

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100
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Sh. Kulwant Singh s/o Sh. Pritam Singh
VPO Pohir,
Tehsil & District Ludhiana 141204
9878973610

..Complainant

Vs

Public Information Officer
o/o Tehsildar, Dehlon,
District Ludhiana

...Respondents

Complaint Case No. 875 of 2021
(Video Conference Proceedings)

Present:- Sh. Kulwant Singh, complainant.
Sh. Suresh Kumar, Registry Clerk _____ on behalf of the
respondents.

ORDER

The RTI application is dated 27.5.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 6.7.2021 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 representative of the respondent states that the complete information has already been supplied to the complainant. Whereas the complainant states that he has received a copy of FARD, in which it has mentioned that there is a stay but no where the respondent has supplied the information whether the stay has been vacated or not. He further requested that in case there is no stay, then respondent may be directed to give specific reply that there is no stay on Khasra no.266.

3. Accordingly the respondent public information officer is directed to supply the copy of stay vacated on Khasra No. 266 else file a specific undertaking in this regard as has been requested by the complainant before the next date of hearing.

4. To come up on 29.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 2.9.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Gurdeep Singh Kahlon s/o Sh. Boorh Singh,
c/o Kahlon Association Opp. Gurudwara Sh. Kutia Sahib,
Jamalpur,
Chandigarh Road,
Ludhiana.

..complainant

Vs

Sh. Palwinder Singh, 9814222543 **Registered**
Public Information Officer.
o/o Naib Tehsildar,
Sahnewal,
Ludhiana

....Respondents

Complaint Case No. 145 of 2021
(Video Conference Proceedings)

Present:- Sh. Gurdeep Singh Kahlon, complainant.
Sh. Lalit _____ on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 29.7.2021.

2. The complainant states that the respondents are not supplying the complete Information in this case and requested that the penalty provisions may be invoked in this case. However the representative of the respondent sent the copy of 'JamaBandi' to the Commission which is partially not legible. Also the representative of the respondent brought along with him, illegible information with which the appellant shows his dissatisfaction. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the attitude in dealing with the RTI application of the complainant seriously, Sh. Palwinder Singh, Tehsildar 9814222543, 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. He is also directed to supply the legible copy of the information to the complainant before the next date of hearing to the complainant under intimation to the Commission.

4. To come up on 14.10.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

sd

Dated: 2.9.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.

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Sh. Ashok Kapoor 9855556210
8C, Kichlu Nagar,
District Ludhiana

....Appellant

Vs

Public Information Officer
o/o Tehsildar Ludhiana West,
District Ludhiana

First Appellate Authority
o/o Sub Divisional Magistrate,
Ludhiana West,
District Ludhiana

....Respondents

Appeal Case No. 3174 of 2020
(Video Conference Proceedings)

Present:- Sh. Ashok Kapoor, appellant.
Sh. Amanpreet Singh, Reader to Tehsildar _____ on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 29.7.2021.

2. After hearing both the parties, the directions are issued to them to remain present at Chandigarh on the next date of hearing along with the original record/information supplied to take the matter to its logical end.
3. To come up on 14.10.2021 at 12.30 PM at Chandigarh.

Dated: 2.9.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Tejinder Singh Advocate
Civil Court
Tehsil Complex
Backside Sanjh Kender, Phillaur 144410
9041004313

....Appellant

vs

Public Information Officer
o/o Deputy Commissioner,
District Ludhiana

First Appellate Authority
o/o Deputy Commissioner,
District Ludhiana

....Respondents

Appeal Case No. 3207 of 2021
(Video Conference Proceedings)

Present:- Sh. Tejinder Singh, appellant.
Sh. Manjinder Singh 9888466876 on behalf of the respondents.

ORDER

The RTI application is dated 19.3.2021 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 19.4.2021 and second appeal was filed in the Commission on 14.7.2021 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 the information has to be supplied by the deputy commissioner as the GLADA has written a letter to the deputy commissioner Ludhiana to take appropriate action on the matter as the representative of the respondent states that the matter will be looked into and the necessary action will be taken before the next date of hearing in this case accordingly the case is adjourned.

3. The appellant states that the information has to be supplied by the Deputy Commissioner, District Ludhiana as the GLADA has already written a letter to the Deputy Commissioner, Ludhiana to take appropriate action on the matter. However, the representative of the respondent Sh. Manjinder Singh states that the matter will be looked into and requested for the adjournment of the case.

4. Accordingly, the case is adjourned with the directions to the respondent-Public Information Officer o/o the Deputy Commissioner, District Ludhiana to file the reply/supply the sought information.

5. To come up on 14.10.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana

sd

Dated: 2.9.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh.Jagmohan Singh Makkar,
334, G.T. Road,
Salem Tabri, Ludhiana.

Appellant

Vs

Public Information Officer,
O/o Sub Registrar,
Jagraon, Ludhiana.

First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Respondents

Appeal Case No. 1860/2021
(Video Conference Proceedings)

Present:- Sh. Jagmohan Singh Makkar, appellant.
Sh. Baljit Singh, _____ on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 29.7.2021.

2. The appellant states that he is satisfied with the complete information except relating to point number 2 of the RTI application and requested that directions may be issued to the respondent to supply the complete information regarding the same. However, the representative of the respondent states that it is voluminous information and requested that the appellant may inspect the complete record and if any particular information identified by the appellant, the same will be supplied to the appellant with which the appellant agreed to.

3. Accordingly, the respondent Public information officer is directed to make available the record regarding Point Number 2 of the RTI application to the appellant within a week's time and in case any information is identified by the appellant, the same may be supplied to him. Also the appellant is advised to visit the office of the respondent and inspect the record within a week.

4. To come up on 20.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 2.9.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Dilbagh Chand Naib Subedar Retd.
s/o Sh. Ramji Dass,
Village Hayatpur, PO Hambowal,
Samrala District Ludhiana

....Appellant

Vs

Public Information Officer
o/o Deputy Commissioner,
District Ludhiana

First Appellate Authority
o/o Deputy Commissioner,
District Ludhiana

....Respondents

Appeal Case No. 3221 of 2021

(Video Conference/Telephone Proceedings)

Present:- Sh. Dilbag Chand, appellant on telephone.
Sh. Jaswinder Singh, Supdt _____ on behalf of the respondents.

ORDER

The RTI application is dated 28.4.2021 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 28.5.2021 and second appeal was filed in the Commission on 14.7.2021 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 has filed the RTI application to the Deputy Commissioner, District Ludhiana and the said office transferred the RTI application of the appellant to the District Development and Panchayats Officer, District Ludhiana under Section 6(3) of the RTI Act, 2005.

3. The representative of the respondents o/o District Development and Panchayats Officer, District Ludhiana states that the information related to his office i.e. Point No. 2, 3 and 5 of the RTI application has already been supplied with a copy to the Commission, which is taken on record. He further states that the remaining information i.e. Point No. 1 of the RTI application relates to the Sub Divisional Magistrate, Samrala and Point No. 4 of the RTI application relates to the Block Development and Panchayats Officer, Machhiwara.

4. It is appropriate to consider the instructions issued by the Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training No. 10/2/2008-IR dated 12.6.2008 to transfer the RTI application of the appellant under Section 6(3) of the RTI Act, 2005 to 'public authority' and not to the 'public authorities'.

5. Keeping in view the instructions issued by the Ministry of Personnel referred to above no directions can be given to the respondent authority pertaining to Point No. 1 and 4 of the RTI application of the appellant. As far as the information pertaining to Point No. 2,3 and 5 supplied by the Public Information Officer o/o District Development and Panchayats Officer, District Ludhiana is being **sent** to the appellant along with this order to file the rejoinder, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission.

6. To come up on 29.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

sd

(Suresh Arora)

Chief Information Commissioner, Punjab.

Dated: 2.9.2021