

# PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



**Ms. Navjeet Kaur** D/o Sh.Satvir Singh,  
H.No.43, Mohalla Darapur,  
Near Session Chowk,  
Hoshiarpur-146001 (M-82830-43510)

....Appellant

**Versus**

**Public Information Officer,**  
**O/o** The Principal,  
Pandit Jagat Ram Government  
Polytechnic College, Hoshiarpur.

## **First Appellate Authority**

**O/o** The Principal,  
Pandit Jagat Ram Government  
Polytechnic College, Hoshiarpur.

...Respondents

## **Appeal Case No. 688 of 2019**

**Present:** Ms. Navjeet Kaur, Appellant is present.  
Smt.Jasmer Kaur, Sr. Lecturer, along with **Smt.** Bimla Devi, Assistant Librarian  
are present on behalf of Respondents/PIO

## **ORDER:**

The RTI Application is dated 01.03.2018, date of reply is 22.03.2018. The date of filing First Appeal is 24.12.2018 and reply in first appeal is 22.01.2019. The date of filing appeal in the Commission is 13.02.2019.

Ms. Navjeet Kaur, Appellant comes present and states that she has not received any information from the Respondents/ PIO. On the asking the court, Smt. Jasmer Kaur, Senior Lecturer is unable to give specific reply to the queries raised by the Court. As such, PIO/Respondent is directed to clearly give information on the points of RTI Application stating the total number of posts sanctioned in the subjects of Physics, Chemistry, Mathematics and English; how many posts have been filled up against these posts ( on regular basis, contract/part time basis etc.) and how many posts are still lying vacant. This information be sent to the Appellant by registered post and postal receipt for having sent the information by registered post be produced on the next date of hearing.

The case is adjourned to **22.05.2019 at 11.00 AM.**

Both the parties to come present on the next date of hearing.

Copies of the order be sent to both the parties.

**Dated:02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



## Sh.Yogesh Mahajan

S/o Sh.Kuldeep Raj Mahajan  
President, Anti Corruption Council,  
Opp. Water Tank, Municipal Market,  
Mission Road, Pathankot-145001  
M-98143-54654)

....Appellant

Versus

## Public Information Officer

O/o Superintending Engineer  
Construction Circle No.1,  
PWD (B&R), Ludhiana

## First Appellate Authority

O/o The Chief Engineer  
PWD (B&R), Patiala

....Respondents

### Appeal Case No.3377 of 2018

Present: Appellant Shri Yogesh Mahajan is absent.  
Shri Aadesh Garg, Sub Divisional Engineer,  
O/ o S.E. Const. Circle No.1, PWD (B&R), Ludhiana  
is present on behalf of PIO/Respondent.

### ORDER:

The case was last heard on 06.02.2019. The Appellant Shri Yogesh Mahajan was absent on the last date. But Sh.Sandeep Sharma, Advocate had appeared on his behalf who produced his authority letter. Sh. Asdesh Garg, S.D.E. O/o PIO/Respondent had come present and had submitted letter No.1464 dated 05.02.2019 stating that as per directions of Hon'ble court, in spite of repeated requests, the Appellant did not turn up to inspect the record and to identify the information which was required by him. As such, last opportunity was given to the Appellant to visit the office of PIO/Respondent to inspect the record on 01.03.2019 at 11.00 AM. Shri Aadesh Garg, S.D.E. was directed to ensure that the record is got inspected to the Appellant and requisite information is supplied to him as per his RTI application.

Today, the Appellant Shri Yogesh Mahajan is absent without any intimation. On behalf of PIO/ Respondent, Sh. Asdesh Garg, S.D.E. comes presents and submit letter dated No.1 dated 01.04.2019 in the court stating therein that the information to the Appellant has already been sent vide letter No.1695 dated 28.03.2019, and also produces postal receipt, which is taken on record.

**Appeal Case No.3377 of 2018**



Last opportunity is given to the Appellant to point out deficiencies, if any, in the information supplied and send to the PIO/Respondent by registered post. He is advised to come present on the next date of hearing.

The case is adjourned for next date of hearing.

Both the parties to come present on **22.05.2019 at 11.00 AM.**

Copy of the Order be sent to both the parties.

**Dated:02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commissioner**  
**Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



**Sh. Gurdeep Singh**

S/o Sh. Charan Singh  
Sultanwind Road, Amritsar  
(M-98150-27043)

.....Appellant

Versus

**Public Information Officer**

O/o President, Chief Khalsa  
Diwan Charitable Society,  
G.T.Road, Near Rego Bridge,  
Amritsar, District Amritsar.

2<sup>nd</sup> Address:

**Public Information Officer**

O/o Dr.Santokh Singh,President,  
Chief Khalsa Diwan Charitable Society,  
Hide Market, Amritsar, District Amritsar.

**First Appellate Authority**

O/o Executive Committee,  
Chief Khalsa Diwan Charitable Society,  
G.T.Road, Near Rego Bridge,  
Amritsar, District Amritsar.

...Respondents

## Appeal Case No.3204/2018

Present: Shri Gurdeep Singh, Appellant is present.  
Shri Manish Prabhakar, Advocate on behalf of behalf of  
the PIO/Respondent.

### **ORDER:**

The case was last heard on 06.02.2019. Shri Gurdeep Singh, Appellant was absent, but he had sent an e-mail dated 05.04.2018 stating that due to some health problem, he was unable to attend the court. Manish Prabhakar, Advocate had come present on behalf of the PIO/Respondent in pursuance of the orders of this Court. He produced his power of attorney and an Affidavit sworn by Shri Harminder Singh S/o S. Mangal Singh, Additional Honourary Secretary, Chief Khalsa Diwan, Charitable Society, Amrtisar. It had been categorically stated in the affidavit that there is no member of SGPC or Govt. in the management of Chief Khalsa Diwan Charitable Society and there is no control of Govt. as well as SGPC over this Society. It had also been stated that the Adarsh Schools had only been entrusted by the Govt. for running but are not owned by the said Society nor any income comes from the Adarsh Schools. It is also stated in the affidavit that the Society is also not getting any grant from the Govt. to run these schools. The same had been taken on record.

**Appeal Case No.3204/2018**



PIO/Respondent was directed to send copy of Affidavit by registered post to the Appellant. The appellant was given last opportunity to put forth his version in this regard.

Today, Shri Gurdeep Singh, Appellant comes present and states that he has sent a reply dated 09.03.2019, wherein he states that the Affidavit submitted on behalf of the PIO/Respondent has no concern with the case. He also refers to some donations/ grants received from the Govt. but on the asking of the Court, he does not specifically pin point any grant received from the Govt. by the respondent society.

On behalf of PIO/Respondent, he reiterates the contents of affidavit already brought on record. He further produces some decision taken by the Commission to the effect that Chief Khalsa Diwan is not a public authority under Section 2(h) of the RTI Act, vide order dated 12.02.2019 in Appeal Cases No.3377/2018; order dated 12.02.2019 in Appeal Case No.4099 of 2018; order dated 12.05.2014 in Complaint Case No.228 of 2014; order dated 13.08.2009 in CC No.3119 of 2009; order dated 03.04.2008 in CC No.2384 of 2007; order dated 08.11.2010 in CC No.2992 of 2010 and order dated 07.01.2019 in Complaint Case No.649 of 2018. The same are taken on record.

**In view of the above, the Court does not agree with the contention of the Appellant that Chief Khalsa Diwan is a public authority. As such, Chief Khalsa Diwan does not come under the purview of RTI Act. Therefore, the appeal is disposed of and the case is closed.**

Copies of orders be sent to both the parties.

**Dated:02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Ms. Kulwant Kaur,**  
D/o Sh. Anup Singh,  
# 172, NAC, Manimajra.  
U.T. Chandigarh  
M : 9464313688

...Appellant

Versus

**Public Information Officer,**  
O/o Astt. Inspector General, GRP, Patiala.

**First Appellate Authority,**  
O/o DGP, Railway Police PB, GRP, Patiala.

...Respondents

## **Appeal Case No. 1790 of 2018**

Present: The Appellant, Ms. Kulwant Kaur is present.  
Ms. Harpreet Kaur, SI, is present on behalf of the Respondent/PIO.

### **ORDER**

This case was last heard on 06.02.2019. The Appellant, Ms. Kulwant Kaur had come present. On behalf of PIO/Respondent, ASI, Sh. Jodh Singh had come present and had produced authority letter and also submitted a copy of enquiry report conducted against Shri ASI Piara Lal, No.68/ Ferozepur. The Appellant had expressed dis-satisfaction and had requested that she had already pointed out deficiencies vide letter dated 19.12.2018 and had requested for supply of copies of other documents relating to the enquiry report such as statements of witnesses etc. Shri Jodh Singh, ASI had assures to supply the same.

PIO/Respondent was given last opportunity to supply the information as sought by the Appellant, after removing the deficiencies before the next date by registered post.

Today, the appellant Smt. Kulwant Kaur comes present and states that she has not received any information after removal of deficiencies pointed out by her. On behalf of PIO/Respondent, Ms. Harpreet Kaur comes present and states that she has recently joined and does not know as to which information actually remains to be supplied. On this, on the asking of the court, the appellant gives a copy of the deficiencies to the representative of PIO/Respondent.

**Appeal Case No. 1790 of 2018**

On the asking of the Court, Ms. Harpreet Kaur assures that the entire remaining information will be supplied to the Appellant by registered post. PIO is directed to supply the information after removing deficiencies to the Appellant before next date of hearing and also to produce postal receipt. The appellant is also advised to come present on the next date of hearing.

The case is adjourned to next date of hearing.

Both the parties to come present on **27.05.2019 at 11.00 AM.**

Copies of order be sent to both the parties.

**Dated: 02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commissioner**  
**Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



## Sh. Manjit Singh

S/o Sh.Sohan Singh  
H.No.388/3, Moh.Dhandolian Street,  
Bahera Road,Patiala  
(M-7696282813)

....Appellant

V/s.

## Public Information Officer,

O/o The Secretary,  
Department of Transport, Punjab  
Punjab Civil Sectt.-2, Chandigarh.

## Public Information Officer,

O/o State Transport Commissioner, Pb.  
Sector 17, Chandigarh.

## First Appellate Authority,

O/o Principal Secretary to Govt. of Pb.  
Department of Transport,  
Punjab Civil Secretariat-2,  
Sector- 9, Chandigarh.

...Respondents

### Appeal Case No. 3315 of 2018

## Present:

The Appellant Sh. Manjit Singh is present.  
Ms. Simranpreet Kaur, Sr.Assistant is present on behalf of PIO/Respondent.  
None is present on behalf of PIO/Respondent, O/o Commissioner, S.T.C. Punjab, Chd.

## ORDER:

The case was last heard on 06.02.2019. The Appellant Shri Manjit Singh had come present and had stated that information had not been supplied to him. On behalf of PIO/Respondent, Ms. Simranpreet Kaur, Sr.Asstt. who had come present on behalf of PIO/ Respondent, had submitted copy of letter dated 27.11.2017 which showed that the PIO/Respondent had referred all the complaints made by the appellant to the State Transport Commissioner. A recent letter dated 28.01.2019 was also available in the file which showed only demand of fee for the information. But in fact, no such information was to be supplied by PIO/Respondent and it only implied that the RTI information stands transferred to State Transport Commissioner, Punjab, who has to take action on the complaints and to supply the information to the Appellant.

In view of above, the PIO O/o State Transport Commissioner, Punjab, Chandigarh was impleaded as a party and directed to come present in person on the next date of hearing and also to supply the information to the Appellant before the next date of hearing.



**Appeal Case No. 3315 of 2018**

Today, Ms. Simranpreet Kaur, Sr.Asstt. has come present on behalf of PIO O/o Principal Secretary to Govt. of Punjab, Department of Transport, Punjab. Nobody has come present on behalf of the Commissioner, State Transport Commissioner, Punjab. However, a letter dated 02.04.2019 vide e-mail has been received whereby it has been stated by the PIO that for the meeting to be taken by the Principal Secretary, Transport, Punjab with Punjab Road Safety Council, the reply to the agenda has to be prepared and the meeting is to be attended. As such, PIO has requested for adjournment of the hearing in this case.

Strict view of the absence of the PIO is taken by the Court. From the date of last order dated 06.02.2019, there was sufficient time to supply the information to the Appellant. Moreover, somebody else should have been deputed to attend the Court by duly authorizing him. PIO O/o STC is directed to supply the requisite information to the Appellant before the next date, otherwise strict action will be taken.

The case is adjourned to **27.05.2019 at 11.00 AM**.

All the parties to come present on the next date.

Copies of the order be sent to all the parties.

**Dated: 02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commissioner,**  
**Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Sh. Manjit Singh**

S/o Sh.Sohan Singh

H.No.388/3, Moh.Dhandolian Street,

Bahera Road,Patiala

(M-7696282813)

....Appellant

**Versus**

**Public Information Officer,**

O/o State Transport Commissioner, Punjab  
Chandigarh.

**First Appellate Authority,**

O/o Principal Secretary to Govt. of Pb.

Department of Transport,

Punjab Civil Secretariat-2,

Sector- 9,Chandigarh.

...Respondents

## **Appeal Case No. 3319 of 2018**

**Present:**

The Appellant Sh. Manjit Singh is present.

None is present from O/o S.T.C. Punjab, Chandigarh (PIO/Respondent).

## **ORDER:**

The case was last heard on 06.02.2019. The Appellant Shri Manjit Singh was present and had stated that as per direction of Ld. Court, he had visited office of PIO/ Respondent on 27.12.2018 to inspect the record but no record was made available to him for inspection.

Shri Gurpal Singh, APIO who had come on last hearing on behalf of PIO/Respondent and had handed over information to the Appellant. The Appellant had sought time to go through it. As such, the Appellant was advised to go through the information supplied to him and to point out deficiencies, if any, before the next date of hearing to the PIO/Respondent.

Today, the Appellant Shri Manjit Singh comes present and states that he has pointed out deficiencies vide his letter dated 25.03.2019, copy of which is taken on record. He states to have not received the information after removal of deficiencies. Nobody has come present on behalf of PIO/ Respondent, but a letter dated 02.04.2019 vide e-mail has been received whereby it has been stated by the PIO that for the meeting to be taken by the Principal Secretary, Transport, Punjab with Punjab Road Safety Council, the reply to the agenda has to be prepared and the meeting is to be attended. As such, PIO has requested for adjournment of the hearing in this case.

...1/2



**Appeal Case No. 3319 of 2018**

Strict view of the absence of the PIO is taken by the Court. From the date of last order dated 06.02.2019, there was sufficient time to supply the information to the Appellant. Moreover, somebody else should have been deputed to attend the Court by duly authorizing him. PIO, O/o STC is directed to supply the requisite information to the Appellant before the next date, otherwise strict action will be taken.

The case is adjourned to **27.05.2019 at 11.00 AM.**

Both the parties to come present on the next dated/

Copies of the order be sent to all the parties.

**Dated: 02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commissioner,**  
**Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Shri Manjit Singh** S/o Sh. Sohan Singh  
President, Anti Corruption Association of  
India (Regd.), H.No.388/3,  
Mohalla Dhandolian, Bahera Road,  
Patiala, Teh. & Distt. Patiala  
(M-7696282813)

...Appellant

Versus

## **Public Information Officer**

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

## **First Appellate Authority**

O/o Principal Secretary to Govt. of Punjab  
Department of Transport  
Punjab Civil Secretariat-2,  
Sector-9, Chandigarh.

...Respondents

## **Appeal Case No.3320 of 2018**

**Present:** Sh.Manjit Singh, Appellant is present.  
None is present on behalf of PIO/Respondent

### **ORDER:**

The case was last heard on 06.02.2019. The Appellant Sh.Manjit Singh was present and had stated that no information had been supplied by the PIO/ Respondent. Shri Gurpal Singh, Senior Assistant/PIO who was present on the last date, had stated that the PIO had to appear in a case in the Hon'ble High Court. Therefore, an adjournment was sought by him.

On going through the file, it was observed that on the previous date of hearing on 05.12.2018, the show cause notice had been issued to the PIO and he had also been afforded opportunity of personal hearing with the sought for information, but the said information has still not been supplied in spite of the show cause notice, as such, the Show Cause Notice issued to the PIO/Respondent still stands. Therefore, the PIO/Respondent was directed to appear in person on the next date of hearing and also to supply the information to the Appellant before the next date of hearing.

Today, Shri Manjit Singh, Appellant comes present and states that no information has been received by him.

...1/2

**Appeal Case No.3320 of 2018**

Nobody has come present on behalf of PIO/ Respondent, but a letter dated 02.04.2019 vide e-mail has been received whereby it has been stated by the PIO that for the meeting to be taken by the Principal Secretary, Transport, Punjab with Punjab Road Safety Council, the reply to the agenda has to be prepared and the meeting is to be attended. As such, PIO has requested for adjournment of the hearing in this case.

Strict view of the absence of the PIO is taken by the Court. From the date of last order dated 06.02.2019, there was sufficient time to supply the information to the Appellant. Moreover, somebody else should have been deputed to attend the Court by duly authorizing him. Last opportunity is given to the PIO/Respondent, O/o STC is directed to supply the requisite information to the Appellant before the next date, otherwise penalty will be imposed and compensation will be awarded in favour of appellant.

The case is adjourned to **27.05.2019 at 11.00 AM.**

Both the parties to come present on the next dated/

Copies of the order be sent to all the parties.

**Dated: 02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commissioner,**  
**Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



## Sh. Tek Chand

S/O Sh. Pritam Chand

H.No.370, Bank Colony

Sunder Nagar, Pathankot

M:9501320127

...Complainant

Versus

## Public Information Officer

O/o Principal

Industrial Training Institute

Tanda, District Hoshiarpur.

...Respondent

### Complaint Case No.1002/2018

Present: The Complainant, Sh. Tek Chand is absent.  
Shri Kamal Kumar, Plumber Instructor, ITI Tanda(Hoshiarpur)  
is present on behalf of the PIO/Respondent.

## ORDER:

The case was last heard on 11.02.2019. The Complainant Shri Tek Chand was absent. On behalf of PIO/Respondent, Shri Jawant Singh, Instructor had come present. On the last date, complainant was absent but an e-mail had been received from his representative Shri Tarsem Lal requesting for excusing his absence from hearing. Shri Jaswant Singh who appeared on behalf of the PIO/Respondent had produced copies of experience certificates. PIO/Respondent was advised to send the information to the complainant by registered post. The complainant was also advised to point out deficiencies, if any, in the information supplied.

Today, Shri Kamal Kumar, Instructor has come present on behalf of the PIO/ Respondent. He produces authority letter to appear before the court. He also produces letter from Sh.Tarsem Lal, the representative of the Complainant Sh.Tek Chand, dated 11.03.2019 stating therein that he has received the complete information from the PIO/Respondent.

**Since the information stands supplied to the Complainant, the complaint is disposed of and the case is closed.**

Both the parties be sent copies of the orders.

Sd/-

**(Sanjiv Garg)**

**State Information Commission,  
Punjab**

**Dated:02.04.2019**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



**Sh. Jagjit Singh**

S/o Sh.Hukam Singh

H.No.459-A, Sector-61A,

Chandigarh.

..... Complainant

Versus

**Public Information Officer**

O/o Director, Technical Education &

Industrial Training Deptt.(IT Wing)

Sector-36A, Chandigarh.

**Public Information Officer-cum-**

O/o Principal Secretary to Govt. of Punjab

Deptt. of Technical Education and

Industrial Training, Mini Sectt.

Sector 9, Chandigarh.

...Respondents

## Complaint Case No.1006 of 2018

Present: The Complainant Sh.Jagjit Singh is present.

None is present on behalf of PIO/Respondent.

### ORDER:

The case was last heard on 11.02.2019. The complainant Sh.Jagjit Singh was present. On behalf of PIO/Respondent, Sh.Rashpal Singh, Senior Assistant was present.

On the previous date of hearing on 10.12.2018, regarding information on Point No.2, the PIO/Respondent, o/o Technical Education & Industrial Training, Punjab had been advised to supply the complete information to the complainant to his satisfaction. Regarding Points No.3 & 4 of RTI application, PIO/Respondent, O/o Principal Secretary, Technical Education & Industrial Training, Punjab had been advised to supply the information to the complainant before the next date of hearing by registered post.

On last date of hearing on 11.02.2019, Shri Rashpal Singh had come present and regarding Point No.2, had handed over copy of Agenda of DPC meeting to the Complainant. However, the Complainant had pointed out that it did not contain the copies of ACRs, being its part. The Representative of PIO had states that the enclosure contained ACR of another officer Sh.T.C. Bhagat which cannot be supplied, being third party. On this, the complainant had agreed to get copy of only his ACR and not of Shri R.C. Bhagat. The representative of PIO had assures to supply the same. Regarding Point No.3 & 4, the complainant had stated that he had deposited Rs.62/- for the information on 07.02.2019 but he had not received the information.

PIO/Respondent, O/o Principal Secretary, Technical Education & Industrial Training, Punjab had been advised to supply the information by registered post and produce receipt of having delivered the information by hand or by registered post. He had also been advised to come in person on the next date of hearing.

.....1/2



**Complaint Case No.1006 of 2018**

Today, the complainant comes present and submits letter dated 02.04.2019 vide which he has pointed out deficiencies to the PIO/Respondent, which is taken on record. From PIO/Respondent, a letter dated 02.04.2019 has been received vide which they have stated that they are to attend a personal hearing before the Principal Secretary to Govt. of Punjab, Department of Technical Education & Industrial Training today at 11.00 AM and as such, they cannot attend the hearing in this court and further requested for adjournment to another date. The same is taken on record.

Since there has been sufficient time to supply the information to the complainant from the date of last hearing i.e. 11.02.2019, but the same has not been supplied. Serious view of the same is taken.

**In view of the above, PIO O/o The Director, Technical Education & Industrial Training, Punjab, Sector-36, Chandigarh will Show Cause under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.**

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

PIO/Respondent is directed to supply the information before the next date of hearing by registered post and also to produce the receipt thereof.

Both the parties to come present on the next date of hearing which is fixed for **22.05.2019 at 11.00 AM.**

Copies of orders be given to all the parties.

**Dated:02.04.2019**

**Show Cause Notice**

**Regd. Post      Public Information Officer (By Name)  
O/o The Director, Technical Education &  
Industrial Training, Punjab, Sector-36,  
Chandigarh.**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission,**  
**Punjab**

Encl: RTI Application



# PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



**Sh. Harpal Singh Sodhi**

S/o Sh.Dasondha Singh Sodhi

#15, Kalghidhar Enclave, Baltana,

Sub Tehsil Zirakpur,

Distt. SAS Nagar (Mohali)

.....Complainant

Versus

**Public Information Officer**

O/o Director, Technical Education &

Industrial Training Deptt.(IT Wing)

Sector-36A, Chandigarh.

...Respondents

## Complaint Case No.1010 of 2018

Present: Sh.Gagandeep Singh is present on behalf of the Complainant.

None is present on behalf of PIO/Respondent.

### ORDER:

This case was last heard on 11.02.2019. Shri Gagandeep Singh had come present on behalf of the complainant. He had produced his authority letter and had stated that the complainant had pointed out deficiencies vide e-mail dated 03.02.2019.

An e-mail dated 10.02.2019 had also been received from the complainant which is available in the file. As per this letter, the deficiencies were still to be removed by the PIO/Respondent. As such, the PIO/Respondent was advised to supply information to the complainant after removing deficiencies. Shri Rashpal Singh, Sr.Asstt. had come present on behalf of the PIO/Respondent. The PIO/Respondent had been advised to supply the information to the complainant after removing deficiencies.

Today, Sh.Gagandeep Singh comes present on behalf of the complainant and produces his authority ,letter. He states that the information is still pending and refers to e-mail sent by the complainant dated 02.04.2019 in this regard.

From the PIO/Respondent, a letter dated 02.04.2019 has been received vide which they have stated that they are to attend a personal hearing before the Principal Secretary to Govt. of Punjab, Department of Technical Education & Industrial Training today at 11.00 AM and as such, they cannot attend the hearing in this court and further requested for adjournment to another date. The same is taken on record.

Since there has been sufficient time to supply the information to the complainant from the date of last hearing i.e. 11.02.2019, but the same has not been supplied. Serious view of the same is taken.

...1/2

**Complaint Case No.1010 of 2018**



**In view of the above, PIO O/o The Director, Technical Education & Industrial Training, Punjab, Sector-36, Chandigarh will Show Cause under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.**

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

PIO/Respondent is directed to supply the information before the next date of hearing by registered post and also to produce the receipt thereof.

Both the parties to come present on the next date of hearing which is fixed for **22.05.2019 at 11.00 AM.**

Copies of orders be given to all the parties.

**Dated:02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission,**  
**Punjab**

**Show Cause Notice**

**Regd. Post      Public Information Officer (By Name)  
O/o The Director, Technical Education &  
Industrial Training, Punjab, Sector-36,  
Chandigarh.**

Encl: RTI Application

# PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



## Sh. Gurdev Singh

S/O Sh. Gurbachan Singh  
#2163, Tibbi Sahib Road,  
Gaushala Street,  
Sri Muktsar Sahib  
(M-98883-10352)

.....Complainant

Versus

## Public Information Officer

O/o General Manager,  
Punjab Roadways,  
Sri Muktsar Sahib.

...Respondent

### Complaint Case No.1013/2018

Present: Shri Gurdev Singh, Complainant is present.  
Shri Sanjeev Kumar, Clerk on behalf of the PIO/Respondent.

## ORDER:

The case was last heard on 11.02.2019. Shri Gurdev Singh, Complainant was present. Shri Sanjeev Kumar, Clerk was present on behalf of the PIO/Respondent. He had stated that the copy of Service Rules has to be supplied to the complainant by Head Office i.e. O/c Director, State Transport, Punjab, Chandigarh.

On this, the Complainant had produced a copy from letter of HO asking the PIO Head Office to seek this information from the concerned Depot as Information at Para No.3 relates to the concerned Depot. As such, as per this letter, the information had to be supplied by PIO, O/o G.M. Punjab Roadways, Sri Muktsar Sahib. The Representative of PIO/Respondent Shri Sanjeev Kumar had also admitted that the General Manager, Punjab Roadways, Sri Muktsar Sahib is the appointing authority in case of the post of Washing Boy. Therefore, the information had to be supplied by the PIO O/o G.M. Punjab Roadways, Sri Muktsar Sahib.

In view of this, PIO, O/o General Manager, Punjab Roadways, Sri Muktsar Sahib was directed to come in person on the next date alongwith the sought for information.

Today, Sh.Gurdev Singh, Complainant comes present and states that no information has been received by him.

...1/2

**Complaint Case No.1013/2018**



Shri Sanjeev Kumar, Clerk comes present on behalf of the PIO/Respondent and hands over a copy of the notification dated 02.06.1977, 07.01.2009 and 04.05.1994 vide which service Rules of Punjab Roadways employees had been framed. A copy each of these has been also submitted to the court which are taken on record.

Shri Gurdev Singh, complainant points out that the bunch of notifications given does not contain the relevant rule relating to the service conditions of the post of Washing Boy. On the asking of the Court, Shri Sanjeev Kumar states that this is what they have produced. PIO is advised to give an affidavit to the effect that except these Rules, they have no other Rules dealing with the post of Washing Boy.

It is also observed that the information is being delayed without any reason. As such, **PIO O/o The General Manager, Punjab Roadways, Sri Muktsar Sahib will Show Cause under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.**

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

PIO/Respondent is directed to supply the information before the next date of hearing by registered post and also to produce the receipt thereof.

Both the parties to come present on the next date of hearing which is fixed for **29.04.2019 at 11.00 AM.**

Copies of orders be given to all the parties.

**Dated:02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission,**  
**Punjab**

**Show Cause Notice**

**Regd. Post**      **Public Information Officer (By Name)**  
                         **O/o The General Manager,**  
                         **Punjab Roadways,**  
                         **Sri Muktsar Sahib.**

Encl: RTI Application

# PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh.Rohit Sabharwal

S/O Sh. Vijay Sabharwal

Kundan Bhawan, 126, Model Gram

Ludhiana-123455

.....Appellant

Versus

## Public Information Officer

O/o Municipal Corporation Zone-A

Mata Rani Chowk, Ludhiana

District Ludhiana

## First Appellate Authority

O/o Municipal Corporation Zone-A

Mata Rani Chowk, Ludhiana

District Ludhiana

...Respondent

## Appeal Case No.3280/2018

Present: The Complainant is absent.  
Sh.Raj Kumar, Head Draftsman, M.C. Zone-A, Ludhiana  
is present on behalf of the PIO/Respondent.

## ORDER:

The case was last heard on 11.02.2019. The appellant was absent. On behalf of PIO/ Respondent, Shri Raj Kumar, Head Draftsman had come present and had submitted letter dated 08.02.2019 vide which the information had been sent to the Appellant. The same was taken on record. The Appellant was given last opportunity to point out deficiencies in the information supplied, if any, to the PIO/Respondent before the next date of hearing.

Today, Shri Raj Kumar, Head Draftsman comes present and states that the information has already been supplied. On behalf of Appellant, though nobody has come present, but a letter dated 29.03.2019 has received by e-mail from Smt. Sukhjinder Kaur, Advocate, authorized representative of Mr. Rohit Sabharwal. In the letter, it has been stated that the Appellant has received letter dated 08.02.2019 vide which information has been provided and the same stands to be satisfactory. Vide this letter, Sukhjinder Kaur, the representative of appellant prays for invoking penal provisions and requests for compensation for inordinate delay in supply of information, which is not accepted.

**In view of the fact that the information stands supplied to the Appellant to his satisfaction, the appeal is disposed of and the case is closed.**

Copies of the orders be sent to the parties.

**Dated:02.04.2019**

Sd/-  
**(Sanjiv Garg)**  
State Information Commission,  
Punjab