

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



REGISTERED SHOW CAUSE NOTICE

Telu Ram Jain,
Modi Mill Colony, St.No.2,
Nabha, Distt. Patiala.

Versus

Public Information Officer,
o/o EO, Municipal Council,
Nabha, District Patiala.
Sh. Sukhdeep Singh Kamboj,
EO, Municipal Council,
Sanaur. District Patiala.
First Appellate Authority,
Additional Deputy Commissioner (UD),
Patiala.

Appeal Case No. 3926 of 2022

PRESENT:

Telu Ram Jain (Appellant) 99886-63909
Aparapar Singh, PIO-cum-EO (Respondent) 98768-29714
Ashwani Kumar, Clerk (for the Respondent) 96462-00354

ORDER:

(To be read in continuity with earlier orders on 6.12.2022)

1. The RTI application is dated **21.3.2022** vide which the appellant has sought information **regarding MB No. 108, 158, 178, and 179**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.5.2022** and Second Appeal was filed in the Commission on **26.8.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **6.12.2022**.
2. Both parties are present. The respondent PIO-cum-EO, has submitted a copy of the reply purportedly sent to the appellant vide Letter No. 1945 Dated 5.7.2022. Along with said reply, he has submitted partial information by way of certified copies of MB No. 178. He has also submitted two letters written to the concerned Police Station regarding the "loss" of MB No. 158 and 179 as pointed out by the appellant. The reply submitted by the respondent PIO does not address point nos. 2 and 3 of the RTI application.
3. The Commission concurs with the appellant and hereby directs the respondent PIO-cum-EO, Sh. Aparapar Singh, to submit a fresh pointwise reply to the RTI application along with duly certified copies of the information pertaining to point Nos. 2 and 3 as available in his record.
4. The PIO-cum-EO, is further directed to initiate action regarding missing MBs or other record as per State Government Rules, under intimation to this Commission. The Commission also deems it fit to issue a Show Cause Notice to Sh. **Sukhdeep Singh Kamboj**, who was the incumbent PIO-cum-EO, MC, Nabha, when this RTI application was submitted on 21.3.2022. He is Presently posted as EO, MC, Sanaur.

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5. The former **PIO-cum-EO, MC, Nabha, Sh. Sukhdeep Singh Kamboj, who is presently posted as EO, MC, Sanour**, 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 **21.3.2022**.

“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.

6. **Next hearing on 23.2.2023 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

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

Chandigarh
10.1.2023

Cc: Additional Deputy Commissioner (UD), Patiala, for information and further necessary action.