



Sh.Ujagar Singh, S/o Sh Lt Sh.Bant Singh,
R/o Street No-1, Mann Colony,
Daba, Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o ADGP, (Crime),
Police Headquarters, Chandigarh.

First Appellate Authority,
O/o DGP, (Crime),
Police Headquarter, Chandigarh.

...Respondent

Appeal Case No. 157 of 2019

PRESENT: Sh.Ujagar Singh as the Appellant
Ms.Gurpreet Kaur, Constable O/o SSP Barnala for the Respondent

Order: The case was first heard on 26.02.2019 by Sh.S.S.Channy, Chief Information Commissioner. The respondent Sh.Prem Singh was present who informed that as per letter dated 05.02.2019 from AIGP Bureau of Investigation, Punjab, the letter of the appellant dated 18.09.2018 was not received by them and the appellant was asked vide letter dated 11.12.2018 to furnish details of the information sought by him but no reply was received from him. The appellant stated that he has not received the letter dated 11.12.2018. The appellant was directed to hand over a copy of letter dated 18.09.2018 to the respondent and the respondent was directed to provide the information.

The case was again heard by Sh.S.S.Channy, Chief Information Commissioner on 02.04.2019. The appellant claimed that the PIO has not provided the information. The respondent stated that the FIR in the matter has been registered and information asked for by the appellant is in question form, which cannot be provided. After hearing both the parties, the PIO was directed to supply the information to the appellant and in case any of the information is not available, then a written submission to this effect be made on the next date of hearing.

The case last came up for hearing before this bench on 08.07.2019. The appellant claimed that despite order of the Commission, the PIO has not supplied the information. The PIO was directed to respond all the points of the RTI application, and whatever the information is available on record, the same be provided. If any of the information is not available in the record, the same be given in writing on an affidavit. If the information is in the custody of other persons, the same be informed. The information be provided to the appellant within 15 days.

Hearing dated 02.09.2019:

The respondent present pleaded that the reply has been sent to the appellant vide letter dated 11.05.2019. The appellant is not satisfied and stated that he has sought information regarding certain documents submitted by him during investigation. The respondent stated the complete record is available with the police station, Mehal kalan. The DSP-Mehal Kalan is implicated in the case and directed to allow inspection of the complete record to the appellant and provide the information to the best possible extent as per the RTI act.

The case is adjourned. To come up for further hearing on **03.12.2019 at 11.00 AM.**

Chandigarh
Dated:02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to : DSP-Mehal Kalan(Barnala)

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Red Cross Building, Near Rose Garden, Sector-16, Chandigarh.
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Sh Joginder Sharma, S/o Basant Ram Sharma,
H No-B-13/688, Aman Nagar, P.O Neraji Nagarm, Salem Tabri,
Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o DEO, (EE),
Ludhiana.

First Appellate Authority,
O/o DPI (EE),
Mohali.

... Respondent

Appeal Case No. 502 of 2019

PRESENT: None for the Appellant
Sh.Harminder Singh, Clerk O/o DPI Ludhiana for the Respondent

ORDER:

The case last came up for hearing on 24.06.2019. The appellant through RTI application dated 24.10.2018 has sought information on 7 points regarding ex-India leave availed by the teachers from 01.05.2017 to 01.09.2018 and sanctioned granted and other information concerning the office of DEO(LC) Ludhiana. The appellant was not satisfied with the reply of the PIO vide letter dated 27.11.2018 after which the appellant filed a first appeal before the First Appellate Authority on 30.11.2018, which took no decision on the appeal.

Since both the parties were absent, in the interest of justice, one more opportunity was granted and the case was adjourned.

Hearing dated 02.09.2019:

The respondent present pleaded that the information has been provided to the appellant vide letter dated 18.07.2019 and a copy of the same is submitted to the Commission. The appellant is absent and vide letter received in the Commission on 22.08.2019 has informed that he is not satisfied with the information regarding points 1,2,3,4 & 5.

I have gone through the RTI application and the information provided by the respondent and find that the RTI has been sufficiently replied and the information has been provided to the best possible extent.

No further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.Rajesh Kumar, S/o Sh Om Parkash,
R/o-B-11-619, Kothi Khawaza Azam,
Near Division No-3, Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Secretary, RTA,
Ludhiana

First Appellate Authority,
O/o State Transport Commissioner,
Punjab, Chandigarh.

...Respondent

Appeal Case No. 586 of 2019

PRESENT: None for the Appellant
Sh.Rohit Sood Clerk O/o RTA Ludhiana for the Respondent

ORDER:

The case was last heard on 24.06.2019. The respondent pleaded that the information is not available in their record since the record stands misplaced and they have already filed FIR. The appellant was not satisfied and claimed that the traffic police had issued challan for the vehicles for which the information has been sought but the PIO is not providing the information.

Hearing both the parties, the appellant was directed to provide proof of challans for which the information has been sought. The PIO was directed to relook and provide the information on an affidavit.

Hearing dated 02.09.2019:

The respondent present pleaded that the information has been provided to the appellant and the appellant has acknowledged having received the information. The appellant is absent nor has communicated any discrepancy. It is presumed that the appellant has received the information and is satisfied.

No further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Mohd. Nazir, S/o Sh Rahim Din,
R/o Village Bhainia, Kamboan,
Tehsil Malerkotla, Distt Sangrur.

... Appellant

Versus

Public Information Officer,
O/o Punjab Wakf Board,
SCO NO-1062-63, Sec-22-B, Chandigarh.

First Appellate Authority,
O/o Punjab Wakf Board,
SCO NO-1062-63, Sec-22-B, Chandigarh.

... Respondent

Appeal Case No. 589 of 2019

PRESENT: Mohd Nazir as the Appellant
Sh. Tayyab Hasan, PIO for the Respondent

ORDER:

The case was last heard on 24.06.2019. The respondent present pleaded that the information has been provided to the appellant vide letter dated 10.12.2018. The appellant was not satisfied with the information regarding points-c, e, f & k. After hearing both the parties, the following was concluded:

- Point-c PIO to procure the information from the concerned department and provide to the appellant.
- Point-e The respondent informed that the information is available with Haryana Waqf Board. The PIO is directed to procure the copy of order vide which the promotion ban was ordered to be revoked, from the concerned authority and provide to the appellant.
- Point-f The appellant is directed to inspect the record. The PIO is directed to provide the information.
- Point-k PIO to give in writing that no communication was made.

Hearing dated 02.09.2019:

The respondent present pleaded that as per order of the Commission, the information has been provided to the appellant. The appellant has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed.**

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.Lalit Mohan, S/o Sh Satpal Gargi,
13813-A, Street NO-7, Ganesh Basti,
Bathinda.

... Appellant

Versus

Public Information Officer,
O/o SDM,
Ropar.

First Appellate Authority,
O/o State Transport Commissioner,
SCO-177-178, Sector-17-C, Chandigarh

...Respondent

Appeal Case No. 629 of 2019

PRESENT: None for the Appellant
None for the Respondent ``

ORDER:

The case was last heard on 24.06.2019. The respondent present pleaded that the information is not available in their record since the record previous to the year 2005-06 stands destroyed. Further they checked the record online and found that the said vehicle is registered in the name of Prem Sharma d/o Chuni Lal of Ambala. The respondent further informed that after formation of District Mohali, some of the record was transferred to District Mohali and the information might be with RTA Moali.

During the course of hearing, it come to the notice that the ownership of car No.HR01L-0527 is in some other name whereas the car was transferred in the name of Lalit Mohan on 22.08.2014 at RTA Faridkot. Since there appeared to be some discrepancy in this, the RTA Mohali and RTA Faridkot were also impleaded in the case and directed to produce relevant record of this particular case at the next date of hearing.

Hearing dated 02.09.2019:

Both the parties are absent. The Commission has received an email from the Secretary RTA Faridkot vide which they have sought adjournment stating that the concerned dealing person-cum-deemed PIO is bound to appear in the court of Session Judge, Amritsar.

The case is adjourned. To come up for further hearing on **02.12.2019 at 11.00 AM.**

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to : 1. PIO-Regional Transport Authority, Fardikot
2. PIO- Regional Transport Authority, Mohali



Sh. Gurpal Singh, S/o Sh Jang Singh,
R/o Village Kharoura,
Tehsil and DisttFatehgarh Sahib.

... Appellant

Versus

Public Information Officer,
O/o SDO, PSPCL,
Sub Division, Chaurwala,
ShriFatehgarh Sahib..

First Appellate Authority,
O/o XEN, PSPCL,
ShriFatehgarh Sahib.

...Respondent

Appeal Case No. 943 of 2019

PRESENT: Sh.Gurpal Singh as the Appellant
Sh.Ravinder Singh, SDO PSPCL Chaurwala for the Respondent

ORDER:

The case was last heard on 18.06.2019. The respondent present stated that the information is not available in their record since due to collapse of building, the record stands destroyed. The PIO was directed to enquire into the matter and submit a complete enquiry report which establishes that the record is missing or destroyed due to collapse of building.

Hearing dated 02.09.2019:

The respondent present pleaded that as per order of the Commission, enquiry was conducted and the enquiry report alongwith other relevant documents have been provided to the appellant. The appellant has received the information.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed.**

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Kishan Lal, S/o Sh.Bephati Ram,
VPO Nawan Pind,
Mehta Road, Amritsar.

... Appellant

Versus

Public Information Officer,
O/o SE, Operational,
City Circle, PSPCL,
Amritsar.

First Appellate Authority,
O/o CE, Operational,
Border Zone, PSPCL,
Amritsar.

...Respondent

Appeal Case No. 949 of 2019

PRESENT: Sh.Krishan Lal as the Appellant
Sh.Amrik Singh, AAE, PSPCL City Circle Div. Amritsar for the Respondent

ORDER:

The case was last heard on 18.06.2019. The respondent brought some information and handed over to the appellant. However, since the RTI was not legible, there is no way that the Commission can scrutinize the information sought and the information provided. The appellant was directed to bring a legible copy of the RTI application.

Hearing dated 02.09.2019:

The appellant has submitted legible copy of RTI application. The respondent present informed that point-wise information has already been provided to the appellant vide letter dated 02.11.2018 and a copy is submitted to the Commission. The appellant is not satisfied and stated that the PIO has not provided the information as per RTI application.

Having gone through the RTI application, reply of the PIO and hearing both the parties, the following is concluded:

- Point-2- The PIO to provide information that under whose investigation, the meter was recovered.
- Point-8 PIO to provide copy of PDC
- Point-9 To provide information
- Point-10 Provided during the hearing.

Rest of the points stands suitably replied.

To come up for further hearing on **03.12.2019 at 11.00 AM.**

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Simranjit Singh, S/o Sh Jagdish Singh,
93/2, Adarsh Nagar,
Jalandhar.

... Appellant

Versus

Public Information Officer,
O/o JDA,
Jalandhar.

First Appellate Authority,
O/o JDA,
Jalandhar

... Respondent

Appeal Case No. 1043 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The case was last heard on 27.06.2019. Hearing both the parties, the respondent was directed to provide the information to the appellant within 15 days and send a compliance report to the Commission.

During the hearing, the appellant also raised the point regarding section 4 of the RTI Act which pertains to the obligations of the Public Authorities, whereby, the public authorities create a system to maintain records, as well disseminate them suo-motto in easily accessible form, preferably electronic and the Internet, so that the public have minimum resort to use this Act to obtain information.

As per powers vested Under Section 19(8)(a)(iii) of the RTI Act, which empowers the Central Information Commission or State Information Commission to require the public authority to take any such steps as may be necessary to secure compliance with the provisions of this Act, including by publishing certain information or categories of information, the Chief Administrator, JDA Jalandhar was impleaded and directed to prepare a roadmap for implementation of the Section 4 of this Act and present it at the next date of hearing.

Hearing dated 02.09.2019:

The respondent is absent and vide email has sought adjournment. The appellant is also absent.

The earlier order stands. The case is adjourned.

To come up for further hearing on **03.12.2019 at 11.00 AM.**

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to PIO-Chief Administrator, JDA Jalandhar

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Sh Simranjit Singh, S/o Sh Jagdish Singh,
93/2, Adarsh Nagar,
Jalandhar.

... Appellant

Versus

Public Information Officer,
O/o JDA,
Jalandhar.

First Appellate Authority,
O/o JDA,
Jalandhar

... Respondent

Appeal Case No. 1045 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The case was last heard on 27.06.2019. The respondent present pleaded that the matter relates the regularization of unauthorized colonies under the State Govt Regularization policy, and the cases of these 3rd parties are under process with the Department and that the information will be provided after a final decision is taken in the matter. The respondent further informed that the information is voluminous.

Hearing both the parties, the respondent was directed to provide an index to the appellant via email within 10 days and the appellant to specify the list of 50 files and inspect the record by fixing a mutually convenient date and time. The PIO to allow the inspection of record and provide the information.

Hearing dated 02.09.2019:

Both the parties are absent without intimation to the Commission. The earlier order stands. No further intervention is required in the matter.

The case is **dispose off and closed.**

Chandigarh
Dated 02.09.2019

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh.Varun Kumar, S/o Sh.Bhupinder Kumar,
Ward No-2, Street NO2,
Opposite Krishan Bhagwan Gaushala, Malout,
Distt.Shri Mukatsar Sahib.

Appellant

Versus

Public Information Officer,
O/o Guru Nanak Dev Thermal Plant,
(TG Maintenance Cell), Bathinda

First Appellate Authority,
O/o Chief Engineer,
Guru Nanak Dev Thermal Plant,
Bathinda.

...Respondent

Appeal Case No. 4023/2018 & 4129/2018

Present: Sh.Varun Kumar as the Appellant
Sh.Rajinder Kumar, Addl. SE, for the Respondent

ORDER:

The case was first heard on 12.03.2019. The respondents present pleaded that the available information has been provided to the appellant. The counsel representing the appellant was not satisfied with the reply of the PIO regarding points 11 to 16 and points 26 to points 34. Having gone through the record and after hearing both the parties, following was decided:

- | | |
|--------------------|--|
| - Points 1 to 10 | - Information provided |
| - Point No.11 | - To be adjudicated at the next date of hearing |
| - Point No.12 | - Information provided |
| - Point No.13 | - Information provided at the hearing |
| - Point No.14 | - The appellant to bring 10 specific names of the engineers at the next date of hearing which will be adjudicated by the Commission. |
| - Points 15 & 16 | - Not to be provided |
| - Points 17 to 25 | - Information provided |
| - Point No.26 & 27 | - Appellant to specify if there is any corruption charges and disclosure of information has a larger public interest – to be adjudicated at the next date of hearing |
| - Points 28 to 31 | - Information provided |
| - Points 32 to 34 | - Information provided during hearing |

During the hearing, it came to the notice of the Commission that the information sought by the appellant from the office of Deputy Chief Engineer, HRD, PSPCL Patiala in appeal case No.4129/2018 which was also fixed for hearing on 12.03.2019, was the same information that has been sought in the present case, hence both the cases were merged.

The case was again heard on **14.05.2019**. The respondent present pleaded that the appellant has not specified regarding points 14 and filed a separate RTI application for point No.11 & 14. The appellant had also not established that the disclosure of information has a larger public interest, which he had been asked in the earlier order.

Hearing both the parties, the Commission directed the appellant to get information regarding points 11 & 14 as per his fresh RTI. Point-27 stands withdrawn. Regarding point-26, the appellant was directed to provide list of 10 persons.

The case was last heard on **10.06.2019**. The respondent present pleaded that in compliance with the order of the Commission; they have supplied copies of educational certificates of 9 persons and will provide copy of certificate for remaining one person. As per order of the Commission, the appellant had not been able to establish that the disclosure of information regarding point-26 has a larger public interest for which he has sought more time.

Hearing dated 02.09.2019:

The respondent present pleaded that the information available in their record has been provided to the appellant. The appellant has not been able to establish that the disclosure of information regarding point-26 has a larger public interest.

Hearing both the parties, the Commission finds that the information has been provided to the best possible extent and no further course of action is required.

The case is **disposed off and closed**.

Chandigarh
Dated: 02.09.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to: 1.- Dy.Chief Engineer, HRD
PSPCL Patiala
2. Chief Engineer, HRD, PSPCL Patiala