

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 6284820189



Sh. Mohinder Singh s/o Sh. Ram Singh 7888365128
Quarter No. T 2 /171, RSD Staff Colony,
Shahpur Kandi Town,
Tehsil & Distt. Pathankot

....Appellant

Vs

Public Information Officer **Registered**
o/o Dy. Secy Finance (S),
Deptt. of Finance,
Finance Personnel Policy 2 branch,
Punjab Civil Sectt 1 Chandigarh

First Appellate Authority
o/o Dy. Secy Finance (s)
Deptt of Finance,
Finance Personnel Policy 2 Branch,
Punjab Civil Sectt 1, Chandigarh.

Public Information Officer **Registered**
o/o the Principal Secretary to Govt. of Punjab,
Department of Water Resources,
Irrigation Personnel 3 Branch,
Punjab Civil Secretariat-2, Chandigarh.

Public Information Officer **Registered**
o/o the Chief Engineer (Headquarters)
Water Resources Department,
Sector 18, Madhya Marg,
Chandigarh.

Public Information Officer **Registered**
o/o the Chief Engineer,
Ranjit Sagar Dam (Constructions),
Shahpur Kandi Township,
Pathankot.

....Respondents

Appeal Case No. 2278 of 2020
(Video Conference Proceedings)

Present:- Sh. Mohinder Singh, appellant.
Sh. Paramjit Singh, Supdt, (Irrigation Personnel 3 Branch) 9814830139 on
behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 9.12.2020 vide which the case was adjourned to 20.1.2021 but due to administrative reasons the case was further adjourned to 1.3.2021.

Contd..p/2

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Appeal Case No. 2278 of 2020

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2. The representative of the respondents states that nothing is available on record in the office of the Principal Secretary to Govt. of Punjab Department of Water Resources pertaining to the RTI application of the appellant that could be supplied. However, the submissions have been received from the appellant through email, which are taken on record. The appellant also sent the notification bearing No. 10/182/2017STE(5/1133849/1 dated 27.12.2017 and Annexure A-1 regarding continuance of various posts of office staff during the year 2020-21 in respect of Ranjit Sagar Dam Project Administration at Shahpurkandi & Chandigarh through whatsapp, which are taken on record. He also states that the two annexures have been sent which are official documents of the respondents but these are not being supplied duly attested and in case the Department of Finance will provide the attested copy of the same, his purpose to seek the information will be resolved. He also requested a copy of instructions dated 11.4.2019 issued by the Department of Finance duly attested.

3. Since the copy of instructions dated 11.4.2019 duly attested are available in the office so the same are **sent** along with this order to the appellant.

4. After the perusal of the documents sent by the appellant through whatsapp, it has transpired that the said notification has been issued by the Department of Science Technology Environment (STE Branch) and the said notification dated 27.12.2017 has been forwarded to all the Additional Chief Secretaries, Financial Commissioners and Administrative Secretaries. The said notification has also been forwarded by the Water Resources Department, Punjab to all the Chief Engineers vide endst. No. 1747-93/EG/18 dated 12.4.2018. Accordingly, the Public Information Officer o/o the Chief Engineer Headquarter Water Resources Department, Supdt. Establishment General Branch, (E.G. Branch), is impleaded as necessary party in this case. He is also directed to supply the certified copy of the instructions dated 27.12.2017 circulated vide endst. No. 1747-93/EG/18 dated 23.3.2018/12.4.2018, copy of which is **sent** along with this order.

5. To come up on 19.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Pathankot/cisco webex.

Sd/

Dated: 1.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Public Information Officer (By name) **Registered**
c/o the Chief Engineer Headquarter,
Water Resources Department,
Supdt. Establishment General Branch,
(E.G. Branch), Sector 18,
Madhya Marg,
Chandigarh. 9417059457

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S. Amar Singh S/o S. Kehar Singh 9872606747
VPO Hambran,
Ludhiana 141110

....Appellant

Vs

Public Information Officer (By name)
o/o Block Development and Panchayats Officer,
Block Ludhiana-1
Ludhiana.

Registered

First Appellate Authority
o/o Block Development and Panchayats Officer,
Block Ludhiana-1
Ludhiana.

....Respondents

Appeal Case No. 1321 of 2020

(Video Conference/Cisco Webex/Phone Proceedings)

Present:- Sh. Amar Singh Virk, appellant, in person.
Sh. Sarabjeet Singh Panchayat Secretary 9417452665 and Sh. Baldev Singh,
Panchayat Secretary 7468805000 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 21.1.2021.

2. The appellant has sought the following information:-

“ 1. ਪਿੰਡ ਹੰਬੜਾ ਦੀ ਪੰਚਾਇਤੀ ਦੁਕਾਨਾਂ ਨੂੰ ਬੋਲੀ ਤੇ ਕਿਰਾਏਦਾਰ ਲਈ ਰੱਖੀਆ ਸ਼ਰਤਾ / ਮੱਤਿਆਂ ਦੀਆਂ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ

2. 20 ਜਨਵਰੀ 2020 ਤੋਂ ਪਹਿਲਾਂ ਤੱਕ ਜਿੰਨੀਆਂ ਵੀ ਦੁਕਾਨਾਂ ਅੱਗੇ ਤੇ ਅੱਗੇ ਸਬਲੈਟ ਹੋਈਆਂ ਹਨ ਉਨ੍ਹਾਂ ਦੇ ਸਬਲੈਟ ਮੰਨਜ਼ੂਰੀ ਮੱਤਿਆਂ ਦੀਆਂ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ।

3. ਮਹਿੰਗੇ ਭਾਅ ਤੇ ਸਬਲੈਟ ਕੀਤੀ ਗਈ ਪ੍ਰਤੀ ਤੇ ਪੰਚਾਇਤ ਨੂੰ ਟੋਟਲ ਕਿੰਨੀ ਆਮਦਨ ਪ੍ਰਤੀ ਦੁਕਾਨ ਜਾਣਕਾਰੀ ਦਿੱਤੀ ਜਾਵੇ।

4. ਪੰਚਾਇਤ ਦੀ ਜ਼ਿੰਮੇਵਾਰੀਆਂ ਲਈ ਪੰਚਾਇਤ ਐਕਟ 1974 ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

5. ਉਹ ਪੰਚਾਇਤੀ ਦੁਕਾਨਾਂ ਦੇ ਕਿਰਾਏਦਾਰ ਜੋ ਮਰ ਚੁੱਕੇ ਹਨ ਉਨ੍ਹਾਂ ਦੇ ਨਾਮ ਸੂਚੀ ਦਿੱਤੀ ਜਾਵੇ ਉਨ੍ਹਾਂ ਦੁਕਾਨਾਂ ਦੀ ਬੋਲੀ ਕੀਤੇ ਗਏ ਮਤਿਆ ਦੀ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ।

6. ਜਿਨ੍ਹਾਂ ਦੁਕਾਨਾਂ ਦੀ ਭੰਨ ਤੋੜ ਕਰਕੇ/ ਸ਼ਕਲ ਜਾਂ ਦਖਾਨ ਦਾ ਨਿੱਜੀ ਕਰਨ ਤੋਂ ਵਧਾਇਆ ਗਿਆ ਕਿਰਾਇਆ ਤੇ ਮੰਨਜ਼ੂਰੀ ਪੱਤਰ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।”

3. The representative of the respondents states that the complete information has already been supplied to the appellant except Point No. 3 of the RTI application. He further states that the nothing is available on record with which the appellant satisfied and the relevant portion of the reply is reproduced below:-

“ਅਜਿਹੀ ਕੋਈ ਸੂਚਨਾਂ ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਦੇ ਰਿਕਾਰਡ ਵਿੱਚ ਨਹੀਂ ਹੈ ਅਤੇ ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਦੀ ਦਰਖਾਸਤ ਦੇ ਅਧਾਰ ਤੇ ਅਜਿਹੇ ਨਜ਼ਾਇਜ਼ ਕਾਬਜ਼ਕਾਰ ਵਿਅਕਤੀਆਂ ਵਿਰੁੱਧ ਪਹਿਲਾਂ ਹੀ ਪੜਤਾਲ ਚੱਲ ਰਹੀ ਹੈ।”

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Appeal Case No. 1321 of 2020

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4. The appellant states that in case the information pertaining to Point No. 3 was not available with the respondent-Public Information Officer then they should have informed in advance. The appellant further requested that a compensation may be awarded to him due to harassment.

5. The perusal of the file shows that in this case, application for information was filed on 21.01.2020 and the respondent-Public Information Officer took more than one year to supply the information. 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 receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act, 2005.

5. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 1000/- (Rupees One thousand only) by way of compensation to the appellant. This amount shall be payable from the State Exchequer by the office before the next date of hearing.

6. To come up on 30.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Sd/

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 1.3.2021

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Sh. Gurpreet Singh Lapran,
VPO Lapran,
Tehsil Payal,
Distt Ludhiana-141421.M : 9915299199

..Appellant

Vs

Public Information Officer,
O/o Block Development and Panchayat Officer,
Doraha, Distt Ludhiana.

First Appellate Authority
O/o Block Development and Panchayat Officer,
Block Doraha, Ludhiana.

....Respondents

Appeal Case No. 2043/2020

(Video conference/Cisco Webex/on telephone proceedings)

Present:- None on behalf of the appellant.

Sh. Sukhwinder Singh Grewal 9815276062 8872119880, Block Development
and Panchayats Officer on telephone on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 20.1.2021 vide which the case was adjourned to 20.1.2021 but due to administrative reasons the case was further adjourned to 1.3.2021.

2. The respondent-Public Information Officer states that he has recently joined and is not aware of the facts of the case. He further requested for the adjournment of the case.
3. The appellant was absent during the hearing on 21.12.2020 and he is also absent today without intimation. He has also not responded to the telephone call(s) of the office.
4. During the hearing dated 21.12.2020, a statement was given by the respondent-Public Information Officer that an enquiry is going on with the Divisional Dy. Director and nothing can be supplied till the finalization of the enquiry.
5. Accordingly, the respondent-Public Information Officer is directed to file the status of the enquiry before the next date of hearing. Also the appellant is advised to pursue his case failing which the ex-parte decision will be taken on merit.
6. To come up on 19.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Sd/

Dated: 1.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Whatsapp No. 6284820189



Sh. Suresh Kumar Sharma, 9855890233

New Sharma Furniture House,
Partap bazaar Cheatta,
District Amritsar.

..Complainant

Vs

Public Information Officer
o/o sub Registrar-2,
Tehsil complex,
District Amritsar.

....Respondent

Complaint Case No. 433 of 2020

(Cisco Webex Proceedings)

Present:- Sh. Suresh Kumar, Complainant on phone.
Sh. Pritpal Reader 9463392100, 9814354074 office of the Sub Registrar 2,
Amritsar on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 17.12.2020 vide which the case was adjourned to 20.1.2021 but due to administrative reasons the case was further adjourned to 1.3.2021.

2. The complainant states that no information has been provided by the respondents so far. However, the representative of the respondents states that in compliance with the orders of the Commission the objection of 3rd party was called for, which has been received from him. He further states that the decision on the objections so received is yet to be taken for which he requested for the adjournment of the case.

3. Accordingly, the case is adjourned with the directions to pass an appropriate order and a copy of the same be sent before the next date of hearing to the Commission for consideration.

4. To come up on 18.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar.

Sd/

Dated: 1.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Tarsem Singh, S/o Sh. Sadhu Singh,
R/o Village Athwal,
Tehsil Majitha,
Distt Amritsar. M : 7973011197

....Appellant

Vs

Public Information Officer
o/o Panchayat Secretary Gram Panchayat,
Athwal,
Block Majitha, District Amritsar

First Appellate Authority
o/o Sub Divisional Magistrate,
Majitha, District Amritsar.

Public Information Officer-cum-
Panchayat Secretary, Athwal,
c/o Block Development and Panchayats Officer
Block Majitha, District Amritsar

....Respondents

Appeal Case No. 2797 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Tarsem Singh, appellant.

Sh. Amanpreet Singh, Panchayat Secretary 8872480006 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.12.2020 vide which the case was adjourned to 20.1.2021 but due to administrative reasons the case was further adjourned to 1.3.2021.

2. A request has been received from the appellant vide which he has submitted that he cannot attend the hearings due to family affairs. However, an information pertaining to the RTI application has been received from the respondents. Therefore, a copy of the same is **sent** along with this order to the appellant with an advice to go through the same and point out deficiency, if any, to the respondent-Public Information Officer with a copy to the Commission.

3. To come up on 19.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar.

Sd/

Dated: 1.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.