

PUNJAB STATE INFORMATION COMMISSION

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

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Sh. Jiwan Garg

S/o Sh. Om Parkash Garg
Opp. Bombay Palace, Jakhal Road,
Sunam, Distt. Sangrur-148028

..Appellant

Vs

Public Information Officer,

O/o Joint Registrar,
Hon'ble Punjab & Haryana High Court,
Chandigarh

First Appellate Authority

O/o Registrar (Administration)
Hon'ble Punjab & Haryana High Court,
Chandigarh

..respondent(s)

Appeal Case No. 5735 of 2023 (Heard through CISCO Webex)

Present : Sh. Jiwan Garg, the appellant through CISCO Webex
Sh. Viney Kumar, Joint Registrar-cum-PIO (9646740060) and Sh. Charanjeet Singh, Assistant (9877148580) at PSIC office on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 25.09.2024 vide which the case was adjourned to 13.11.2024 but due to administrative reasons the case could not be heard and further fixed for hearing today i. e. 09.01.2025.

2. Both the parties reiterated their submissions. After having detailed deliberations with both the parties, **a final opportunity** is awarded to them to file their written submissions, if any, within 30 days from today i.e. 09.01.2025 and an order in this case is '**Reserved**', which will be pronounced later on.

Date:09.01.2025

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Balbir Aggarwal,
#1525/1, Street no. 33,
Preet Nagar, Shimlapuri,
Ludhiana

.....Appellant

Vs

Public Information Officer,
O/o Chief Sanitary Officer,
Municipal Corporation Zone-C,
Ludhiana

First Appellate Authority
O/o Chief Sanitary Officer,
Municipal Corporation Zone-C,
Ludhiana

.....Respondents

Appeal Case No. 534 of 2023

Present : None on behalf of the appellant .
Sh. Simarjot Legal Clerk (Health Branch) (M.8437371000) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 28.11.2024.

2. The respondent requested for an adjournment of this case to deposit the penalty amounting to Rs. 10.000/- which has already been deducted from the salary of the PIO. Further, he assures that the challan will be submitted on or before the next date of hearing. It is also a fact that the case has already been closed to supply the information in this case.

3. Keeping in view of the above, the case is adjourned to **30th January, 2025 at 11.30 A.M for hearing at Chandigarh**

Dated: 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh, Advocate

Civil Courts, Chamber-602,
Tehsil Complex, Phillaur-144410
(M: 9041004313).

Appellant

Vs

Ms. Amarjit Kaur- Food Safety Officer, -cum-Public Information Officer,

O/o Food Safety Officer,-1,
Ludhiana

First Appellate Authority

O/o District Health Officer,
Ludhiana

Respondents

Appeal Case No. 5237 of 2022

Present : Sh. Tejinder Singh, the appellant.
None on behalf of the respondent.

ORDER

This case may be read with reference to the previous order dated 11.09.2024.

2. The appellant states that order passed by the Commission, during the last hearing, has still not been complied with by the respondent.

3. The respondent is absent. However, a reply dated 11.10.2024, has been received from Smt. Amarjeet Kaur, Designated Officer (Food) O/o Civil Surgeon, Ludhiana in the Commission. In regard to reply sent by the respondent, the appellant stated that Smt. Amarjeet Kaur is a Nodal Officer of Food Safety and Smt. Harsimran Kaur and four more Food Safety Officers are subordinate to Smt. Amarjeet Kaur. A, reply which is sent by Smt. Amarjeet Kaur, speaking itself that Smt. Harsimran Kaur is subordinate to her.

4. On the perusal of the reply filed by the respondent, it emerges that they are dilly-dallying the matter on the one pretext to the other and are avoiding to appear in person, before the Commission. So, Smt. Amarjeet Kaur, Designated Officer (Food) O/o Civil Surgeon, Ludhiana and Smt. Harsimran Kaur, Food Safety Officer, Ludhiana, are directed to appear before the Commission, on the next date of hearing, to explain the facts of the case, failing which stringent action will be initiated, on the next date of hearing.

5. It is also clarified that in case of defiance of this order, the presence of the concerned respondents will be procured by issuing **BAILABLE WARRANTS** and/or disciplinary action may be recommended against them, in this case to the competent authority.

Contd..p-2

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Appeal Case No. 5237 of 2022

6. It is also a fact that a show cause notice was issued to Ms. Amarjeet Kaur, FSO-cum-PIO, Ludhiana, and the decision on the show cause notice will be taken on the next date of hearing. A copy of this order is **being sent** to the Food Commissioner, Mohali to ensure the presence of the respondents, on the next date of hearing.

7. To come up on **05th March, 2025 at 11:30 A. M. at Chandigarh.**

Date: 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

CC:

The Food Commissioner,
O/o Food Safety and Drugs.
Kharar, District Mohali.

(for the compliance of this order)

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Sh. Tejinder Singh, Advocate

Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur-144410. (M:9041004313).

.....Appellant

Vs

Public Information Officer-cum

-Motor Vehicle Inspector,
O/o Sub Divisional Magistrate,
Kapurthala

First Appellate Authority

O/o Sub Divisional Magistrate,
Kapurthala

...Respondents

Appeal Case No. 5088 of 2023

Present: Advocate, Sh. Tejinder Singh, the appellant.
None on behalf of the respondent.

ORDER

This case may be read with reference to the previous order dated 25.09.2024.

2. The appellant submits that the directions may be issued to supply the complete information in this case. He also submits that a compensation amounting to Rs. 5.000/- is yet to be paid by the respondent.

3. The respondent PIO is absent but a letter dated 05.11.2024 has been received from the Sub Divisional Magistrate, Kapurthala vide which he has intimated that Sh. Gurinder Singh, Motor Vehicle Inspector has already been transferred after promotion and has relinquished the charge.

4. After going through the submissions made by the respondent, it is clarified that in case the said MVI, Kapurthala has already been transferred, then the record concerning the sought information must be available in the respondent's office. Also, it is a fact that the compensation was to be paid by the respondent Public Authority out of the State Exchequer. Therefore, the respondent Sub Divisional Magistrate, Kapurthala is directed to pay the compensation as has been awarded in this case, before the next date of hearing out of the State Exchequer. Regarding information, the respondent PIO is directed to supply the information and in case, the said record is not available in the office then the specific undertaking be filed mentioning the reasons thereof.

Contd...p-2

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Appeal Case No. 5088 of 2023

5. The SDM, Kapurthala is also directed to look into the matter and submit the fact finding report with regard to the supply of the information and to pay the compensation, within thirty days to take the matter to its logical end. **It is also clarified that in case of defiance of the order, he will be directed for personal appearance.**

6. Also, a copy of this order is **being sent** to Sh. D.K.Tiwari Additional Chief Secretary with the directions to deliver a copy of this Order to Sh. Gurinder Singh, MVI, the then MVI Kapurthala and assures his present, under intimation to the Commission, failing which the PIO O/o ACS (Transport-II Branch) will be impleaded as necessary party in his case.

7. With this, the case is adjourned to **05th March, 2025 at 11:30 A. M. for hearing, at Chandigarh.**

Sd/-

(Inderpal Singh)
Chief Information Commissioner
Punjab

Date: 09th January, 2025
R.S

CC:

Sh. D.K.Tiwari, IAS,
Additional Chief Secretary,
Transport Department, Punjab Civil Sectt.,-2,
Chandigarh.

(for the compliance of this order)

Smt. Irwan Kaur, PCS
Sub Divisional Magistrate,
Kapurthala

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Sh. Surinderpal Singh, S/o Late Sh, Babu Singh,
R/o 804, MIG, Jamalpur Colony,
Ludhiana-141010(Punjab)
M : 8686278000

....Appellant

Vs

Public Information Officer,
O/o The Administrator,
Greater Ludhiana Area Development Authority,
Ludhiana.

Public Information Officer,
O/o Municipal Corporation,
Zone-B, Backside Shingar Cinema,
Ludhiana.

First Appellate Authority
O/o The Administrator,
Greater Ludhiana Area Development Authority,
Ludhiana.

....Respondents

Appeal Case No. 1016 of 2023

Present : Sh. Tejinder Singh on behalf of the appellant.
Sh. Gurpreet Singh, PIO,(9463233449) along with Sh. Varinder Singh, Junior Engineer
(9779188606) the respondent.

ORDER

This case may be read with reference to the previous order dated 25.09.2024.

2. The representative of the appellant states that the order dated 25.09.2024, passed by the Commission has still not been complied with by the respondent till date.
3. The respondents O/o GLADA, Ludhiana made a written submission that the appellant has sought action taken on the Letter No.3010-11/CAE/3 dated 19.04.2022, which was sent by the Hon'ble Chief Minister, Punjab to the Deputy Commissioner, Ludhiana. He further submits that after going through the complaint, so sent, by the appellant an appropriate action has been taken and the allotment of residential property of Sh. Daljit Singh Sethi. i.e House No. 930 MIG, Jhamlpur, Ludhiana has already been cancelled. He further submits that after due deliberations with the Counsel of the appellant, it is ascertained that two issues were involved in this case, one i.e. the residential property of Sh. Daljeet Singh, second the temporary shops constructed by Sh. Daljeet Singh Sethi on the adjacent road to Bhandari Kalan Road.

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Appeal Case No. 1016 of 2023

4. Further more, he clarified that the residential property is under the jurisdiction of the GLADA, Ludhiana regarding which an appropriate action has already been taken whereas the open space/parks have already been handed over to the Municipal Corporation, Ludhiana and any action regarding the open space is to be taken by the Municipal Corporation, Ludhiana. With regard to the compensation , the respondent requested for an adjournment to pay the compensation amounting to Rs. 5.000/-.

5. After hearing both the parties, the Commission is of the view that the said matter is under the jurisdiction of the Municipal Corporation, Ludhiana. Accordingly, the PIO O/o Municipal Corporation, Ludhiana, Zone-B is implead as necessary party in this case and is directed to file reply/supply the information on the next date of hearing. A copy of RTI application along with the annexures is **being sent** to the PIO O/o M.C, Zone-B, Ludhiana, along with this order.

6. With this, the case is **adjourned to 05th March, 2025 at 11:30 A. M. for hearing at Chandigarh.**

Dated 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

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Ms. Alka,(M.- 9417325533)
House No. 5753, Dev Samaj Chowk,
Bathinda-151005(Punjab)

...Appellant

V/s

Public Information Officer,
O/o The Registrar,
Firms and Societies, Punjab,
17 Bays Building, 3rd Floor,
Room No. 12, Sector 17,
Chandigarh

First Appellate Authority,
O/o The Director,
Industries & Commerce, Pb.,
Room No. 206, 2nd Floor,
17 Bays Building,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 2385 of 2024

Present : Ms. Priya Saho(M.-8837685319), Advocate, on behalf of the appellant with Anubhav (M.-8427240131)(Brother of the appellant)
Sh. Baghed Singh, Clerk (M.-6280720050), on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 27.11.2024.

2. The respondent states that he has brought the complete photocopy of the file regarding constitution of “**The Dev Samaj, Chandigarh**” Society, as per the RTI application of the appellant, comprising 491 pages, which is handed over to the Counsel of the appellant today during the course of hearing.

3. The Counsel of the appellant requested that one more opportunity be given to go through the information. On the request of the Counsel of the appellant, **one more opportunity** is granted to the appellant to go through the information and point out the deficiency, if any, in the information provided, within 30 days from the receipt of this order, with a copy to the Commission.

4. With this, the case is **adjourned to 05th March, 2025 at 11:30 A. M. for hearing at Chandigarh.**

Dated 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sector 16, Chandigarh.

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Sh. Ravi Kumar, (M.-9855791905)
Secretary, Bahujan Samaj Party,
Division Nakodar Office,
Bablu Studio, Nakodar – 144040 (Punjab)

.....Appellant

Vs

Public Information Officer,
O/o The Registrar,
Firms and Societies, Punjab,
17 Bays Building, 3rd Floor,
Room No. 12, Sector 17,
Chandigarh

First Appellate Authority,
O/o The Director,
Industries & Commerce, Pb.,
Room No. 206, 2nd Floor,
17 Bays Building, Sector 17, Chandigarh

.....Respondents

Appeal Case No. 4919 of 2024

Present : Sh. Ravi Kumar, the appellant in person.
Sh. Baghed Singh, Clerk (M.-6280720050), for the respondent.

ORDER

This order may be read with reference to the previous order dated 27.11.2024.

2. The appellant states that the directions be issued to the respondent to provide the complete information. He further adds that deficiencies in the information provided has already been conveyed to the respondent in writing vide letter dated 29.11.2024, with a copy to the Commission.

3. The respondent made oral submissions that some part of the file is not traceable and they are trying their level best to trace the same. He requested that some more time be given to him to trace the concerned file. Accordingly, one more opportunity is given to the respondent to supply the complete information in this case and in case, the file is not traceable, then an appropriate action be taken as per the rule/instruction to lodge the FIR/DDR and submit the same, before the next date of hearing.

4. On the request of the respondent, the case is **adjourned to 13th March, 2025 at 11:30 A. M. for hearing at Chandigarh.**

Sd/-

(Inderpal Singh)
Chief Information Commissioner
Punjab

Dated 09th January, 2025
R.S

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Sh. Rajnish Bharara, (M.9918896100)

#520, Preet Colony,
Zirakpur, District Mohali.

..Appellant

Vs

Public Information Officer,

O/o The Naib Tehsildar,
Zirakpur. District Mohali.

Sh. Jagpal Singh, Public Information Officer-cum-

Naib Tehsildar, Gharshankar.

First Appellate Authority

O/o Sub Divisional Magistrate,
Derabassi, Mohali.

..Respondent(s)

Appeal Case No. 2676 of 2023

Present : Sh. Rajnish Bharara, the appellant.
Sh. Sarabjeet Singh, Jr. Assistant O/o Naib Tehsildar, Zirakpur (M.8360173942) along with Sh. Mahipal Sharma, Jr. Assistant O/o SDM, Derabassi (M.9814277673) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 27.11.2024

2. The appellant submits that he has received the information pertaining to point no. 1 and 2 which is incomplete and with regard to the information pertaining to point no. 3, 4, 5 & 6, he has requested that the directions be issued to the respondent to give the statement in the form of an affidavit. The appellant further submits that the respondent has paid the compensation amounting to Rs. 10.000/- out of the individual account whereas the Commission has directed to pay the same out of the State Exchequer.

3. After hearing both the parties, the representative of the respondent requested to return the Demand Draft and has assured that the compensation will be paid to the appellant out of the State Exchequer, before the next date of hearing. Accordingly, the appellant handed over a copy of the Demand Draft bearing no."008956" dated 23.10.2024 and the respondent given the receipt of the said Draft. The appellant is also directed to file the point wise specific deficiencies, for the considerations.

4. Regarding penalty, which was imposed upon Sh. Jagpal Singh, Naib Tehsildar, Zirakpur now posted as Naib Tehsildar, at Garhshankar, the respondent submits that the said office be impleaded as necessary party. Accordingly, Sh. Jagpal Singh, Naib Tehsildar, Garhshankar, is directed to submit a copy of the challan, if the, penalty has already been recovered from his salary. Also, a copy of this Order is being sent to the Deputy Commissioner, Hoshiarpur to deduct the penalty amounting to Rs.5.000, in

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Appeal Case No. 2676 of 2023

case, it is yet to be deducted, which has already been imposed upon Sh. Jagpal Singh, Naib Tehsildar, who is presently posted at Garhshankar and a copy of the challan be submitted on or before the next date of hearing.

5. With this, the case is adjourned to 06th March, 2025 at 11:30 A. M. for hearing at Chandigarh.

Dated: 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab