

**PUNJAB STATE INFORMATION COMMISSION  
RED CROSS BUILDING, NEAR ROSE GARDEN,  
SECTOR 16, CHANDIGARH.**

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**Helpline NO.0172-2864100 (10.00 AM to 04.00 PM) Working Days**



Sh. Sunil Dutt Sharma,  
R/o H.No.601, Phase-I,  
SAS Nagar (Mohali)..

.....Appellant

Versus

**Public Information Officer**  
O/o Technical Education &  
Industrial Training Deptt..(IT Wing)  
Sector-36, Chandigarh.

**First Appellate Authority**  
O/o Technical Education &  
Industrial Training Deptt..(IT Wing)  
Sector-36, Chandigarh.

....Respondents

**AC No.911 of 2020**

**Present:** (i) **Shri Sunil Dutt Sharma, Appellant**  
(ii) **None is present on behalf of the PIO.**

**ORDER**

**Heard through Video Conferencing**

1. The RTI application is dated 26.02.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 10.04.2019 and the second appeal was filed in the Commission on 26.02.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The case has been heard today through Video Conferencing facility at Mohali. Sh. Sunil Dutt Shamra, Appellant comes present. None has come present on behalf of the PIO/Respondent.

3. The appellant states that in response to his RTI application, he has been called to the PIO's office many times. He visited the PIO's office and identified the documents, the copies of which he requires. Whatever information as per his requirement has been supplied, that has not been authenticated by the PIO and given without certification, and complete information has not been shared.

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4. The Bench takes note of the fact that in spite of the visits of appellant as desired by the office of PIO/Respondents, firstly he has not been supplied the entire information despite the identification of documents by the appellant as per his requirement and whatever relevant information has been supplied to the appellant, the same has been supplied without authentication which is necessary as per RTI Act. The Bench also takes note of the delay caused in supplying the information to the appellant as also their absence for today's hearing.

5. The PIO is issued show cause notice to explain his absence and to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for the inordinate delay in supply of information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

7. The PIO is also directed to supply the relevant information duly authenticated by the PIO before the next date of hearing. The Appellant as well as the PIO will attend the next hearing in the office of Commission at Chandigarh on the next date of hearing.

8. The matter is adjourned. To come up for hearing on **01.07.2020 at 11.30 AM**. Copies of the order be sent to the parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**

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Sh. H.S. Hundal, Advocate  
#203, Judicial Courts,  
Sector-76, Mohali.

.....Appellant

Versus

**Public Information Officer**

O/o State Transport Commissioner,  
Punjab, Sector-17C, Chandigarh.

**First Appellate Authority**

O/o State Transport Commissioner,  
Punjab, Sector-17C, Chandigarh.

....Respondents

**AC No.4196 of 2019**

**Present:**

- (i) Appellant is absent.
- (ii) Sh.Gurpal Singh, APIO O/o S.T.C. Punjab is present on behalf of the PIO.

**ORDER**

**Heard through Video Conferencing**

1. The order may be read with reference to the order dated 25.02.2020 passed by this Bench on the last date of hearing.
2. The case was heard today through Video Conferencing facility at Mohali. Sh. H.S. Hundal, Appellant did not come present. Sh. Gurpal Singh, APIO has come present in office of Commission, on behalf of the PIO/Respondent. He states that the PIO has been detailed for duty in connection with COVID-19 and also produces an order of the State Govt. in this regard which is taken on record.
3. On the asking of the Bench, Sh.Gurpal Singh, APIO produces reply to the show cause as also the information sought by the appellant, vide letter dated 01.06.2020 which is taken on record. The PIO is directed to send the reply/information to the Appellant by registered post. The appellant is also directed to point out deficiencies in the information supplied well before the next date. The PIO will ensure that deficiencies pointed out by the appellant are addressed before the next hearing.

**Cont...2**



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**AC No.4196/2019**

4. So far as the averments made by the PIO in his reply to the show cause notice at Point No.3(1 ) and 3(2) that the record is not available in the office, he is directed to file an affidavit before the next date of hearing to the effect that all available information has been supplied to the appellant and nothing more beyond the said information is available in their office. The affidavit should be duly signed by the PIO and attested by the Notlary Public.

5. The PIO must come present in person on the next date of hearing. In the office of Commission at Chandigarh. The appellant will attend the hearing through Video Conferencing at Mohali.

6. The matter is adjourned. To come up for hearing on **01.07.2020 at 11.30 AM through Video Conferencing at D.C. Office Mohali.** Copies of the order be sent to the parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**

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Sh.Parwinder Singh  
S/o Shri Hakam Singh  
Village Jangpura, PO Banur,  
Tehsil & District Mohali.

.....Appellant

Versus

**Public Information Officer**

O/o Subordinate Services  
Selection Board, Punjab,  
Van Bhawan, Sector-68, Mohali

**First Appellate Authority-cum-**

O/o Subordinate Services  
Selection Board, Punjab,  
Van Bhawan, Sector-68, Mohali

....Respondents

**AC No.306 of 2020**

**Present:** (i) **Sh. Parwinder Singh, appellant.**  
(ii) **Sh.Mohit, Sr. Asstt./APIO O/o SSS Board, Punjab Mohali**  
**is present on behalf of the PIO.**

**ORDER**

**Heard through Video Conferencing**

1. The order may be read with reference to the order dated 25.02.2020 passed by this Bench on the last date of hearing.
2. The case was heard today through Video Conferencing facility at Mohali. Both Sh.Parwinder Singh, Appellant as well as Sh.Mohit, Sr. Asstt./ APIO, on behalf of the PIO/Respondent, have come present in the O/o D.C.Mohali for the hearing through V.C. The APIO states that the information could not be supplied to the appellant as the relevant file is, perhaps, with the Advocate as the matter is sub-judice.
3. The Bench takes note of the fact that the PIO has not filed the affidavit as directed on the previous date of hearing to the effect that the information as available in the official records, except the matter which is sub judice, has been supplied to the appellant. It is unfortunate that PIO instead of abiding by the Commission's order is making same excuses to

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deny information to the appellant. The PIO is again directed to supply the information available in the records as directed on the previous date of hearing and also file the affidavit as already directed.

4. Further, on the asking of the Bench, the APIO present assures to supply the information within a week's time. However, the Bench gives the PIO a time of two weeks to ensure that the information is supplied to the appellant within the time stipulated by the Bench.

5. The PIO is also directed to file an affidavit before the next date of hearing to the effect that the information as available in the records has been supplied to the appellant. Information on issues which are sub-judice has, however, been withheld and beyond that no other information is available in the records and nothing has been concealed therein. The statement is factually correct. The affidavit should be duly signed by the PIO and attested by the Notary Public.

6. The matter is adjourned. To come up for hearing on **01.07.2020 at 11.30 AM through Video Conferencing at D.C. Office Mohali**. Copies of the order be sent to the parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma, (Retd))  
State Information Commissioner, Punjab**

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Sh. Manpreet Singh,  
R/o 113, Phase-3B-1,  
Mohali.

.....Appellant

Versus

**Public Information Officer**

O/o Director, Food Civil Supplies &  
Consumer Affairs Department,  
Anaj Bhawan, Sector 39, Chandigarh.

**First Appellate Authority,**

Director, Food Civil Supplies &  
Consumer Affairs Department,  
Anaj Bhawan, Sector 39, Chandigarh.

**Public Information Officer**

O/o Principal Secretary, Department of  
Food Civil Supplies & Consumer Affairs  
Mini Secretariat, Chandigarh.

**First Appellate Authority,**

O/o Principal Secretary, Department of  
Food Civil Supplies & Consumer Affairs  
Mini Secretariat, Chandigarh.

...Respondents

**AC No.4066/2019**

**along with**

**AC No.4068/2019**

**Present:**

(i) Sh.Manpreet Singh, Appellant.

(ii) Sh.Puneet Joshi, Inspector, O/o Director, Food Civil Supplies &  
Consumer Affairs Department.

**ORDER**

1. This order may be read with reference to the order dated 19.02.2020 passed by this Bench on the last date of hearing.
2. The appellant comes present in person before the Bench and states that he has not been supplied any information so far.
3. The representative of the PIO, Sh. Puneet Joshi, Inspector comes present and states that he has brought with him the information sought by the appellant and hands

Cont...P-2



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**AC No.4066/2019 & 4069/2019**

over the information to the appellant. On the asking of the Bench, the appellant goes through the information. He, however, states that the annexures mentioned in the letter have not been enclosed and moreover, the copy of information supplied is not legible.

4. Thereafter, the representative of the PIO sought some time to convince the appellant regarding the documents supplied, the Bench accedes to the request of the representative of the PIO. On the asking of the Bench, thereafter, the representative of PIO assures the Bench to supply the complete information to the Appellant within a week's time, to which the appellant agrees.

5. As per assurance given by the representative of the PIO, PIO is directed to supply the complete information to the appellant within a week. PIO is also directed to file an affidavit duly attested by the Notary Public during the next hearing to the effect that complete information as sought in AC No:4066 and 4068 of 2019, as available in official records, has been supplied. No information has been concealed.

6. The matter is adjourned. To come up for hearing on **01.07.2020 at 11.30 AM through Video Conferencing at D.C. Office Mohali**. Copies of the order be sent to the parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**



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Sh. Chanchal Singh Bal  
H.No.172, Sector-70,  
S.A.S. Nagar (Mohali)

.....Appellant

Versus

**Public Information Officer**  
O/o Punjab Subordinate Services  
Selection Board, Van Bhawan,  
Sector-68, SAS Nagar(Mohali)

**First Appellate Authority-cum-**  
Punjab Subordinate Services  
Selection Board, Van Bhawan,  
Sector-68, SAS Nagar(Mohali)

...Respondents

**AC No.357/2020**

**Present:** (i) Appellant is absent.  
(ii) Smt. Bhupinder Kaur, Supdt. O/o SSS Board, Punjab  
is present on behalf of the PIO.

**ORDER**

**Heard through Video Conferencing**

1. This order may be read with reference to the order dated 26.02.2020 passed by this Bench on the last date of hearing.
2. The appellant is absent. He has, however, sent a letter dated 23.05.2020, stating that due to ill health as also to maintain public order directive of DM Mohali, he will not attend the hearing. He also refers to the letter of PIO dated 17.02.2020 stating that the reply given vide this letter is irrelevant as the information has been linked to the year 1972 which is not correct.
3. On the asking of the Bench and clarifying that the information has been asked for refers to Punjab Govt. letter dated 23.10.2000 and reply sent to the appellant is incorrect & irrelevant. The representative of the PIO is unable to give a satisfactory response and requests for additional time to supply the information.

...Cont.. P-2



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**AC No.357/2020**

4. Additional time is granted by the Bench.
5. The matter is adjourned. To come up for hearing on **01.07.2020 at 11.30 AM through Video Conferencing in the O/o D.C. Mohali**. Copies of the order be sent to the parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**

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Sh.Lal Chand S/o Sh.Rikhi Singh  
H.No.59, Royal Residency, Sec-127  
(Behind Alivista Smart Homes)  
Chhajju Majra, S.A.S. Nagar, (Mohali).

.....Appellant

Versus

**Public Information Officer**

O/o Punjab State Power Corpn. Ltd,  
Sub Division, Kharar, Distt.Mohali

**First Appellate Authority-cum-**

O/o Punjab State Power Corpn. Ltd,  
Sub Division, Kharar, Distt.Mohali

....Respondents

**AC No.4059 of 2019**

**Present:**

- (i) Sh.Lal Chand, Appellant
- (ii) None is present on behalf of the PIO/Respondents.

**ORDER**

**Heard through Video Conferencing**

1. This order may be read with reference to the order dated 04.03.2020 passed by the Bench on the last date of hearing.
2. Sh.Lal Chand, appellant comes present before the Bench at Chandigarh and states that he has not received any information with regard to his RTI application so far.
3. None has come present on behalf of the PIO. It is observed that the PIO has absented himself from the hearing for the fourth consecutive time. This shows an indifferent attitude of PSPCL towards the authority of the Punjab State Information Commission. It also shows how the functionaries of the PSPCL deal with the general public. The attitude is highly deplorable.
4. The show cause notice already stands issued to the PIO. He has already been given opportunities thrice to file reply to the show cause notice by way of affidavit. The

Cont..P-2



**AC No.4059/2019**

PIO, PSPCL Sub Division, Kharar, District Mohali, has neither bothered to give response to the show cause notice nor to send any intimation regarding the reason for his absence nor has supplied any information to the appellant.

5. Looking to the fact that information sought by the appellant has not been provided, the PIO is given last opportunity to file an affidavit in reply to the show cause notice and to come present in person on the next date of hearing, failing which the penal consequences shall follow.

6. The matter is adjourned. **To come up for hearing on 01.07.2020 at 11.30 AM through V.C. at Mohali.** Copies of the order be sent to the concerned parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**

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**Helpline NO.0172-2864100 (10.00 AM to 04.00 PM)**



Sh. Davinder Singh  
H.No.353, Phase-2,  
S.A.S. Nagar, (Mohali).

.....Appellant

Versus

**Public Information Officer**  
O/o Punjab Urban Planning &  
Development Authority (PUDA),  
Phase-8, SAS Nagar(Mohali)

**First Appellate Authority-cum-**  
O/o Punjab Urban Planning &  
Development Authority (PUDA),  
Phase-8, SAS Nagar(Mohali)

....Respondents

**AC No.4010 of 2019**

**Present:** (i) Appellant is absent..  
(ii) Sh.Gulshan Kumar, PIO, O/o GMADA, Mohali.

**ORDER**

**Heard through Video Conferencing**

1. This order may be read with reference to the order dated 04.03.2020 passed by this Bench on the last date of hearing.
2. The appellant Shri Davinder Singh is absent. He has, however, sent an e.mail dated 01.06.2020 vide which he states that the requisite information has not been provided to the appellant yet. He further states that he is not in a position to attend the hearing and that the orders may be passed on the basis of facts on record.
3. Shri Gulshan Kumar, PIO of the office of GMADA, Mohali come present. He states that the file relating to the case is not available in the office as the matter is under consideration of the Court and may be held with the Advocate dealing with the case.
4. The Bench enquires from the PIO the reasons for not giving reply to the Show Cause Notice. He does not give any satisfactory reply. He, however, narrates the entire situation with regard to the information sought by the appellant in respect of the property earlier in the possession of his father.

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**AC No.4010/2019**

5. The Bench is not convinced with the facts narrated by the PIO with regard to the supply of information as the contention of the PIO that the file may be available with the Advocate concerned is not correct. The information can be supplied to the appellant by getting the file back from the Advocate. It appears that no efforts have been made to ensure supply of information to the appellant.

6. The PIO requests for some time to do the needful. As such, he is again directed to file reply to the show cause notice and to supply the requisite information to the appellant. It is made clear that no further opportunity will be given to the PIO and in the event of failure to do so, penal consequences shall follow.

7. The matter is adjourned. **To come up for hearing on 01.07.2020 at 11.30 AM through V.C. at Mohali.** Copies of the order be sent to the concerned parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**

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Sh. Kulbir Singh, Ex-Driver  
H.No.158, Phase-9,  
S.A.S. Nagar(Mohali)

.....Appellant

Versus

**Public Information Officer**

O/o State Transport Commissioner,  
Punjab, Sector-17C, Chandigarh.

**First Appellate Authority**

O/o State Transport Commissioner,  
Punjab, Sector-17C, Chandigarh.

....Respondents

**AC No.679 of 2020**

**Present:**

- (i) Appellant is absent.
- (ii) Sh.Gurpal Singh, APIO, O/o State Transport Commissioner, Punjab, Chandigarh.

**ORDER:**

**Heard through Video Conferencing**

1. The RTI application is dated 25.03.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 25.07.2019 and the second appeal was filed in the Commission on 06.02.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The case was heard today through Video Conferencing facility at Mohali. But the Appellant has not come present in V.C. at DC Office, Mohali. Shri Gurpal Singh, APIO has come present in person on behalf of the PIO/Respondent before the Bench at Chandigarh.

3. The APIO states that the requisite information, giving para-wise reply to the RTI application has already been sent to the appellant vide letter dated 16.10.2019. He also produces a letter addressed to the appellant dated 01.06.2020 enclosing therewith para wise reply to RTI Application as well as a letter showing the payment of Rs.1,65,466/- having been

Cont...2



-2-

**AC No.679 of 2020**

made to the appellant on 04.02.2020. He states that the dues of appellant have been cleared. The PIO is directed to send once again comprehensive reply to the appellant covering all details of the information sought.

5. With the above directions, the matter is adjourned. **To come up for hearing on 01.07.2020 at 11.30 AM through V.C. in the office of D.C. Mohali. Copies of the order be sent to the parties.**

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**



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Ms Sanotsh Kumari  
H.No.2650, Ward No.12,  
Opposite Dussehra Ground,  
Kharar, District Mohali.

.....Appellant

Versus

**Public Information Officer**

O/o District Education Officer(SE),  
SAS Nagar (Mohali)

**First Appellate Authority-cum-**

O/o District Education Officer(SE),  
SAS Nagar (Mohali)

....Respondents

**AC No.4017 of 2019**

**PRESENT:** (I) Shri Charanjit Bansal on behalf of the appellant.  
(ii) None on behalf of the PIO/ respondent.

**ORDER:**

**Heard through Video Conferencing**

1. This order may be read with reference to the order dated 10.02.2020 passed by this Bench on the previous date of hearing.
2. Shri Charanjit Bansal, has come present in V.C. on behalf of Santosh Kumari. He refers to the e-mail sent by the appellant dated 28.05.2020 in which it has been stated by the appellant that her representative visited the office of PIO on 05.01.2019, 03.02.2019 and 20.03.2020, but no information has been supplied to the appellant.
3. From the perusal of the file, it is observed that on the previous date of hearing, the PIO was directed to file an affidavit that the requisite information has been supplied to the appellant and that there is no other information available in their records. It is observed that neither the PIO has bothered to supply the information to the appellant nor has come present before the Bench for the hearing through V.C. at Mohali.

Cont...P2



4. The Bench views seriously the indifferent and lackadaisical attitude of the PIO in spite of the orders of Commission. The PIO, O/o District Education Officer (SE), Mohali is issued show cause notice to explain as to why action should not be taken against him for the delay in responding to the RTI application as also why penalty should not be imposed in the instant case. He is directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

5. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

6. The appellant is directed to once again visit the office of PIO to identify the information required by the appellant. The PIO will provide the information so identified by the appellant. The PIO is also directed to ensure his personal presence on the next date of hearing through V.C.

7. The matter is adjourned. To come up for hearing on **01.07.2020 at 11.30 AM through Video Conferencing in the o/o D.C. Mohali.** Copies of the order be sent to the parties.

**Chandigarh  
01.06.2020**

**Sd/-  
(Lt Gen Ajae Kumar Sharma,(Retd))  
State Information Commissioner, Punjab**