

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864112, Email: - psic23@punjabmail.gov.in

Visit us: - www.infocommpunjab.com; Helpline No. 0172-2864100



Shri Ranjit Singh, (98554 96591)
S/o Shri Dalwara Singh,
R/o Village Pandori, District Ludhiana.

....Appellant

Versus

Public Information Officer,
O/o Station House Officer (SHO),
Dakha, District Ludhiana.

First Appellate Authority,
O/o Senior Superintendent of Police,
Ludhiana Rural.

....Respondents

APPEAL CASE NO. 3898 OF 2022

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Appeal/Complaint filed in the Commission
11.08.2022	-	16.08.2022	-	02.09.2022

PRESENT: Shri Ranjit Singh, Appellant along with Advocate Rakesh Kumar Gupta.
None on behalf of the Respondents.

ORDER (SECOND HEARING):

This order may be read with the reference to the order dated 07.9.2022 passed by this Bench on the previous hearing.

2. The Appellant states that the information sought has not been provided to him.
3. The PIO is absent. The PIO has not provided requisite information to the Appellant. The Appellant has also highlighted that till date complete information has not been provided to him. It clearly shows that there is **a delay of about 2 months** for not supplying the information to the Appellant, which is definitely on a higher side and cannot be given a go by. Besides, the deemed PIO O/o Station House Officer (S.H.O.) Dakha Police Station, District Ludhiana seems totally unmindful and indifferent to the orders issued by the Commission on a number of occasions and he has openly defied the same, before reaching to the conclusion, it is relevant to reproduce the last order of the Commission: -

xxx

xxx

xxx

xxx

2. *The Appellant is absent and the PIO is also absent for today's hearing, inspite of the Notice/Orders of the Commission. This shows his disregard to the Commission. As the absence of PIO has affected the proceedings of hearing as also disposal of the case, the absence of the PIO is viewed seriously.*

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APPEAL CASE NO. 3898 OF 2022

3. *The PIO is directed to bring along the original record relating to the RTI application dated 11.08.2022 of the appellant and produce before the Bench and file his written submission in response to the Notice of the Commission and should present this case personally in the Commission, on the next date of hearing. In case information sought by the appellant is not available in the official records, then PIO is directed to file an Affidavit/Undertaking in this regard and produce the same before the Bench, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.*

4. *The matter is adjourned to 12.10.2022 at 11:30 AM in the Commission. Both the parties are directed to present their case personally.*

4 Thus, the Commission draws the inference that the PIO, without any reasonable cause, has mala fide delayed information and thus, has rendered himself liable for punishment as provided under the RTI Act, 2005. He was given a number of opportunities to provide the information to the Appellant but he is delaying the matter on one pretext or the other. In these circumstances, **Shri Daljit Singh, Inspector, Deemed PIO – cum – Station House Officer (S.H.O.) O/o Dakha Police Station, District Ludhiana** is held guilty of default on the above score.

5. The facts of this case also proved beyond any doubt that the respondent PIO concerned does not deserve any kind of leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, 2005, **a penalty to the tune of Rs. 10,000/- (Rupees Ten thousand only)** is imposed upon Shri Daljit Singh, Inspector, Deemed PIO – cum – Station House Officer (S.H.O.) O/o Dakha Police Station, District Ludhiana to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head.

6. The Drawing and Disbursing Officer O/o Inspector General of Police, Ludhiana Range, Purani Kacheri, Ludhiana is directed to deduct the amount of penalty of Rs. 10000/- from the salary of Shri Daljit Singh, Inspector, Deemed PIO – cum – Station House Officer (S.H.O.) O/o Dakha Police Station, District Ludhiana and deposited in the State Treasury in the following Head of Account and to report its compliance to the Commission: -

- 0070- Other Administrative Services
- 60 – Other Services
- 0800 – Other Receipts
- 86-Fee under the RTI Act, 2005

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APPEAL CASE NO. 3898 OF 2022

7. The matter is adjourned. To come up for hearing on **19.10.2022 at 11:30 AM in the Commission.** Both the parties are directed to present their case personally.

**Chandigarh
12.10.2022**

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Punjab

Copy is intimation and further necessary Action: - (Regd. Post)

- 1) **The Inspector General of Police,**
Ludhiana Range, Purani Kacheri, Ludhiana.
- 2) **The Senior Superintendent of Police,**
Ludhiana Rural,
Civil Line, Ludhiana.
- 3) **The Drawing & Disbursing Officer,**
O/o Inspector General of Police,
Ludhiana Range, Purani Kacheri, Ludhiana.
- 4) **Shri Daljit Singh, Inspector,**
Deemed PIO – cum – Station House Officer (S.H.O.)
O/o Dakha Police Station,
District Ludhiana.

**Chandigarh
12.10.2022**

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Punjab