

PUNJAB STATE INFORMATION COMMISSION

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

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Sh. Nitin Kumar Tayal

#179/B, Model Town, Extension,
Ludhiana-141002
(M:7837600470)

.....Appellant

Vs

Public Information Officer,

O/o Assistant Inspector General of Police, Punjab
(Personnel-II), Punjab Police Headquarter,
Sector-9, Chandigarh

First Appellate Authority

O/o Deputy Inspector General of Police, Punjab
(Administration), Punjab Police Headquarter,
Sector-9, Chandigarh

...Respondents

Appeal Case No. 1529 of 2023

Present : None on behalf of the appellant.
Head Constable, Sh. Maninder Singh (9463952430) on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 17.04.2023. Earlier, this case was allocated to another bench but later on allocated to this Bench, which is fixed for hearing today i. e. 09.01.2025.

2. The appellant sought the following information:

“Please provide certified true copy(s) of the Legislative enactment(s) by virtue of which your department can take cognizance of the complaints submitted by a third party wrt any complaint submitted by Government department against any body.”

3. The respondent reiterated the reply which has already been sent to the appellant by the PIO vide 743 dated 07.02.2023. The relevant portion of the same is as follows:

“It is intimated that no specific information has been sought by you which is available in the official record of the Department. You have just put in Hypothetical Question which as per section 2(f) of the RTI Act does not fall in the definition of information as per RTI Act.”

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Appeal Case No. 1529 of 2023

4. Further, the respondent submits that nothing more is available, which could be supplied. However, the appellant is absent without intimation. It is also a fact that notice of hearing was sent to him through registered post but even though he is absent, which appears that his absence is intentional and willful and/or nothing to say in this case and/or does not intend to pursue the case.

5. After having the detailed deliberations with the respondent and examining the case file, it is pertinent to mention that the sought information does not cover under Section 2 (f) of the RTI Act, 2005, which provides:

"information" means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force;"

6. 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 for consideration.

Date: 09.01.2025

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Mohinder Kumar

S/o Sh. Keshav Ram,
Village Thakarwal,
Post Office Lalton Kalan,
Pakhawal Road, Ludhiana
(M:7889287574)

.....Appellant

Vs

Public Information Officer,

O/o Police Commissioner,
Ludhiana

First Appellate Authority

O/o Police Commissioner,
Ludhiana

...Respondents

Appeal Case No. 2699 of 2023

Present : None on behalf of the appellant.
ASI, Sh. Avtar Singh (9417958706) on behalf of the respondent.

ORDER

The RTI application is dated 22.09.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 21.12.2022 and the second appeal was filed in the Commission on 24.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. 09.01.2025.

2. The respondent submits that the appellant has sought the action taken on application number 2280225 dated 30.03.2022. He further submits that after getting report from the CPO, Ludhiana, it is ascertained that the said application relates to CPRC, Bathinda and the appellant was informed accordingly. Furthermore, he submits that on receipt of the first appeal, the appellant was apprised with the same and was requested to provide the correct number of the complaint so that the sought information could be supplied to the appellant. In addition to the above, the appellant was also advised to provide the complete number to Incharge, RTI Branch, CPO, Ludhiana to get the information after providing the correct complaint number. He further

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Appeal Case No. 2699 of 2023

submits that since then neither the appellant came nor any clarification has been received from him with regard to the RTI application and requested to close the case. However, the appellant is absent without intimation. It is also a fact that notice of hearing was sent to him through registered post but even though he is absent, which appears that his absence is intentional and willful and does not intends to pursue the case.

3. As the reply/information sent to the appellant has been placed by the respondent during the course of hearing, thus, the Commission is of the view that no further action is required to be taken in this case, Hence the case is **disposed and closed.** However, the liberty is granted to the appellant to approach the Commission within four weeks, in case, he has any submission to make.

Date:09.01.2025

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Ashwani Kumar,
S/o Sh. Kartar Chand
House No. 67, Ward No. 4,
Sadar Bazar, Dalhousie,
District Chamba
(M:9736210888)
RTI Application No. 56848

.....Appellant

Vs

Public Information Officer,
O/o Senior Superintendent of Police,
Pathankot

First Appellate Authority
O/o Deputy Inspector General of Police,
Border Range, Amritsar

...Respondents

Appeal Case No. 2800 of 2023

Present : None on behalf of the appellant.
Sub Inspector, Ms. Amanpreet Kaur, Shahpurkandi, Pathankot (6283750795) on behalf of the respondent.

ORDER

The RTI application is dated 21.03.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 12.04.2023 and the second appeal was filed in the Commission on 28.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. 09.01.2025.

2. The respondent submits that the information sought relates to a female and at the time of the RTI application, investigation was going on so the same was not supplied to the appellant under Section 8(1) (h) of the RTI Act, 2005. She further submits that at this stage the report under section 173 CrPC (old) has already been filed/submitted before the District Magistrate and requested to close this case. However, the appellant is not present to plead his case or to answer any query. It is also a fact that notice of hearing was sent to him through registered post but even though he is absent, which appears that his absence is intentional and willful and/or does not intends to pursue the case. It is also a fact that the appellant filed other case in the

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Appeal Case No. 2800 of 2023

Commission bearing Appeal Case No. 2716 of 2023 and sought the identical information related to FIR No. 28 dated 10.03.2022 in both the cases. It is also a fact that while filing the second appeal the appellant has given an undertaking that the matter under appeal or complaint have not been previously filed or pending or decided by any of the State Information Commissioner. This type of conduct is not tenable especially when the respondent is present from Shahpurkandi, Pathankot and the appellant is absent without intimation. Therefore, this case is **disposed of & closed** and the appellant does not deserve any liberty in this case due to reasons mentioned herein.

Date:09.01.2025

G

**(Inderpal Singh)
Chief Information Commissioner
Punjab**

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Sh. Ashwani Kumar,
S/o Sh. Kartar Chand
House No. 67, Ward No. 4,
Sadar Bazar, Dalhousie,
District Chamba
(M:9736210888)
RTI Application No. 56848

.....Appellant

Vs

Public Information Officer,
O/o Senior Superintendent of Police,
Pathankot

First Appellate Authority
O/o Deputy Inspector General of Police,
Border Range, Amritsar

...Respondents

Appeal Case No. 2716 of 2023

Present : None on behalf of the appellant.
Sub Inspector, Ms. Amanpreet Kaur, Shahpurkandi, Pathankot (6283750795) on
behalf of the respondent

ORDER

The RTI application is dated 09.03.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 24.03.2023 and the second appeal was filed in the Commission on 25.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. 09.01.2025.

2. The respondent submits that the information sought relates to a female and at the time of the RTI application, investigation was going on so the same was not supplied to the appellant under Section 8(1) (h) of the RTI Act, 2005. She further submits that at this stage the report under section 173 CrPC (old) has already been filed/submitted before the District Magistrate and requested to close this case. However, the appellant is not present to plead his case or to answer any query. It is also a fact that notice of hearing was sent to him through registered post but even though he is absent, which appears that his absence is intentional and willful and/or does not intends to pursue the case. It is also a fact that the appellant filed other case in the

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Appeal Case No. 2716 of 2023

Commission bearing Appeal Case No. 2800 of 2023 and sought the identical information related to FIR No. 28 dated 10.03.2022 in both the cases. It is also a fact that while filing the second appeal the appellant has given an undertaking that the matter under appeal or complaint have not been previously filed or pending or decided by any of the State Information Commissioner. This type of conduct is not tenable especially when the respondent is present from Shahpurkandi, Pathankot and the appellant is absent without intimation. Therefore, this case is **disposed of & closed** and the appellant does not deserve any liberty in this case due to reasons mentioned herein.

Date:09.01.2025

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Dilbagh chand

S/o Sh. Ramji Dass

Village Hiytpur, Post Office Habowal,

Tehsil Samrala, District Ludhiana

(M:9463267669)

.....Appellant

Vs

Public Information Officer,

O/o Inspector General of Police,

Ludhiana Range, Ludhiana

First Appellate Authority

O/o Inspector General of Police,

Ludhiana Range, Ludhiana

...Respondents

Appeal Case No. 2732 of 2023

Present : Sh. Dilbagh Chand, the appellant.
Sh. Rajiv Kumar, Senior Assistant (9779059166) and Sh. Jatinder Singh (9815663522) on behalf of the respondent.

ORDER

The RTI application is dated 30.01.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 03.03.2023 and the second appeal was filed in the Commission on 25.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. 09.01.2025.

2. The respondent submits that the appellant sought the information but due to investigation in the said case, nothing was supplied to the appellant under section 8(1)(h) of the RTI Act, 2005 and the appellant was informed accordingly. The respondent further clarified that after completion of the investigation report was sent to the DGP Punjab and the appellant was apprised with the facts of the case. Furthermore, the respondent submits that after receipt of the report from the DGP Punjab, the information comprising 25 pages have already been sent to the appellant vide no. 16732 dated 26.07.2024 through registered post. A copy of the same, so submitted by the respondent is taken on record. Furthermore, he submits that an opportunity was also awarded to the appellant to inspect the record related to the sought information but the appellant did not appear and requested to close the case.

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Appeal Case No. 2732 of 2023

3. On asking particularly to the appellant to point out, any deficiency but the appellant is unable to submit the same and also given his consent that he has no objection, if the case is closed.

4. Keeping in view 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, the case is **disposed of & closed**.

Date:09.01.2025

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Kartar Chand

S/o Sh. Banku Ram,
Village Bmlada, Post Office Bhatwan,
Tehsil Dhar Kalan, District Pathankot
(M:9463324469)

RTI Application No. 55028

.....Appellant

Vs

Public Information Officer,

O/o Senior Superintendent of Police,
Pathankot

First Appellate Authority

O/o Deputy Inspector General of Police,
Border Range, Amritsar

...Respondents

Appeal Case No. 2717 of 2023

Present : None on behalf of the appellant.
Sub Inspector, Ms. Amanpreet Kaur, Shahpurkandi, Pathankot (6283750795) on behalf of the respondent.

ORDER

The RTI application is dated 07.03.2023 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 21.03.2023 and the second appeal was filed in the Commission on 25.04.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act). Notice of hearing was issued to the parties for today i.e. 09.01.2025.

2. The respondent submits that the information sought relates to a female and at the time of the RTI application, investigation was going on so the same was not supplied to the appellant under Section 8(1) (h) of the RTI Act, 2005. She further submits that at this stage the report under section 173 CrPC (old) has already been filed/submitted before the District Magistrate and requested to close this case. However, the appellant is not present to plead his case or to answer any query. It is also a fact that notice of hearing was sent to him through registered post but even though he is absent, which appears that his absence is intentional and willful and/or does not intends to pursue the case.

3. Keeping in view of the above, the Commission is of the view that no further action is required to be taken in this case, Hence the case is **disposed and closed.**

Date:09.01.2025

G

(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh, Advocate

S/o Chamber-602, Civil Courts
Tehsil Complex, Phillaur-144410
M: 9041004313

....Appellant

Vs

Ms. Ankita Aggarwal

District Revenue Officer-cum
-Public Information Officer,
O/o The Deputy Commissioner,
Ludhiana

First Appellate Authority

O/o The Deputy Commissioner,
Ludhiana

...Respondents

Appeal Case No. 5002 of 2023

Present : Sh. Tejinder Singh, the appellant.
Sh. Piyush Kataria, Clerk (8872325539) along with Sh. Pritam Singh, Clerk
(9915744561), on behalf of the respondent.

ORDER

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

- Both the parties are present. The appellant stated that he is ready to inspect the record as inspection is essential so the respondent agreed that he has no objection, if the inspection is allowed.
- The appellant is advised to inspect the record in the O/o the respondent within 11.00AM to 3.00 PM except lunch time, within five working days between 15.01.2025 to 25.01.2025. The appellant will call the respondent Sh. Pritam Singh, Clerk, on his mobile number 99157-44561 before going to the O/o Deputy Commissioner, Ludhiana and also will maintain the record after inspection.
- The respondent has also submitted an affidavit of Ms. Ankita Aggarwal PIO-cum-DRO, O/o DC, Ludhiana in response to the show cause notice issued to her, during the hearing dated 11.09.2024 and also tenders unconditional apology and requested to withdraw the show cause notice which was issued to the PIO. After consideration, the submissions made by Ms. Ankita Aggarwal PIO-cum-DRO, O/o DC, Ludhiana, in the affidavit, the show cause notice is, hereby, withdrawn.
- Keeping in view the above prevailing circumstances, the Commission is of the view that no further action is required to be taken in this case. As such, the present case is **disposed of & closed**. In case the appellant is not satisfied with the inspection, he is at liberty to approach the Commission within four weeks, in case he has any submissions to make for reconsideration.

Date: 09th January, 2025

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

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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 Sub Divisional Magistrate (East),
Ludhiana

First Appellate Authority

O/o The Sub Divisional Magistrate (East),
Ludhiana

Respondents

Appeal Case No. 4896 of 2023

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

ORDER


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

2. The appellant submits that he is ready to inspect the record but the respondent never written a letter to him in this regard as he is a Counsel and has been authorized by the appellant Sh. Surinder Pal Singh and requested to direct the respondent to make available the record for inspection.

3. None is present on behalf of the respondent but a written submission has been received from him vide letter dated 01.01.2025 that Sh. Gurdeep Singh Kahlon, Advocate, District Court Ludhiana has already inspected the record and received the certified information. Also, it is a fact that the said receipt of Sh. Gurdeep Singh Kahlon, Advocate was sent to Sh. Surinder Pal Singh through registered post on dated 29.10.2024. The authority letter given by the appellant is available in the case file, the relevant portion of which is as follows:-

Authorization Letter

I, Surinderpal Singh W/o Late Babu Singh R/o 804 MIG, Jamalpur, Ludhiana has authorized to Gurdeep Singh Kahlon Advocate or & Tejinder Singh Adv proceeding my AC-4896 of 2023 Before Sh. Inderpal Singh, Chief Information Commissioner, Punjab, Chandigarh Sh. Kahlon can give any statement/aruge/averments /affirmation on my behalf. I will be accepted.


Authorization by
(Surinderpal Singh)

Dated: 10-9-2024

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4. Since, the appellant has authorized to both the Counsels i.e. Sh. Gurdeep Singh Kahlon, Advocate or & Sh. Tejinder Singh, Advocate and one of the Counsel has already inspected the record and has received the information, therefore, considering the fact that the appellant has used the word “or &” between Sh.Gurdeep Singh Kahlon, Advocate and Sh. Tejinder Singh, Advocate. Therefore, the request of one of the Counsel Sh. Tejinder Singh, Advocate is not tenable in the eyes of law.

5. Accordingly, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed of and closed.**

Sd/-

(Inderpal Singh)
Chief Information Commissioner
Punjab

Dated:09th January,2025
R.S

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Sh. Tejinder Singh, Advocate

S/o Chamber-602, Civil Courts
Tehsil Complex, Phillaur-144410
M: 9041004313

Appellant

Vs

Public Information Officer,

O/o Naib Tehsildar, Dehlon
Distt. Ludhiana

First Appellate Authority

O/o The Sub Divisional Magistrate (West)
Luhdiana

Respondents

Appeal Case No. 5244 of 2022

Present : Sh. Tejinder Singh, the appellant.
Sh. Daljit Singh, Junior Assistant (9988226304) on behalf of the respondent.

ORDER

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

- Both the parties are present. The appellant states that he has received the desired information and is satisfied with it. He has also requested to close the case.
- Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed of and closed.**

Date: 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

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Sh. Bittu S/o Sh. Om Kumar,
Village – Bholapur Jhabewal,
P.O. - Ramgarh, Chandigarh Road,
District – Ludhiana - 141123(Punjab)

.....Appellant

Vs

Public Information Officer-cum-
Food Safety Officer,
O/o The Civil Surgeon,
Sri Muktsar Sahib (Punjab)

First Appellate Authority
O/o The Civil Surgeon,
Sri Muktsar Sahib (Punjab)

.....Respondents

Appeal Case No. 3601 of 2023

Present : (i) None on behalf of the appellant.
(ii) Sh. Gaurav Kumar, FSO-cum-PIO (M.-9463617076), in person.
(iii) Sh. Abhinav Kumar, FSO-cum-PIO O/o C.S, Hoshiarpur (M:9888223720), in person.

ORDER

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

2. In this case, the information has already been supplied to the appellant, with which the appellant is satisfied. The matter was adjourned for the decision on the show cause notice issued to Sh. Abhinav Kumar, Public Information Officer-cum-Food Safety Officer, the then PIO-cum-FSO O/o Civil Surgeon, Sri Mukatsar Sahib, now posted at O/o Civil Surgeon, Hoshiarpur.

3. At today's hearing, Sh. Abhinav Kumar, Public Information Officer-cum-Food Safety Officer O/o Civil Surgeon, Hoshiarpur is present in person and made oral submissions that information in this case has already been supplied to the appellant. He also tenders unconditional apology and requested to withdraw the show cause notice which was issued to him during the hearing dated 06.09.2023, when he was posted as PIO-cum-FSO O/o Civil Surgeon, Sri Mukatsar Sahib by the former SIC Sh. Amrit Partap Singh Sekhon.

4. After consideration, the oral submissions made by Sh. Abhinav Kumar, the then PIO-cum-FSO, O/o Civil Surgeon, Sri Mukatsar Sahib, during the course of hearing, the show cause notice issued to him is, hereby, withdrawn.

5. Keeping in view the above, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is **disposed of and closed.**

Dated: 09th January, 2025
R. S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

CC: Sh. Abhinav Kumar, PIO-cum-FSO
O/o Civil Surgeon, Hoshiarpur.

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Sh. Kamalpreet Singh, S/o Sh. Davinder Singh,
Village Mehtabgarh, Tehsil & District Fatehgar Sahib.
(M.9781560594) RTI application No.66891

....Appellant

V/s

Public Information Officer,
O/o Director,
Rural Development and Panchayat Officer,
Punjab, Mohali.

First Appellate Authority,
O/o Director,
Rural Development and Panchayat Officer,
Punjab, Mohali.

...Respondents

Appeal Case No.5189 of 2023

Present : (i) None on behalf of the appellant.
(ii) Sh. Rajinder Kumar, Panchayat Secretary, Block Khera on behalf of the respondent.(M.9876807966)

ORDER

This order may be read with reference to the previous orders dated 18.03.2024. Earlier this case was allotted to Sh. Amrit Partap Singh Sekhon, State Information Commissioner, who had demitted the office on 06.04.2024. Thereafter, the case was reallocated to this Bench, which is fixed for today i. e. 09.01.2024.

2. The respondent made the submissions that the information in this case has already been supplied to the appellant and nothing more is available on record which could be supplied to the appellant and requested to close the case. However, the appellant is absent continuously second time without any intimation, which appears appellant is not serious and does not intend to pursue the case.

3. Keeping in view the above prevailing circumstances, the Commission is of the view that no further action is required to be taken in this case. As such, the present case is **disposed of & closed**.

Dated: 09th January, 2025
R.S

Sd/-
(Inderpal Singh)
Chief Information Commissioner
Punjab

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