



Sh Pranav Gupta, S/o Sh Roshan Lal Gupta,
House no 303, Sector 3A, Mandi Gobindgarh
Tehsil Amloh, Distt Fatehgarh Sahib-147301

.....Appellant

..Vs

Public Information Officer,
O/o DC, Fatehgarh Sahib
First Appellate Authority
O/o DC, Fatehgarh Sahib

.....Respondent

AC No.4160 of 2022

Present: (i) Sh Pranav Gupta, Appellant
(ii) for the respondent : Sh Darshan Singh, Jr Asstt.

ORDER

This order may be read with reference to the previous order dated 04.11.2022.

2. The Appellant states that no information has been provided to him till date. He has also filed his written submissions today which is taken on record.
3. The Respondent has filed a request for adjournment today as under :-

ਦਫਤਰ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਫਤਹਿਗੜ੍ਹ ਸਾਹਿਬ।
(ਐਚ.ਆਰ.ਸੀ.ਸ਼ਾਖਾ)
(E-mail: drofgrs@gmail.com , Ph.No.01763-232838)

ਸੇਵਾ ਵਿਖੇ, ਤਾਰੀਖ ਪੇਸ਼ੀ/ਮਿਤੀ
21-11-2022 ਦੁਪਿਹਰ 12-00 ਵਜੇ।

ਸਟੇਟ ਇੰਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨਰ, ਪੰਜਾਬ,
ਰੈਡ ਕਰਾਸ ਬਿਲਡਿੰਗ, ਮਧਿਆ ਮਾਰਗ, ਸੈਕਟਰ-16,
ਚੰਡੀਗੜ੍ਹ।

ਨੰਬਰ 831 /ਐਚ.ਆਰ.ਸੀ. ਮਿਤੀ: 18-11-2022

ਵਿਸ਼ਾ:- Appeal Case No.4160 of 2022
Sh. Pranav Gupta S/o Sh Roshan Lal Gupta, House No.303, Sector 3A
Mandi Gobindgarh, Tehsil Amloh Distt. Fatehgarh Sahib (RTI Application
No.21241)

VS
Public Information Officer, O/o DC, Fatehgarh Sahib.

ਹਵਾਲਾ:- ਆਪ ਜੀ ਦੇ ਹੁਕਮ ਮਿਤੀ 4-11-2022 ਦੇ ਸਬੰਧ ਵਿੱਚ।

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਇਸ ਦਫਤਰ ਦਾ ਕਰਮਚਾਰੀ ਸ਼੍ਰੀ ਗੁਰਬਚਨ ਸਿੰਘ, ਐਚ.ਆਰ.ਸੀ. ਮਿਤੀ 4-11-2022 ਨੂੰ ਆਪਦੇ ਦਫਤਰ ਵਿੱਚ ਉਕਤ ਆਰ.ਟੀ.ਆਈ. ਅਪੀਲ ਕੇਸ ਵਿੱਚ ਪੈਰਵੀ ਲਈ ਹਾਜ਼ਰ ਹੋਇਆ ਸੀ। ਉਸਨੂੰ ਅਚਾਨਕ ਸੱਟ ਲਗ ਗਈ ਹੈ, ਜਿਸ ਕਰਕੇ ਉਹ ਮੈਡੀਕਲ ਛੁੱਟੀ ਤੇ ਚੱਲ ਰਿਹਾ ਹੈ, ਇਸ ਕਰਮਚਾਰੀ ਵਲੋਂ ਇਸ ਅਪੀਲ ਕੇਸ ਦੀ ਪੈਰਵੀ ਕੀਤੀ ਜਾਣੀ ਹੈ। ਇਸ ਲਈ ਨਿਮਰਤਾ ਸਹਿਤ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਇਸ ਕੇਸ ਵਿੱਚ ਕੋਈ ਹੋਰ ਤਾਰੀਖ ਪੇਸ਼ੀ ਦੇਣ ਦੀ ਖੋਜ ਕੀਤੀ ਜਾਵੇ ਜੀ।

ਸਹਾਇਕ ਲੋਕ ਸੂਚਨਾ ਅਫਸਰ,
ਫਤਹਿਗੜ੍ਹ ਸਾਹਿਬ।



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4. The perusal of the file shows that the respondent-PIO has not provided the information to the Appellant. Sh Darshan Singh, Jr Asstt. is appearing on behalf of the Respondent today. He is not aware of the facts of the case. It is observed that the respondents are being represented by very low level officials who are not in a position to satisfy the commission and the appellant. From the next date of hearing, no person below the PIO or APIO will be allowed to appear. Appearance of low level officials will amount to disrespect to the RTI Act.

5. It is observed that the APIO has sent above said request for adjournment instead of attending the hearing.

6. In view of the above, ***PIO O/o DC, Fatehgarh Sahib is directed*** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next 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.

PUNJAB STATE INFORMATION COMMISSION
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invoking the provisions of imposition of penalty and also award of compensation to the appellant and also recommendation of disciplinary action against the PIO under Section 20 of RTI Act, 2005.

7. To come up on **26.12.2022 at 12:00PM** in the Commission office. Copy of the orders be sent to the parties.

Chandigarh
21.11.2022

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

CC : DRO O/o DC, Fatehgarh Sahib (through Registered post)