

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

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Whatsapp No. 62848-20189



Sh. Jasbir Singh Sekhon,
Village Tandi, PO Laroya,
Distt. Jalandhar.

Appellant

VS

Paramjit Singh,
Panchayat Secretary cum
Public Information Officer,
Gram Panchayat Tandi,
Bhogpur, Distt. Jalandhar.

Sh. Surjit Singh,
BDPO cum-First Appellate Authority,
Jalandhar.

**Sh. Gurpreet Singh Khaira, IAS, For Compliance
Director,
Rural Development and Panchayat Department,
Punjab, Mohali**

Respondents

**Appeal Case No. 5099 of 2021
(Video Conference Proceedings)**

Present: Jasbir Singh Sekhon, appellant.

Sh. Paramjit Singh, Panchayat Secretary cum Public Information Officer,

Order

This order may be read with reference to the previous order dated 19.1.2023.

The appellant has sought the following information:

5. ਪ੍ਰਾਪਤ ਕੀਤੀ ਜਾਣ ਵਾਲੀ ਸੂਚਨਾ ਦਾ ਵੇਰਵਾ-ਮਾਲ ਮਹਿਕਮੇ ਦੇ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਰਾਖਵੀ ਜਗ੍ਹਾ ਐਸੀ ਮੁਸਾਣ 10 ਮਰਲੇ ਅਤੇ ਹੱਡਾ ਰੱਤੀ ਪਾਕ ਕਨਾਲ ਹੈ। ਇਹ ਰਾਖਵੀਆਂ ਜਗ੍ਹਾ ਜਿਸ ਲਈ ਰਾਖਵੀ ਹੈ ਉਸ ਮੁਸਾਣ ਲਈ ਹੀ ਵਰਤੋਂਆਂ ਜਾ ਰਹੀਆਂ ਹਨ ਅਤੇ ਇਨ੍ਹਾਂ ਉਪਰ ਸਰਕਾਰੀ ਗਰਾਂਟਾਂ ਜਾਂ ਕਿਸੇ ਵੀ ਹੋਰ ਸਾਧਨ ਤੋਂ ਪ੍ਰਾਪਤ 1998 ਤੋਂ 2003, 2003 ਤੋਂ 2008, 2008 ਤੋਂ 2013 ਤੱਕ ਅਤੇ ਮੌਜੂਦਾ ਪੰਚਾਇਤ ਨੇ ਜੋ ਰਾਸ਼ੀ ਆਪਣੇ-2 ਸਮੇਂ ਖਰਚ ਕੀਤੀ ਹੈ ਆਦਿ ਦੇ ਵੇਰਵੇ 30 ਜੂਨ 2021 ਤੱਕ ਲੈਣ ਬਾਰੇ:-

- i. ਉਪਰੋਕਤ ਦਰਜ ਸਾਰੀਆਂ ਪੰਚਾਇਤਾਂ ਨੇ ਆਪਣੇ-2 ਸਮੇਂ ਵਿੱਚ ਐਸ.ਸੀ ਮੁਸਾਣ ਤੇ ਕੁੱਲ ਕਿੰਨੀ ਰਾਸ਼ੀ ਸਰਕਾਰੀ ਗਰਾਂਟਾਂ ਦੀ ਖਰਚ ਕੀਤੀ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।
- ii. 1998 ਤੋਂ ਲੈ ਕੇ 30-06-2021 ਤੱਕ ਆਪਣੇ-2 ਸਮੇਂ ਵਿੱਚ ਪੰਚਾਇਤਾਂ ਨੇ ਹੱਡਾ ਰੋੜੀ ਤੇ ਕੁੱਲ ਕਿੰਨੀ ਰਾਸ਼ੀ ਸਰਕਾਰੀ ਗਰਾਂਟਾਂ ਦੀ ਖਰਚੀ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।
- iii. 1998 ਤੋਂ ਲੈ ਕੇ 30-06-2021 ਤੱਕ ਆਪਣੇ-2 ਸਮੇਂ ਵਿੱਚ ਪੰਚਾਇਤਾਂ ਨੇ ਪੰਚਾਇਤ ਫੰਡ ਐਸੀ.ਸੀ

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- ਸ਼ਮਸਾਨ ਘਾਟ ਤੇ ਰਾਸ਼ੀ ਖਰਚ ਕੀਤੀ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।
- iv. 1998 ਤੋਂ ਲੈ ਕੇ 30-06-2021 ਤੱਕ ਆਪਣੇ-2 ਸਮੇਂ ਵਿੱਚ ਪੰਚਾਇਤਾਂ ਨੇ ਪੰਚਇਤ ਫੰਡ ਹੱਡਾ ਰੋੜੀ ਤੇ ਰਾਸ਼ੀ ਖਰਚ ਕੀਤੀ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।
- v. 1998 ਤੋਂ ਲੈ ਕੇ 30-06-2021 ਤੱਕ ਆਪਣੇ-2 ਸਮੇਂ ਵਿੱਚ ਪੰਚਾਇਤਾਂ ਨੇ ਹੋਰ ਕਿਸੇ ਵੀ ਸਾਧਨ ਤੋਂ ਪ੍ਰਾਪਤ ਰਾਸ਼ੀ ਪੰਚਇਤ ਫੰਡ ਹੱਡਾ ਰੋੜੀ ਤੇ ਰਾਸ਼ੀ ਖਰਚ ਕੀਤੀ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।

On date of hearing dated 19.1.2023

The appellant stated that no information pertaining to his RTI application dated 2.7.2021 had been provided by the PIO .

It was noticed that the PIO Sh. Paramjit Singh, Panchayat Secretary, Gram Panchayat, Tandi did not attend last hearing. Sh. Surjit Singh, FAA was present at Chandigarh. The FAA sought last chance and assured the Commission that the information will be provided to the appellant. The FAA further submitted that the penalty amounting to Rs 10000/ had been deducted from the salary of the PIO and the same will be deposited in the Govt. Treasury under the intimation to the Commission.

In view of the above, Sh. Sanjeev Garg, Deputy Director o/o Director Rural Development and Panchyat, Punjab was contacted on telephone and apprised of the matter. He also assured the Commission that information would be provided to the appellant through BDPO, Bhogpur.

Sh. Surjit Singh, BDPO Bhogpur was afforded last opportunity to provide the information to the appellant in his office. The appellant was directed to visit the office of the FAA on 25.1.2023 at 11.00 A.M. to get the information and Sh. Surjit Singh, BDPO Bhogpur cum FAA was directed to call concerned Panchayat Secretary and arrange the record to be supplied on the said date. The FAA was further directed to deposit the penalty amount in Govt. Treasury before the next date of hearing under the intimation to the Commission. Both the parties mutually agreed to comply with the order of the Commission.

The case was adjourned and fixed for hearing today i.e. **30.1.2023**.

2. The appellant states that he visited the office of Sh. Surjit Singh, BDPO, Bhogpur on 25.1.2023 at 11.00A.M. but the BDPO was not present in the office and no information was

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3. Appeal Case No. 5099 of 2021

provided on the date fixed by the Commission. He further states that Sh. Paramjit Singh, Panchayat Secretary, Village Gram Panchayat Tendi delivered the information to his son on 28.1.2023. The appellant submits that the respondent has supplied misleading and incomplete information. He has sent a letter dated 30.1.2023 to the Commission which is taken on record.

3. Sh. Surjit Singh BDPO cum FAA is not present today despite copy of order dated 19.1.2023 was sent to him through registered post. He neither has contacted the Commission for remaining absent in the hearing nor complied with the order dated 19.1.2023. The BDPO has also not deposited the penalty amounting to Rs 10000/- in the State Exchequer.

4. It is, thus apparent from the response of the respondent-Public Information Officer that there has been delay in providing the information. Appellant had also suffered financial loss in getting the information. There are systemic deficiencies in the manner of disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

5. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 10000/- (Rupees Ten Thousand only) by way of compensation to the Appellant. This amount shall be payable from the State Exchequer and has to be paid by the Public Information Officer. before the next date of hearing.

6. It is noticed that **order of the Commission was not complied with by the respondents even after the assurance given by Sh. Sanjeev Garg, Deputy Director, Rural Development and Panchayat, Department, Punjab. Therefore, Sh. Gurpreet Singh Khaira, IAS, Director, Rural Development and Panchayat Department, Punjab is hereby impleaded as a necessary party in this case and he is hereby directed to file his response before the next date of hearing so that the matter may be taken to its logical end. A copy of RTI application dated 02.07.2021 of the appellant along with deficiencies received in the Commission is being sent along with the order. All the parties are directed to remain present at Chandigarh on next date of hearing.**

7. To Come up on 13.03.2023 at 12.30 P.M. at Chandigarh.

sd

Dated 30.01.2023

@s
CC

Sh. Sanjeev Garg, Deputy Director, (For Compliance)
o/o Director Rural Development and Panchyat,
Punjab, Mohali

(Suresh Arora)
Chief information Commissioner, Punjab