

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Helpline 0172-2864100

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Sh. V. K. Bansal

S/o Sh. R.P. Aggarwal

R/o No. B 31/A,

Tanda Road, Jalandhar

(M:9357115757)

.....Appellant

Vs

Public Information Officer-cum

-Executive Officer

O/o Jalandhar Improvement Trust,
Jalandhar

First Appellate Authority

O/o ADC (UD),
Jalandhar

.....Respondents

Appeal Case No. 1317 of 2023

Present:-

None on behalf of the appellant.

Sh. Anand Singh, ATE (9996775001) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 30.10.2024.

2. The respondent submits that the Executive Officer is unable to attend hearing. However, the appellant is absent without intimation. It is also a fact that a copy of the previous order was sent to the appellant through registered post vide which, it was clarified that his absence is intentional and willful. Even though, in the interest of natural justice, **one final opportunity** was awarded to him to remain present on the next date of hearing, for deliberations. Since, the appellant is absent and no deficiency has been received from him, so, there is no justification to prolong the matter when the appellant is not pursuing the case, which is not tenable in the eyes of Law.

3. Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case. Hence, this case is **disposed of & closed**. Since, the appellant is absent, therefore, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make.

Date:05.12.2024

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. V. K. Bansal

S/o Sh. R.P. Aggarwal

R/o No. B 31/A,

Tanda Road, Jalandhar

(M:9357115757)

.....Appellant

Vs

Public Information Officer-cum

-Executive Officer

O/o Jalandhar Improvement Trust,
Jalandhar

First Appellate Authority

O/o ADC (UD),
Jalandhar

.....Respondents

Appeal Case No. 1319 of 2023

Present:-

None on behalf of the appellant.

Sh. Anand Singh, ATE (9996775001) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 30.10.2024.

2. The respondent submits that the Executive Officer is unable to attend hearing. However, the appellant is absent without intimation. It is also a fact that a copy of the previous order was sent to the appellant through registered post vide which, it was clarified that his absence is intentional and willful. Even though, in the interest of natural justice, **one final opportunity** was awarded to him to remain present on the next date of hearing, for deliberations. Since, the appellant is absent and no deficiency has been received from him, so, there is no justification to prolong the matter when the appellant is not pursuing the case, which is not tenable in the eyes of Law.

3. Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case. Hence, this case is **disposed of & closed**. Since, the appellant is absent, therefore, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make.

Date:05.12.2024

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Sh. V. K. Bansal

S/o Sh. R.P. Aggarwal

R/o No. B 31/A,

Tanda Road, Jalandhar

(M:9357115757)

.....Appellant

Vs

Public Information Officer-cum

-Executive Officer

O/o Jalandhar Improvement Trust,
Jalandhar

First Appellate Authority

O/o ADC (UD),
Jalandhar

.....Respondents

Appeal Case No. 1316 of 2023

Present:-

None on behalf of the appellant.

Sh. Anand Singh, ATE (9996775001) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 30.10.2024.

2. The respondent submits that the Executive Officer is unable to attend hearing. However, the appellant is absent without intimation. It is also a fact that a copy of the previous order was sent to the appellant through registered post vide which, it was clarified that his absence is intentional and willful. Even though, in the interest of natural justice, **one final opportunity** was awarded to him to remain present on the next date of hearing, for deliberations. Since, the appellant is absent and no deficiency has been received from him, so, there is no justification to prolong the matter when the appellant is not pursuing the case, which is not tenable in the eyes of Law.

3. Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case. Hence, this case is **disposed of & closed**. Since, the appellant is absent, therefore, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make.

Date:05.12.2024

G

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Sh. Gurjaipal Singh

Ward No. 13, Rajput Medical Store,
Janta College Road, Ahmedgarh
Malerkotla-148021
(M:9855613717)

.....Appellant

Vs

Public Information Officer,

O/o Principal,
GSS School, Hathan,
Distt. Malerkotla

First Appellate Authority

O/o District Education Officer (SE),
Malerkotla

.....Respondents

Appeal Case No. 4144 of 2023

Present : None on behalf of the appellant.
Sh. Gurpreet Singh, Junior Assistant (6614086001), O/o GSS School, Hathan on
behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 06.11.2024.

2. The respondent is present. However, the appellant is absent but he has sent an email today mentioning therein that he received the remaining information on 02.12.2024 and nothing is pending from the respondent. Also, he has requested to close this case, which is taken on record.

3. As per the submissions made by the appellant, the Commission is of the view that no further action is required to be taken in this case. Hence, this case is **disposed of & closed**.

Date:05.12.2024

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Ravjeet Singh, S/o Sh. Jaswinder Singh,
H.No.42, 2nd Floor, Near Sarpanch Colony,
Village Bhago Majra, Kharar, District Mohali,
(M.6239078809)

.....Appellant

Vs

Public Information Officer,

O/o The Director,
Governor Reforms and Public Grievances,
Plot No.D-241, Industrial Area, Phase-8/B,
Sector:74, SAS Nagar.

Ms. Rajinder Kaur,
Superintendent-cum-Public Information Officer,
O/o Director, Health and Family Welfare, Punjab,
Establishment Branch-8, (Complaint Cell),
Parivar Kalyan Bhawan, Sector:34/A, Chandigarh.

First Appellate Authority

O/o The Director,
Governor Reforms and Public Grievances,
Plot No.D-241, Industrial Area, Phase-8/B,
Sector:74, SAS Nagar.

.....Respondents

Appeal Case No. 5920 of 2023

Present : (i) None on behalf of the appellant
(ii) Smt. Rajinder Kaur, Superintendent O/o DHS, Punjab (M.9815553870)
(iii) Sh. Harminder Singh, Superintendent O/o DHS, Punjab (M.9914472366)
(iv) Sh. Harinder Singh, Senior Assistant (9814293227) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 05.09.2024 with the relevant portion of the same read as follows:-

"2. The respondent PIO submitted that the sought information as available on record had already been supplied to the appellant and nothing more is available on record which could be supplied to the appellant and requested that the o/o Director Governance Reforms may be exempted from further appearance in this case. Accordingly, after consideration, the Public Information Officer o/o the Director, Governance Reforms was exempted from further appearance in this case.

3. The appellant was absent but an e-mail had been received from him a day prior to the date of hearing. It was also a fact that a last opportunity was given to him vide order dated 14.08.2024 but submissions with regard to the sought information were not

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Appeal Case No. 5920 of 2023

received from him. From the above, it transpired that he was delaying the matter for one reason or the other when the respondent remained present. It was also a fact that an ample opportunity had been given to him but no cooperation was being given by the appellant, which delayed in delivering the justice. Therefore, one another last opportunity was granted to the appellant to remain present for deliberations, failing which no further adjournment would be given in this case.

4. With regard to Point No. 6 Department of Health and Family Welfare, PIO, Ms. Rajinder Kaur, Superintendent-cum-PIO, Establishment Branch-8 (Complaint Cell) was impleaded as necessary party vide order dated 15.05.2024 to file the reply/supply the information with regard to Point No.6, but neither she was present nor had sent any intimation in this regard. It was also a fact that a show-cause notice was issued to her on the hearing dated 14.08.2024. In the interest of natural justice, one last opportunity was granted to her to file a reply with regard to the show-cause notice issued to her and supply the information, failing which the decision would be taken on merits ex-parte.

5. Also, a copy of this order was sent to the Principal Secretary, Health and Family Welfare, Punjab Civil Secretariat – 2, Sector 9, Chandigarh with the directions to ensure/procure the presence of Ms. Rajinder Kaur, Superintendent-cum-PIO, Establishment Branch-8 (Complaint Cell), failing which her presence would be procured by issuing BAILABLE WARRANTS and/or disciplinary action may also be recommended against her as per provisions of the RTI Act, 2005.”

2. At today's hearing, the appellant is absent consecutively thrice without intimation. A final opportunity was given to him to remain present and proceed his case inspite of that, he is absent. It seems that he is not interest in pursuing the matter.

3. During the hearing dated 14.08.2024, a show cause notice was issued to Smt. Rajinder Kaur, Superintendent-cum-PIO (Establishment Branch-8) O/o Director, Health and Family Welfare, Punjab for non compliance of the Orders of the Bench. At today's hearing, she has made a submission that due to Renal Transplant, she could not attend the hearings of the Bench in time. She also tenders unconditional apology and requested to withdraw the show cause notice issued to her. She further adds that information in regard to point No.6 was related to Civil Surgeon, Moga and they have already supplied the information to the appellant vide letter dated 09.09.2024. She submits that information as available on

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Appeal Case No. 5920 of 2023

record has already been supplied to the appellant and nothing more is available on record which could be supplied to the appellant.

4. Post deliberations and perusal of the case file, it is ascertained that there is no malafide intention on the part of Ms. Rajinder Kaur, Superintendent-cum-PIO (Establishment Branch-8) O/o Director, Health and Family Welfare, Punjab in delaying the matter. The Commission concurs with the submissions made by the respondent. Keeping in view of the submissions made by Ms. Rajinder Kaur, the show cause notice issued to her is hereby, withdrawn.

5. In view of the above, there is no further action is required to be taken in this case. Hence, the case is **disposed of & closed**.

Dated: 05th December, 2024
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

Cc:
The Principal Secretary
To Government of Punjab, Department of Health and Family Welfare,
Punjab Civil Secretariate-2, Sector:09, Chandigarh.