



Shri Mohinder Pal,  
# 117, Model Town,  
Phase-2, Bathinda-151001.

Appellant

Versus

Public Information Officer,  
-cum- Under Secretary to Govt. of Punjab,  
(RDE - V Branch),  
Deptt. of Rural Development and Panchayats,  
Vikas Bhawan, Sector – 62, SAS Nagar (Mohali).

First Appellate Authority,  
O/o Special Secretary to the Govt. of Punjab,  
(RDE – V Br.), Deptt. of Rural Development and Panchayats,  
Vikas Bhawan, Sector 62, SAS Nagar (Mohali).

Respondents

**Appeal Case Nos.2844 and 2845 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/ Complaint
06.04.2018/05.04.2018	Nil	11.06.2018	Nil	27.08.2018/27.07.2018

**Present:** Sh. Mohinder Pal, Appellant in person.  
Ms. Aarti, Senior Assistant, O/o Department of Rural Dev., Pb. – for Respondents.

**Order**

The following order was made by this forum on 06.03.2019:

*“As the appellant and the respondents are same and the information sought is identical, single order shall dispose of both the appeals.*

*The respondents are absent. The appellant is seeking certified copies of some documents which have a bearing on his reversion from the post of Superintending Engineer to the Executive Engineer in the Department of Rural Development and Panchayats, Punjab. The original applications were filed on 06.04.2018 and 05.04.2018 respectively. The respondents seemingly have stone-walled his applications. The Commission takes a strong exception to their callous and cavalier conduct. They have neither attended the proceedings nor filed any written reply much less supplying*

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**Appeal Case Nos.2844 and 2845 of 2018**

*the information.*

*Smt. Manjit Kaur, PIO – cum – Under Secretary to Government of Punjab, (RDE – V Br.) apparently has rendered herself liable for penal consequences. She is, thus, 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 under Section 20(1) of RTI Act, 2005 on her 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. She may take note that in case she does not file her written reply and does not avail herself of the opportunity of personal hearing on the date fixed, it will be presumed that she has nothing to say and the Commission shall proceed to take further proceedings against her ex parte.”*

The matter has again been taken up today. Smt. Aarti, Senior Assistant has come present on behalf of the respondents. She has brought along few copies of the papers pertaining to a case. As the same are unattested she is advised to hand it over to him after due attestation. The Commission observes that the documents being transferred are quite in huge quantum which may not of much requirement to the appellant. Such an exercise is a wastage of the resources. The Commission desires the respondents to allow him the inspection of the file in the second case at

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**Appeal Case Nos.2844 and 2845 of 2018**

pre-fixed date and time and provide him the certified copies of the documents identified by him. By doing so the respondents should restrict the number of pages to fifty only. In case it does not meet his requirement he shall have to justify further requisition of the information

To come up on **30.04.2019 at 11.30 AM in Chandigarh.**

**02.04.2019**

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

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email:psic22@punjabmail.gov.in



Ms. Shivani, Advocate,  
D/o Sh. Raj Kumar,  
R/o House No. 89, Ward NO. 10,  
Mohalla Katehra, Bassi Pathana,  
Fatehgarh Sahib, Punjab.

Appellant

Versus

Public Information Officer,  
O/o District Bar Association,  
Lawyer's Chambers Complex,  
District Court Complex,  
Fatehgarh Sahib. 140412.

First Appellate Authority,  
O/o District Bar Association,  
Lawyer's Chambers Complex,  
District Court Complex,  
Fatehgarh Sahib. 140412

Respondents

**Appeal Case Nos.514, 515, 516 and 517 of 2019**

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/ Complaint
29.09.2018/11.10.2018	Nil	14.11.2018/13.11.2018/26.11.2018	Nil	22.01.2019

**Present:** Adv. Saajan Singla, Counsel for the Appellant.  
Adv. Rajbir Singh Aggarwal, President, Bar Association, Fatehgarh Sahib – for Respondents.

**Order**

The appellant and the respondents are the same. The matter seemingly emanates from the same issue. It shall be appropriate to dispose of the aforementioned appeals with a single order.

The respondents have not as yet filed any reply/written statement to the notice issued by the Commission. They are advised to do so with an advance copy to the appellant who may like to react on the same in case she desires so.

The matter shall be taken up on **16.05.2019 at 11.30 AM.**

Sd/-

**02.04.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**



Sh. Sunil Kumar Joshi,  
R/o 404, GHS 43, Sector 20,  
Panchkula-134116.

Appellant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police,  
Mohali.

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

Respondents

**Appeal Case No.530/2019**

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/ Complaint
22.11.2018	Nil	24.12.2018	Nil	11.02.2019

**Present:** Sh. Sunil Kumar Joshi, Appellant in person.  
1. HC Lakhwinder Singh,  
2. Constable Taranjit Singh, SSP Office, Mohali – for Respondents.

**Order**

The appellant has sought to know as to whether a criminal case stands registered against Sh. Sanjay Garg, Director, Hanumant Builders & Land Developers of Mohali. The respondents have filed a reply wherein they have taken a defence under Section 7(9) of the RTI Act. It is further contended by them that no definite clue has been given by the appellant to enable them to find the information and further transmit it to the appellant. The appellant alleges that aforementioned person is a Proclaimed Offender. The Commission understands that a separate record of Proclaimed Offenders is available with the Police Authorities. They are advised to look for it from the record thus managed and arranged to intimate him accordingly.

To come up on **30.04.2019 at 11.30 AM.**

Sd/-

**02.04.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

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Sh. Hardial Singh,  
S/o Sh. Sher Singh,  
R/o VPO-Dhablan,  
Tehsil & District- Patiala.

Appellant

Versus

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

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

Respondents

**Appeal Case No.576/2019**

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/ Complaint
13.08.2018	Nil	20.11.2018	Nil	04.02.2019

**Present:** Sh. Hardial Singh, Appellant in person.  
Sh. Buta Singh, Panchayat Secretary, BDPO Office, Patiala – for Respondents.

**Order**

The appellant had sought a copy of a statement recorded in the course of an enquiry into a complaint made by the appellant.

The respondents have conveyed in writing to the appellant that as the enquiry is yet to be completed it is not possible for them to part with the statement which will impact the outcome adversely. The appellant may like to react before the next date of hearing.

To come up on **25.04.2019 at 11.30 AM.**

Sd/-

**02.04.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

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Sh. Ashwani Kumar Bansal,  
S/o Sh. Kesho Ram,  
R/o Ward No. 13, Kurali,  
Tehsil- Kharar, Distt. Mohali.

Complainant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police,  
S.A.S Nagar.

Respondent

**Complaint Case No.134/2019**

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/ Complaint
31.08.2018	Nil	Nil	Nil	07.01.2019

**Present:**        **None on behalf of the Complainant.**  
                      1. HC Lakhwinder Singh, and  
                      2. Constable Taranjit Singh, SSP Office, Mohali – for Respondent.

**Order**

The complainant is not present. The respondent submits that the complainant has been informed vide their communication dated 20.10.2018. The complainant is advised to advert to it and react in case he so desires.

The matter shall be reheard on **30.04.2019 at 11.30 AM.**

**Sd/-**

**02.04.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**



S. Tejinder Singh,  
S/o S. Bhagwant Singh,  
R/o Village-Binaheri,  
Tehsil- Nabha, Distt. Patiala.

Complainant

Versus

Public Information Officer,  
O/o Block Development And Panchayat Officer,  
Nabha.

Respondent

**Complaint Case No.137/2019**

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/ Complaint
20.08.2018	Nil	Nil	Nil	04.02.2019

**Present:** Sh. Tejinder Singh, Complainant in person.  
Sh. Vinod Kumar, Panchayat Secretary, BDPO Office, Nabha – for Respondent.

**Order**

The original application was filed on 20.08.2019. Having failed to get information the appellant had made an appeal with the First Appellate Authority. That too having proved abortive the appellant filed second appeal with the Commission.

The appellant had sought information from the BDPO, Nabha about the details of various grants and income having accrued to the gram panchayat of village Binaheri, Tehsil Nabha, District Patiala during the period from 2013 to 2018 and the works executed therewith. The respondent BDPO, Nabha had demanded an amount of Rs.2,865/- from the applicant as the cost of providing information which was duly deposited by him on 06.09.2018.

Sh. Vinod Kumar who is present in the Court on behalf of the respondent submits that the record asked for is not available with him as his predecessor did not hand it over to him.

The issue is very intriguing. The BDPO, Nabha has demanded a precise amount of Rs.2,865/- which obviously should have been calculated on the basis of the number of pages that would have entailed in giving the information by the number of pages that would have entailed in giving the information. To take a position at this stage that the record is not available with him puts them in a vulnerable spot. Having failed to do the same the Commission is convinced that the

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**Complaint Case No.137/2019**

PIO – cum – BDPO, Nabha is willfully and malafidely sitting over the information. Having violated Section 7(1) of the RTI Act he has rendered himself liable for penal consequences.

Sh. Surinder Singh, PIO – cum – BDPO, Nabha 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 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 Complainant 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 **30.04.2019 at 11.30 AM.**

**Sd/-**

**02.04.2019**

**(Yashvir Mahajan)  
State Information Commissioner**

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Sh. Manjit Singh,  
R/o House NO. 2877,  
Phase-7, Mohali.

Complainant

Versus

Public Information Officer,  
O/o Deputy Commissioner,  
SAS Nagar.

Respondent

**Complaint Case No.139/2019**

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/ Complaint
01.11.2017	Nil	Nil	Nil	04.02.2019

**Present:** Sh. Manjit Singh, Complainant in person.  
Sh. Devinder Singh, Clerk, HRC Br., DC Office, Mohali – for Respondent.

**Order**

The complainant has sought to know the information pertaining to the licenses issued to the stamp venders and some allied date.

The Respondent says that the district of Mohali came into the being on 13<sup>th</sup> of April, 2006. As it was a part of the Ropar district prior to its existence his application was forwarded under Section 6(3) of the RTI Act to the Deputy Commissioner, Ropar. Nothing has been heard from the respondent in the office of the Deputy Commissioner, Ropar. They are required to give available information to the complainant besides filing a suitable reply to the Commission.

To come up on **25.04.2019 at 11.30 AM.**

**Sd/-**

**02.04.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

**CC: The Deputy Commissioner, Ropar, for n/a.**



Sh. D.R Singla,  
R/o House No. 4961,  
Sector-38 West,  
Chandigarh.

Complainant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police,  
SAS Nagar.

Respondent

**Complaint Case No.145/2019**

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/ Complaint
0612.2018	Nil	Nil	Nil	05.02.2019

**Present: None.**

**Order**

None is present on behalf of the Parties.

The matter is adjourned to **30.04.2019 at 11.30 AM.**

**Sd/-**

**02.04.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**