

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111,

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Pargat Masih,

c/o Ankit Kapoor,
6, Pratap Colony, Model Gram,
Ludhiana-141002.

Versus

Public Information Officer,

o/o Superintendent , Government Institution for Blinds,
Jamalpur, Ludhiana

First Appellate Authority,

o/o Director, Social Security Department, Punjab,
Chandigarh.

Appeal Case No. 218 of 2019

PRESENT:

Pargat Masih (Appellant) 94788-19563.

Balveer Singh, clerk (for the Respondent) 94640-90624.

ORDER:

1. The RTI application is dated **7.9.18** vide which the appellant has sought information by way of details of students on roll etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **3.1.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19** (The first hearing on 23.8.19 was not held owing to the proclamation of a public holiday), wherein the PIO had on the directions of this Commission, agreed to hand over a portion of the requested information that was not exempt under the RTI Act.

2. Following this, the PIO sent the information to the appellant on 14.10.19, with a copy of the same to this Commission.

3. Both parties are present. The respondent PIO, represented by Balveer Singh, Clerk, submitted that the information has been sent by registered post to the appellant, but the appellant stated that registry reached late and he was unable to peruse the information.

4. The appellant is given 10 days to go through the information furnished and inform this Commission of whether his request has been adequately addressed.

5. This Commission will take a final decision on closing this appeal case at the **next hearing on 13.12.19 at 11:00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Ashok Kumar,

1527, Street No. 5, New Chander Nagar,
Opposite Yuvraj Nursing Home,
Ludhiana-141001.

Versus

Public Information Officer,

o/o Municipal Corporation,
Ludhiana.

First Appellate Authority,

o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 2470 of 2019

PRESENT:

Ashok Kumar (Appellant)75085-02809

Raj Kumar, Head Draftsman (for the Respondent)98142-45582

ORDER:

1. The RTI application is dated **29.1.19** vide which the appellant has sought information by way of a locality map etc, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **9.7.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19**, wherein the PIO was directed to furnish a copy of the requested map within 10 days.

2. On 3.10.19, the Superintending Engineer (SE) MC Ludhiana directed to comply with the Commission's directions and furnish a copy of the aforesaid map.

3. Both parties are present today. The respondent PIO, represented by Raj Kumar, Head Draftsman, submitted that a copy of the map pertaining to the RTI application has already been supplied to the appellant and his office has no other information pertaining to the requested information regarding Kapil Park Colony, Hambran Road, Ludhiana.

4. The respondent PIO is directed to submit an affidavit with an attested copy of the aforesaid map to this Commission at or before the next hearing.

5. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Gian Singh,

s/o Mohan Singh,
06852, Street No.11/3,
Power House Road,
Bathinda.

Versus

Public Information Officer,

o/o Director, State Transport Punjab,
Chandigarh.

First Appellate Authority,

o/o Director, State Transport Punjab,
Chandigarh.

Appeal Case No. 2471 of 2019

PRESENT:

Gian Singh, (Appellant) 98552-21952.

Sukhwinder Singh, Superintendent (Respondent) 94631-89676.

ORDER:

1. The RTI application is dated **19.3.19** vide which the appellant has sought information regarding the action taken on a letter issued by the GM Punjab Roadways Muktsar on 13.6.17, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **9.7.19** under section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19**, wherein the respondent PIO was directed to submit a written reply stating the reasons for the long delay in furnishing the requested information, and the present status of information request.

2. Both parties are present. The respondent PIO, represented by Sukhwinder Singh, Superintendent, had on 25.10.19 sent a written reply to the Commission with a detailed enumeration of correspondence with regard to the appellants RTI application. The respondent also submitted that the action with regard to letter no.3231/ECM, dated 13.6.17, is still under process and all the presently available information has already been furnished to the appellant. The appellant has also agreed that his information request has been adequately addressed.

3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Major Singh,

D-301, Ganpati Enclave,
Bathinda.

Versus

Public Information Officer,

o/o Registrar, I.K. Gujral Punjab Technical University,
Jalandhar.

First Appellate Authority,

o/o. Registrar, I.K. Gujral Punjab Technical University,
Jalandhar.

Appeal Case No. 2496 of 2019

PRESENT:

(Appellant) ABSENT

Baldev Singh, Senior Assistant (for the Respondent)86997-07240.

Rajinder Kumar, Assistant Registrar (Respondent)94780-98038

ORDER:

1. The RTI application is dated **26.3.19** vide which the appellant has sought information regarding affiliated colleges etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **10.7.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19**, wherein it emerged that the RTI application was transferred to the PIO, o/o PTU Jalandhar on 7.5.19. The PIO was then directed to furnish the requested information before the next hearing viz. today.

2. The appellant is absent for the second time succession. The respondent PIO-cum-Assistant Registrar Rajwinder Kumar, brought major part of the information requested to this hearing. He also submitted that some of the requested information is with affiliated institutions in Gurdaspur, Amritsar, Ferozepur etc. as well as the UGC, and that the appellant's RTI application has been transferred to these. Copies of the letters issued under section 6 (3) have been sent to the appellant as well as this Commission.

3. The respondent PIO is directed to have the information already in his custody duly attested and sent to the appellant by registered post and email a copy of postal receipt and dispatch register to this Commission.

4. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Sat Pal Sharma,

3623, Street No.1, Haibowal Kalan,
Ludhiana.

Versus

Public Information Officer,

o/o Commissioner,
Municipal Corporation, Zone-D,
Ludhiana.

First Appellate Authority,

o/o Additional Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 2500 of 2019

PRESENT:

Sat Pal Sharma (Appellant) 95015-13137

Harjeet Singh, Draftsman (for the Respondent) 98141-66090.

Raj Kumar, Head Draftsman (for the Respondent) 98142-45582

ORDER:

1. The RTI application is dated **7.9.18** vide which the appellant has sought information regarding illegal factories in residential areas etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **9.7.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19**, wherein the respondent PIO was directed to arrange an inspection of the record at a mutually convenient date. Following this, the PIO wrote inviting the appellant to his office on 15.10.19.

2. Both parties are present. The respondent PIO, represented by Raj Kumar, Head Draftsman (he is without any authority letter from the PIO Vijay Kumar) submitted that the appellant did come to the office to inspect the record on 15.10.19 but the concerned PIO Vijay Kumar was absent despite having given the appellant that date.

3. The respondent PIO Vijay Kumar is directed to arrange a fresh inspection of the concerned record on 6.11.19 in his office. In case the PIO is not available or is otherwise occupied, he must hand over the record to some other official so that this can be presented for inspection to the appellant.

4. This Commission notes that the respondent PIO appears to be reluctant to furnish the requested information, and cautions the respondent PIO Vijay Kumar against taking its directions lightly. Future non-compliance could invite penal action as per the provisions of the RTI Act.

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5. Next hearing on 13.12.19 at 11.00 am.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Satnam Singh,

7, G.K. Vihar, Manakwal,
Ludhiana.

Versus

Public Information Officer,

o/o Secretary, Regional Transport Authority,
Ludhiana.

First Appellate Authority,

o/o State Transport Commissioner, Punjab,
Chandigarh.

Appeal Case No. 2517 of 2019

PRESENT

Satnam Singh (Appellant) 95015-13137

Harvinder Singh, Clerk (for the Respondent) 8528-214311

ORDER:

1. The RTI application is dated **20.2.19** vide which the appellant has sought information regarding two and four wheeler driving tests etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **12.7.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19**, wherein both parties were absent and were given one final opportunity to appear in person.
2. Both parties are present. The respondent PIO, represented by Harvinder Singh, Clerk, has submitted that the information regarding the number of driving tests has been given to the appellant and other information regarding Video recording of tests and details of the applicant has not been given since this includes significant personal information of the candidates.
3. However, the appellant rightly contended that he is being wrongly denied access to the list of applicants for driving licenses pertaining to the period cited in his RTI application. This Commission directs the respondent PIO to furnish a copy of the application list to the appellant by email before the next hearing.
4. The appellant Satnam Singh has not been able to demonstrate any significant public interest in the information he is seeking. The appellant is also requested to file a written submission to demonstrate the public interest he claims to be pursuing.
5. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Satnam Singh,
7, G.K. Vihar, Manakwal,
Ludhiana.

Versus

Public Information Officer,
o/o Secretary, Regional Transport Authority,
Ludhiana.
First Appellate Authority,
o/o. State Transport Commissioner, Punjab,
Chandigarh.

Appeal Case No. 2518 of 2019

PRESENT

Satnam Singh (Appellant) 95015-13137

Harvinder Singh, Clerk (for the Respondent) 8528-214311

ORDER:

1. The RTI application is dated **26.2.19** vide which the appellant has sought information, pertaining to a particular driving license, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **12.7.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **20.9.19**, wherein both parties were absent.
2. Both parties are present. The respondent PIO, represented by Harvinder Singh, Clerk has submitted that the information requested pertains to a third party, who was intimated about the RTI application by registered post on 28.8.19. However, there has been no response from aforesaid third party till date.
3. This Commission directs the respondent PIO to bring the original record pertaining to the aforementioned driving licence to the next hearing.
4. The third party Kaptan Singh S/o Kulwant Singh, #5407/1, Sahib Jada Fateh Singh Nagar, Ludhiana East – 141 001, is also to be notified so as to give him an opportunity to be heard in person with regard to this RTI application.

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5.The next hearing on 13.12.19 at 11.00 am.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

Cc:

Kaptan Singh

s/o Kulwant Singh,

#5407/1, SAHIB JADA FATEH SINGH NAGAR,

Ludhiana (East) – 141 001

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Iqbal Singh,
s/o Gurbachan Singh,
ND 221, Tanda Road,
Jalandhar – 144008

Versus

Public Information Officer,
o/o Jalandhar Development Authority,
Jalandhar.
First Appellate Authority,
o/o Estate Officer, Jalandhar Development Authority,
Jalandhar.

Appeal Case No. 2805 of 2019

PRESENT

Iqbal Singh (Appellant) 98144-68787
Sanjeev Sharma, PIO (Respondent) 98151-48712
Asha Rani, Senior Assistant (for the Respondent) 98038-42910

ORDER:

1. The RTI application is dated **28.2.19** vide which the appellant has sought information by way of attested copies of documents, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **1.8.19** under Section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **19.9.19**, wherein two APIOs, who were apparently playing truant, were implicated and directed to appear in person with the concerned record.

2. Both parties are present. However, this Commission notes with some distress that despite clear directions, the two APIOs – Chander Shekar (o/o Estate Officer, JDA) and Dwarka Das (o/o Additional Chief Administrator, JDA) – are not present at this hearing, and have instead deputed Asha Rani, Senior Assistant.

3. Meanwhile, the record requested by the appellant has been handed over to him at this hearing, but it is not attested by a competent officer. This Commission fixes 2.00 pm. on 31.10.19 when the appellant can carry the furnished information to Asha Rani, senior assistant, at the Jalandhar Development Authority's offices. The latter is directed to ensure that every page of the information furnished to the appellant is attested and handed back to the appellant.

4. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh.
30.10.19

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Kulwant Singh Channi,
Street Pehalwan Suba Singh,
Prem Nagar,
Kotkapura– 151204.

Versus

Public Information Officer,
o/o PUDA,
Mohali.
First Appellate Authority,
o/o PUDA ,
Mohali.

Appeal Case No. 2809 of 2019

PRESENT

Kulwant Singh Channi (Appellant) 99142-21930

Daljit Singh Sekhon, Superintendent (Respondent) 95015-80467

ORDER:

1. The RTI application is dated **29.3.19** vide which the appellant has sought information by way of gradation certificates of candidates of the sports category, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **2.8.19** under section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **19.9.19**, wherein the respondent PIO was directed to bring the original record.

2. Both parties are present. The respondent PIO, represented by Daljit Singh Sekhon, APIO-cum-Superintendent and Sunil Bansal, Junior Assistant, have brought the original record pertaining to this RTI application. The respondent is directed to hand over attested copies of the sports gradation certificate of all the successful/unsuccessful candidates along with merit list of the candidates from the clerks exam cited in the RTI application.

3. The respondent have assured that the aforesaid information would be furnished today itself. Both, the respondent and appellant are requested to intimate this Commission by email.

4. **Next hearing on 13.12.19 at 11.00 am for compliance.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
30.10.19

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Mahinder Singh,

S/o Ram Singh,
T-2/171, Ranjit Singh Dam Colony,
Sahapur Kandi Township,
Tehsil & District Pathankot.

Versus

Public Information Officer,

o/o. Executive Engineer, Vigilance & Quality Control Division,
Amritsar.

First Appellate Authority,

o/o. Director Monitoring, Water Resources Department, Punjab,
Chandigarh.

Appeal Case No. 2839 of 2019

PRESENT

Mahinder Singh (Appellant) 96461-41428

Vipin Kumar, Senior Assistant (for the Respondent) 70097-53744

ORDER:

1. The RTI application is dated **20.2.19** vide which the appellant has sought information regarding allegedly fake muster roll etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **6.8.19** under section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **19.9.19**.

2. Both parties are present. The respondent PIO represented by Vipin Kumar, Senior Assistant, has brought a reply listing the documents supplied to the appellant by way of information requested in his RTI application. The appellant is however, not satisfied and says that the documents furnished having nothing to do with his RTI application which is requested information at 4 separate points.

3. The respondent PIO is directed to file a detailed pointwise reply to the original RTI application and furnish the information specifically requested in those 4 points to the appellant before the next date of hearing.

4. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19

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Des Raj,
214 - AX,
Model Town Extension,
Ludhiana.

Versus

Public Information Officer,
O/o Punjab State Warehousing Corporation
Chandigarh.
First Appellate Authority,
O/o Punjab State Warehousing Corporation,
Chandigarh.

Appeal Case No. 2845 of 2019

PRESENT

Des Raj (Appellant) 98761-90214
(Respondent) Absent

ORDER:

1. The RTI application is dated **4.5.19** vide which the appellant has sought information to pertaining to the payment of balance gratuity etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **6.8.19** under section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **19.9.19**.

2. The appellant is present but the respondent PIO is absent without any intimation to this Commission. Furthermore the appellant has informed this Commission that Rs.5000/- awarded to him as compensation at the last hearing on 19.9.19 to be paid within 15 days has still not been given to him.

3. This Commission takes a very serious view of the fact that neither has the requested information been provided to the appellant and nor has the respondent PIO taken any step to adhere to the directions of this Commission.

4. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing wilful delay/denial of the information requested by the appellant as far back as on 4.5.19.

5. In addition to the written reply, the respondent PIO is also given an opportunity under Section 20(1) proviso there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be

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presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.

5. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.
30.10.19

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Baljinder Singh,

s/o Kartar Singh, VPO Doraha,

Tehsil Payal,

District Ludhiana-141418.

Versus

Public Information Officer,

o/o Chief Agricultural Officer,

Fatehgarh Sahib.

First Appellate Authority,

o/o. Director, Agriculture & Farmers Welfare,

Mohali

Appeal Case No. 2847 of 2019

PRESENT

Baljinder Singh (Appellant)

Harinder kaur, Stenographer (for the Respondent) 94632-64230

ORDER:

1. The RTI application is dated **12.4.19** vide which the appellant has sought information agricultural subsidies and funds received etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (**FAA**) and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **19.9.19**.

2. Both parties are present. The respondent represented, by Harinder Kaur, Stenographer, and Iqbal Singh, Senior Assistant, submitted that the requested information has been handed over to the appellant. The appellant acknowledged this also stating that some of the requested information was given to him earlier. The appellant is requested to go through all the documents that he has received and satisfy himself that his RTI application of 12.4.19 has been addressed suitably.

3. The respondent PIO also, must ensure that there is no information pending with respect to the RTI application. He is directed to submit an Affidavit stating this.

4. **Next hearing on 13.12.19 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

30.10.19