIO

**ORDER**

The RTI application is dated 26.04.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 30.05.2018 and second appeal was filed in the Commission on 09.07.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.08.2018 in the Commission and on that day the appeal was postponed and fixed for 18.09.2018 i.e. today.

3. Respondent states that the information demanded by the appellant is third party information, therefore cannot be provided to him. She further states that the information is lying with different PIOs in district of Punjab.

4. Respondent is directed to file an affidavit stating the same. PIO-respondent is also directed to come present on the next date of hearing, failing which action under Section 20 (1) of the RTI Act 2005 will be initiated.

**AC No. 2274 of 2018**

5. To come up on **26.09.2018 at 11.00 AM.** Copy of the order be sent to the parties through registered post .

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**

**PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

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Registered post

Sh Tejinder Singh,

Village Bholapur, P.O Ramgarh,

Chandigarh Road, Ludhiana. Appellant.

Versus

**Public Information Officer,**

SDM, (Licensing Authority & Registering),

Tarn Taran..

**First Appellate Authority,**

DC,

Tarn Taran ...Respondent

**Appeal Case No. 943 of 2018**

Present : (i) Sh.Tejinder Singh the appellant

(ii) None is present on behalf of the respondent

**ORDER**

This order may be read with reference to the previous order dated 29.08.2018 vide which a show cause notice was issued to the respondent –PIO.

2. Today again Sh.Tejinder Singh the appellant states that no information has been given to him so far.

3. Respondent is absent today.

4. The perusal of the file shows that the respondent is absent for fourth consecutive hearing. During the last hearing, a show cause notice was issued to the respondent-PIO. But today again he is absent, which shows that the respondent has no regard for the orders issued by the Commission. This is indeed a serious matter.

5. The appellant has attended four hearings before the Commission This has resulted in much avoidable inconvenience and hardship to the Appellant. He is, therefore, entitled to be compensated under Section 19(8)(b**) of** RTI Act 2005 for the loss and detriment suffered by him. In the circumstances, I am of the view that ends of justice would be met if a sum of **Rs.5000/- (Rupees Five Thousand Only)** is awarded to the Appellant as compensation. I order accordingly.

**Appeal Case No. 943 of 2018**

6. This amount shall be payable by the Respondent from the State exchequer within fifteen days from the receipt of this order under intimation to the Commission.

7. To come up on **22.10.2018 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

Sd/-

**Chandigarh (Preety Chawla)**

**Dated: 18.09.2018 State Information Commissioner**