



Michael Univith Bhatoe
S/o Sh. Jarnail Singh,
Balmiki Mustafabad,
Amritsar – 1, Amritsar(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The District Mid Day Meal Society
O/o The District Education Officer (Elem.),
Amritsar(Punjab)

First Appellate Authority,
O/o The District Education Officer (Elem.),
Amritsar(Punjab)

...Respondents

Appeal Case No. 4311 of 2021

Present : Sh. Michael Univith Bhatoe, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 14.07.2021. First appeal is dated 28.07.2021. Second appeal has been received in the Commission on 22.09.2021.

On the last date of hearing, held on 18.10.2021 ;

- i) The appellant stated that no information has been supplied to him by the respondent.
- ii) Neither the respondent PIO nor any of his representative was present and a show cause notice under Section 20 (1) of the RTI Act was issued to PIO concerned of office of District Mid Day Meal Society office of District Education Officer (Elem.), Amritsar, under the provisions of the RTI Act, 2005.
- iii) The respondent PIO concerned was directed to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission.
- iv) An opportunity was also given to the appellant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The appellant, Sh. Michael Univith Bhatoe, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

After examining the documents placed on record, it is found that a show-cause notice was issued vide orders dated 18.10.2021 2021 with the directions to the concerned PIO to supply the requisite information.

Neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability, moreover, the requisite information has also not been supplied by the respondent PIO as directed vide orders dated 18.10.2021, which reflects that he is trying to delay in supplying the required information to the information-seeker. The Commission took a serious view of this casual approach of the respondent PIO.

For making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned Public Information Officer office of District Mid Day Meal Society office of District Education Officer (Elem.), Amritsar. A copy of this order be sent to him through registered post.

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-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

And a copy of challan receipt be sent to the Commission by the next date of hearing.

Last opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Arvinder Pal Singh,
H. No. 32, Gurjivan Vihar,
Dhakoli, Zirakpur,
Tehsil- Derabassi,
Distt. – S. A. S. Nagar (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Zirakpur (Punjab)

Encl : order dated 17.08.2021
and 18.10.2021

First Appellate Authority,
O/o The Executive Officer,
Nagar Council,
Zirakpur (Punjab)

...Respondents

Appeal Case No. 1209 of 2021

Present : Sh. Arvinder Pal Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The above-mentioned has earlier heard by the bench of Hon'ble State Information Commissioner, Ms. Preety Chawla on 17.08.2021 and Hon'ble Chief Information Commissioner vide Office Order dated 25.08.2021, has reallocated the case to the Bench of the undersigned for hearing.

On the last date of hearing, held on 18.10.2021 ;

- i) The appellant stated that no information has been given to him by the respondent.
- ii) Neither the respondent PIO nor any of his representative was present in today's hearing. The respondent PIO had also not sent any intimation whether the information, has been sent to the appellant or not, hence, an opportunity is given to the respondent PIO to send a copy of the supplied information (if supplied to the appellant) to the Commission.
- iii) An opportunity was given to the concerned respondent PIO to comply with the order passed by the bench of Hon'ble State Information Commissioner, Ms. Preety Chawla on 17.08.2021 by paying penalty of Rs. 10,000/- in the Treasury of Punjab Government by the next date of hearing.
- iv) Due to evasive attitude of the respondent PIO concerned, a compensation of Rs. 5000/- (Rupees Five Thousand only) was awarded to the appellant.
- v) Another opportunity was given to the respondent-PIO concerned to supply the certified copies of the required information to the appellant, as per queries raised by him through his RTI request through registered post with a copy to the Commission.
- vi) If already supplied the information, an opportunity was given to him (the respondent PIO) to send a copy of the information to the Commission.

Contd...2/-

The appellant, Sh. Arvinder Pal Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability. Moreover, the respondent PIO has neither sent any intimation whether the information, has been sent to the appellant or not. He has not sent any document showing that the order dated 17.08.2021 through which penalty was imposed, has been complied or not. He has also not sent any document showing that the order dated 18.10.2021 through which compensation was awarded to the appellant, has been complied or not.

After going through the case-file, it emerges that a grave negligence has been made on the part of respondent-PIO by not complying the order of the Commission, Hence, a Bailable warrant in the name of Public Information Officer of office of The Executive Officer, Nagar Council, Zirakpur be issued through Senior Superintendent of Police, S. A. S. Nagar for the appearance of the concerned PIO on the next date of hearing fixed for 9th March, 2022 (Wednesday) at 11:30 Noon.

A copy of this order be sent to the Senior Superintendent of Police, S. A. S. Nagar through registered post to ensure the compliance of the above said order.

Last opportunity is given to the respondent-PIO concerned to supply the certified copies of the required information to the appellant, as per queries raised by him through his RTI request through registered post with a copy to the Commission. If already supplied the information, an opportunity is given to him (the respondent PIO) to send a copy of the information to the Commission by the next date of hearing. He is also directed to comply with the orders dated 17.08.2021 through which penalty was imposed and the order dated 18.10.2021 through which compensation was awarded to the appellant. A copy of this order be sent to him through registered post alongwith orders dated 17.08.2021 and 18.10.2021.

The case is adjourned to 9th March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl : order dated 17.08.2021 and 18.10.2021

Appeal Case No. 1209 of 2021

BAILABLE WARRANT FOR PERSONAL APPEARANCE

BEFORE SHRI SANJIV GARG, STATE INFORMATION

COMMISSIONER, PUNJAB AT CHANDIGARH

IN THE CASE TITLED AS :

Arvinder Pal Singh,
H. No. 32, Gurjivan Vihar,
Dhakoli, Zirakpur,
Tehsil- Derabassi,
Distt. – S. A. S. Nagar (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Zirakpur (Punjab)

First Appellate Authority,
O/o The Executive Officer,
Nagar Council,
Zirakpur (Punjab)

...Respondents

Appeal Case No. 1209 of 2021

Next Date of hearing ; 9th March, 2022 (Wednesday) at 11:30 Noon

To

(Regd. Post) The Senior Superintendent of Police,
S. A. S. Nagar (Punjab)

Subject : Issuance of BAILABLE WARRANT for personal appearance
of

As Public Information Officer of office of Executive Officer, Nagar Council, Zirakpur has failed to comply with the orders passed by the Commission to appear before the State Information Commission, despite the issuance of notices/several opportunities in the above mentioned Appeal case. Therefore, you are hereby directed to serve the Bailable Warrant upon Public Information Officer of office of Executive Officer, Nagar Council, Zirakpur to present him before the Bench of the undersigned on 9th March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab



Ms. Rajinder Bala
W/o Sh. Sunandan Rampal,
H. No. 4-1652,
Sardar Nagar, Opp. Old Central Jail,
Ajnala Road, Amritsar(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Chairman,
Subordinate Services Selection Board, Punjab
S. A. S. Nagar(Mohali)(Punjab)

First Appellate Authority,
O/o The Chairman,
Subordinate Services Selection Board, Punjab
S. A. S. Nagar(Mohali)(Punjab)

...Respondents

Appeal Case No. 3343 of 2021

Present : None on behalf of the appellant
Sh. Prabhpreet Singh, Senior Assistant, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The above-mentioned has earlier heard by the bench of Hon'ble State Information Commissioner, Ms. Preety Chawla on 17.08.2021 and Hon'ble Chief Information Commissioner vide Office Order dated 25.08.2021, has reallocated the case to the Bench of the undersigned for hearing.

On the last date of hearing, held on 18.10.2021 ;

- i) The appellant, Ms. Rajinder Bala through an e-mail dated 17.10.2021 had requested for an adjournment in this case.
- ii) Ms. Maninder Pal Kaur, Senior Assistant, also sought an adjournment in this case.
- iii) An opportunity was given to the concerned respondent PIO to comply with the order passed by the bench of Hon'ble State Information Commissioner, Ms. Preety Chawla on 17.08.2021 by paying penalty of Rs. 10,000/- in the Treasury of Punjab Government .
- iv) Another opportunity was given to the respondent-PIO concerned to supply the certified copies of the required information to the appellant, as per queries raised by him through his RTI request through registered post with a copy to the Commission.
- v) If information already supplied, an opportunity was given to him (the respondent PIO) to send a copy of the information to the Commission.
- vi) An opportunity was given to the appellant to confirm whether she received the information or not.

The appellant, Ms. Rajinder Bala through a letter dated 15.12.2021, which has been received in the Commission through an e-mail, has intimated the Commission that incomplete information has been given to her by the respondent PIO. It is taken on record.

Sh. Prabhpreet Singh, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant vide letter no. 2986 dated 13.12.2021 through registered post and penalty amount of Rs. 10,000/- which was imposed vide orders dated 17.08.2021 has already been deposited and copy of challan-receipt has also been sent to the Commission. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 2987 dated 13.12.2021, which has been received in the Commission vide Diary No. 27868 dated 13.12.2021. It, alongwith a copy of supplied information with a copy of challan-receipt is taken on record.

An opportunity is also given to the appellant to confirm whether she has received the information, which was sent to him by the respondent PIO vide letter dated 13.12.2021 and also to point out deficiencies, if any, in the information supplied to her, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

Both the parties i. e. the appellant and PIO concerned are directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed in the office of State Information Commission, Punjab before the bench of the undersigned on the next date of hearing fixed so that facts of this case could be cleared.

If the appellant would not attend the hearing fixed, it would be assumed that the appellant has received the required information and is satisfied with the same and the case would be decided on merits

The case is adjourned to 9th March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Raj Kumar
Jindal Road, Jakhal Mandi,
Tehsil – Tohana,
Distt. - Fetehabad(Haryana)

....Appellant

V/s

Public Information Officer,
O/o The Tehsildar,
Lehragaga,
Distt. – Sangrur (Punjab)

First Appellate Authority,
O/o The Sub-Divisional Magistrate
Lehragaga,
Distt. – Sangrur (Punjab)

...Respondents

Appeal Case No. 1160 of 2021

Present : Sh. Raj Kumar, the appellant in person.
Ms. Veena Rani, Tehsildar, Lehragaga, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The above-mentioned has earlier heard by the bench of Hon'ble State Information Commissioner, Ms. Preety Chawla on 17.08.2021 and Hon'ble Chief Information Commissioner vide Office Order dated 25.08.2021, has reallocated the case to the Bench of the undersigned for hearing.

On the last date of hearing, held on 18.10.2021 ;

- i) Sh. Surinder Singh, Tehsildar, stated that the appellant visited the office on 18.08.2021 and the requisite information was supplied to the appellant vide letter no. 13 dated 18.08.2021 in person and a reply alongwith an affidavit dated 07.09.2021, has also been sent to the Commission vide letter no. 15 dated 07.09.2021.
- ii) The appellant stated that incomplete information was given to him as he has demanded copies of "Registry and Inteqal" of Chuddal Kalan Village in Guru Nanak Nagar.
- iii) On this, Sh. Surinder Singh, Tehsildar, stated that the information demanded by the appellant is two and half years old, moreover, voluminous in nature. He also requested that if appellant would be more specific for required 'Vasikas', information would be provided to him positively.
- iv) The appellant was advised to visit the office of the respondent PIO to inspect the relevant official record on 22.10.2021 at 11:00 A. M. to identify and specify the particulars of the required information of Chuddal Kalan Village in Guru Nanak Nagar.
- v) The respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record during his visit and also directed to supply the required information to the appellant after inspection.
- vi) An opportunity was given to the appellant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

The appellant, Sh. Raj Kumar, who appeared in person in today's hearing, states that he visited the office of the respondent but no information was supplied to him by the respondent PIO.

Ms. Veena Rani, Tehsildar, Lehragaga, who appeared in person, in today's hearing, states that the appellant visited the office of the respondent, inspected the record and the required fee was demanded from the appellant, which he refused to pay the same. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 330 dated 27.10.2021, which has been received in the Commission vide Diary No. 24556 dated 29.10.2021. It is taken on record.

After examining the documents placed on record, it is found that the respondent PIO has not demanded the required fee within the stipulated time as per rules of Punjab Right to Information Rules, hence, the respondent PIO is bound to supply the requisite information to the appellant 'free of cost'.

Accordingly, the respondent PIO is directed to supply the certified copies of the required information as per queries raised by the applicant in his RTI request 'free of cost' to the appellant by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Jaskaran Singh S/o Sh. Joginder Singh,
Village – Bahmaniwala,
Tehsil – Jalalabad,
Distt. – Fazilka – 152024 (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Chairman,
Market Committee,
Jalalabad, Distt. – Fazilka(Punjab)

First Appellate Authority,
O/o The District Mandi Officer,
Fazilka(Punjab)

...Respondents

Appeal Case No. 1881 of 2020

Present : None on behalf of the appellant.
Sh. Rajesh Kumar, Mandi Supervisor, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 24.01.2020. First appeal is dated Nil. Second appeal

has been received in the Commission on 14.07.2020.

On the last date of hearing, held on 18.10.2021 ;

- i) The appellant stated that he visited the office of the respondent and handed over the letter dated 18.06.2021, through which deficiencies were pointed out.
- ii) Neither the respondent PIO nor any of his representative was present.
- iii) Another opportunity was given to the respondent PIO concerned to supply the information, after removing the deficiencies (which were pointed out by the appellant through letter dated 18.06.2021), to him through registered post or e-mail with a copy to the Commission.
- iv) An opportunity was also given to the appellant to confirm whether he received the information or not.

The appellant, Sh. Jaskaran Singh is not present in today's hearing.

Sh. Rajesh Kumar, Mandi Supervisor, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant.

As the respondent PIO has not sent any document, showing that the requisite information (after removing the deficiencies, which were pointed out by the appellant through letter dated 18.06.2021), has been supplied to the appellant, hence, an opportunity is given to the respondent PIO to send a copy of copy of forwarding letter with a copy of the postal receipt to the Commission, showing that information was sent to the appellant, by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or it would be assumed that the appellant has received the required information and is satisfied with the same and the case would be decided on merits.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 20th December, 2021



(Regd. Post) Nirmal Singh(Retd. Naib Tehsildar),
H. No. 1100, Sector 69,
S.A.S. Nagar (Mohali) (Punjab)Appellant

V/s

- (Regd. Post) i) Public Information Officer,
O/o The Tehsildar,
Khadoor Sahib,
Distt. - Tarn Taran(Punjab)
- ii) Public Information Officer,
O/o The Deputy Commissioner,
Amritsar (Punjab)
- iii) Public Information Officer,
O/o The District Revenue Officer,
Amritsar (Punjab)

First Appellate Authority,
O/o The Sub Divisional Magistrate,
Khadoor Sahib,
Distt. - Tarn Taran(Punjab)

...Respondents

Appeal Case No. 1078 of 2020

Present : Sh. J. S. Thind, Advocate, on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 06.06.2019. First appeal is dated 06.08.2019. Second appeal has been received in the Commission on 17.03.2020.

On the last date of hearing, held on 18.10.2021 ;

- i) Sh. Sanjeev Devgan, Sadar Kanungo, office of District Revenue Officer, Amritsar stated that available information was given to the appellant and a reply dated 06.10.2021 in an affidavit was also sent to the appellant with a copy to the Commission.
- ii) As neither the appellant nor any representative of office of Tehsildar, Khadoor Sahib was present to clear the facts of this case, hence, an opportunity was given to both the parties (appellant and PIO office of Tehsildar, Khadoor Sahib) to represent this case in person or through his representative on the next date fixed.
- iii) The Public Information Officer office of Deputy Commissioner, Amritsar was exempted from personal appearance in further hearings of this case and a copy of this order be sent to him for intimation.

Sh. J. S. Thind, Advocate, who appeared on behalf of the appellant, Sh. Nirmal Singh, in today's hearing, could not make himself audible during the proceedings of the instant appeal case due to poor connection of network

Neither the respondent PIO nor any representative of office of Tehsildar, Khadoor Sahib is present in today's hearing.

Contd...2/-

Nevertheless, an opportunity is given to both the parties (appellant and PIO office of Tehsildar, Khadoor Sahib) to represent this case in person or through their representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' to clear the facts of this case or the case would be decided on merits. A copy of this order be sent to them through registered post.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Rajesh Kumar ,
Ward No. 5,
Near Hind Hospital,
Ahmedgarh, Distt. - Sangrur (Punjab)

...Complainant

V/s

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

...Respondents

Complaint Case No. 369 of 2019

Present : None on behalf of the complainant.
Sh. Ravinder Singh Gill, Secretary, Regional Transport Authority, Regional
Transport Authority, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 24.01.2019. The complaint has been received in the
Commission on 10.04.2019.

- On the last date of hearing, held on 18.10.2021 ;
- i) Sh. Karanbir Singh Chhina, Secretary, stated that the requisite information was supplied to the complainant.
 - ii) The complainant stated that he had not received any information from the respondent PIO.
 - iii) Another opportunity was given to the respondent PIO to send the requisite information again to the complainant through registered post with a copy to the Commission.
 - iv) An opportunity was given to the complainant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO through registered post well in time so that the same could be removed by the respondent concerned.

The complainant, Sh. Rajesh Kumar is not present in today's hearing.

Sh. Ravinder Singh Gill, Secretary, Regional Transport Authority, Sangrur, who appeared in person in today's hearing, states that the requisite information has already been supplied to the complainant .

As the respondent PIO has not sent any document, showing that the requisite information has been supplied to the appellant, hence, an opportunity is given to the respondent PIO to send the requisite information again to the complainant through e-mail or registered post at his residential address with a copy to the Commission, by the next date of hearing.

An opportunity is given to the complainant to confirm whether he has received the information(which would be sent by the respondent) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO through registered post well in time so that the same could be removed by the respondent concerned.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 20th December, 2021

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Subash Chander,
Street No. 02,
New Luxmi Nagar,
Kapurthala(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Municipal Corporation,
Kapurthala (Punjab)

First Appellate Authority,
O/o The Executive Officer,
Municipal Corporation,
Kapurthala (Punjab)

...Respondents

Appeal Case No. 564 of 2020

Present : Sh. Pawan Kalia, Advocate, on behalf of the appellant.
Sh. Baljinder Singh, Assistant Town Planner, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 13.08.2019. First appeal is dated 14.11.2019. Second appeal has been received in the Commission on 30.01.2020.

On the last date of hearing, held on 18.10.2021;

- i) Sh. Ravinder Kumar, Superintendent, stated that the appellant was called on 13.10.2021 to appear for hearing before the Executive Officer and the requisite information was supplied to the appellant.
- ii) The appellant through a letter dated 15.10.2021, had intimated the Commission that incomplete information was given to him by the respondent PIO and sought an adjournment in this case.
- iii) The appellant was advised to visit the office of the respondent PIO to inspect the relevant official record on any day during working hours to identify the required information.
- iv) The respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record during his visit to the office and supply the required information to the appellant, after inspection.
- v) An opportunity was also given to the appellant to confirm whether he received the information, after inspection.

Sh. Baljinder Singh, Assistant Town Planner, who appeared on behalf of the respondent PIO in today's hearing, states that the appellant was called on 13.10.2021 to appear for hearing before the Executive Officer and the requisite information was supplied to the appellant.

Sh. Pawan Kalia, Advocate, who appeared on behalf of the appellant, Sh. Subash Chander, in today's hearing, states that incomplete information has been given to the appellant by the respondent PIO as information at point no. 03 is still pending to be supplied by the respondent PIO.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to inspect the relevant official record on 16.12.2021 at 12:00 noon to identify the remaining information.

An opportunity is also given to the respondent PIO concerned to facilitate the appellant to inspect the relevant official record during his visit to the office 16.12.2021 at 12:00 noon so that the remaining information could be identified by him and supply the required information to the appellant, which would be identified by him after inspection 'on the spot'.

An opportunity is also given to the appellant to confirm whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not.

The date and time of visit of the appellant and inspection of the relevant official record in the office of the respondent has been announced to the parties during the proceedings of the instant appeal-case.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Harsharandip Singh,
173/9, Adarsh Nagar,
Dharamkot,
Distt. – Moga - 142042(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o The Director,
Technical Education and
Industrial Training, Punjab,
Sector 36-A, Chandigarh

...Respondents

Complaint Case No. 100 of 2020

Present : Sh. Harsharandip Singh, the complainant in person.
Sh. Sanjeev Kumar, Senior Assistant, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 24.09.2018. The complaint has been received in the Commission on 23.01.2020.

On the last date of hearing, held on 18.10.2021 ;

- i) Sh. Rupinder Singh, Deputy Director of office of Director, Technical Education and Industrial Training, Punjab, stated that the requisite information of 219 pages was sent to the complainant on 16.10.2021 through registered post.
- ii) The complainant stated that he has not received the above-mentioned information.
- iii) As the information was sent by the respondent PIO to the complainant on 16.10.2021 and probably the same would be received by the appellant within coming two or three days.
- iv) An opportunity was given to the appellant to confirm whether he received the information, which was sent to him by the respondent PIO on 16.10.2021 and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

Sh. Sanjeev Kumar, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, states that available information of 219 pages was sent to the complainant on 16.10.2021 through registered post.

The complainant, Sh. Harsharandip Singh, who appeared in today's hearing, states that incomplete information has been given to him by the respondent PIO till date.

Nevertheless, the complainant is advised to visit the office of the respondent PIO to inspect the relevant official record on 16.12.2021 at 12:00 noon to identify the remaining information.

An opportunity is also given to the respondent PIO concerned to facilitate the complainant to inspect the relevant official record during his visit to the office 16.12.2021 at 12:00 noon so that the remaining information could be identified by him and supply the required information to the complainant, which would be identified by him after inspection.

An opportunity is also given to the complainant to confirm whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

The date and time of visit of the complainant and inspection of the relevant official record in the office of the respondent has been announced to the parties during the proceedings of the instant appeal-case.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road,
Mandi Mullanpur,
Distt. – Ludhiana -141101(Punjab)

....Appellant

V/s

- i) Public Information Officer,
O/o The Director,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh
- ii) Public Information Officer,
O/o Senior Town Planner
O/o Local Government, Punjab,
(Town Planning Wing),
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh
- iii) Public Information Officer,
O/o Superintendent,
O/o The Director,
Deptt. of Local Government,
Establishment Branch,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

(Regd. Post)

Encl : RTI Request
order dated 27.10.2021

First Appellate Authority,
O/o The Director,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 853 of 2021

Present : Sh. Rakesh Kumar Gupta, Advocate, the appellant in person.
i) Ms. Kanwaljit Kaur, Senior Town Planer-cum-PIO(Town Planning Wing), in person ;
ii) Sh. Rajeev Kumar, Building Inspector(Town Planning Wing), for respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 09.03.2020. First appeal is dated 18.03.2020. Second appeal has been received in the Commission on 22.02.2021.

On the last date of hearing, held on 27.10.2021 ;

- i) The appellant, Sh. Rakesh Kumar Gupta, Advocate, stated that he has received information only at point no. 01 of the RTI request and rest of the information is pending.
- ii) Ms. Kanwaljit Kaur, Senior Town Planer-cum-PIO(Town Planning Wing), appeared in person with Sh. Rajeev Kumar, Building Inspector and stated that the information demanded through RTI request does not relate with Town Planning Wing, moreover, the RTI request of the applicant was forwarded to Establishment Branch, then Municipal Services Cell, then Trust Service Cell, then Recruitment Cell, then General Branch and presently again forwarded to Establishment Branch as demanded information relates with Establishment Branch.

- iii) Neither the respondent PIO office of Superintendent, Establishment Branch nor any of his representative was present and another opportunity was given to the Public Information Officer concerned of office of Superintendent, Establishment Branch of Department of Local Government on the next date fixed through facility of Software/application 'CISCO Webex Meetings, failing which action would be initiated against him under the provisions of the RTI Act.
- iv) An opportunity was also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries (whatever query/queries relate with their office) raised by him through RTI request, through registered post or e-mail with a copy to the Commission.
- v) An opportunity was given to the appellant to confirm whether he received the information. He was also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The appellant, Sh. Rakesh Kumar Gupta, Advocate, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

In compliance to the order dated 28.10.2021, Ms. Kanwaljit Kaur, Senior Town Planer-cum-PIO(Town Planning Wing), who appeared in person with Sh. Rajeev Kumar, Building Inspector, in today's hearing, states that as the information demanded through RTI request relates with Establishment Branch, hence, a letter vide no. 4436 dated 17.12.2021 has again been sent to office of Establishment Branch of Local Government, Punjab as reminder in continuation with letter no. 1394 dated 09.06.2020 (through which the RTI request of the appellant was transferred under Section 6(3) of the RTI Act). She also intimates the Commission that a reply has been sent to the Commission vide letter no. 4436 dated 17.12.2021. It is taken on record.

As a copy order dated 27.10.2021 was also sent in the name of Public Information Officer of office of Superintendent, Establishment Branch with the directions to supply the certified copies of the required information to the appellant as per queries (whatever query/queries relate with their office) raised by him through RTI request, through registered post or e-mail with a copy to the Commission and also to represent this case in person on the next date fixed to clear the facts of this case but neither the respondent PIO office of Superintendent, Establishment Branch nor any of his representative is present in today's hearing. 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.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer-cum-Superintendent of Establishment Branch of Department of Local Government, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

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 through facility of Software/application 'CISCO Webex Meetings', 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 this order be sent to him through registered post alongwith order dated 27.10.2021.

Last opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries (whatever query/queries relate with their office) raised by him through RTI request, through registered post or e-mail with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

**State Information Commissioner
Punjab**

Date : 20th December, 2021

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road,
Mandi Mullanpur,
Distt. – Ludhiana -141101(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 861 of 2021

Present : Rakesh Kumar Gupta, Advocate, the appellant in person.
Sh. Ashish Kumar, Superintendent of LG – III Branch, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 14.03.2020. First appeal is dated 20.01.2021. Second appeal has been received in the Commission on 18.02.2021.

On the last date of hearing, held on 27.10.2021;

- i) Sh. Ashish Kumar, Superintendent of LG – III Branch, stated that the requisite was given to the appellant.
- ii) The appellant stated that incomplete information was given to him by the respondent PIO.
- iii) Another opportunity was given to the appellant to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.
- iv) Another opportunity was given to the respondent PIO concerned to supply the information, after removing the deficiencies to the appellant by registered post or through an e-mail with a copy to the Commission.

Sh. Ashish Kumar, Superintendent of LG – III Branch, who appeared on behalf of the respondent PIO in today's hearing, states that a reply has been given to the appellant vide letter no. 473 dated 01.03.2021 and again vide letter no. 2566 dated 13.12.2021 through registered post intimating that the information demanded relates with O & M Branch of department of Personnel (Finance).

The appellant, Rakesh Kumar Gupta, Advocate, who appeared in person in today's hearing, states no such replies as mentioned-above have been received by him from the respondent.

Nevertheless, the concerned parties i. e. the appellant and the concerned PIO are directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed in the office of State Information Commission, Punjab so that facts of this case could be cleared or the case would be decided on merits.

The case is adjourned to 9th March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Ravi Kant S/o Sh. Sansari Lal,
Krishan Bazaar, Ward No. 04,
Dhariwal (Punjab)

....Appellant

V/s

- i) Public Information Officer,
O/o The Director,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh
- ii) Public Information Officer,
O/o The Examiner ,
Local Fund Accounts,
O/o Local Government Punjab,
Sector 9, Pb. Mini Secretariat,
Chandigarh

First Appellate Authority,
O/o The Director,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 654 of 2021

- Present : None on behalf of the appellant.
- i) Sh. Rahul, Section officer(Accounts Branch) O/o Director, Local Government, Punjab ;
 - ii) Sh. Prem Sagar, Deputy Director, of Examiner, Local Fund Accounts, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 19.11.2020. First appeal is dated 27.11.2020. Second appeal has been received in the Commission on 25.01.2021.

On the last date of hearing, held on 27.10.2021 ;

- i) The appellant stated that no information has been given to him by the respondent PIO till date as information at point no. 03 and 05 is still pending.
- ii) The respondent PIO through a reply vide letter no. 1346 dated 16.10.2021 has intimated the Commission that the requisite information at point no. 03 of the RTI request was supplied to the appellant.
- iii) As the order dated 11.08.2021 sent by the Commission vide letter dated 26.08.2021 in the name of the Public Information Officer office of Examiner, Local Fund Accounts office of Local Government Punjab, Chandigarh was received back in the office of the Commission as 'undelivered' hence, a copy of the order was again sent to Public Information Officer office of office of Examiner Local Fund Accounts, office of Local Government Punjab, Chandigarh alongwith earlier order dated 11.08.2021 and RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per query raised at point no. 05 of the RTI request with a copy to the Commission.

The respondent PIO of Accounts Branch of office of Director, Local Government, Punjab, was also directed to remain present in person or represent this case through his representative on the next date fixed so that facts of this case could be cleared.

Sh. Rahul, Section officer(Accounts Branch) of office of Director, Local Government, Punjab, who appeared in today's hearing, states that available information has already been supplied to the appellant and information at point no. 5 of the RTI request relates with office of Examiner, Local Fund Accounts office of Local Government Punjab, Chandigarh.

Sh. Prem Sagar, Deputy Director of Examiner, Local Fund Accounts, who appeared in person in today's hearing, states that a point-wise reply has already been sent to the appellant through registered post. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 3067 dated 01.12.2021 which has been received in the Commission vide Diary No. 27004 dated 02.12.2021. It, alongwith annexure, is taken on record.

The appellant, Sh. Ravi Kant is not present in today's hearing.

An opportunity is given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned. He is also advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or it would be assumed that the appellant has received the required information and is satisfied with the same and the case would be decided on merits.

The case is adjourned to 21st March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 20th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'