

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

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Sh. Mewa Singh S/o Sh. Mohan Lal, and
Sh. Nand Kumar S/o Sh. Gurcharan Singh,
R/o Andana, Tehsil Munak,
District -Sangrur.

.....Complainant

Vs

Public Information Officer,
O/o District Development & Panchayat Officer,
Mini Secretariat, Sangrur.

.....Respondent

Complaint Case No. 77 of 2020

(Video Conference Proceeding)

Present None on behalf of the Complainant.
Sh. Narpinder Singh District Development and Panchayat Officer, Sangrur.(M-9814320514)

Orders

This order may be read with reference to the previous orders dated 13.3.2020 and the case was adjourned to 31-3-2020. But due to Covid 19 pandemic, the case was adjourned and re-fixed for hearing today i.e. 02.06.2020.

2 The complainant is absent, but he has sent an email dated 01-06-2020, which is taken on record, intimating that he has not received the information till now. He has also mentioned that he cannot attend the video conference at Sangrur due to non availability of bus service and requested for the adjournment of the case.

3. Sh. Narpinder Singh D.D.P.O Sangrur is present on behalf of the respondent and states that he has brought the information along with him but as the appellant is absent, he assures that the same will be sent to him by registered post.

4. After going through the case file and the statement given by Sh. Narpinder Singh D.D.P.O. Sangrur, he is directed to send the information to the appellant by registered post and the complainant is advised to go through the same on its receipt and point out deficiency, if any, to the respondents before the next date of hearing under intimation to the Commission.

5. To come up on 24.06.2020 at 11.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

sd/-

Dated :02.06.2020

(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Ajmer Singh S/o Sh. Mola Ram, (9878906740)

R/o Andana,

Tehsil Munak

District- Sangrur.

.....Appellant

Vs

Public Information Officer,

O/o District Development & Panchayats Officer,

Mini Secratariat,

Sangrur.

First Appellate Authority,

O/o Addl. Deputy Commissioner (D),

Administrative Complex,

Sangrur.

..... Respondents

Appeal Case No. 284 of 2020

(Video Conference Proceeding)

Present None on behalf of the Co mplainant.

Sh. Narpinder Singh District Development and Panchayat Officer, Sangrur (M-9814320514).

ORDER

This order may be read with reference to the previous order dated 18.3.2020 wherein the respondent Public Information Officer had requested for the time to provide the information as sought by the appellant. This case was adjourned to 8.4.2020, but due to Covid 19 pandemic, this case was further postponed and re-fixed for hearing on 2.6.2020.

2. The appellant is absent today without any intimation to the Commission.

3. After going through the record, it is revealed that Shri Dimple Panchayat Secretary o/o Block Development and Panchayats Officer, Sangrur was impleaded as a necessary party to supply the information before the next date of hearing but he is absent without intimation. Shri Narpinder Singh, District Development and Panchayats Officer, Sangrur states that the information is ready and will be supplied to the appellant before the next date of hearing.

4. Accordingly, the respondents are hereby, afforded last opportunity to supply the requisite information before the next date of hearing failing which the punitive action will be initiated. The appellant is advised to go through the same on its receipt and point out the deficiencies, if any, to the respondents.

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Appeal Case No. 284 of 2020

-2-

5. To come up on 24.06.2020 at 11.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

Dated :02.06.2020

sd/-

(Suresh Arora)

Chief Information Commissioner
Punjab

Sh. Narpinder Singh,
District Development and Panchayat Officer,
Mini Secretariat,
Sangrur
M 98143 20514

Sh. Dimple
Panchayat Secretary,
o/o Block Development and Panchayat Officer,
Sangrur.



Sh. Dalip Singh S/o Sh. Lachhman Singh,
R/o Village – New Salem Shah, (94173-76444)
Tehsil & District- Fazilka.Appellant
Vs

Public Information Officer,
O/o Block Development & Panchayats Officer,
Fazilka.

First Appellate Authority,
O/o District Development & Panchayats Officer,
Mini Secretariat, Fazilka. Respondents

Appeal Case No. 276 of 2020
(Video Conference Facility)

Present:- Sh. Dalip Singh, Appellant.

Sh. Rakesh Kumar, Clerk (M -94174 48331) o/o D.D.P.O. Fazilka on behalf of the respondents.

ORDER

This order may be read with reference to the previous orders dated 18.03.2020 wherein last opportunity was afforded to both the parties to appear on the next date of hearing and defend their case failing which the case will be disposed of and closed for non pursuance by parties and the case was adjourned to 08-04-2020. Due to Corona -19 pandemic, this case was re-fixed for hearing today i.e. 02-06-2020.

2. Sh. Dalip Singh appellant is present today. He states that no information has been provided by the respondents as per his RTI application till date except the copy of resolution that too is not legible.

3. Representative of the respondent Sh. Rakesh Kumar states that this information has to be provided by Sh. Harjinder Singh V.D.O. of office of B.D.P.O. Fazilka, who has been transferred to Jalalabad. Sh. Santokh Singh Panchayat Secretary (9692009004) is the new incumbent but Sh. Harjinder Singh V.D.O has not given the record yet. So the information has not been supplied to the appellant.

4 After going through the record of case file and statements made by both the parties it is revealed that no information except the illegible copy of resolution has been provided to the appellant by Sh. Harjinder Singh V.D.O. Now, an opportunity is given to Sh. Santokh Singh Panchayat Secretary (who is the successor of Sh. Harjinder Singh) to supply the requisite information under RTI Act 2005 after taking the record/charge from Sh. Harjinder Singh V.D.O. within 15 days from issue of this order.



Appeal Case No. 276 of 2020

5. District Development and Panchayat Officer is directed to ensure that the record is handed over to the present Panchayat Secretary Sh. Santokh Singh.

6. It is also revealed from the case file that District Development and Panchayat Officer Fazilka has recommended strict action against Sh. Harjinder Singh V.D.O. for not supplying the information to the appellant and disobeying the orders of his officers to the Director Rural Development and Panchayat Department, Mohali vide his letter no. 757 dated 3.12.2019 (copy enclosed for ready reference). Accordingly, the Director, Rural Development and Panchayat Department, Mohali is directed to file the action taken on the said letter written by the District Development and Panchayat Officer Fazilka against Sh. Harjinder Singh V.D.O. before the next date of hearing positively. He is also directed to ensure that the record of Sh. Harjinder Singh, V.D.O. is handed over to the present incumbent, Shri Santokh Singh.

7. To come up on 01.07.2020 at 11.00 A.M. through Video Conference Facility available in the office of Deputy Commissioner, Fazilka.

Dated 02.06.2020

sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab.

C.C

- 1) Director(By name),
Rural Development and Panchayat Department,
SAS Nagar, Mohali.
- 2) District Development and Panchayat Officer (By name)
Mini Secretariat, Fazilka
- 3) Block Development and Panchayats Officer,
Fazilka
4. Shri Harjinder Singh, V.D.O.
Through District Development and Panchayats Officer,
Mini Secretariat,
Fazilka.
5. Shri Santokh Singh, V.D.O.
c/o Block Development and Panchayats Officer,
Mini Secretariat,
Fazilka

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Sh. Rakesh Kumar Singla,
Voice Organization (Regd.)
Opp. Tehsil Office, Leharagaga,
Sangrur 148031

...Appellant

Vs

Public Information Officer-cum-V.D.O.,
Gram Panchayat Bhutal kalan,
c/o Block Development and Panchayats Officer,
Leharagaga, District Sangrur

First Appellate Authority,
o/o District Development and Panchayats Officer,
Sangrur

....Respondent

Appeal Case No. 3948 of 2019
(Video Conference Proceedings)

Present None on behalf of the appellant.

Sh. Gurnet Singh B.D.P.O. Leharagaga (9876452257) and Sh. Rajinder Singh V.D.O 9872370063 on behalf of the respondents.

ORDER

This order may be read with reference to the previous orders dated 17.03.2020 wherein the respondents have supplied the sought information to the appellant to his satisfaction. As such the case was disposed of and closed since the information was provided to the appellant. However, the decision regarding show cause notice issued to the respondents was kept pending. This case was adjourned to 7-4-2020 but due to Corona -19 pandemic, this case was postponed for hearing today i.e. 02-06-2020.

2 Sh. Gurnet Singh B.D.P.O. Leharagaga and Sh. Rajinder Singh V.D.O Leharagaga on behalf of the respondents are present and tender their apologies before the Commission for improperly dealing with the RTI application of the appellant due to rush of work. With regard to the excess fee demanded, they stated that due to wrong calculation, it happened and they will be careful in future. They requested to drop the show cause notice issued to them.

3 In view of the explanation given by the respondents above, the Commission accepts their reply and show cause notice issued to them is hereby withdrawn. However, they are warned to remain careful in future while dealing with RTI applications.

4. As no more cause of action is left in this case, the case is disposed of and closed.

Dated 02.06.2020

sd/-

(Suresh Arora)

**Chief Information Commissioner
Punjab.**

CC District Development and Panchayats Officer,
Mini Secretariat,
Sangrur.

Regd.

Sh. Gurnet Singh Block Development Panchayat Officer
Leharagaga,
District Sangrur

Sh. Rajinder Singh V.D.O
Leharagaga,
District Sangrur.

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Sh. Ajay Kumar,
R/o H No.- 1, Rose Avenue Colony,
Near Improvement Trust Office,
Block- Malerkotla,
District -Sangrur.Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayats Officer,
Block- Malerkotla-1,
District -Sangrur.

First Appellate Authority,
O/o Block Development & Panchayats Officer,
Block- Malerkotla-1,
District -Sangrur.

.....Respondents

Appeal Case No. 882 of 2020

(Video Conference Proceedings)

Present:- Sh. Ajay Kumar, appellant.
Sh. Ekam Singh, Panchayat Secretary on behalf of the respondents.

ORDER

The RTI application is dated 14.11.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 16.12.2019 and second appeal was filed in the Commission on 25.2.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for 30.3.2020 but could not be heard due to Covid 19 pandemic and the case was adjourned for today i.e. 2.6.2020.

2. The representative of the respondents states that he has brought the information comprising of around 1200-1300 pages duly attested by the concerned Sarpanch to be handed over to the appellant. He was directed by the Commission to supply the same to the appellant during the course of hearing.

3. The appellant is advised to go through the same and point out deficiency, if any, in the information so supplied by the respondents within 10 days from the issue of this order to the respondents and the respondents are directed to remove the same well before the next date of hearing under intimation to the Commission.

4. To come up on 24.6.2020 at 11.00 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

sd/-

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 2.6.2020

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Sh. Udham Singh S/o Sh. Gurnam Singh,
R/o Village- Bhundar Bhaini,
Block- Andana,
District Sangrur.Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayats Officer,
Block- Andana at Moonak,
District -Sangrur.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat, Sangrur.

.....Respondents

Appeal Case No. 864 of 2020

(Video Conference Proceedings)

Present:- Sh. Udham Singh, appellant in person at Chandigarh
Sh. Shavinder Singh, Block Development and Panchayats Officer –cum-Public
Information Officer on behalf of the respondents.

ORDER

The RTI application is dated 4.9.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 22.11.2019 and second appeal was filed in the Commission on 24.2.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for 30.3.2020 but could not be heard due to Covid 19 pandemic and the case was adjourned for today i.e. 2.6.2020.

2. The respondent-Public Information Officer states that he has joined as Block Development and Panchayats Officer, Andana at Moonak recently i.e. on 28.3.2020 and would provide the complete information before the next date of hearing. Accordingly, the appellant is advised to go through the same on its receipt and point out deficiencies, if any, before the next date of hearing.

3. To come up on 24.6.2020 at 11.00 to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

sd/-

Dated: 2.6.2020

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Damodar Sharma S/o Sh. Jagdish Rai,
R/o Vill. –Chuhri Wala Dhanna,
Tehsil & District –Fazilka.

.....Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Block – Khuiya Server, Abohar,
District- Fazilka.

First Appellate Authority,
O/o District Development & Panchayat Officer,
District- Fazilka.

Shri D.P. Pandey, (Regd.)
PIO/Tehsildar,
Jalabad, Distt. Fazilka (M.No.94635-87400).

Public Information Officer (Regd.)
o/o Tehsildar,
Fazilka

.....Respondents

Appeal Case No. 4331 of 2019
(Video Conference Proceedings)

Present:-Shri Damodar Sharma, appellant.

Shri Rakesh Kumar, Clerk, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 9.3.2020 vide which the show cause notice for penalty and compensation was issued to the respondent-Tehsildar, Fazilka and was also directed to supply the information before the next date of hearing.

2. The representative of the respondents Shri Rakesh Kumar states that the information concerning point no. 6 of the RTI application of the appellant that relates to the office of the Block Development and Panchayats Officer has already been provided to the appellant and the appellant shows his satisfaction. Regarding rest of information i.e. point no. 1 to 5, the representative of the respondents states that the information has to be provided by the Tehsildar, Fazilka.

3. The Commission is aware of the fact that due to outbreak of Covid 19 pandemic, the administration has been busy in dealing with the same. Therefore, one more opportunity is provided to the Public Information Officer o/o Tehsildar, Fazilka to file the response/supply the information in respect of the information concerning point no.1 to 5 of the RTI application of the appellant. He is also directed to remain present during the next date of hearing. One more opportunity is also granted to Shri D.P. Pandey, former Public Information Officer/Tehsildar, Fazilka now Jalalabad to represent his case and submit his reply in writing or present his case personally during the next date of hearing in the office of the Commission. He may take a 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.

4. To come up on 1.7.2020 at 11.00 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka.

sd/-

Dated: 2.6.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Ranjit Singh S/o Sh. Virsa Singh,
R/o PO –Behak Khas, (78141-85527)
Saido Ke Uttar alias Chandmari,
District- Fazilka.

.....Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Fazilka.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat, Fazilka.

.....Respondents

Appeal Case No. 4365 of 2019

(Video Conference Proceeding)

Present:- Shri Ranjit Singh, appellant.
Shri Rakesh Kumar, Clerk o/o District Development and Panchayats Officer on behalf of
the respondents.

ORDER

This order may be read with previous order dated 4.3.2020 vide which the date was fixed for hearing on 20.3.2020 but due to Covid 19 pandemic the case was fixed for hearing on 3.4.2020 and re-fixed for hearing today i.e. 2.6.2020.

2. The appellant states that the respondents are not providing the information i.e. the latest status regarding the action taken for embezzlement of Panchayati Fund by former Sarpanch under Section 216 of the Revenue Act.

3. Shri Parvej Singh, Block Development and Panchayats Officer, Fazilka is not present today and it has come to the notice that he has been transferred to Mohali. A show cause notice for penalty and compensation was issued to him but due to Covid 19 pandemic, one more opportunity is granted to him to represent his case. He is directed to submit his reply in writing or present his case personally during the next date of hearing in the office of the Commission. He may take a 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.

4. Since the representative of the respondents is from the office of First Appellate Authority he is directed to submit the report to the higher authorities with regard to non providing of the latest status regarding the action taken for embezzlement of Panchayati Fund by former Sarpanch under Section 216 of the Revenue Act to the appellant.

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Appeal Case No. 4365 of 2019

-2-

5. The District Development and Panchayats Officer/Block Development and Panchayats Officer, Fazilka are directed to look into the matter personally and ensure that the action taken report must be provided to the appellant before the next date of hearing. They are also directed to ensure the presence of the respondent-Public Information Officer of this case during the next date of hearing.

6. To come up on 1.7.2020 at 11.00 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka.

sd/-

Dated: 2.6.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.