

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864111, Email: - psic21@punjabmail.gov.in
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S.P. Goyal,
2-C, Sarabha Nagar,
Nav Durga Mandir, Gurdwara Road,
Ludhiana-141001.

Versus

Public Information Officer,
o/o Commissioner of Police,
Ludhiana.

Complaint Case No. 665 of 2019

Present: (i) HC Avtar Singh, No.2725 (respondent) 94179-58706.
(ii) Sh. S.P.Goyal – Appellant (Absent).

ORDER

1. The RTI application is dated 8.3.19 vide which the appellant has sought information as enumerated in his RTI application. The Complaint in this case was filed in the Commission on 29.7.19 under **Section 18** of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice was issued to the parties for first hearing in the Commission on 19.8.19.
3. The Complainant S.P.Goyal, who is about 86 years old and unable to travel to Chandigarh, has requested hearing via video conference at the NIC Centre in the DC Office in Ludhiana.
4. Acknowledging the aged complainant's difficulties, this Commission will conduct the **next (second) hearing of this case via video conference on 17.10.19.**

(Asit Jolly)
State Information Commissioner

Chandigarh
6.9.19

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Jarnail Singh
s/o Shri Atma Singh
Village Jalal Khera, POSular,
District Patiala.

Versus

Public Information Officer,
o/o SSP Patiala.

Complaint Case No. 668 of 2019

Present: (i) Jarnail Singh (**complainant**) 98148-44816.
(ii) Sukhbahal Singh, HC RTI Branch, representative of respondent (97791-33600).

ORDER

1. The RTI application is dated 21.6.19 vide which the appellant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 30.7.19 under **Section-18** of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice was issued to the parties for first hearing in the Commission on 19.8.19.
3. Both the **complainant** and the respondent PIO, represented by HC Sukhbahal Singh, from SSP Office Patiala are present.
4. The respondent has submitted point-wise reply to the complainant RTI application dated 21.6.19.
5. However, this is a complaint case where the complainant has sought penalties against the PIO. The respondent is directed to submit a written response enumerating the reasons why he/she failed to reply to the RTI request within the mandatory period of 30 days.
6. **Next hearing on 16.10.19.**

(ASIT JOLLY)
State Information Commissioner
Chandigarh
6.9.19

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Mukhtiar Singh,
District President, National Human Rights Council,
Moonak, District Sangrur.

Versus

Public Information Officer,
o/o Assistant Registrar,
Cooperative Society, Moonak,
District Sangrur.

Complaint Case No. 669 of 2019

Present: (i) Mukhtiar Singh (**complainant**) 98722-72019.
(ii) Kuldip Singh, Senior Assistant, (**respondent**) 89687-51027.

ORDER

1. The RTI application is dated 14.5.19 vide which the appellant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 30.07.19 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act.).
2. Notice was issued to the parties for first hearing in the Commission on 19.08.2019.
3. Both the parties are present. The APIO, o/o ARCS Moonak is represented by Kuldip Singh.
4. The respondent appeared without any document or written reply. He is therefore directed to submit a detailed, written and pointwise reply explaining the delay in responding to the complainant's RTI of 14.5.19.
5. **Next hearing on 16.10.19.**

(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.9.19

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Karnail Singh,
H.No.704, Sector 33-B,
Chandigarh.

Versus

Public Information Officer,
o/o Director Treasury & Accounts Branch, Department of Finance, Punjab,
Chandigarh.

First Appellate Authority
Director Treasury & Accounts Branch, Department of Finance, Punjab,
Chandigarh.

Appeal Case No 2818 of 2019

Present: (i) Karnail Singh (**appellant**) 94639-15508.
(ii) Vishal Khullar, Senior Assistant, (**respondent**) 89687-51027.

ORDER

1. The RTI application is dated 29.3.19 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 the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act.).
2. Notice was issued to the parties for first hearing in the Commission on 19.8.19.
3. Both the parties are present.
4. The respondent had sent in an advance reply (on 4.9.19) that the information requested by the appellant is exempt from disclosure under Section 8(1)(j) of the RTI Act 2005.
5. This Commission agrees with the respondent's contention, and directs the appellant to submit a distilled version of his request which does not include any information pertaining to any other employee. Copies of this must be sent to both, the PIO and this Commission.
6. The respondent PIO is directed to peruse the distilled request and reply in writing, either furnishing the information, or enumerating reasons for refusing it.
7. This exercise must be completed before the **next hearing on 16.10.19.**

(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.9.19

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Jaspal Singh,
H.No.2542, Mariwala Town,
Manimajra, Chandigarh.

Versus

Public Information Officer,
o/o SSP Mohali

First Appellate Authority
SSP Mohali.

Appeal Case No. 2819 of 2019

Present: (i) Rakhwinder Singh, constable (**respondent**) 98882-17528.
(ii) Jaspal Singh (**Appellant**) **Absent.**

ORDER

1. The RTI application is dated 16.5.19 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 the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice was issued to the parties for first hearing in the Commission on 19.8.19.
3. The respondent PIO is represented by Constable Rakhwinder Singh. The respondent claims that the Appellant has voluntarily withdrawn his appeal in writing.
4. However, since the Appellant is not present, the Commission cannot admit the respondent's claim. Moreover, the respondent has brought no written reply to the Commission's notice of 19.8.19.
5. The respondent is directed to submit a written pointwise reply to the appellant's original RTI application before or on the **next hearing on 16.10.19.**

(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.9.19

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Surinder Singh,
s/o Raghbir Singh,
VPO Miani, Ward No.3, District Hoshiarpur.

Versus

Public Information Officer,
o/o IGP, NRI & Mahila Wing, Phase 7, Mohali.

First Appellate Authority
o/o ADGP, NRI & Mahila Wing, Phase 7, Mohali.

Appeal Case No. 2843 of 2019

Present: (i) Surinder Singh (**appellant**) 98034-75923.
(ii) Veerpal Kaur Inspector (**respondent**) 98882-17528.

ORDER

1. The RTI application is dated 30.4.19 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 the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act.).
2. Notice was issued to the parties for first hearing in the Commission on 19.08.19.
3. Both the parties are present.
4. The respondent has submitted that since there is a case under trial, the requested information cannot disclose to the Appellant.
5. This Commission however, is of the view that the appellant's request for an attested copy of the letter from NRI Wing, on the basis of which, the Regional Passport Office (RPO) revoked his son's Indian passport, is reasonable and not exempt from disclosure.
6. The respondent has agreed to provide a copy of the letter, for which, the appellant is requested to meet Inspector Veerpal Kaur at her office in the Punjab Police NRI Wing at Mohali on 23.9.19.
7. Both, the appellant and respondent are directed to apprise this Commission before the **next hearing on 16.10.19.**

(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.9.19

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Rajiv Singla,
H.No.322, Shashtri Nagar,
Sector-4C, PO Mandi Gobindgarh-147301.

Versus

Public Information Officer,
o/o SSP Fatehgarh Sahib.

First Appellate Authority
o/o IGP Roopnagar Range,
Roopnagar.

Appeal case No. 2844 of 2019

Present: (i) Rajiv Singla (**appellant**) 98140-76643. (Represented by
advocate)
(ii) ASI Ranjit Singh (**respondent**) 83608-34611.

ORDER

1. The RTI application is dated 20.5.19 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 the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act.).
2. Notice was issued to the parties for first hearing in the Commission on 19.8.19.
3. Both the parties are present. The appellant is represented his Advocate, Jagmohan Dada.
4. The respondent has brought a detailed reply, which was handed over to the appellant.
5. The appellant insisted that the information disclosed did not include the 'names of delinquent police officials' as requested in his RTI request.
6. This Commission is of the firm view that this (list of "delinquent police officials") cannot be described as "information" under the RTI Act 2005, since it is not part of the documentary or electronic record held by the respondent Public Authority. The rest of the information sought has been handed over to the appellant.
7. With no further cause for action, this appeal case is herewith **CLOSED**.

(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.9.19

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Barinder Singh,
s/o Bhupinder Singh,
Saraf Ghati Bazar, Patti, Distrist TarnTaran.

Versus

Public Information Officer,
Deputy Director Local Government, Amritsar.

Deputy Director,
Local Bodies, Amritsar.

Complaint Case No. 664 of 2019

Present: (i) Barinder Singh (**appellant**)
(ii) Sandeep Singh, Clerk (**respondent**) 89683-43142.

ORDER

1. The RTI application is dated 26.4.19 vide which the appellant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 26.7.19 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice was issued to the parties for first hearing in the Commission on 19.8.19.
3. Both, the Appellant and Respondent are present.
4. The respondent submitted that the RTI application (dated 26.4.19) was received by EO Nagar Council Patti office only on 5.9.19.
5. This Commission takes a very serious view of the inexplicable delay (over four months!) in transferring the application from the o/o Deputy Director Local Government Amritsar, to the Nagar Council at Patti. In the correct course, this should have been done in five days.
6. This Commission directs EO Nagar Council Patti to submit in writing the reasons for delay in replying to the appellant's RTI application.
7. A copy of this notice is also sent to **Deputy Director Local Government Amritsar** who is directed to explain, in writing, the reasons for the inordinate delay in transferring the RTI application to Nagar Council, Patti. **Next hearing on 16.10.19.**

(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.9.19

CC: Deputy Director Local Government, Amritsar