

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 0093 OF 2020

Sh. Sanjeev Goyal,
S/o Sh. Ashok Kumar,
H. No. 148 Model Town,
Phase-I, Bathinda-151001

(9814197689)

...Appellant

Versus

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

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
Bathinda.

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

PRESENT:

Sanjeev Goyal, the Appellant.

Sh. Sandeep Kataria, CSI-cum-PIO and Sh. Surinderpal Singh, Clerk, Horticulture, on behalf of the Respondent.

ORDER:

This order may be read with reference to the previous order dated 24-12-2020.

2. The PIO Sandeep Kataria, states that original Affidavit has been provided to the by registered post on 02-02-2021 and copy of the same has been emailed to Commission. The Appellant acknowledges the receipt of the same.

3. The Appellant states that information relating to Point 1 has not been supplied to him. Shri Surinderpal Singh, Clerk, who attends the court on behalf of Shri Gurpreet Singh, XEN-cum-PIO, states necessary information has already been provided to the Appellant barring bankers' statement which cannot be provided in order to maintain secrecy. The Appellant states that information provided is uncertified. The Respondent is directed to give in writing from PIO that bankers' statement cannot be provided in order to maintain secrecy.

4. Last and final opportunity to Appellant is granted with the direction to visit the O/o the PIO on **10-03-2021 at 11.00AM** to get the provided information certified failing which it will be presumed that he is satisfied with the provided information and the case will be decided on merit.

5. The case is adjourned to **16-03-2021 at 11.00AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
03-03-2021

Copy for immediate compliance is forwarded to (Regd.Post) :-

Shri Gurpreet Singh,
XEN-cum-PIO
Municipal Corporation,

Bathinda.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 0094 OF 2020

Sh. Sanjeev Goyal, (9814197689)
S/o Sh. Ashok Kumar,
H. No. 148 Model Town,
Phase-I, Bathinda-151001

...Appellant

Versus

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

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
Bathinda.

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

PRESENT: Shri Sanjeev Goyal, the Appellant.
Sh. Davinder Jaur, XEN-cum-PIO, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 24-12-2020.

2. The Respondent states that information containing 71 pages duly certified has already been provided to the Appellant. He further states that pursuant to previous Commission Order, the Appellant did not visit their office.

3. The Appellant is directed to visit the O/o the PIO on **10-03-2021 at 11.00AM** to get the provided information certified. In case the Appellant fails to avail this chance, it will be presumed that he is satisfied with the provided information and the case will be decided on merit.

4. The case is adjourned to **16-03-2021 at 11.00AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
03-03-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 584 OF 2020

Shri Yogesh Mahajan,
S/o Sh. Kuldeep Raj Mahajan,
Opposite Water Tank,
Municipal Market, Mission Road,
Pathankot.

(9814354649)

...Appellant

Versus

Public Information Officer,
O/o The Executive Officer,
Improvement Trust,
Amritsar.

First Appellate Authority

O/o The Executive Officer,
Improvement Trust,
Amritsar.

...Respondents

HEARD THROUGH CISCO WEBEX – VC/TELEPHONE

PRESENT:

Sh. Yogesh Mahajan, Appellant.

Sh. Ravinder Kumar, XEN-PIO and Shri Vishal Sharma, Acctt. Improvement Trust, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 23-12-2020.

2. The Appellant reiterates his earlier version that the furnished information is incomplete and incorrect. He further states that he has demanded comparative statements of 2018-19 but he has been provided the same for the year 2016-17.

3. The Respondent-PIO states that duly certified information containing more than 1600 pages has already been supplied to the Appellant by registered post at different times. He further requests the court to direct the Appellant for inspection of record on any working day and get the demanded information on the spot.

4. The Appellant is directed to go for inspection on 19-03-2021 at 02.00PM, identify the requisite information and get the same on the spot. The Respondent PIO is directed to be present on the given date and time of inspection and provide the duly attested information to Appellant on the spot under intimation to the Commission. He is also directed to file reply of **SHOW CAUSE NOTICE** issued to him on the previous date of hearing and appear personally (Through Webex) on the next date of hearing failing which penal proceedings will follow. In case the Appellant fails to avail this

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SECTOR 16, CHANDIGARH.

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-02-

APPEAL CASE NO. 584 OF 2020

opportunity for inspection on the given date and time, it will be presumed that he is satisfied with the provided information and the case will be decided on merit.

5. The case is adjourned to **28-04-2021 at 01.00PM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh
03-03-2021**

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy to Intimation & further necessary action: - (Regd. Post)

Sh. Ravinder Kumar,
XEN – cum – PIO,
O/o Executive Officer,
Improvement Trust,
Amritsar.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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COMPLAINT CASE NO. 0841 OF 2020

Sh. Naresh Dilawri, (9814033593)
R/o # 3440, Sector-35-D,
Chandigarh.

...Complainant

Versus

Public Information Officer,
O/o Secretary,
Regional Transport Authority, Punjab,
Sector-76, Mini Secretariat,
S.A.S. Nagar (Mohali).

...Respondent

HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

Present Shri Naresh Dilawari, the Complainant
None on behalf of the Respondents

ORDER

This order may be read with reference to the previous order dated 24.12.2020.

2. The complainant states that the Respondents has not supplied information relating to Point No.3 of his RTI i.e. copy of order putting his car Indica Vista No.PB-65-AT-8112 in black list. He is directed to be present on the next date of hearing to plead his case.

3. The Respondent-PIO is absent for the 02nd time consecutively without any information to Commission. He is once again directed to be present on the next date of hearing to present the case failing which strict action will be taken against him under the provisions of the RTI Act 2005.

4. The case is adjourned to **06-04-2021 at 11.00AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
03-03-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO.1022 OF 2020

Shri Sukhwinder Singh (9465650001)
Parents Association (Regd)
MACHHIWARA,
District Ludhiana.

...Appellant

Versus

Public Information Officer,
O/o The Secretary,
School Education Department, Punjab,
Punjab Civil Secretariat-II,
Sector -9, Chandigarh.

First Appellate Authority

O/o The Secretary,
School Education Department, Punjab,
Punjab Civil Secretariat-II,
Sector -9, Chandigarh.

...Respondents

HEARD THROUGH CISCO WEBEX – VC/TELEPHONE

PRESENT Shri Sukhwinder Singh, the appellant
None on behalf of both the parties.

ORDER

This order may be read with reference to the previous order dated 24.12.2020.

2. The Appellant orally reiterates his earlier version that the demanded information not been provided by the Respondents till date.

3. On 19-08-2020, 08-10-2020, 10-11-2020 and 24-12-2020 the Respondent-PIO was absent. Today i.e. on 03-03-2021, the appellant is present whereas the respondents are absent. In all, five hearings were held and the respondents did not attend the court even once. Thus judging the defying attitude of the respondent-PIO, a **show cause notice** under Section 20 (1) of the RTI Act, 2005, was issued to the PIO (by name) O/o the Secretary, Punjab Education Department, Chandigarh to be present in the court on 03-03-2021 along with his written submission. The PIO did not bother to attend the court in person or to depute any other official on his behalf.

4. It also transpires that the sought information has also not been supplied. It is clear that he does not have any respect for the Statutory Institution. The Commission cannot take it lying down. The matter has to be taken to a logical end. While exercising its authority under Section 18(3)(a) of the RTI Act, 2005, a **Bailable Warrant** is issued against the PIO (by name) O/o the Secretary, Punjab Education Department, Chandigarh with the direction to the Superintendent of Police, Chandigarh, to serve it on him to appear along with entire relevant record before the Commission on **06-04-2021 at 11.00 AM** so that the requisite information can be arranged to be

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-02-

APPEAL CASE NO.1022 OF 2020

furnished to the information seeker and appropriate action is taken on the show cause notice issued to him.

3. Accordingly, the case is adjourned and fixed for hearing on **06-04-2021 at 11.00 AM.**

Copies of order be sent to parties.

Chandigarh

03-03-2021

Copy for necessary compliance is forwarded by **Regd.Post** to :

The Public Information Officer,

O/o The Secretary,

Education Branch-3,

Mini Secretariat, Sector 9,

CHANDIGARH.

Sd/-

(Hem Inder Singh)

State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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BAILABLE WARRANT OF PRODUCTION

BEFORE

S. HEMINDER SINGH

STATE INFORMATION COMMISSIONER, PUNJAB

AT CHANDIGARH

In case: Sh. Sukhwinder Singh Vs. Public Information Officer O/o The Secretary, Punjab Education Department, Punjab Mini Secretariat, Chandigarh.

APPEAL CASE NO. 1022 of 2020

UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005

Next Date of Hearing: **06-04-2021**

To

The Superintendent of Police,
CHANDIGARH.

Whereas Public Information Officer O/o The Secretary, Punjab Education Department, Punjab Mini Secretariat, Chandigarh has failed to appear before the State Information Commissioner despite the issuance of notices/summons in the above mentioned complaint case. Therefore, you are hereby directed to serve this **Bailable Warrant** to Public Information Officer O/o Public Information Officer O/o The Secretary, Punjab Education Department, Punjab Mini Secretariat, Chandigarh to appear before undersigned at RED CROSS BHAWAN, MADHYA MARG, SECTOR – 16, (NEAR ROSE GARDEN), CHANDIGARH on **06-04-2021 at 11:00 AM.**

Sd/-

CHANDIGARH
03-03-2021

(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2466 OF 2020

Shri Harinder Pal Singh, (9815344250)
S/o Sh. Dalbir Singh,
R/o House No. 278, Near Old Talab,
Hira Mahal Colony, Nabha-147201 (Patiala)

...Appellant

Versus

Public Information Officer,
O/o District Education Officer (Secondary),
Patiala.

First Appellate Authority
O/o District Education Officer (Secondary),
Patiala.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Harinder Pal Singh, Appellant.
Sh. Saurav Datt, Clerk on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 23-12-2020.

2. The Appellant reiterates his earlier version that incomplete information has been provided to him by the Respondents.

3. The Respondent states that information sought by the Appellant is related to the private unaided school which does not fall under the ambit of RTI Act 2005. He is directed to send this message / information on the WhatsApp of the appellant that information sought by the Appellant is related to the private unaided school which does not fall under the ambit of RTI Act 2005 and copy be emailed to Commission. He is also directed to send the information duly attested by registered post to Appellant with a copy to Commission before the next date of hearing failing which strict will be taken by the Commission. He is further directed to be present on the next date of hearing.

4. The case is adjourned to **06-05-2021 at 11.00AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
03-03-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 3051 OF 2020

Sh. Abhishek Sharma, (9416690380)
S/o Sh. Chandgi Ram Sharma,
C/o Chamber No. 104, District Court Complex,
Sector-43, Chandigarh.

...Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Zirakpur, District S.A.S. Nagar (Mohali).

First Appellate Authority
O/o Municipal Council,
Zirakpur, District S.A.S. Nagar (Mohali).

...Respondents

HEARD THROUGH CISCO WEBEX – VIDEO CONFERENCE

PRESENT None on behalf of both the p[arties].

ORDER

This order may be read with reference to the previous order dated 24-12-2020.

2. The representative of the appellant telephonically requested for adjournment of the case.

3. The Respondent-PIO is absent for the 02nd time consecutively today without any intimation to the Commission. This attitude of the Respondent-PIO is viewed very seriously. He is directed to supply the demanded information within 10 days by registered post to the Appellant with a copy to Commission failing which strict action will be taken against him. He is further directed to be present on the next date of hearing to present the case.

4. The case is adjourned to **06-05-2021 at 11.00AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
03-03-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner