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Sh. Tejinder Singh,

r/o Village Bholapur, Post Office Ramgarh,

Chandigarh road, Ludhiana Complainant

Versus

**Public Information Officer,**

O/o Naib Tehsildar, Joint sub Registrar,

Sahnewal, Distt. Ludhiana

...Respondent

**Complaint Case No. 84 of 2017**

Present : (i) Sh. Tejinder Singh the complainant

(ii) for the respondent : Sh. Amit Kumar , Clerk

ORDER

This order may be read with reference to the previous order dated 29.08.2017.

2. Today the complainant states that no information has been given to him so far.

3. Respondent states that the information has been sent to the complainant.

4. On the last date of hearing, Smt.Sukhpinder Kaur, Tehsildar was directed to file an affidavit in response to the order showing cause but neither she has appeared in the Commission nor has filed an affidavit in response to the show cause notice. She is again directed to file an affidavit. She should ensure that complete information is provided to the Complainant before the next date of hearing. She may take note that this is the last opportunity given to her.

5. To come up on **29.11.2017 at 11.00 AM**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

***Through registered post***

CC: Sh. Sukhpinder Kaur, Tehsildar, East, Ludhiana

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Sh. Tejinder Singh

r/o Village Bholapur

PO Ramgarh, Chandigarh Road

Ludhiana .... Appellant

vs

**Public Information Officer**

o/o Superintendent Advertisement

Zone D, Municipal Corporation, Ludhiana.

**First Appellate Authority**

o/o Additional Commissioner

Municipal Corporation, Ludhiana

.....Respondent

**Appeal Case No. 2952 of 2016**

Present : (i) Sh. Tejinder Singh the appellant

(ii) For the respondent : Sh. Sanjeev Uppal, Supdt.

**ORDER**

This order may be read with reference to the previous order dated 29.09.2017 vide which Rs. 2500/- as a compensation was awarded.

2. Sh. Sanjeev Uppal, Supdt is appearing on behalf of the respondent and it appears that he is not aware about the facts of the case. He has given in writing the names of the respondents who are responsible for the delay in providing the information i.e. Sh. Sanjeev Uppal, Supdt-cum-PIO(present), o/o Teh Bazari, Zone D, Sh. Rajeev Bhardwaj, PIO, Non Technical, Zone D, Sh. Jasdev Singh Sekhon, Supdt., Zone C, Sh. Harwinder Singh Dhilla (Headquarter), Zone D.

3. After hearing both the parties, it is ascertained that in this case the respondents have no regard for the RTI regime. Such kind of behavior of a Government servant needs to be condemned and such employees need to be taught a good lesson so that rest of the employees have a right kind of message to wake up and perform their duties under the RTI Act for ensuring complete transparency and due accountability in the governance affairs of the public authorities.

***Appeal Case No. 2952 of 2016***

4. A perusal of the file shows that a show cause notice was issued to Sh. Jasdev Singh Sekhon on 10.11.2016, but he has not filed his reply till today. Last opportunity is given to him to appear before the Commission and file his reply.

5. In view of the foregoing, **Sh. Sanjeev Uppal, Supdt-cum-PIO(present), o/o Teh Bazari, Zone D, Sh. Rajeev Bhardwaj, PIO, Non Technical, Zone D, , Sh. Harwinder Singh Dhilla (Headquarter), Zone D** are directed to show cause why action should not be taken against them for not supplying the information to the appellant within stipulated time. They should file a written reply in response to the show cause notice. In addition to the written reply respondents are hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such penalty on the next date of hearing. They may take note that in case they do not file their written reply and do not avail themselves of the opportunity of personal hearing on the date fixed, it will be presumed that they have nothing to say and the Commission shall proceed to take further proceedings against them ex-parte.

6. It is observed that the respondent has also not complied with the orders of the Commission dated 29.09.2017, with regard to payment of compensation. The respondent-PIO is again directed to make the payment of compensation to the appellant before the next date of hearing, failing which the Commission shall consider enhancement in the amount of compensation.

7. To come up on **29.11.2017 at 11.00 AM.** Copy of the order be sent to the parties ***through registered post.***

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

***Through registered post***

CC: 1. Commissioner, Municipal Corporation, Ludhiana for necessary action.

2. Sh. Sanjeev Uppal, Supdt-cum-PIO, Teh Bazari, Zone D, Municipal Corporation, Ludhiana

3. Sh. Rajeev Bhardwaj, PIO, non Technical, Zone D, Municipal Corporation, Ludhiana

4.S h. Harwinder Singh Dhilla (Headquarter) Zone D, Municipal Corporation, Ludhiana

5. Sh. Jasdev Singh Sekhon, Suptd., Zone C, Municipal Corporation, Ludhiana

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Sh. Tejinder Singh

r/o Village Bholapur

PO Ramgarh, Chandigarh Road

Ludhiana .... Appellant

vs

**Public Information Officer**

o/o Superintendent Advertisement

Zone D, Municipal Corporation, Ludhiana.

**First Appellate Authority**

o/o Additional Commissioner

Municipal Corporation, Ludhiana

.....Respondent

**Appeal Case No. 2961 of 2016**

Present : (i) Sh. Tejinder Singh the appellant

(ii) For the respondent : Sh. Sanjeev Uppal, Supdt.

**ORDER**

This order may be read with reference to the previous order dated 29.09.2017 vide which Rs. 2500/- as a compensation was awarded.

2. Sh. Sanjeev Uppal, Supdt is appearing on behalf of the respondent and it appears that he is not aware about the facts of the case. He has given in writing the names of the respondents who are responsible for the delay in providing the information i.e. Sh. Sanjeev Uppal, Supdt-cum-PIO(present), o/o Teh Bazari, Zone D, Sh. Rajeev Bhardwaj, PIO, Non Technical, Zone D, Sh. Jasdev Singh Sekhon, Supdt., Zone C, Sh. Harwinder Singh Dhilla (Headquarter), Zone D.

3. After hearing both the parties, it is ascertained that in this case the respondents have no regard for the RTI regime. Such kind of behavior of a Government servant needs to be condemned and such employees need to be taught a good lesson so that rest of the employees have a right kind of message to wake up and perform their duties under the RTI Act for ensuring complete transparency and due accountability in the governance affairs of the public authorities.

***Appeal Case No. 2961 of 2016***

4. A perusal of the file shows that a show cause notice was issued to Sh. Jasdev Singh Sekhon on 10.11.2016, but he has not filed his reply till today. Last opportunity is given to him to appear before the Commission and file his reply.

5. In view of the foregoing, **Sh. Sanjeev Uppal, Supdt-cum-PIO(present), o/o Teh Bazari, Zone D, Sh. Rajeev Bhardwaj, PIO, Non Technical, Zone D, Sh. Jasdev Singh Sekhon, Supdt., Zone C, Sh. Harwinder Singh Dhilla (Headquarter), Zone D** are directed to show cause why action should not be taken against them for not supplying the information to the appellant within stipulated time. They should file a written reply in response to the show cause notice. In addition to the written reply respondents are hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such penalty on the next date of hearing. They may take note that in case they do not file their written reply and do not avail themselves of the opportunity of personal hearing on the date fixed, it will be presumed that they have nothing to say and the Commission shall proceed to take further proceedings against them ex-parte.

6. It is observed that the respondent has also not complied with the orders of the Commission dated 29.09.2017, with regard to payment of compensation. The respondent-PIO is again directed to make the payment of compensation to the appellant before the next date of hearing, failing which the Commission shall consider enhancement in the amount of compensation.

6. To come up on **29.11.2017 at 11.00 AM.** Copy of the order be sent to the parties ***through registered post.***

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

***Through registered post***

CC: 1. Commissioner, Municipal Corporation, Ludhiana for necessary action.

2. Sh. Sanjeev Uppal, Supdt-cum-PIO, Teh Bazari, Zone D, Municipal Corporation, Ludhiana

3. Sh. Rajeev Bhardwaj, PIO, non Technical, Zone D, Municipal Corporation, Ludhiana

4.S h. Harwinder Singh Dhilla (Headquarter) Zone D, Municipal Corporation, Ludhiana

5. Sh. Jasdev Singh Sekhon, Suptd., Zone C, Municipal Corporation, Ludhiana

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Sh Narinder Singh Kaleka,

H No-46, Kaleka House, Grewal Enclave,

Nabha Road, Patiala . Appellant

Versus

**Public Information Officer,**

O/o Chief Agriculture Officer,

Patiala.

**First Appellate Authority,**

Director Agriculture,

Phase-6, Mohali ...Respondent

**Appeal Case No. 2325 of 2017**

Present : (i) Sh. Narinder Singh the appellant

(ii) For the respondent : Sh. Major Singh, APIO and Sh. Harjot Singh, Sr. Assistant

**ORDER**

1. The RTI application is dated 17.08.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 18.08.2017under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 30.10.2017 in the Commission.

3. Respondent states that the information has been sent to the appellant through registered post. Sh. Narinder Singh- the appellant states that he is not satisfied with the information.

4. After hearing both the parties, it is observed that the appellant is not satisfied with the information provided by the respondent. He states that wrong information has been given to him by the respondent. Respondent states that some information is related with Agriculture Development Officer. Therefore, Sh. Arvinder Singh, Chief Agriculture Officer, Patiala and Sh. Kuldeep Inder Singh Dhillon, Agriculture Development Officer, Patiala (PP) is directed to come present alongwith complete record, failing which action under Section 20 (1) of the RTI Act 2005 will be initiated.

**Appeal Case No. 2325 of 2017**

5. To come up on **14.11.2017 at 11.00 AM.** Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

***Through registered post***

CC: 1. Sh. Arvinder Singh, Chief Agriculture Officer, Patiala

2. Sh. Kuldeep Inder Singh Dhillon, Agriculture Development Officer, Patiala (PP)

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Sh. Jaswinder Singh, S/o Sh Prem Singh,

# 332, Phase-3B2, Mohali. Appellant

Versus

**Public Information Officer,**

O/o P.S.E.B,

Phase-8, Mohali.

**First Appellate Authority,**

P.S.E.B,

Phase-8, Mohali. ...Respondent

**Appeal Case No. 2324 of 2017**

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

(ii) For the respondent : Sh. Dasvinder Singh Sahota, APIO

**ORDER**

The RTI application is dated 21.11.2016 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 18.08.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 30.10.2017 in the Commission.

3. The appellant states that no information has been given to him so far.

4. Respondent states that the case is pending in the Hon'ble Punjab and Haryana High Court, therefore , information cannot be provided to the appellant.

5. I have gone through the file , I see no reason why it should be denied. I, accordingly, overrule the objection of the Respondent and direct the appellant to visit the office of respondent on 06.11.2017 at 11.00 AM, inspect the relevant records, identify the documents copies whereof are required by him; and the respondent shall provided copies thereof, according to his RTI application, within a fortnight, in accordance with the relevant provisions of the RTI Act, 2005.

6. To come up on **14.11.2017 at 11.00 AM**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Sh. Vidya Sagar, S/o Sh Kasturi lal Lomsh,

101-D, Kitchlu Nagar, Ludhiana.. Appellant

Versus

**Public Information Officer,**

O/o Punjab Agricultural University,

Ludhiana.

**First Appellate Authority,**

Registrar, Punjab Agricultural University,

Ludhiana ...Respondent

**Appeal Case No. 2299 of 2017**

Present: None for the parties

**ORDER**

A perusal of the appeal reveals that the language used by the appellant is couched in un-parliamentary words and needs to be condemned. However, taking into consideration the language used by the appellant, it would be appropriate that the matter is referred to a Larger bench/Full bench for due consideration and taking an appropriate final decision in the matter.

2. In view of the foregoing, the Deputy Registrar is directed to place the papers of the instant case before the Chief Information Commissioner for appropriate orders.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Sh Daljit Singh S/o Sh Amrik Singh,

R/o H no-8/395, Noordi Mohalla, Tarn Taran,

Tehsil and Distt Tarn Taran. Appellant

Versus

**Public Information Officer,**

O/o State Council of Education Research and Training,

Block-E, Vidiya Bhawan, Phase-8, Mohali.

**First Appellate Authority,**

State Council of Education Research and Training,

Block-E, Vidiya Bhawan, Phase-8, Mohali. ...Respondent

**Appeal Case No. 2322 of 2017**

Present : (i) Sh. Daljit Singh the appellant

(ii) None is present on behalf of the respondent

**ORDER**

The RTI application is dated 17.01.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 17.08.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 30.10.2017 in the Commission.

3. Sh. Daljit Singh stated that no response whatsoever has been received from the respondents till date. No one has put in appearance on behalf of the respondents nor has any communication been received from them. In the interest of justice, Respondent PIO is afforded one more opportunity to provide the appellant point-wise complete specific information, duly attested, free of cost, by registered post, in accordance with his RTI application and present a photocopy of the relevant postal receipt along with a copy of the information provided, before the Commission on the next date fixed, for its perusal and records. Respondents to note that in case no one comes present on their behalf on the next date fixed, punitive provisions of the RTI Act, 2005 may be invoked against the erring officer(s).

4. To come up on **20.11.2017 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Sh. Vidya Sagar, S/o Sh Kasturi lal Lomsh,

101-D, Kitchlu Nagar, Ludhiana.. Appellant

Versus

**Public Information Officer,**

O/o Punjab Agricultural University,

Ludhiana.

**First Appellate Authority,**

Registrar, Punjab Agricultural University,

Ludhiana ...Respondent

**Appeal Case No. 2298 of 2017**

Present: None for the parties

**ORDER**

A perusal of the appeal reveals that the language used by the appellant is couched in un-parliamentary words and needs to be condemned. However, taking into consideration the language used by the appellant, it would be appropriate that the matter is referred to a Larger bench/Full bench for due consideration and taking an appropriate final decision in the matter.

2. In view of the foregoing, the Deputy Registrar is directed to place the papers of the instant case before the Chief Information Commissioner for appropriate orders.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Sh. Vidya Sagar, S/o Sh Kasturi lal Lomsh,

101-D, Kitchlu Nagar, Ludhiana.. Appellant

Versus

**Public Information Officer,**

O/o Punjab Agricultural University,

Ludhiana.

**First Appellate Authority,**

Registrar, Punjab Agricultural University,

Ludhiana ...Respondent

**Appeal Case No. 2297 of 2017**

Present: None for the parties

**ORDER**

A perusal of the appeal reveals that the language used by the appellant is couched in un-parliamentary words and needs to be condemned. However, taking into consideration the language used by the appellant, it would be appropriate that the matter is referred to a Larger bench/Full bench for due consideration and taking an appropriate final decision in the matter.

2. In view of the foregoing, the Deputy Registrar is directed to place the papers of the instant case before the Chief Information Commissioner for appropriate orders.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Sh. Gurvinder Singh S/o Sh Ajit Singh,

Village Goluwala, P.O Fatehgarh Panjtoor,

Tehsil Dharamkot, Distt Moga. Appellant.

Versus

**Public Information Officer,**

O/o D.G.S.E,

Phase-8, Mohali.

**First Appellate Authority**

O/o D.G.S.E,

Mohali . ...Respondent

**Appeal Case No. 2138 of 2017**

Present : (i) Sh. Gurwinder Singh the appellant

(ii) None is present on behalf of the respondent

**ORDER**

This order may be read with reference to the previous order dated 13.09.2017 vide which the appellant was directed to inspect the record and obtain the information.

2. The appellant states that wrong and misleading information has been given to him so far.

3. Respondent states that the information pertaining to point no. 1 has been provided to the appellant. But the appellant states that he is not satisfied with the information.

4. Respondent is directed to bring original record on the last date of hearing. He may take note that this is the last opportunity is given to the respondent to appear before the Commission.

5. To come up on **21.11.2017 at 11.00 AM.** Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Red Cross Building, Sector-16, Chandigarh**

Sh. Dharam Singh, S/o Sh Darshan Singh,

VPO Jaura, Tehsil and Distt,

Tarn Taran . Appellant

Versus

**Public Information Officer,**

O/o Executive Engineer,

Punjab Mandi Board,

Tarn Taran.

**First Appellate Authority,**

Chief Engineer,

Punjab State Mandi Board,

Sec-65-A, Mohali ...Respondent

**Appeal Case No. 2087 of 2017**

Present : (i) Sh. Dharam Singh the appellant

(ii) For the respondent : Er. Devinder Pal Singh, PIO

**ORDER**

This order may be read with reference to the previous order dated 13.09.2017.

2. Respondent states that complete information has been sent to the appellant.

3. A perusal of the file shows that complete information has been sent to the appellant. Moreover, the respondent has also submitted in writing that no more information is available in their office record. Original copy is handed over to the appellant. Copy of the same is taken on record.

4. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is, therefore, **disposed of and closed**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Sh. Jatinder Kumar,

House No. 1086/26, Panchkula

Appellant.

Versus

**Public Information Officer,**

O/o Executive Officer

Municipal Council, Rampura Phull,

Bathinda

**First Appellate Authority**

o/o Director Local Govt.,

Punjab, Chandigarh Sector 35

...Respondent

**Appeal Case No. 4242 of 2016**

Present : (i) Sh. Jatinder Kumar the appellant

(ii) For the respondent : Sh. Ramesh Kumar, PIO and Sh. Vinod Kumar, JA

**ORDER**

This order may be read with reference to the previous order dated 13.09.2017.

2. Sh. Jatinder Kumar the appellant states that no compensation has been given to him so far. He further states that he has received only partial information so far.

3. Respondent states that complete information has been given to the appellant.

4. Respondent is directed to bring the original register as discussed in the Commission on the next date of hearing. He is also directed to file an affidavit on oath stating that there is no more information available in their office record. One more opportunity is given to the respondent to pay compensation amount to the appellant before the next date of hearing.

5. To come up on **14.11.2017 at 11.00 AM**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**

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Ms. Jagjeet Kaur,

R/o 836, MIG PHB Colony, Jamalpur,

Ludhiana. . Complainant.

Versus

**Public Information Officer,**

O/o Deputy Commissioner,

Ludhiana. . ...Respondent

**Complaint Case No. 493 of 2017**

Present : None for the parties.

**ORDER**

This order may be read with reference to the previous order dated 05.09.2017 vide which the respondent was absent.

2. Today neither the complainant nor the respondent is present. A perusal of the file shows that the respondent is absent for third consecutive time without any intimation, which shows that the respondent – PIO has no regard for the orders issued by the Commission.

3. In view of the above, ***PIO (by name), o/o DC, Ludhiana*** is directedto show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may 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.

4. To come up on **21.11.2017 at 11.00 AM.** Copy of the order be sent to the parties ***through registered post***.

**Sd/-**

**Chandigarh (Preety Chawla)**

**Dated: 30.10.2017 State Information Commissioner**