

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

Hans Raj,
Village Rampur Sahiawala,
PO Dakonda, Police Station Bhadson,
District Patiala.

Versus

Public Information Officer,
o/o SHO, Police Station Bhadson,
Patiala.

First Appellate Authority,
Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 4348 of 2022

PRESENT:

Hans Raj (Appellant) 94642-51642
Arun Kumar, Advocate (for the Appellant) 77173-67792
ASI Hakam Singh (for the Respondent)
ASI Gurpreet Singh (for the Respondent) 98764-32891

ORDER:

(To be read in continuity with earlier orders on 15.11.2022 and 1.12.2022)

1. The RTI application is dated **23.12.2021** vide which the appellant has sought information **regarding FIR No. 16/19/2/22 PS Bhadson**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.2.2022** and Second Appeal was filed in the Commission on **13.9.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **1.12.2022**.

2. Both parties are present. The respondent PIO is represented by ASI Hakam Singh from the office of SSP, Patiala and ASI Gurpreet Singh from PS Bhadson. Both respondents have submitted written replies along with the requested information. The appellant however, points out that the information provided by the PIO-cum-SHO, Bhadson is incomplete at point no. 10. Instead of information regarding all the members of the SIT by way of their names and their Rank findings have not been given. Instead only a single member, Inspector Shivender Dev's report has been provided. Regarding point no. 11 wherein the appellant had sought copies of the all summons (parwanas) issued in this matter, ASI Gurpreet Singh, states that said summons (parwanas) are not available.

3. In view of the deficiencies pointed out by the appellant, the Commission deems it fit to issue this Show Cause Notice to the PIO-cum-SHO, PS Bhadson Sh. Mohan Singh.

4. The respondent **PIO-cum-SHO, PS Bhadson Sh. Mohan Singh**, 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 **23.12.2021**.

Contd....2

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“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-cum-SHO, PS Bhadson, is further directed to be present in person at the next hearing of this Appeal Case along with a written pointwise reply to point no. 10 and 11 of the RTI application along with duly attested copies of all the available information.

6. **Next hearing on 1.2.2023 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
17.1.2023

Cc: Commissioner of Police for information and further necessary action.