

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Harpal Singh Sodhi

S/o Sh. Dasondha Singh Sodhi,
H.No.15, Kalgidhar Enclave,
Baltana, Zirakpur, District S.A.S. Nagar(Mohali)

....Complainant

V/s

Public Information Officer,

O/o The Director,
Technical Education & Industrial
Training Department, Punjab,
Takniki Sikhiya Bhawan, Sector-36 A, Chandigarh

...Respondents

Complaint Case No. 738 of 2018

Present : None on behalf of the Complainant .
Sh. Racchpal Singh, Senior Assistant, on behalf of the respondent.

ORDER

This case was last heard on 15.04.2019 and representative of the Complainant, Sh. Gagandeep Singh, stated that there were certain deficiencies in the supplied information and the same has been intimated to the Commission vide email dated 08.03.2019 and dated 14.04.2019 and both e-mails, through which deficiencies were pointed out by the complainant, were handed over to Sh. Racchpal Singh during the proceedings of the Court and was advised to remove the same and supply it to the Complainant through registered post. The Respondent/PIO was also advised to appear in person or through any of his representative along with the postal receipt through which the information, after removing the deficiencies, would be sent to the Complainant. The Complainant was also advised to point out deficiencies, if any, in the information supplied on receipt of information and send the same to the Respondent/PIO by registered post with a copy to the Commission. The Complainant was also advised to appear in person or through any of his representative on the fixed date of hearing.

The Complainant, Sh. Harpal Singh Sodhi, through a letter dated 29.05.2019, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. Through that letter, he has also intimated the Commission that the deficiencies, which have been pointed out has not been removed by the respondent PIO so far. It is taken on record.

Sh. Racchpal Singh, Senior Assistant , who appeared on behalf of the respondent PIO in today's hearing, orally states that whatever information is available in the official record has been supplied to the Complainant and for remaining information, a reply has been brought in the Commission to be handed over to the complainant, intimating him that remaining information relates with office of Technical Wing of office of Director, Technical Education & Industrial Training Department, Punjab, Chandigarh.

Contd...2/-

The respondent PIO concerned is directed to send the abovesaid reply to the Complainant through registered post at his residential address and produce a copy of the postal receipt in the Commission on the next date of hearing.

Another opportunity is given to the Complainant to represent this case in person or through his representative on the next date of hearing.

The case is **adjourned to 10th July, 2019(Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Sh. Harpal Singh Sodhi

S/o Sh. Dasondha Singh Sodhi,
H.No.15, Kalgidhar Enclave,
Baltana, Zirakpur,
District S.A.S. Nagar(Mohali)

.... Complainant

Versus

Public Information Officer

O/o The Director,
Technical Education & Industrial
Training Department, Punjab,
Takniki Sikhiya Bhawan,
Sector-36 A, Chandigarh

Public Information Officer

O/o Principal Secretary to Govt. of Pb.
Department of Technical Education &
Industrial Training, Mini Sectt.
Sector-9, Chandigarh.

....Respondents

Complaint Case No.540 of 2018

Present : None on behalf of the Complainant.
Sh. Racchpal Singh, Senior Assistant, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and the Complainant, Sh. Harpal Singh Sodhi, was absent without any intimation. Shri Rashpal Singh, Sr. Asstt. from office of Directorate of Tech. Edu. & Indl. Trg., Pb. came present. On enquiring from him regarding the postal receipt for having sent the information by registered post, he stated that all the letters are sent for dispatch by entering into a Peon Book as there is centralized system of dispatch. The PIO/ Respondent was directed to produce photocopy of the entry in the Peon Book or a photocopy from the Despatch Section showing that the information has been supplied through registered post. The Complainant was also advised to point out deficiencies, if any, in the information received by him, to the PIO/Respondent with the advice to the complainant to come present on the fixed date of hearing.

Sh. Racchpal Singh, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, submits a copy of page of the Despatch Register of the concerned Section/Wing, which shows that the required information/reply has been sent to the complainant through registered post. A copy of the same is taken on record.

The Complainant, Sh. Harpal Singh Sodhi, through a letter dated 29.05.2019, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Contd...2/-

The respondent PIO concerned is directed to send the required information again to the Complainant through registered post at his residential address and produce a copy of the postal receipt in the Commission on the next date of hearing.

Another opportunity is given to the Complainant to represent this case in person or through his representative on the next date of hearing

The case is **adjourned to 10th July, 2019(Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Sh. Bharat Bhushan Mattu

H.No.153, Akash Nagar
Near Greenland School,
PO Netaji Nagar, Salem Tabri
Ludhiana-141008 (Punjab)

...Appellant

V/s

Public Information Officer,

O/o The Secretary,
Regional Transport Authority,
Jalandhar (Punjab)

First Appellant Authority,

O/o The State Transport Commissioner, Pb.
JiwanDeep Building,
Sector-17, Chandigarh

...Respondents

Appeal Case No.3431 of 2018

Present : None on behalf of the Appellant.
None on behalf of the respondent.

ORDER

This case was last heard on 15.04.2019 and Respondent/PIO was directed to supply the requisite information again to the Appellant after removing the deficiencies and Respondent/PIO was further directed to appear in person or represent this case through any of his representative along with the postal receipt through which the information has been sent to the Appellant. Last opportunity was also given to the Appellant to appear in person or represent this case any of his representative on the fixed date of hearing failing, which the case will be decided on merits. The Appellant was further advised to go through the information when the same would be received by him and point out deficiencies, if any, to the Respondent/PIO, through registered post.

After examining the documents placed on record, it is found that the appellant, Sh. Bharat Bhushan Mattu through a letter dated 10.05.2019, which has been received in the Commission vide Diary No. 9701 dated 13.05.2019, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. Through that letter, he has also intimated the Commission that he has pointed out certain deficiencies, in the information supplied to him, vide letter dated 01.05.2019 to the respondent PIO through registered post. It, alongwith annexure, is taken on record.

However, today, none is present on behalf of the PIO/Respondent and he has also not sent any intimation regarding his non-availability. The Commission took a serious view of this casual approach of the Respondent/ PIO.

Contd...2/-

In view of the above, **a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer office of Secretary, Regional Transport Authority, Jalandhar. as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.**

The PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. **A copy of the RTI request be sent to him alongwith this order through registered post for his ready reference.**

The case is **adjourned to 10th July, 2019(Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post)

**Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Jalandhar (Punjab)**

Encl : RTI Request

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Mohammad Khalil

S/o Sh.Russamdeen

Vill. Dalelgarh, PO Himtana

Tehsil Malerkotla, Distt.Sangrur(Punjab)

...Appellant

Vs

Public Information Officer,

O/o The General Manager,

Pepsu Road Transport Corporation,

Patiala (Punjab)

First Appellate Authority,

O/o The Managing Director,

Pepsu Road Transport Corporation,

Patiala (Punjab)

...Respondents

Appeal Case No. 3437 of 2018

Present : None on behalf of the Appellant.
None on behalf of the respondent.

ORDER

This case was last heard on 15.04.2019 and, Sh. Jagtar Singh (representative of the Appellant) states that incomplete information has been supplied to the Appellant and the representative of the respondent/PIO, Ms. Rajesh Sharma stated that she has forgotten the file in the office, so, is not able to discuss the RTI Application point wise. Last opportunity was given to the Appellant to go through the information and point out deficiencies, if any, to the Respondent/PIO, through registered post before the fixed date of hearing. The Respondent/PIO was directed to supply the requisite information to the Appellant, after removing the deficiencies in the supplied information, through registered post and Respondent/PIO was further directed to appear in person or represent this case through any of his representative along with the postal receipt through which the information has been sent to the Appellant, on the fixed date of hearing.

After examining the documents placed on record, it is found that the appellant, Sh. Mohammad Khalil through a letter dated 22.04.2019, which has been received in the Commission through an e-mail, has intimated the Commission that he has pointed out certain deficiencies, in the information supplied to him, vide letter dated 20.04.2019 to the respondent PIO personally. It, alongwith annexure, is taken on record.

After examining the documents placed on record, it is found that Superintendent, P. R. T. C, Patiala Depot through a letter dated 20.05.2019, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Last opportunity is given to the respondent PIO concerned to remove the deficiencies, which have been pointed out by the appellant through a letter dated 20.05.2019 before the next date of hearing. He is also directed to appear in person before the Commission to represent this case on the next date of hearing positively, failing which action would be initiated against him under the provisions of the RTI Act.

The case is **adjourned to 15th July, 2019(Monday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Er. Simranjit Singh Virdi

R/o H.No.65A, Model Gram
Ludhiana (Punjab)

....Appellant

Vs

Public Information Officer,

O/o The Commissioner, Municipal Corporation,
Zone-D, Ludhiana (Punjab)

First Appellate Authority,

O/o Addl. Commissioner,
Municipal Corporation,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 3466 of 2018

Present : None on behalf of the Appellant.
Sh. Harjit Singh, Draftsman, Zone-D, on behalf of the respondent.

ORDER

This case was last heard on 15.04.2019 and the Appellant, Sh. Simranjit Singh was absent on that day of hearing and Sh. Harjit Singh, Draftsman (the representative of the Respondent/PIO) , stated that the information has already been supplied to the Appellant and also submitted a copy of affidavit dated 09.04.2019. The Respondent/PIO was directed to send the abovesaid affidavit to the Appellant through registered post along with the pending information, if any, before the fixed date of hearing. The Respondent/PIO was further directed to appear in person or through any of his representative along with the postal receipt through which the information has been sent to the Appellant. The Appellant was also advised to appear in person or through any of his representative on the next date of hearing, failing which the case will be decided on merits.

Sh. Harjit Singh, Draftsman, Zone-D, who appeared on behalf of the respondent PIO in today's hearing, submits a copy of reply of an affidavit 09.04.2019, showing that the same has been sent to the Appellant through registered post. It, alongwith a copy of postal receipt, is taken on record.

The Appellant, Sh. Simranjit Singh Virdi, was absent on the hearings, held on 02.01.2019, 25.02.2019 and 15.04.2019. He is again absent from today's hearing without any intimation to the Commission. He has neither pointed out any deficiency in the information supplied to him, to the respondent-PIO, nor approached the Commission with any contrary claim in that regard.

In view of the above, it is assumed that the appellant is satisfied with the information supplied to him and does not wish to pursue his case further and hence the case is **disposed of and closed** for non-pursuance.

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Vikas Garg S/o Sh. Jawahar Lal

#B-10-375, Near Old Gaushala

Barnala-148101(Punjab)

...Appellant

Versus

Public Information Officer

O/o Executive Officer

Municipal Council,

Barnala (Punjab)

First Appellate Authority

O/o The Regional Deputy Director,

Urban Local Bodies, Patiala (Punjab)

....Respondents

Appeal Case No.1343 of 2018

Present : None on behalf of the Appellant.

Sh. Rajesh Kumar Modi, Junior Assistant, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and Sh. Rajesh Kumar Modi, Junior Assistant, came present on behalf of Respondent/PIO and stated that the information has been brought by him. As the Appellant, Shri Vikas Garg was absent without any intimation, the PIO/Respondent was directed to supply the information to the Appellant by registered post and produce the postal receipt on the fixed date of hearing, showing that it has been sent it by registered post. The Appellant was advised to point out deficiencies, if any, in the information supplied to the PIO/Respondent by registered post with a copy to the Commission.

The Appellant, Sh. Vikas Garg, is not present in today's hearing.

Sh. Rajesh Kumar Modi, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, submits a copy of reply vide letter no. 243 dated 23.04.2019, showing that the requisite information, consisting of 180 pages, has been supplied to the Appellant. On that reply, the Appellant, Sh. Vikas Garg has also put his signature as an acknowledgement of having received the requisite information. It is taken on record.

After examining the documents placed on record, it is found that the respondent PIO concerned has sent a reply vide letter no. 260 dated 26.04.2019, which has been received in the Commission vide Diary No. 9591 dated 10.05.2019, showing that the requisite information has been supplied to the Appellant. On that reply, the Appellant, Sh. Vikas Garg has also put his signature as an acknowledgement of having received the requisite information. It is also taken on record.

Since the information stands supplied and no cause of action is left in this case, the case is **disposed of and closed.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Janak Singh

S/o Late Shri Ujjagar Singh,
R/o Behlolpur, Block Majri,
Tehsil & Distt. - Mohali 160014 (Punjab)

... Appellant

Vs

Public Information Officer,

O/o Block Development &
Panchayat Officer (BDPO),
Majri, Tehsil & Distt. - Mohali (Punjab)

First Appellate Authority,

O/o District Development &
Panchayat Officer (DDPO),
S. A. S. Nagar (Mohali) (Punjab)

... Respondents

Appeal Case No. 1272 of 2018

Present : Sh. Janak Singh, the Appellant in person.
Sh. Charanjit Singh, Panchayat Secretary, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and PIO/Respondent was directed to deposit the penalty of Rs.2500/- which was imposed vide orders dated 27.02.2019.

Sh. Charanjit Singh, Panchayat Secretary, who appeared on behalf of the respondent PIO in today's hearing, submits a copy of 'Receipt-Challan' dated 17.05.2019, in compliance to the order dated 27.02.2019, showing that penalty of Rs. 2500/- has been deposited. It is taken on record.

The Appellant, Sh. Janak Singh, who appeared in person in today's hearing, orally states that whatever information has been supplied to him by the respondent PIO is not as per queries, raised by him through RTI request. In regard to that, he also submits a written-submission dated 20.05.2019.

The respondent-PIO concerned is directed to supply the certified copies of the proper information to the appellant as per queries raised by him through his RTI request, before the next date of hearing.

The case is **adjourned to 15th July, 2019(Monday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Janak Singh

S/o Late Shri Ujjagar Singh,
R/o Behlolpur, Block Majri,
Tehsil & Distt. - Mohali 160014 (Punjab)

... Appellant

Versus

Public Information Officer,

O/o Block Development &
Panchayat Officer (BDPO),
Majri, Tehsil & Distt. - Mohali (Punjab)

First Appellate Authority,

O/o District Development &
Panchayat Officer (DDPO),
S. A. S. Nagar (Mohali) (Punjab)

.... Respondents

Appeal Case No. 1278 of 2018

Present : Sh. Janak Singh, the Appellant in person.
Sh. Charanjit Singh, Panchayat Secretary, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and PIO/Respondent was directed to deposit the penalty of Rs. 2500/- which was imposed vide orders dated 27.02.2019.

Sh. Charanjit Singh, Panchayat Secretary, who appeared on behalf of the respondent PIO in today's hearing, submits a copy of 'Receipt-Challan' dated 17.05.2019, in compliance to the order dated 27.02.2019, showing that penalty of Rs. 2500/- has been deposited. It is taken on record.

The Appellant, Sh. Janak Singh, who appeared in person in today's hearing, orally states that whatever information has been supplied to him by the respondent PIO is not as per queries, raised by him through RTI request. In regard to that, he also submits a written-submission dated 20.05.2019.

The respondent-PIO concerned is directed to supply the certified copies of proper information to the appellant as per queries raised by him through his RTI request, before the next date of hearing.

The case is **adjourned to 15th July, 2019(Monday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Ramandeep Singh Ahluwalia,
Ward No. 18, St. No -2, Kartar Nagar,
Amlah Road, Khanna-141401,
District Ludhiana (Punjab)

...Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Municipal Council,
Khanna, District Ludhiana (Punjab).

First Appellant Authority,
O/o The Regional Dy. Director,
Urban Local Bodies,
1st Floor, Mini Sectt.
Ferozepur Road, Ludhiana (Punjab)

..... Respondents

Appeal Case No. 768 of 2018

Present : Sh. Ramandeep Singh Ahluwalia, the Appellant in person.
i) Sh. Hardeep Singh, Accountant ;
ii) Sh. Surinder Setia, Assistant Municipal Engineer, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and the PIO-cum- Executive Officer, Municipal Council, Khanna, was directed to provide complete information to the appellant.

Sh. Hardeep Singh, Accountant and Sh. Surinder Setia, Assistant Municipal Engineer, who appeared on behalf of the respondent PIO in today's hearing, orally state that compensation of Rs. 2500/- in the above mentioned case i. e. A.C. 768 of 2018 and compensation of Rs. 2500/- in another case i. e. A.C. 769 of 2018 , was awarded to the Appellant vide orders dated 08.01.2019, which was jointly paid through a cheque amounting to Rs. 5000/- in favour of the Appellant. They further state that penalty amount of Rs. 2000/-, which was imposed vide orders dated 08.01.2019 has also been deposited and receipt would be produced before the Commission on the next date of hearing, positively. In regard to that, they also submit a copy of reply vide letter no. Spl-0002/RTI dated 20.05.2019, through which it has also been intimated that due to Election duty the concerned PIO-cum- Executive Officer, Municipal Council, Khanna, is not able to attend today's hearing. It is taken on record.

They have also handed over the requisite information, duly attested, to the Appellant, Sh. Ramandeep Singh Ahluwalia, during the hearing in the Commission today.

Contd...2/-

The Appellant, Sh. Ramandeep Singh Ahluwalia, who appeared in person in today's hearing, orally acknowledges that he has received the compensation amount of 5000/- (Five Thousand only) from the respondent, which was awarded to him vide orders dated 08.01.2019.

After going through the information supplied to him during the hearing by the representatives of the respondent, the Appellant orally states that the information supplied to him is not as per queries raised by him through RTI request and has pointed out certain deficiencies in the information supplied to the representatives of the respondent/PIO.

The respondent-PIO concerned is directed either to supply the certified copies of the required information to the appellant as per queries raised by him through his RTI request, before the next date of hearing. If any information is not available in the official record, he/she (respondent-PIO concerned) will file a reply in an affidavit stating that whatever information is available in the official record, has been supplied to the appellant and besides this, no other information is available in the official record as far as the queries raised by information seeker in his RTI request is concerned.

The respondent-PIO concerned is also directed to furnish 'receipt challan' before the Commission on the next date of hearing, showing that penalty amount of Rs. 2000/- which was imposed vide orders dated 08.01.2019 has been deposited.

The case is **adjourned to 15th July, 2019(Monday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Ramandeep Singh Ahluwalia,
Ward No. 18, St. No -2, Kartar Nagar,
Amlah Road, Khanna-141401,
District Ludhiana (Punjab)

...Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Municipal Council,
Khanna, District Ludhiana (Punjab).

First Appellant Authority,
O/o The Regional Dy. Director,
Urban Local Bodies,
1st Floor, Mini Sectt.
Ferozepur Road, Ludhiana (Punjab)

..... Respondents

Appeal Case No. 769 of 2018

Present : Sh. Ramandeep Singh Ahluwalia, the Appellant in person.
i) Sh. Hardeep Singh, Accountant ;
ii) Sh. Surinder Setia, Assistant Municipal Engineer, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and the PIO-cum- Executive Officer, Municipal Council, Khanna, was directed to provide complete information to the appellant.

Sh. Hardeep Singh, Accountant and Sh. Surinder Setia, Assistant Municipal Engineer, who appeared on behalf of the respondent PIO in today's hearing, orally state that compensation of Rs. 2500/- in the above mentioned case i. e. A.C. 769 of 2018 and compensation of Rs. 2500/- in another case i. e. A.C. 768 of 2018 , was awarded to the Appellant vide orders dated 08.01.2019, which was jointly paid through a cheque amounting to Rs. 5000/- in favour of the Appellant. They further state that penalty amount of Rs. 2000/-, which was imposed vide orders dated 08.01.2019 has also been deposited and receipt would be produced before the Commission on the next date of hearing, positively. In regard to that, they also submit a copy of reply vide letter no. Spl-0002/RTI dated 20.05.2019, through which it has also been intimated that due to Election duty the concerned PIO-cum- Executive Officer, Municipal Council, Khanna, is not able to attend today's hearing. It is taken on record.

They have also handed over the requisite information, duly attested, to the Appellant, Sh. Ramandeep Singh Ahluwalia, during the hearing in the Commission today.

Contd...2/-

The Appellant, Sh. Ramandeep Singh Ahluwalia, who appeared in person in today's hearing, orally acknowledges that he has received the compensation amount of 5000/- (Five Thousand only) from the respondent, which was awarded to him vide orders dated 08.01.2019.

After going through the information supplied to him during the hearing by the representatives of the respondent, the Appellant orally states that the information supplied to him is not as per queries raised by him through RTI request and has pointed out certain deficiencies in the information supplied to the representatives of the respondent/PIO.

The respondent-PIO concerned is directed either to supply the certified copies of the required information to the appellant as per queries raised by him through his RTI request, before the next date of hearing. If any information is not available in the official record, he/she (respondent-PIO concerned) will file a reply in an affidavit stating that whatever information is available in the official record, has been supplied to the appellant and besides this, no other information is available in the official record as far as the queries raised by information seeker in his RTI request is concerned.

The respondent-PIO concerned is also directed to furnish 'receipt challan' before the Commission on the next date of hearing, showing that penalty amount of Rs. 2000/- which was imposed vide orders dated 08.01.2019 has been deposited.

The case is **adjourned to 15th July, 2019(Monday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Surinder Kumar S/o Sh. Bhagwan Dass Pandhi
Pardhan, Nagar Welfare Society
Ward No.8, Fatehgarh Churian,
District Gurdaspur(Punjab)

...Appellant

Versus

Public Information Officer
O/o Executive Officer,
Municipal Council, Fatehgarh Churian
District Gurdaspur (Punjab)

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Bodies, Amritsar (Punjab)

...Respondents

Appeal Case NO. 1959 of 2018

Present : Sh. Surinder Kumar, the Appellant in person.
Sh. Baldev Singh, Clerk, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and PIO/Respondent was directed to supply the complete information to the Appellant and produce the original register containing such entries before the Commission.

Sh. Baldev Singh, Clerk, who appeared on behalf of the respondent PIO in today's hearing, submits a reply vide letter no. 28 dated 14.05.2019, showing that the remaining information, consisting of forty three pages, in connection with point no. 03 of the RTI request, has been supplied to the Appellant. He also hands over the same alongwith annexure to the appellant during the hearing in the Commission today. He also produces the original Register so that the Appellant could go through the same.

The Appellant, Sh. Surinder Kumar, who appeared in person in today's hearing, expresses his dissatisfaction over the information supplied to him.

I have gone over the queries raised by the Appellant, Sh. Surinder Kumar, in his RTI request and the response/supplied information, given by the respondent PIO concerned, I found it satisfactory.

After going through the oral submission made by Sh. Baldev Singh, Clerk on behalf of the respondent PIO, it emerges that delay caused by the respondent PIO concerned in the instant appeal case in supplying the information to the appellant, was not due to malafide intention and hence, show cause, vide order dated 16.04.2019, issued to the concerned PIO, is dropped.

As no cause of action is required to be taken in this case, the case is disposed of and closed.

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Surinder Kumar S/o Sh.Bhagwan Dass Pandhi
Pardhan, Nagar Welfare Society
Ward No.8, Fatehgarh Churian,
District Gurdaspur (Punjab)

...Appellant

Versus

Public Information Officer
O/o The Executive Officer,
Municipal Council,
Fatehgarh Churian,
District Gurdaspur (Punjab)

First Appellate Authority
O/o The Deputy Commissioner,
Gurdaspur (Punjab)

...Respondents

Appeal Case No. 2806 of 2018

Present : None on behalf of the Appellant.
Ms. Rajwinder Kaur, Superintendent – II, on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and Public Information Officer of Office of Sub Divisional Magistrate, Batala was impleaded as party and also was directed to supply the required information to the Appellant by registered post with a copy to the Commission.

The Appellant, Sh. Surinder Kumar, who appeared in another case i. e. A. C. 1959 of 2018 before the Commission, has refused to come inside to attend the hearing inspite of being called twice to remain present in the hearing.

Ms. Rajwinder Kaur, Superintendent – II, who appeared on behalf of the respondent PIO in today's hearing, submits a copy of reply vide letter dated 16.05.2019, showing that the required information has been sent to the Appellant, Sh. Surinder Kumar, which was received by Sh. Sanjeev Kumar (nephew of the Appellant, who has put his signature, on that reply on 17.05.2019 as an acknowledgement receipt). It is taken on record.

Since the information stands supplied and no cause of action is left in this case, the case is **disposed of and closed.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Tejinder Singh

R/o Village - Bholapur,

P.O. - Ramgarh

Chandigarh Road,

Ludhiana-141123 (Punjab)

.....Appellant

Versus

Public Information Officer,

O/o The Food Safety Officer

Bathinda(Punjab)

First Appellate Authority

O/o The District Health Officer

Bathinda (Punjab)

.....Respondent.

Appeal Case No.1644 of 2018

Present : Sh. Tejinder Singh, the Appellant in person.
Sh. Sanjay Katial, PIO-cum- Food Safety Officer, Bathinda, in person.

ORDER

This case was last heard on 15.04.2019 and a Show Cause under Section 20 (1) of the RTI Act was issued in the name of PIO office of Food Safety Officer, Bathinda. Strict instructions were also issued to the PIO/Respondent to supply the information to the Appellant by registered post and to come present in person along with the information as well as with the postal receipt through which the information has been sent to the Appellant again. The appellant was also advised to point out deficiencies, if any, in the information supplied on receipt of information and send the same to the PIO/Respondent by registered post with a copy to the Commission.

Sh. Sanjay Katial, PIO-cum- Food Safety Officer, Bathinda, who appeared in person in today's hearing, shown a postal receipt to the Commission, showing that the in response to the RTI request, the requisite information, consisting of 216 pages, has been supplied to the appellant, Sh. Tejinder Singh through registered post. He also hands over a copy of the same to the applicant during the hearing in the Commission today.

After going through the information supplied, the Appellant, Sh. Tejinder Singh, who appeared in person in today's hearing, orally states that incomplete information has been supplied to him by the respondent PIO so far. He also alleges that the respondent PIO is harassing him deliberately and causing the delay in supplying the requisite information to him. He also demands that action should be taken against the concerned respondent-PIO as per provisions of the RTI Act.

Contd...2/-

Sh. Sanjay Katial, PIO-cum- Food Safety Officer , Bathinda, orally states that remaining information would be supplied to the Appellant before the next date of hearing positively.

The respondent-PIO concerned is directed to supply the certified copies of the complete information to the appellant as per official record before the next date of hearing.

After examining the documents placed on record, it emerges that the requisite information has not been supplied by the respondent PIO to the information seeker even after a period of more than one year, hence, a compensation of Rs. 2000/- (Rupees Two Thousand only) is awarded to the Appellant, Sh. Tejinder Singh. The compensation shall be paid by public authority concerned by way of crossed cheque/Demand Draft in the name of Tejinder Singh. The crossed cheque/Demand Draft shall be made from the bank account of public authority concerned and not from the individual official.

The respondent PIO is also directed to produce a copy of the cheque/Demand Draft before the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with.

The case is **adjourned to 9th July, 2019(Tuesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Hardeep Singh S/o Sh.Wassan Singh

H. No. 35, Khatik Mandi, Ward No.1

Ferozepur Cantt. (Punjab)

....Appellant

V/s

Public Information Officer,

O/o Executive Engineer,

Central Works Division,

PWD (B&R), Ferozepur (Punjab)

First Appellate Authority,

O/o Superintending Engineer

Central Works Circle, PWD(B&R)

Ferozepur (Punjab)

...Respondents

Appeal Case No. 3433 of 2018

Present : Sh. Hardeep Singh, the Appellant in person.

None on behalf of the respondent.

ORDER

This case was last heard on 15.04.2019 and a penalty of Rs. 2500/- was imposed upon PIO/Respondent of office of Executive Engineer, Central Works Division, PWD (B&R), Ferozepur. He was also directed to come in person and submit the proof of having deposited the penalty. He was further directed to supply the complete information to the Appellant along with the postal receipt through which the information has been sent to the Appellant.

The Appellant, Sh. Hardeep Singh, appeared in person in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO has sent a reply vide letter no. Spl. – 1 dated 14.05.2019 signed by Executive Engineer, Central Works Division, PWD (B&R), Ferozepur, which has been received in the Commission vide Diary No. 9792 dated 14.05.2019, intimating the Commission that due to election duty, he is unable to attend today's hearing. Through that letter, he has also intimated the Commission that all the official staff is also involved in election duty and requested for an adjournment in this case. It is taken on record.

Last opportunity is given to the respondent/PIO concerned to supply the certified copies of the required information to the appellant through registered post as per official record before the next date of hearing. He is also directed to produce a copy of the postal receipt through which the information has been sent to the Appellant.

The appellant is also advised to point out deficiencies, if any, in the information supplied on receipt of information and send the same to the PIO/Respondent by registered post with a copy to the Commission.

Contd...2/-

After examining the documents placed on record, it emerges that the respondent PIO concerned has not complied with the orders dated 15.04.2019 passed by the Commission, through which penalty of Rs. 2500/- (Rupees Two Thousand and Five Hundred only) was imposed upon PIO/Respondent of office of Executive Engineer, Central Works Division, PWD (B&R), Ferozepur .

Last opportunity is given to the respondent PIO concerned to comply with the orders dated 15.04.2019 passed by the Commission by depositing penalty of Rs. 2500/- (Rupees Two Thousand and Five Hundred only) and produce a 'receipt-challan' before the Commission on the next date of hearing.

Both the parties to come present on next date of hearing.

The case is **adjourned to 10th July, 2019(Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Daya Singh S/o Sh. Pritam Singh,
R/o Village Majher (Nard),
Tehsil Anandpur Sahib,
Distt. Roopnagar (Punjab)

...Appellant

Versus

Public Information Officer,
O/o Block Development &
Panchayat Officer, Anandpur Sahib,
Distt. Roopnagar (Punjab)

First Appellate Authority,
O/o Addl. Deputy Commissioner(Dev.),
Roopnagar (Punjab)

...Respondents

Appeal Case No. 1392 of 2018

Present : Sh. Daya Singh, the Appellant in person.
None on behalf of the respondent.

ORDER

This case was last heard on 16.04.2019 and PIO/Respondent was directed to deposit the penalty amount of Rs. 2000/- which was imposed upon PIO office of Block Development & Panchayat Officer, Anandpur Sahib vide orders dated 14.01.2019 and also to pay compensation amount of Rs. 2000/- which was also awarded to the Appellant vide orders dated 14.01.2019.

After examining the documents placed on record, it emerges that penalty of Rs. 2000/- was imposed upon Public Information Officer office of Block Development & Panchayat Officer, Anandpur Sahib vide orders dated 14.01.2019 but in the orders dated 16.04.2019 at para no. 07, the penalty amount (which has to be deposited by the PIO is "Rs. 2000/-") is wrongly written as "Rs. 2500/-" due to typographical error, which should have been written as "Rs. 2000/- (Rupees Two Thousand only)", accordingly, it may be read as "Rs. 2000/- (Rupees Two Thousand only)".

The Appellant, Sh. Daya Singh, appeared in person in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO has sent a reply vide letter no. 1246 dated 10.05.2019, which has been received in the Commission through an e-mail, intimating the Commission that due to election duty, he is unable to attend today's hearing. Through that letter, he has also intimated the Commission that related official staff is also involved in election duty and requested for an adjournment in this case. It is taken on record.

Contd...2/-

After examining the documents placed on record, it emerges that the respondent PIO concerned has not complied with the orders dated 14.01.2019 passed by the Commission, through which penalty of Rs. 2000/- was imposed upon Public Information Officer office of Block Development & Panchayat Officer, Anandpur Sahib.

Last opportunity is given to the respondent PIO concerned to comply with the orders dated 14.01.2019 passed by the Commission by depositing penalty of Rs. 2000/- (Rupees Two Thousand only). **The amount of penalty will be deposited in the Treasury of Punjab Government under the head.....**

Major Head .. 0070 -Other Administrative Services
Subj-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

Last opportunity is also given to the respondent PIO concerned to comply with the orders dated 14.01.2019 passed by the Commission paying compensation of Rs. 2000/- (Rupees Two Thousand only) to the Appellant. **The compensation shall be paid by public authority concerned by way of crossed cheque/Demand Draft in the name of Daya Singh. The crossed cheque/Demand Draft shall be made from the bank account of public authority concerned and not from the individual official.**

The respondent PIO concerned is directed to produce a copy of the cheque/Demand Draft and 'receipt-challan' before the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with.

The case is **adjourned to 15th July, 2019(Monday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Tejinder Singh

R/o Village Bholapur, PO Ramgarh
Chandigarh Road,
Ludhiana-141123 (Punjab)

.....Appellant

Versus

Public Information Officer,

O/o The Commissioner,
Municipal Corporation,
Jalandhar (Punjab)

First Appellate Authority

O/o The Commissioner,
Municipal Corporation,
Jalandhar (Punjab)

.....Respondent.

Appeal Case No. 1265 of 2018

Present : Sh. Tejinder Singh, the Appellant in person.
None on behalf of the respondent.

ORDER

This case was last heard on 15.04.2019 and on the assurance of Sh. Nirmaljeet Verma, Building Inspector, who appeared on behalf of the respondent on that day, last opportunity is given to the Respondent/PIO for submitting the proof in the court, of depositing the penalty in the Treasury within a week last opportunity was given to the Respondent/PIO for submitting the proof in the court, of depositing the penalty (which was imposed vide orders dated 22.02.2019) in the Treasury of Punjab Government within a week.

The Appellant, Sh. Tejinder Singh, appeared in person in today's hearing.

Today, Sh. Dinesh Joshi, Building Inspector, appeared in the Court without any Authority Letter. He has also not submitted any documentary proof of depositing the amount of penalty by the respondent/PIO concerned.

Last opportunity is given to the respondent PIO concerned to comply with the orders dated 22.02.2019 passed by the Commission by depositing penalty of Rs. 2000/- (Rupees Two Thousand only). **The amount of penalty will be deposited in the Treasury of Punjab Government under the head.....**

Major Head .. 0070 -Other Administrative Services
Subj-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

Contd...2/-

The respondent PIO concerned is directed to produce a copy of the 'receipt-challan' before the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with.

After going through the case-file, it emerges that a grave negligence has been made on the part of PIO/Respondent by not complying the order of the Commission, through which he was directed to deposit the penalty amount in the Government Treasury and to appear in person before the Commission.

Despite of giving several opportunities to the concerned Public Information Officer office of Commissioner, Municipal Corporation, Jalandhar, he has failed to appear before the Commission in the above mentioned Appeal case. Hence, a **Bailable Warrant** in the name of Public Information Officer of office of Commissioner, Municipal Corporation, Jalandhar is issued through **Commissioner of Police, Jalandhar** for the appearance of the concerned PIO on the next date of hearing.

A copy of this order be sent to the Commissioner of Police, Jalandhar through registered post to ensure the compliance of the above said order.

The case is **adjourned to 9th July, 2019(Tuesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Dated : 20th May, 2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

BAILABLE WARRANT OF PRODUCTION

Appeal Case No. 1265 of 2018

Next Date of hearing 9th July, 2019(Tuesday) at 11:00 A. M.

To

(Regd. Post)

The Commissioner of Police,
Jalandhar (Punjab)

Whereas Public Information Officer office of Commissioner, Municipal Corporation, Jalandhar has failed to appear before the State Information Commissioner despite of giving several opportunities to comply with the orders passed by the Commission in the above mentioned Appeal case. Therefore, you are hereby directed to serve this Bailable Warrant in the name of Public Information Officer of office of Commissioner, Municipal Corporation, Jalandhar to appear before the State Information Commissioner, Punjab at Red Cross Bhawan, Sector 16, Madhya Marg, Chandigarh on **9th July, 2019(Tuesday) at 11:00 A. M.** to produce necessary relevant evidence/documents pertaining to the RTI queries.

Dated: 20.05.2019

(Sanjiv Garg)
State Information Commissioner