

# PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com),  
Email: [psic21@punjabmail.gov.in](mailto:psic21@punjabmail.gov.in)



## REGISTERED SHOW CAUSE NOTICE

**Baldev Singh,**  
S/o Sh. Pritam Singh,  
Village Sherkha Wala,  
Tehsil & District Ferozepur.

Versus

**Public Information Officer,**  
o/o Superintendent Engineer,  
Ferozepur Canal Circle, Ferozepur.  
**First Appellate Authority,**  
Superintendent Engineer,  
Ferozepur Canal Circle, Ferozepur.

### Appeal Case No. 3611 of 2022 (Video Conference Proceedings)

PRESENT:

Baldev Singh (Appellant) 99143-81082

Jasbir Singh, Reader to XEN, Harike (for the Respondent) 84271-02240

ORDER:

1. The RTI application is dated **20.4.2022** vide which the appellant has sought information **regarding Letter No. 457/M**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.6.2022** and Second Appeal was filed in the Commission on **4.8.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **3.11.2022**.

2. Both parties are present. The respondent PIO, represented by Sh. Jasbir Singh, Reader to XEN is present. As per the respondent, the information has already been provided to the appellant vide Letter No. 3662 Dated 18.5.2022 by registered post. The appellant however, states that said reply contains no information regarding Letter No. 457/M Dated 26.12.2022 from XEN Harike, Canal Division, as cited in his RTI application. The respondent representing XEN Harike Canal Division, explained that a letter was received from SDO, Sub Division vide Letter No. 396 Dated 2.12.2019, on which, Letter No. 457/M Dated 26.12.2019 was written to Superintendent Engineer, Ferozepur Canal Circle for further action. The Commission notes that this RTI application originally addressed to the Superintendent Engineer, Ferozepur Canal Circle, who has provided no reply/information to the appellant till date.

3. In view of the above, this Commission deems it fit to serve this Show Cause Notice to the PIO, office of Superintendent Engineer, Ferozepur, Canal Circle, Ferozepur.

4. The respondent **PIO, office of Superintendent Engineer, Ferozepur, Canal Circle, Ferozepur**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **20.4.2022**.

Contd....2

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## **Appeal Case No. 3611 of 2022 (Video Conference Proceedings)**

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

5. The PIO, office of Superintendent Engineer, Ferozepur Canal Circle is further directed to submit a reply to the RTI application along with duly attested copies of the requested information within 20 days of receipt of this order. A copy of the reply and information is to be submitted to this Commission

6. **Next hearing on 16.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ferozepur.**

Sd/-  
(ASIT JOLLY)  
State Information Commissioner, Punjab.

Chandigarh  
3.11.2022

**Cc:** Superintendent Engineer, Ferozepur Canal Circle, Ferozepur, for information and further necessary action.