

PUNJAB STATE INFORMATION COMMISSION
RED CORSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com
Email: psic22@punjabmail.gov.in

Sh. Gurdip Singh,
S/o Sh. Bhajan Singh,
R/o Village Taggar, P.O Pasla,
Tehsil Phillaur, Distt. Jalandhar.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Rurka Kalan.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Jalandhar.

Respondents

Appeal Case No.2112/2018

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 Second Appeal
13.03.2018	Nil	26.04.2018	Nil	

Present: None.

ORDER

None is present on behalf of the Parties.

The matter is adjourned to be heard on **20.03.2019** at **11.30 AM** through **video conference at Jalandhar.**

02.01.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Harmesh Singh,
S/o Sh. Chet Singh,
R/o V.P.O. Ahmed Dhandi,
Block Mamdot, Tehsil Guruharsahai,
Distt. Ferozepur, PIN 152022.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Mamdot.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ferozepur.

Respondents

Appeal Case No.2130/2018

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 Second Appeal
07.09.2017	Nil	02.02.2018	Nil	

Present: None.

ORDER

Due to technical glitch the video conferencing could not mature.

The matter shall be reheard on **20.03.2019 at 11.30 AM through video conference**

at Ferozepure.

02.01.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Jatin Kumar Gupta,
Room No. 3, New Bar Complex,
Punjab and Haryana High Court,
Chandigarh.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Guruharsahai.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ferozepur.

Respondents

Appeal Case No.2165/2018

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 Second Appeal
22.12.2017	Nil	29.01.2018	Nil	

Present: None.

ORDER

Due to technical glitch the video conferencing could not mature.

The matter shall be reheard on **20.03.2019 at 11.30 AM through video conference**

at Ferozepur.

Sd/-

02.01.2019

(Yashvir Mahajan)
State Information Commissioner

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Sh. Hardeep Singh,
S/o Sh. Tarsem Lal,
R/o Vill. Nurpur, Tehsil Banga,
Distt. SBS Nagar.

Appellant

Versus

Public Information Officer,
O/o Gram Panchayat,
Village Nurpur, Block Aur,
Tehsil Banga, Distt. S.B.S Nagar.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Block Aur, Distt. S.B.S Nagar.

Respondents

Appeal Case No.2173/2018

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 Second Appeal
07.02.2018	Nil	02.05.2018	Nil	25.06.2018

Present: Sh. Hardeep Singh, Appellant in person.
Sh. Rajesh Chadha, BDPO, Aur – for Respondents.

ORDER

The case has been heard through video conferencing.

The appellant had sought detailed information for a period of ten years which ostensibly is massive in quantum. He alleges some misappropriation of funds by the gram panchayat.

Sh. Rajesh Chadha, BDPO, on the other hand alleges that the appellant is involved in fraudulent transactions of panchayat funds and the department has already filed a criminal complaint against him. He further says the appellant has already been supplied information comprising more than 700 pages. According to respondents the appellant is only inclined to settle personal scores rather than serving any public cause.

Be that as it is, the respondents are directed to file a written statement to the notice of the commission with an advance copy to the appellant who may like to file a reply to the same in case he deems it appropriate.

To come up on **13.03.2019 at 11.30 AM through video conference at S.B.S.Nagar.**

02.01.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Sanjeev Goyal,
S/o Sh. Ashok Kumar,
#148, (MCB-Zone-2, New House No. 00110),
Model Town, Phase I, Near T.V Tower,
Bathinda.

Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Mohali.

Respondent

Complaint Case No.665/2018

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 Complaint
18.04.2018	Nil	Nil	Nil	

Present: Sh. Sanjeev Goyal, Complainant in person.
None is present on behalf of the Respondent.

ORDER

The case has been heard through video conferencing.

The appellant had sought to know various grants received by the respondents for the construction of convenience toilets under the Swatch Bharat Scheme and other allied information.

The respondents are neither present nor any written reply has been filed. They are desired to explain the reasons for having failed to provide the information before the next date of hearing positively failing which the suitable order towards penalizing the PIO shall be passed without affording another opportunity.

To come up on **20.03.2019 at 11.30 AM through video conference at Bathinda.**

02.01.2019

Sd/-
(Yashvir Mahajan)
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Sh. Ajit Singh,
S/o Sh. Bachan Singh,
R/o VPO Cheema,
Tehsil Jagraon,
Distt. Ludhiana (Rural).

Appellant

Versus

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

Respondent

Complaint Case No.680/2018

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 Complaint
17.05.2018	Nil	Nil	Nil	

Present: **None on behalf of the Complainant.**
 Sh. Jaswinder Singh, Superintendent, O/o DDPO, Ludhiana – for Respondent.

ORDER

The case has been heard through video conferencing.

The complainant had sought copies of the statements made by some witnesses into an enquiry of a complaint made against the sarpanch and former sarpanch of Village Cheema, Tehsil Jagraon, District Ludhiana.

Sh. Jaswinder Singh, Superintendent, appearing on behalf of the respondent says that he has been duly supplied with the certified copies under registered cover. The Commission has no reason to disbelieve the respondent.

The Commission presumes from the absence of the complainant that he is satisfied with the information stated to have been sent across to him. No further intervention seems called for.

The complaint is **disposed**.

Sd/-

02.01.2019

(Yashvir Mahajan)
State Information Commissioner

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Sh. Avtar Prithvi Raj,
S/o Sh. Girdhari Lal,
VPO, Taragarh,
Tehsil & Distt.- Pathankot.

Appellant

Versus

Public Information Officer,
O/o District Development and Panchayat Officer,
Pathankot.

First Appellate Authority,
O/o Additional Deputy Commissioner,
Pathankot.

Respondents

Appeal Case No.2387/2018

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 Second Appeal
12.09.2017	Nil	16.02.2018	Nil	07.07.2018

Present: Sh. Avtar Prithvi Raj, Appellant in person.
Sh. Parampal Singh, DDPO, Pathankot – for Respondents.

ORDER

The case has been heard through video conferencing.

The appellant is seeking details about the lease money having been received by the gram panchayat of village Taragarh from one Sh. Prem Kumar for the establishment of a petrol pump on the land belonging to the gram panchayat.

Sh. Parampal Singh, DDPO submits that the appellant has been provided complete access to record by way of its inspection and the certified copies asked for have also been provided. The appellant is not yet satisfied.

He may be afforded another opportunity of inspection of record and provision of certified copies of the documents if not already done.

The matter shall be reheard on **13.03.2019 at 11.30 AM through video conference at Pathankot.**

02.01.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Iqbal Singh,
#308, Vasant Vihar,
D.C. Road, Hoshiarpur.

Appellant

Versus

Public Information Officer,
O/o Secretary,
Rural Development and Panchayat Department,
Punjab Civil Secretariat, Chandigarh.

First Appellate Authority,
O/o Principal Secretary,
Rural Development and Panchayat Department,
Punjab Civil Secretariat, Chandigarh.

Respondents

Appeal Case No.2390/2018

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 Second Appeal
30.01.2018	Nil	02.05.2018	Nil	07.07.2018

Present: **None on behalf of the Appellant.**
Smt. Ranjit Kaur, Superintendent Gr. II, O/o Director, Rur. Dev. & Panchayats, Punjab, at Commission's office Chandigarh – for Respondents.

ORDER

The case has been heard through video conferencing.

The appellant smells some foul play in leasing out eight acres of land of Village Chhunni Kalan, Distt. Hoshiarpur, for the establishment of a distillery.

Smt. Ranjit Kaur, Superintendent, Grade II, appearing on behalf of the respondents submits that due process has been followed as per policy of the government and its approval has been granted by the Director, Rural Dev. & Panchayats, Punjab. On receipt of an endorsement from the office of the Hon'ble Prime Minister of India, a Committee was constituted to look into the same and the appellant was suitably informed.

The Commission is given to understand that the matter has now been taken up with the Hon'ble Punjab & Haryana High Court, Chandigarh, as well. At the face of it, there does not seem any instance where the information has been withheld by the respondents. Executive action if any shall obviously follow the decision of the Hon'ble Punjab & Haryana High Court.

Since the appellant is absent, an opportunity is afforded to him to advert on the aforesaid facts and submissions.

To come up on **20.03.2019 at 11.30 AM through video conference at Hoshiarpur.**

02.01.2019

Sd/-
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Sh. Ajay Kumar,
S/o Sh. Santokh Ram,
R/o VPO-Khaira,
Tehsil-Phillaur, Distt. Jalandhar,

Appellant

Versus

Public Information Officer,
O/o Panchayat Secretary,
Gram Panchayat, Khaira,
Block-Phillaur, Distt. Jalandhar.

First Appellate Authority,
O/o Director,
Rural Development and Panchayat Department,
Sector-62, S.A.S Nagar.

Respondents

Appeal Case No.2394/2018

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 Second Appeal
14.11.2017	Nil	19.03.2018	Nil	16.07.2018

Present: Sh. Ajay Kumar, Appellant in person.
None is present on behalf of the Respondents.

ORDER

The case has been heard through video conferencing.

The appellant had sought information about the various development works having been executed by the gram panchayat of Village Khehra and some allied information.

The appellant has sent various communications to the respondents without any response from them. Apparently the respondents have violated the provisions of Section 7(1) of the RTI Act and have rendered themselves liable for penal consequences.

The BDPO concerned has duly forwarded his application to the Panchayat Secretary under Section 6(3) of the RTI Act. Treating him as deemed PIO, the Panchayat Secretary is issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed

Appeal Case No.2394/2018

under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also 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 take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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.

To come up on **20.03.2019 at 11.30 AM through video conference at Jalandhar.**

02.01.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Mahinder Kumar,
S/o Sh. Mamraj,
VPO-Amarpura, Distt. Fazilka.

Appellant

Versus

Public Information Officer,
O/o Financial Commissioner,
Rural Development & Panchayat, Punjab,
Vikas Bhawan, Sec 62, SAS Nagar (Mohali).

First Appellate Authority,
O/o Financial Commissioner, Mini Secretariat,
Rural Development & Panchayat, Punjab,
Vikas Bhawan, Sec 62, SAS Nagar (Mohali).

Respondents

Appeal Case No.2345/2018

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 Second Appeal
24.02.2018	Nil	08.04.2018	Nil	

Present: Sh. Ram Kumar on behalf of the Appellant in Commission's off. at Chandigarh.
None on behalf of the Respondents.

ORDER

Sh. Ram Kumar proxy of Sh. Mahinder Kumar is present in the Court at Chandigarh.

He submits that Sh. Mahinder Kumar is indisposed and is unable to join the proceedings. He seeks an adjournment. His request is acceded.

None is present on behalf of the respondents. While issuing a strict reprimand, the respondents are advised to file a written reply and explain their conduct besides providing the information to the appellant before the next date of hearing positively.

The matter shall now be heard on **13.03.2019 at 11.30 AM through video conference at Fazilka.**

Sd/-

02.01.2019

(Yashvir Mahajan)
State Information Commissioner

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Sh. Hari Ram,
S/o Sh. Kaka Singh,
Village-Muhala, P.O-Baghria,
Tehsil-Malerkotla.
Distt. Sangrur.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Malerkotla-I, Distt. Sangrur.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Sangrur.

Respondents

Appeal Case No.2376/2018

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 Second Appeal
20.12.2017	Nil	06.03.2018	Nil	

Present: Sh. Hari Ram, Appellant in person.
None on behalf of the Respondents.

ORDER

The case has been heard through video conferencing.

The respondents are absent despite the issue of notice. The Commission takes serious note of their absence. A final opportunity is afforded to the respondents failing which it shall be presumed that they have nothing to say on the issue and the appeal shall be decided on the basis of the record on file.

To come up on **13.03.2019 at 11.30 AM** through video conference at Sangrur.

02.01.2019

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(Yashvir Mahajan)
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Sh. Malkiat Singh, Advocate,
S/o Sh. Surinder Singh,
Civil Court Complex,
Dasuya, Hoshiarpur.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block Hajipur, Tehsil Mukerian,
Distt. Hoshiarpur.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Hoshiarpur.

Respondents

Appeal Case Nos.2133 and 2135 of 2018

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 Second Appeal
22.12.2017	24.01.2018	27.03.2018	Nil	16.05.2018

Present: Sh. Malkiat Singh, Advocate, Appellant in person.
Sh. Sukhpreet Pal Singh, BDPO, Hazipur – for Respondents.

ORDER

The case has been heard through video conferencing.

The appellant seeks to know the action having been taken by the respondents on a memo addressed to him by the Deputy Commissioner, Hoshiarpur. Consequent upon the directions passed by the Hon'ble Punjab & Haryana High Court, Chandigarh, in Civil Writ Petition the appellant is approaching the authorities for the construction of a pucca road leading to their habitations. The Block Development & Panchayat Officer, Block Hazipur has replied that the land is under encroachment and the proceedings for its eviction are pending with the District Development and Panchayat Officer, Hoshiarpur.

The appellant may like to advert on the above submissions in writing. The case shall be taken up for next hearing on **20.03.2019 at 11.30 AM through video conference at Hoshiarpur.**

02.01.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner