

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

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**Rajbir Kaur,**

W/o Prof. U.S. Kooner,

# 1002, Phase-4, Mohali – 160 059

Versus

**Public Information Officer,**

o/o Additional Director General of Police,

NRI Wing, Phase-7, Mohali.

**First Appellate Authority,**

o/o Additional Director General of Police,

NRI Wing & Women Cell, Phase-7, Mohali.

## **Appeal Case No. 4305 of 2019**

PRESENT:

U.S. Kooner (for the Appellant) 98156-81246

Joginder Pal, ASI, (for the Respondent) 78376-00448

Ravinder Singh, ASI (for the Respondent) 94177-34641

ORDER:

*(To be read in continuity with earlier orders on 5.2.2020)*

1. The RTI application is dated **22.4.19** vide which the appellant has sought **information regarding the action taken by the investigating agency on his application dated 7.2.18**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **25.5.19** and second appeal was filed in the Commission on **19.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.2.2020**.

2. Both parties are present. The respondent PIO, represented by ASI Joginder Pal from the office of ADGP (NRI Wing) and ASI Ravinder Singh from the Police Station NRI Mohali, submitted a reply which was handed over to the appellant. The appellant is however, not satisfied and has pointed out that the furnished reply does not specifically pertain to the query raised in the RTI application.

3. The PIO-Cum-SHO Police Station (NRI) Mohali is directed to file reply to the specific query in the appellant's RTI application. This reply must be sent to the appellant within the next 15 days with a copy to this Commission.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Rajbir Kaur,**

W/o Prof. U.S. Kooner,

# 1002, Phase-4, Mohali – 160 059

Versus

**Public Information Officer,**

o/o Additional Director General of Police,

NRI Wing, Phase-7, Mohali.

**First Appellate Authority,**

o/o Additional Director General of Police,

NRI Wing & Women Cell, Phase-7, Mohali.

## **Appeal Case No. 4306 of 2019**

PRESENT:

U.S. Kooner (for the Appellant) 98156-81246

Joginder Pal, ASI, (for the Respondent) 78376-00448

Ravinder Singh, ASI (for the Respondent) 94177-34641

ORDER:

*(To be read in continuity with earlier orders on 5.2.2020)*

1. The RTI application is dated **22.4.19** vide which the appellant has sought **information regarding the action taken by the investigating agency on his application dated 27.4.18**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **25.5.19** and second appeal was filed in the Commission on **19.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.2.2020**.

2. Both parties are present. The respondent PIO represented by ASI, Joginder Pal from the office of ADGP (NRI Wing) and ASI Ravinder Singh from the Police Station NRI Mohali, have submitted a reply which was handed over to the appellant. The appellant is however, not satisfied and has pointed out that the furnished reply does not specifically pertain to the query raised in the RTI application.

3. The PIO-Cum-SHO Police Station (NRI) Mohali is directed to file reply to the specific query in the appellant's RTI application. This reply must be sent to the appellant within the next 15 days with a copy to this Commission.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Mandeep Kaur,**

W/o Sh. Lakhvir Singh,

Village Kakrali,

Tehsil Derabassi,

District Mohali

Versus

**Public Information Officer,**

o/o Hon'ble District & Session Judge,

Mohali.

**First Appellate Authority,**

o/o Hon'ble District & Session Judge,

Mohali.

## **Appeal Case No. 43 of 2020**

PRESENT:

Mandeep Kaur (Appellant)

Karnail Singh (father of the Appellant / for the Appellant) 99152-91520

Naresh Kumar Sharma, Stenographer (for the Respondent) 99881-98798

ORDER:

1. The RTI application is dated **27.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.9.19** and second appeal was filed in the Commission on **20.12.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The appellant is accompanied by her father Karnail Singh. The PIO office of District and Session Judge, Mohali represented by Naresh Kumar Sharma, Judgment Writer.

3. The answering respondent-Appellate Authority (District & Sessions Judge, SAS Nagar (Mohali) submitted a detailed reply, wherein it is contended as under:

*"All the information, as available in this office, with regard to the information sought by the appellant, has already been supplied to her. The request for information has been disposed of by supplying the entire requisite information available in this office, pertaining to the subject matter."*

4. I have perused the respondent's reply to this Commission, as well as the nine-page Order pronounced by Vivek Puri, First Appellate Authority, District & Sessions Judge, SAS Nagar (Mohali), on 29.10.2019 wherein the appellant's First Appeal was found to be "devoid of any merit" and so dismissed.

Contd. ...2

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## Appeal Case No. 43 of 2020

5. The appellant Mandeep Kaur, who is accompanied by her father Karnail Singh, was given an ample opportunity to present her objections and point any deficiencies in the information supplied by the PIO and the Order pronounced by the FAA.

6. Having heard both sides and examining the case file in detail, this Commission is inclined to concur with the answering respondent-FAA's contention that all the information sought by the appellant, as available in the records of the public authority, in this instance the office of the District & Sessions Judge SAS Nagar (Mohali), has in fact been furnished.

7. It is the considered view of this Commission that the appellant's continuing grievances pertain, not to any information that this public authority holds, but to her own allegations and complaints that certain police officers named in her RTI application, had committed the offense of perjury. She is also aggrieved that her complaint/petition to the District & Sessions Judge SAS Nagar (Mohali) on 13.7.2019, was marked for action to the police i.e. Senior Superintendent of Police SAS Nagar, to look into the matter at his own level.

8. In view of the above, this Commission sees no further cause for action in this appeal case. The First Appellate Authority's Order of 29.10.2019 is herewith Upheld, and this appeal case is herewith, **CLOSED**.

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Shamsher Singh,**

s/o Surjan Singh,

2# 1657/9, Ward No. 6, Todar Mal Nagar,

Sirhind, Tehsil & District Fatehgarh Sahib – 140 406

Versus

**Public Information Officer,**

o/o Senior Superintendent of Police,

Fatehgarh Sahib.

**First Appellate Authority,**

o/o Inspector General of Police,

Roopnagar Range, Roopnagar.

## **Appeal Case No. 64 of 2020**

PRESENT:

Shamsher Singh (Appellant) 97802-51051

Ranjit Singh, ASI (for the Respondent) 83608-34611

ORDER:

1. The RTI application is dated **21.6.19** vide which the appellant has sought information **regarding FIR No. 25 dated: 8.3.19 at Police Station Bassi Pathana**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.9.19** and second appeal was filed in the Commission on **24.12.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The appellant is accompanied by Raj Singh. The respondent PIO, represented by ASI Ranjit Singh, in-charge RTI Branch in the office of SSP Fatehgarh Sahib, submitted a reply wherein exemption from disclosing the requested information has been sought under Section 8(1)(h) which reads:

*“information which would impede the process of investigation or apprehension or prosecution of offenders;”*

However, in this case the information has been sought by the complainant (appellant Shamsher Singh) on whose complaint the FIR No.25 was registered to Police Station Bassi Pathana on 8.3.2019 under Section 364(A), 341, 147, and 149 IPC.

3. The respondent PIO is directed to file a detailed reply explaining how disclosure of the requested information to the person who instigated the FIR, possibly impede the process of the investigation or the apprehension and prosecution of the alleged offenders. The aforesaid reply must be filed before the next hearing.

4. **Next hearing on 5.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

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**Mohammad Hanif,**  
Baldev Colony, Nabha,  
District Patiala-147201

Versus

**Public Information Officer,**

o/o Home Secretary,

Punjab, Chandigarh.

**Public Information Officer,**

o/o Punjab Waqf Board,

SCO: 1062-1063, Himalaya Marg,

Sector-22 B, Chandigarh.

**First Appellate Authority,**

o/o Home Secretary,

Punjab, Chandigarh.

## **Appeal Case No. 126 of 2020**

PRESENT:

(Appellant) Absent

Charanjit Singh, Senior Assistant (for the Respondent) 99142-58929

ORDER:

1. The RTI application is dated **3.7.19** vide which the appellant has sought information **regarding the Punjab Waqf Board**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.11.19** and second appeal was filed in the Commission on **30.12.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, represented by Charanjit Singh, Senior Assistant from the Home Department (Civil Defense Branch), submitted a reply stating that the information requested at the point 1 was sent to the appellant on 4.2.2020. The information pertaining to point 2 (1 to 7) relates to the Punjab Waqf Board and was so transferred to the office PIO Punjab Waqf Board on 6.12.19.

3. This Commission impleads the PIO, office of Punjab Waqf Board and directs him/her to submit a pointwise written reply to the information requested by the appellant at point no. 2 (1 to 7) of his RTI application before the next hearing.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

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**Jai Chand (Retired),**

s/o Jaimal Ram,

# 3/130, Street No. 1, Ram Sharnam Colony,

Fazilka – 152 123

Versus

**Public Information Officer,**

o/o Punjab Ex-Servicemen Corporation,

SCO: 89-90, Sector 34-A,

Chandigarh – 160 022

**First Appellate Authority,**

o/o Chairman-Cum-Managing Director,

Punjab Ex-Servicemen Corporation,

SCO: 89-90, Sector 34-A,

Chandigarh – 160 022.

## **Appeal Case No. 134 of 2020**

PRESENT:

Jai Chand (Appellant) 70093-78320

Col. J.S. Sahi, PIO (Respondent) 98156-67535

ORDER:

1. The RTI application is dated **4.10.19** vide which the appellant has sought information **pertaining to present status and action taken on his application No. 3/130/JC dated 25.7.19 to the General Manager (Security and Administration); copy of PESCO's posting policy for supervisors and guards; copy of the statement page against him on 24.7.19; copy of inquiry report, if any, on AE Ramesh Gumber's letter to the GM (Security and Adm) PESCO on 10.7.19; and record of payments given to him by PESCO since his joining on 1.3.18 etc.,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **14.11.19** and second appeal was filed in the Commission on **30.12.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent PIO, Col. J.S. Sahi from the office of the Punjab Ex-Servicemen Corporation, submitted a para wise reply to the appellant's RTI application. The reply was examined para by para during which certain shortcomings/deficiencies in the furnished information were pointed out by the appellant.

3. Based on deliberations at this hearing, this Commission directs the respondent PIO to furnish afresh reply in response to Para 1 and bring the original record with respect to Para 4 to the next hearing.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Dinesh Gupta**, S/o Sh. Vinod Kumar Gupta,  
# 71, Sector-20 D,  
PO Mandi Gobindgarh-147301

Versus

**Public Information Officer**,  
o/o Executive Officer, Municipal Council,  
Mandi Gobindgarh, District Fatehgarh Sahib.  
**First Appellate Authority**,  
o/o Deputy Director,  
Urban Local Bodies, Ludhiana.

## **Appeal Case No. 135 of 2020**

PRESENT:

Dinesh Gupta (Appellant) 98141-51789

Nirdosh Sharma, Building Inspector (for the Respondent) 99159-55511

ORDER:

1. The RTI application is dated **12.7.19** vide which the appellant has sought information **regarding the building of the Oriental Bank of Commerce at Motia Khan, Mandi Gobindgarh**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.8.19** and second appeal was filed in the Commission on **12.7.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent PIO, represented by Nirdosh Sharma, Building Inspector, stated that reply was sent to the appellant on 25.10.19 wherein it was stated that no building plan/map has been approved in the name of Oriental Bank of Commerce. This Commission is of the view that the respondent PIO's reply was both misleading and a clear attempt to deny information sought by the appellant. The appellant meanwhile, stated that out of 10 points in his RTI application, he would be satisfied with the information pertaining to 1 to 5, 7, and 8.

3. The respondent PIO, is directed to examine the application and provide the requested information including a copy of the approved map of the building, housing the Oriental Bank of Commerce at Motia Khan, Mandi Gobindgarh. The respondent PIO is however, directed to severe (blank out) internal details of the aforesaid building plan and furnish only the outline/layout.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020



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**Rajesh Soni,**

s/o Ved Parkash,

# 4132, Street No. 4, New Madhopuri,

Ludhiana.

Versus

**Public Information Officer,**

o/o Station House Officer,

Police Station, Division No. 4,

Ludhiana.

**First Appellate Authority,**

o/o Commissioner of Police,

Ludhiana.

## **Appeal Case No. 187 of 2020**

PRESENT:

Rajesh Soni (Appellant) 90231-36001

Jagtar Singh, ASI-Div. No. 4 (for the Respondent) 99154-00239

Tarsem Singh, ASI (for the Respondent) 94632-02689

ORDER:

1. The RTI application is dated **5.10.19** vide which the appellant has sought information **regarding complaint UID No. 1445530**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.11.19** and second appeal was filed in the Commission on **1.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent PIO, represented by ASI Jagtar Singh from Police Station Division-4 and ASI Tarsem Singh office of Commissioner of Police, Ludhiana, contended that the information has been given to the appellant in an another appeal case before Hon'ble State Information Commissioner Smt. Preety Chawla. However, despite a notice from this bench, the respondent PIO has failed to submit any written response to this Commission's notice of 24.1.2020.

3. The respondent PIO is directed to file a detailed written reply to the RTI application regarding the action taken on Complaint UID No. 1445530. The respondent PIO is also directed to bring the original case file pertaining to this case/complaint to the next hearing.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Ajay Nand/Ajay Kumar Mehta,**

s/o Nand Kishore,

# C-118, East Mohan Nagar,

Chamrang Road, Amritsar.

Versus

**Public Information Officer,**

o/o Additional Chief Secretary,

Home Affairs and Justice Department, Punjab, Chandigarh.

**First Appellate Authority,**

o/o Chief Secretary, Punjab, Chandigarh.

## **Appeal Case No. 189 of 2020**

PRESENT:

Ajay Nand (Appellant) 98146-46309

Gagandeep Singh, APIO-Cum-Senior Assistant (for the Respondent) 98729-02695

Deepak Bansal, Senior Assistant (for the Respondent) 81465-57907

ORDER:

1. The RTI application is dated **27.9.19** vide which the appellant has sought information **regarding the Justice Mehtab Singh Commission and FIRs against Congress workers prior to 2017**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **7.11.19** and second appeal was filed in the Commission on **1.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent PIO, represented by Gagandeep Singh, Senior Assistant-cum-APIO and Deepak Bansal, Senior Assistant from the Home-4 Branch, stated that a reply including part of the information requested was sent to the appellant on 8.11.19.

3. I have gone through the RTI application wherein, at points 2 to 15, the appellant has sought information regarding Justice Mehtab Singh Gill Commission which, as per the respondents, is still to submit a final report. The appellant has stated that the information pertaining to point 1 that was sent to him vide letter no. 6/41/2019 Home 4/6001 dated: 8.11.19 was not certified.

4. This Commission directs the respondent PIO to furnish a duly certified copy of the order vide which the Commission was formed under Justice Mehtab Singh Gill at the earliest. With regard to the rest of the information, this Commission is of the view that the request is premature and should await the final report of the above mentioned inquiry commission.

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

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Swaran,**

w/o Late Sh. Wazir Singh,

Village Jaini Khalki, PO Madhopur,

Tehsil and District Pathankot – 145 024

Versus

**Public Information Officer,**

o/o Secretary,

Finance Department,

Punjab, Chandigarh.

## **Complaint Case No. 1 of 2020**

PRESENT:

Baljeet Singh (for the Complainant) 84270-04314

Minakshi, Senior Assistant (for the Respondent) 99883-72665

ORDER:

1. The complainant, **Swaran**, filed this RTI application dated **29.10.19** and sought information **regarding action on letter No. 26/S dated 19.9.2009 pertaining to her Old Age Pension**, as enumerated in her RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on 23.12.2019. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The complainant is represented by her son Baljeet Singh. The respondent PIO, represented at this hearing by Minakshi, Senior Assistant, has submitted that the letter cited in the complainant's RTI application was never received in her office. She has stated that she has now taken a copy of the aforesaid letter from the complainant and assured this Commission that she will be in a position to furnish the requested information at the next hearing.

3. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Yoginder Mohan Sharma, Advocate,**

s/o Late Ram Krishan Sharma,

# 408/1. United Street, Civil Lines,

Ludhiana – 141 001

Versus

**Public Information Officer,**

o/o N.R.I. Wing (Punjab),

Phase-7, Mohali (SAS Nagar)

## **Complaint Case No. 6 of 2020**

PRESENT:

Yoginder Mohan Sharma (Complainant) 97805-18514

Joginder Pal, ASI (for the Respondent) 78376-00448

ORDER:

1. The complainant, **Yoginder Mohan Sharma**, filed this RTI application dated **7.11.19** and sought information **regarding application bearing UID No. 3134146 dated: 20.4.2018 against Bhawuk Sharma and others**, from the PIO o/o N.R.I. Wing, Punjab, Mohali. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on 20.12.2019. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent PIO, represented by ASI Joginder Pal from the office of ADGP, NRI Wing, submitted that the information was collected by the complainant by hand from the office of ADGP, NRI Wing on 8.1.2020. The complainant confirmed this, but took exception to the respondent PIO's failure to reply of his RTI request within the stipulated period of 30 days. Although the complainant stated that he has received most of the information, he was invited to inspect the original case file pertaining to his RTI request which is in the possession of ASI Joginder Pal Singh. The respondent PIO is cautioned to be more proactive in responding to RTI application in future.

3. This Commission sees no further cause for action and this complaint case is herewith **CLOSED**.

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Parshotam Dass Bansal,**

President: Lok Sewa Club,

94, City Homes Colony, Near Spring Dale School,

Khanna – 141 401

Versus

**Public Information Officer,**

o/o Senior Superintendent of Police,

Khanna.

## **Complaint Case No. 20 of 2020**

PRESENT:

Parshotam Dass (Complainant) 98557-83747

Roor Singh, ASI (for the Respondent) 97800-01280

ORDER:

1. The complainant, **Parshotam Dass**, filed this RTI application dated **23.9.19** and sought Information **regarding raid conducted by Khanna Police at Malerkotla road in a April 2018,** from the PIO o/o Senior Superintendent of Police, Khanna. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on 27.12.2019. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.
2. The complainant is absent but has emailed to the Commission on 4.3.2020 that the respondent PIO has given him the information, which is complete in all respects. The respondent PIO represented by ASI, Roor Singh, also submitted a reply enclosing a signed statement from the complainant.
3. There is no further cause for action and this complaint case is herewith **CLOSED**.

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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**Nikhil Saraf, Advocate,**

s/o Vinod Kumar Saraf,

# 51-52, Kansal Enclave, Near Kansal Village,

District Mohali.

Versus

**Public Information Officer,**

o/o Home Department, Government of Punjab,

Punjab Civil Secretariat, Chandigarh.

**Public Information Officer,**

o/o Secretary,

Department of Transport, Punjab

Transport-2 Branch,

Sector-9, Chandigarh.

## **Complaint Case No. 24 of 2020**

PRESENT:

Nikhil Saraf (Complainant) 98726-32670

Saroj, PIO-Cum-Superintendent, Home Branch-5 (Respondent) 94172-47938

Shilpa, APIO-Cum-Senior Assistant (for the Respondent) 95016-27880

ORDER:

1. The complainant, **Nikhil Saraf**, filed this RTI application dated **8.11.19** and sought information **by way of officials permitted to use red/blue beacons on their official Vehicles**, from the PIO o/o Home Department, Government of Punjab, Punjab, Chandigarh. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on 27.12.2019. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent PIO-cum-Superintendent, Home-5 Branch, has submitted a reply wherein it is contended that the application was transferred to the State Transport Department who in a letter dated 20.2.2020 has contended that the information has been provided to the complainant vide State Transport Commissioner's letter No. STC/RTI/PIO/ 4640/3093 dated: 13.2.2020. After going through the contents of the reply, the information furnished by the PIO, Transport Department, this Commission is of the view that the complainant's request for information has not been adequately addressed.

3. The PIO, office of the Secretary Transport is directed to go through the original RTI application and specifically respond to the information requested at points 1 and 2. The PIO, office of Secretary Transport is also directed to be personally present with aforesaid reply at the next hearing.

4. **Next hearing on 1.5.2020 at 11.00 am.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

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**Er. Nalin Tayal,**

Director Gats India Ltd.,

President The Gats Urban Cooperative Thrift & Credit Society Ltd.,

SCO 1-3 B, Swami Vivekanand Vridhashram Market,

B Block, Model Town Extension,

Ludhiana-141002

Versus

**Public Information Officer,**

o/o Assistant Inspector General of Police Crimes,

Punjab, Chandigarh.

**First Appellate Authority,**

o/o Additional Chief Secretary,

Home Affairs and Justice, Government of Punjab,

Room No. 327, 3<sup>rd</sup> Floor, Punjab Civil Secretariat-2,

Sector-9, Chandigarh.

## **Appeal Case No. 122 of 2020 (Video Conference Proceedings)**

PRESENT:

Nitin Tayal (for the Appellant) 78376-00470

Tarsem Singh, ASI (for the Respondent) 94632-02689

Ramparshad, Senior Assistant (for the Respondent) 98554-64748

ORDER:

1. The RTI application is dated **20.9.19** vide which the appellant has sought information **regarding complaint marked vide diary no. 4265 dated: 13.8.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.10.19** and second appeal was filed in the Commission on **30.12.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The respondent, PIO represented by ASI Tarsem Singh from the office of Commissioner of Police, Ludhiana, and Ramparshad, Senior Assistant from the office of Director, Bureau of Investigation, Chandigarh, have submitted a reply wherein it has been contended that the information cannot be given, since the matter is cited in the RTI application is still under investigation with the ACP Industrial Area B, Ludhiana. In view of this, the respondent has sought exemption in disclosing the information under Section 8(1)(h) of the RTI Act. A copy of this reply be sent to the appellant who is given an opportunity to file his response.

**3. Next hearing on 16.04.2020 at 1.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020

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Email: [psic21@punjabmail.gov.in](mailto:psic21@punjabmail.gov.in)



**Er. Nalin Tayal,**

# 179-B, Model Town Extension,

Ludhiana – 141 002

Versus

**Public Information Officer,**

o/o Commissioner of Police, Ludhiana

Ludhiana – 141 001.

**First Appellate Authority,**

o/o Commissioner of Police, Ludhiana

Ludhiana – 141 001.

## **Appeal Case No. 195 of 2020 (Video Conference Proceedings)**

PRESENT:

Nitin Tayal (for the Appellant) 78376-00470

Tarsem Singh, ASI (for the Respondent) 94632-02689

Ramparshad, Senior Assistant (for the Respondent) 98554-64748

ORDER:

1. The RTI application is dated **20.10.19** vide which the appellant has sought information **regarding comments/notings/proceedings made/statements recorded in regard to complaint bearing UID No. 1494622, CR 1467208 dated: 26.11.2018 and UID No. 1549543,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **28.11.19** and second appeal was filed in the Commission on **3.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. Both parties are present. The appellant Nitin Tayal is present through Video Conference in the NIC facility, at the office of Deputy Commissioner, Ludhiana. The respondent, PIO represented by ASI, Tarsem Singh from the office of Commissioner of Police, Ludhiana, and Ramparshad, Senior Assistant from the office of Director, Bureau of Investigation, Chandigarh, submitted a reply which includes a statement signed by the appellant wherein he has confirmed receiving the requested information.

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

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020



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Email: [psic21@punjabmail.gov.in](mailto:psic21@punjabmail.gov.in)



**Er. Nitin Kumar Tayal,**

Director Gats India Ltd.,

2 B, Swami Vivekanand Vridhashram Market,

B Block, Model Town Extension,

Ludhiana – 141 002

Versus

**Public Information Officer,**

o/o Superintendent Judicial-1 Branch,

Home Affairs and Justice,

Punjab Civil Secretariat-2, Sector-9, Punjab, Chandigarh.

**First Appellate Authority,**

o/o Superintendent Judicial-1 Branch,

Home Affairs and Justice,

Punjab Civil Secretariat-2, Sector-9, Punjab, Chandigarh.

## **Appeal Case No. 407 of 2020 (Video Conference Proceedings)**

PRESENT:

Nitin Tayal (for the Appellant) 78376-00470

(Respondent) Absent

ORDER:

1. The RTI application is dated **2.11.19** vide which the appellant has sought information **regarding letter no. 14/10/2016-3Judl. (1)/961 dated: 30.4.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **9.12.19** and second appeal was filed in the Commission on **21.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.3.2020**.

2. The appellant is present through Video Conference in the NIC facility, at the office of Deputy Commissioner, Ludhiana. However, respondent PIO, is absent without any intimation. The respondent PIO is given one more opportunity to furnish the requested information along with a written, pointwise reply to the RTI application. Failing this, penal action will be initiated against him/her as per provisions of the RTI Act 2005.

**3. Next hearing on 16.04.2020 at 1.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh

5.3.2020