

PUNJAB STATE INFORMATION COMMISSION
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Sector 16, Chandigarh.
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Sh Bhushan Jain S/o Sh Rajinder Kumar Jain,
H No-392, Street NO-3, Nirmal Nagar,
Dugri, Ludhiana.
... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Ludhiana.

First Appellate Authority,
O/o Civil Surgeon,
Ludhiana.

...Respondent

Appeal Case No. 3822 of 2021

PRESENT: Sh. Bhushan Jai, the Appellant
Sh. Rakesh Kumar, RTI Clerk,
for the Respondent

ORDER:

The appellant, through an RTI application dated 02.04.2021 has sought information regarding a copy of Govt. instructions for time period fixed for passing medical bills by the Medical Board and the status of medical bill of Rs.7502/- sent by DC office vide dispatch no.8914 dated 05.10.2020 as enumerated in the RTI application from the office of Civil Surgeon Ludhiana. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 04.06.2021, which took no decision of the appeal.

The case first came up for hearing 02.03.2022 through video conferencing at DAC Ludhiana. As per the respondent, there are no notification/instructions available in the record. However, the medical bill of Rs.7502/- was processed, and approval of the bill for Rs.6852/- has been granted vide letter dated 10.06.2021

The appellant was absent nor was represented.

Having gone through the RTI application and the reply of the PIO, the PIO was directed to provide a copy of the dispatch register indicating the dispatch number and date of dispatch to the appellant.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present pleaded that the available information as per RTI application has been provided to the appellant vide letter dated 15.02.2022.

The appellant claimed that he has received all the information as per his RTI application and he is satisfied with the same. He further requests the court to close the instant appeal case.

I have gone through the RTI application and the information provided by the respondent and observed that the RTI application has been attended to by the PIO and no further cause of action is left. Hence, **the case is disposed of and closed.**

Sd/-

Chandigarh
Dated 01.08.2022

(Khushwant Singh)
State Information Commissioner



Sh Tejinder Singh,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur.

... Appellant

Versus

Public Information Officer,
O/o Director,
Health & Family Welfare Deptt,
Sector-34-A, Chandigarh.

First Appellate authority,
O/o Director,
Health & Family Welfare Deptt,
Sector-34-A, Chandigarh

...Respondent

Appeal Case No. 5368 of 2021

PRESENT: None for the Appellant
Dr. Jyoti for the Respondent

ORDER:

The appellant through an RTI application dated 02.07.2021 has sought information on 07 points regarding joining in the service by Smt.Meenakshi Distt.Pharmacy Officer alongwith educational qualification and experience at that time – posting details of the officer – detail of salary of officer on joining with grade pay – details of allowances provided from time to time – NOC if any obtained from the department while purchasing any house/plot/car etc. having value of Rs.30000/- or more – complaints received against the officer and other information as enumerated in the RTI application concerning the office of Director Health and Family Welfare, Pb Chandigarh. The appellant was not provided with the information after which the appellant filed a first appeal before the first appellate authority on 06.09.2021 which took no decision on the appeal.

The case first came up for hearing on 25.05.2022 through video conferencing at DAC Ludhiana. The appellant claims that the PIO has not supplied the information.

As per the respondent, the information relates to the Medical Superintendent, Civil Hospital, Jalandhar, the RTI application was transferred to them u/s 6(3) of the RTI Act vide letter dated 28.07.2021.

The Commission has taken a serious view of this and hereby directs the PIO O/o Medical Hospital Jalandhar to **show cause why penalty be not imposed on him under section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time. He/she should file an affidavit in this regard.**

The PIO was again directed to provide information to the appellant as per the RTI application transferred by the PIO-cum-Suptd.(E-5) O/o Director Health and Family Welfare vide letter dated 28.07.2021 within 15 days of the receipt of the order.

Appeal Case No. 5368 of 2021

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant is absent nor is represented.

Dr. Jyoti present pleaded on behalf of the PIO O/o Medical Superintendent, Civil Hospital, Jalandhar, the requisite information has already been provided to the appellant vide letter dated 30.05.2022. The respondent further pleaded Dr. Ashok has since retired to whom the show cause notice was issued.

Hearing the respondent, I observe that the requisite information has been provided to the appellant and no further cause of action is left. **Hence, the case is disposed.**

**Chandigarh
Dated 01.08.2022**

**Sd/-
(Khushwant Singh)
State Information Commissioner**

**CC to :PIO-Medical Suptd.
Civil Hospital, Jalandhar.**

due to non-pursuance by the appellant.

Chandigarh
Dated 01.08.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Bhushan Jain S/o Sh Rajinder Kumar Jain,
H No-392, Street NO-3, Nirmal Nagar,
Dugri, Ludhiana.
... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Ludhiana.

First Appellate Authority,
O/o Civil Surgeon,
Ludhiana.

...Respondent

Appeal Case No. 3823 of 2021

PRESENT: Sh. Bhushan Jain the Appellant
Sh. Rakesh Kumar, RTI Clerk,
for the Respondent

ORDER:

The appellant, through an RTI application dated 02.04.2021 has sought information regarding documents required to be attached for claiming the medical bill reimbursement by Punjab Govt employees alongwith instructions of the Govt as enumerated in the RTI application from the office of Civil Surgeon Ludhiana. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 04.06.2021 which took no decision of the appeal.

The case first came up for hearing on 02.03.2022 through video conferencing at DAC Ludhiana. The respondent present pleaded that the information has been sent to the appellant vide letter dated 17.02.2022 with a copy to the Commission through email.

The appellant was absent and vide email has sought exemption due to the death of his close relative.

Having gone through the RTI application and the reply of the PIO, the PIO was directed to provide all govt notifications regarding documents required to be attached with the medical bill for claiming reimbursement.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present pleaded that the available information as per RTI application had been provided to the appellant vide letter dated 15.02.2022.

The appellant claimed that he has received all the information as per his RTI application and he is satisfied with the same. He further requests the court to close the instant appeal case.

I have gone through the RTI application and the information provided by the respondent and observed that the RTI application has been attended to by the PIO and no further cause of action is left. Hence, **the case is disposed of and closed.**

Chandigarh
Dated 01.08.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sector 16, Chandigarh.
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Sh Jagjit Singh,
R/o Aman Nagar, Street No-3,
B/s Green land School,
Near Jalandhar Bue Pass, Ludhiana.
... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Ludhiana.

First Appellate Authority,
O/o Civil Surgeon,
Ludhiana.

...Respondent

Appeal Case No. 3861 of 2021

PRESENT: None for the Appellant

Dr. Neha and Sh. Rakesh Kumar, RTI Clerk, for the Respondent

ORDER:

The appellant through an RTI application dated 04.06.2021 has sought information on 06 points regarding the total number of employees under grade A,B&C against whom complaints regarding negligence of duty and allegation of corruption filed by anyone – charge sheets issued – action taken by the competent authority and other information as enumerated in the RTI application from the office of Civil Surgeon Ludhiana. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 10.07.2021 which took no decision of the appeal.

The case first came up for hearing on 02.03.2022 through video conferencing at DAC Ludhiana. The respondent present pleaded that the information cannot be provided u/s 8(1)(J) of the RTI Act.

The appellant was absent and vide email has requested for hearing through Cisco webex.

The appellant was given one more opportunity to appear before the Commission on the next date of hearing through video conferencing to pursue the case and also establish any larger public interest involved in the disclosure of this information.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant is absent nor is presented for the 2nd time consecutively.

The respondent present pleaded that the appellant has suitably been informed vide their letter dated 15.07.2022 that being 3rd party information, the same cannot be provided under section 8(1)(J) of the RTI Act.

The appellant is absent on the 2nd consecutive occasion, nor is represented. The appellant has been seeking hearings on CISCO (video platform), but this bench already provides a convenient video conferencing facility at all district headquarters, and the appellant has been offered that facility twice.

The bench cannot keep adjourning the case, thus it is **disposed of**

due to non-pursuance by the appellant.

Chandigarh
Dated 01.08.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Avtar Singh,
R/o H no-3583, Backside P.O,
Jamalpur, Ludhiana.
... Appellant

Versus

Public Information Officer,
O/o Secretary,
Health & Family Welfare,
Sector-34-A, Chandigarh.

First Appellate Authority,
O/o Secretary,
Health & Family Welfare,
Sector-34-A, Chandigarh.

...Respondent

Appeal Case No. 4397 of 2021

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant, through an RTI application dated 04.03.2021 has sought information on 09 points regarding the enquiry report on the enquiry conducted by Dy. Director Health and Family Welfare on the complaint of Dr. Avtar Singh as per the order of Health and Family Welfare Minister vide memo dated 22.09.2020 as enumerated in the RTI application from the office of Secretary Health and Family Welfare, Pb Chandigarh. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 06.05.2021, which took no decision of the appeal. After filing the first appeal, the PIO sent a reply to the appellant vide letter dated 20.05.2021 to which the appellant was not satisfied and filed 2nd appeal in the commission.

The case first came up for hearing on 02.03.2022 through video conferencing at DAC Ludhiana/ Chandigarh. The appellant claimed that the PIO had not supplied the information.

The respondent present informed that pleaded that since the enquiry was pending, the reply was sent to the appellant vide letter dated 06.05.2021 relating to point-1. However, the information relating to points 2 to 9 is not available in their record and may be available with the Director of Health Services (E-2 Branch).

The PIO-O/o Director Health and Family Welfare (E-2 Branch) was impleaded in the case and directed to provide information if available in the record or reply point-wise at the time of filing of the RTI application.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Ludhiana/ Chandigarh. The appellant is absent nor is represented.

The respondent is absent and nor is represented.

Appeal Case No. 4397 of 2021

An the order has already been passed on 02.03.2022 to provide information if available in the record or reply point-wise at the time of filing of the RTI application, no further action is required.

The case is disposed of.

**Chandigarh
Dated 01.08.2022**

**Sd/-
(Khushwant Singh)
State Information Commissioner**

**CC to PIO O/o Director Health & Family Welfare
(E-2 Branch), Sector 34, Chandigarh.**

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Sh Arun Garg, S/o Sh Sham Lal,
H o-40-41, Central Town,
Village Dad, P.O Lalton Kalan,
Distt Ludhiana.

... Appellant Versus

Public Information Officer,
O/o Chief Director Vigilance Bureau, Punjab,
(Budget and Establishment Brach),
Mini Secretariat, Block-C, Sector-9, Chandigarh.

First Appellate Authority,
O/o Chief Director Vigilance Bureau, Punjab,
(Budget and Establishment Branch),
Mini Secretariat, Block-C,
Sector-9, Chandigarh.

...Respondent

Appeal Case No. 803 of 2020

PRESENT: None the Appellant
Sh. Varinder Singh, ASI, for the Respondent

ORDER:

The appellant, through an RTI application dated 19.08.2019 has sought information on 10 points regarding a complaint filed through a toll-free number (complaint No.306 dated 19.12.2015). The Action that was taken on the said complaint alongwith statements of witnesses – a copy of the complaint by the applicant with enquiry report and other information as enumerated in the RTI application from the office of Chief Director Vigilance Bureau, Punjab, (Budget and Establishment Branch), Mini Secretariat, Block-C, Sector-9, Chandigarh. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 17.11.2019 which took no decision of the appeal.

The case was first heard by Ms Preety Chawla, State Information Commissioner on 16.03.2020 when the respondent pleaded that since the appellant did not submit ID proof, the information was not provided. The appellant was absent.

On the date of the next hearing on 12.10.2020 it was observed that since the First Appellate Authority did not take any action on the appeal of the appellant, the case was remanded back to the First Appellate Authority with the direction to decide the matter in accordance with the provisions of RTI Act after giving all parties an opportunity to be heard.

On the date of the hearing on 16.08.2021, the appellant was absent and vide email sent his submissions which were taken on the record.

The respondent present informed that the available information has been supplied to the appellant and filed their reply vide letter dated 11.08.2021 which was taken on record. Since the appellant was not present, an opportunity was given to the appellant to appear before the Commission on the next date of hearing to pursue his case.

Appeal Case No. 803 of 2020

The case last came up for **hearing on 02.03.2022** before this Bench through video conferencing at DAC Ludhiana/ Chandigarh. The respondent present informed that the available information has already been provided to the appellant vide letter dated 07.01.2021. The respondent also submitted a copy of the information that was taken on record.

The appellant claimed that the information was incomplete.

The appellant was directed to point out the discrepancies if any (point-wise) in writing to the PIO with a copy to the Commission and the PIO was directed to remove the same. A copy of the information submitted by the respondent was sent to the appellant alongwith the order.

Hearing dated 01.08.2022 :

The case has come up for **hearing today** through video conferencing at DAC Ludhiana/ Chandigarh. The respondent present pleaded that after removing discrepancies as pointed by the appellant, the information has been provided to the appellant vide their letter dated 18.07.2022.

The appellant is absent nor is represented.

Having gone through the RTI application and information supplied by the respondent, the Commission finds that the requisite information has been provided to the appellant and no more cause of action is left.

The **case is disposed**.

Chandigarh
Dated 01.08.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Veeru Singh, S/o Sh. Dhola Singh,
Village Ladhuka,
Tehsil & Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o District Social Security Officer,
Fazilka.
First Appellate Authority,
O/o District Social Security Officer,
Fazilka.

...Respondent

Appeal Case No. 3852 of 2021

PRESENT: Shri Veeru Singh, the Appellant
Sh.Harbhajan Singh, Clerk for the Respondent
ORDER:

The appellant through an RTI application dated 03.05.2021 has sought information regarding discontinuation of the old-age pension of Sh.Dhola Singh – the name of enquiry officer - a copy of enquiry report alongwith form filled – a copy of the attestation of patwari or panchayat secretary during enquiry etc. and other information as enumerated in the RTI application from the office of District Social Security Officer, Fazilka. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 30.06.2021 which took no decision of the appeal.

The case first came up for hearing on 02.03.2022 through video conferencing at DAC Fazilka. The respondent present had brought nothing. Also, there was nothing on record that shows that the RTI application has been responded to.

The appellant was absent nor was represented.

The Commission having taken a serious view of this issued a **show cause notice to the PIO under section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time and directed to file reply on an affidavit.**

The PIO was again directed to provide information to the appellant within 15 days of the receipt of the order.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Fazilka. The appellant is present.

The respondent present pleaded that the similar information demanded in Appeal Case No.401 of 2022 has already been provided to the appellant vide letter No.8487 dated 21.3.2022 on the hearing dated 28.06.2022.

Having gone the record available in the file and hearing the respondent, the Commission finds that the requisite information has already been supplied to the appellant, and no more cause of action is left. However, the appellant is warned to refrain from filing similar RTI appeals in future. The case is **disposed of and closed**.

Chandigarh
Dated 01.08.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

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Smt Tushpinderpal Kaur, W/o Sh Sonu Kumar,
Street No-1-E, H No-A-1149,
R/o Radha Swami Colony, Fazilka.

... Appellant

Versus

Public Information Officer,
O/o Director,
Social Justice Empowerment and Minorities,
SCO-6-7, Phase-1, Mohali.

First Appellate Authority,
O/o Director,
Social Justice Empowerment and Minorities,
SCO-6-7, Phase-1, Mohali.

...Respondent

Appeal Case No. 3813 of 2021

PRESENT: Smt.Tushpinderpal Kaur for the Appellant
Sh.Parminder Singh, Dy.Director for the Respondent

ORDER:

The appellant, through an RTI application dated 27.05.2021 has sought information regarding the list of BC category ETT students who applied for scholarships during 2012-14 - list of minority category ETT students who applied for scholarships during 2012-14 – scholarship provided – objections raised for not granting scholarship to students and other information as enumerated in the RTI application from the office of Director Social Justice and Empowerment and Minorities, Pb Mohali. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 10.07.2021, which took no decision on the appeal.

The case first came up for hearing on 02.3.2022 through video conferencing at DAC Fazilka/ Chandigarh. The respondent present informed that no BC category students applied for scholarship during 2012-14 session and only two students relating to the minority category applied and that the scholarship was released to both of them and information has been provided to the appellant.

The appellant claimed that the information is not correct since she had applied for a scholarship and had sent a copy of the registration form to the Commission which was taken on record.

Having gone through the RTI application and hearing both the parties, the PIO was directed to provide an affidavit that the information that has been supplied is true, complete and no other information is available in the record relating to this RTI application.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Fazilka/ Chandigarh. The appellant present reiterated her earlier version that the PIO has not supplied the correct information.

The respondent has brought a self declaration in the court stating therein that no student under OBC category had applied for post-matric scholarship in the session 2014-15.

Appeal Case No. 3813 of 2021

Hearing both the parties, the Commission observes that a mistake has taken place while submitting the RTI application demanding information for the session 2012-14 instead of 2014-15. The appellant is advised to file fresh RTI application with the PIO accordingly. The Commission further finds that no further cause of action is required and hence, **the case is disposed of and closed.**

Sd/-

Chandigarh

(Khushwant Singh)

Dated 01.08.2022

State Information Commissioner

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Sh Brij Mohan,
R/o # 918/1, Near SBI Jalalabad,
Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o Director,
Health & Family Welfare,
Sector-34-A, Chandigarh.

First Appellate Authority,
O/o Director,
Health & Family Welfare,
Sector-34-A, Chandigarh.

...Respondent

Appeal Case No. 4142 of 2021

PRESENT: None for the Appellant
Sh.Gaurav Dhiman, Sr.Assistant and Smt.Nirlep
Kaur Suptd. for the Respondent

ORDER:

The appellant, through an RTI application dated nil has sought information on 08 points regarding posts of PCMS filled against 250 posts advertised – list of doctors selected under general category – post of general male & female doctors selected and other information as enumerated in the RTI application from the office of Director Health and Family Welfare, Pb Chandigarh. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 09.07.2021, which did not decide on the appeal.

The case first came up for hearing on 02.03.2022 through video conferencing at DAC Fazilka/ Chandigarh. The respondent present informed that a total of 238 posts of doctors were filled against 250 posts advertised, and the information has been provided to the appellant vide letter dated 23.07.2021 and again on 28.02.2022 with a copy to the Commission. The respondent further informed that the information on point 6, being 3rd party information, it cannot be provided.

The appellant was absent.

Having gone through the RTI application and the copy of the information received from the PIO, the Commission observed that the PIO has provided information about the 238 posts of doctors but has held the information about Ms. Surjit Kaur. I see no reason to hold the information of Ms. Surjit Kaur, especially when the same information about 238 other doctors has been provided.

The PIO was directed to provide the information regarding point 6 of the appellant and send a copy of the compliance report to the Commission.

Hearing dated 01.08.2022 :

The case has come up for hearing today through video conferencing at DAC Fazilka/ Chandigarh. The respondent pleaded that the information regarding Ms. Surjit Kaur. Has been provided vide letter dated 04.03.2022.

The appellant is absent nor is represented for the 02nd time consecutively.

Appeal Case No. 4142 of 2021

Having gone through the RTI application and the reply by the respondent, the Commission observes that the RTI application has been attended to, and the remaining information has been provided vide letter dated 04.03.2022. The Commission further observes that the appellant is absent nor is represented for the 02nd time consecutively.

Since the information has been supplied, the **case is disposed of and closed.**

Sd/-

Chandigarh

(Khushwant Singh)

Dated 01.08.2022

State Information Commissioner