

PUNJAB STATE INFORMATION COMMISSION

**Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100-101, Fax 0172 2864110
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Sh. Surjit Singh S/o Sh. Gokul Singh,
R/o VPO –Jarg, (98559-00321)
Tehsil Payal, 141415,
District –Ludhiana.

.....Complainant

Vs

Public Information Officer,
O/o Director of Public Instruction(EE),
PSEB Complex, Sector -62,
SAS Nagar(Mohali),

.....Respondent

Complaint Case No. 51 of 2020

Present:- None on behalf of the complainant.
Ms. Malika Rani, clerk, on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 12.02.20220 vide which PIO was directed to supply the requisite information to the complainant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

2. The appellant is absent but he has informed the Commission that exemption for appearance before the Commission be granted because he is busy in attending his daughter-in-law who is in family way.

3. The representative of the respondent-PIO places on record, a copy of letter dated 02.03.2020, in which it is mentioned that the same information as sought in this case has already been provided to the complainant in AC No. 3171 of 2019. In view of the receipt of the information, the same has been disposed of on 8.11.2019 by the Commission.

3. In view of the request of the appellant, the present case is adjourned to **07.04.2020** at **3.00 P.M.** with the direction to the parties to appear personally at Chandigarh or through Video Conference Facility available in the office of Deputy Commissioner, Ludhiana. The appellant is advised to revert back to the public authority in case he wants to say anything regarding supply/receipt of the information in AC No. 3171/2019 before the next date of hearing and also submit to the Commission, the public interest involved in seeking this information.

Dated :03 03.2020

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

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Sh. Rajinder Pal Singh, through
Sh. Gurmail Singh Nahar Advocate,
4th Floor, Near Public Lift, (97790-48083)
Court Complex, Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Block – 1,
District- Ludhiana.

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

..... Respondents

Appeal Case No. 253 of 2020
(Video Conference Proceeding)

Present:- None on behalf of the parties.

ORDER

This order may be read with reference to the previous order dated 12.02.2020 vide which the respondents were directed to supply the information available in their record regarding ਅ, ਏ, ਈ and ਊ, if the information is not available in their record, the respondents were directed to file an affidavit that no information is available on their record and provide information regarding ਕ before the next date of hearing.

2. In compliance to the previous order dated 11.02.2020, the respondent-PIO has sent a letter dated 02.03.2020 enclosing an affidavit stating that the information sought by the appellant is not available in their record regarding ਅ, ਏ, ਈ and ਊ.

3. After going through the record available on the case file, it is revealed that that information regarding ਕ has not been supplied to the appellant and it is not mentioned in the affidavit supplied by the respondent-PIO that the information regarding ਕ is available or not. The appellant is advised to go through the reply sent by the respondents and revert back to the authorities in case of deficiencies within seven days from today and the respondents are directed to remove the same on its receipt from the appellant before the next date of hearing. The respondents are further directed to supply the information regarding ਕ before the next date of hearing.

4. To come up on 18.3.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated :03 03.2020

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

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Sh. Gurcharan Singh S/o Sh. Bachan Singh,
R/o Vill. –Ralla,
Tehsil & District –Mansa.

.....Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Block Bhikhi, District- Mansa.

.....Respondent

Complaint Case .No. 67 of 2020 **(Video Conference Proceeding)**

Present:- Shri Gurcharan Singh, complainant.
Shri Jagdeep Singh, Panchayats Secretary on behalf of the respondent.

ORDER

This order may be read with reference to the previous order dated 13.02.2020, in which it is mentioned that partial information has been provided to the appellant and the appellant was advised to send deficiencies in writing to the respondent-PIO within ten days who will remove the same on its receipt from the complainant before the next date of hearing.

2. The appellant states that he want to get information about how many and which kind of trees were planted on 212 acres of shamlat land etc. etc.

3. The respondent-PIO states that this record concerns the year 1975 and is weeded out as per his knowledge. No record is available in the record of panchayat.

4. The respondent-PIO is directed to check up the record of panchayat, BDPO and Deputy Commissioner's office whether any information is available or not. If the information is not available or weeded out, then give it in writing that no record is available before the next date of hearing.

5. To come up on 18.3.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Mansa.

Dated: 03.03.2020.

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

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Sh. Gurdeep Singh,
S/o Sh. Ghan Singh,
P.O: Ambedkar Gram Sabha, Burj,
Mansa, Tehsil: Maur, Distt: Bathinda.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Maur,
District- Bathinda.

PIO/Executive Engineer,
Water Supply and Sanitation Department, Punjab,
Division No.3, Bathinda.

Shri Nahar Singh, SDO,
Water Supply and Sanitation, Maur, District Bhatinda

.....Respondents

Complaint Case No. 608 of 2019
(Video Conference Proceeding)

Present:- None on behalf of the complainant.
Shri Nahar Singh, SDO on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which last opportunity was afforded to Shri Nahar Singh, SDO to send his explanation to show cause notice issued to him on 08.01.2020 for imposition of penalty within ten days from receipt of this order failing which decision for imposition of penalty will be taken..

2. In compliance to the previous order, Shri Nahar Singh, SDO submits that he is handicapped person and he is ailing from multiple diseases. He requests that notice issued to him for his absence on 27.11.2019 may be withdrawn because he was admitted in Dayanand Medical College and Hospital, Ludhiana for treatment for more than one month.

3. In view of the explanation given by Shri Nahar Singh, SDO, regarding his illness, notice issued to him for imposition of penalty and award of compensation is withdrawn with directions to Shri Nahar Singh, SDO, to be careful in future, while dealing with the RTI application. This case was already closed and disposed for supply of information on 10.02.2020 and with the withdrawal of show cause notice issued to Shri Nahar Singh for imposition of penalty, this case is also disposed of for imposition of penalty also.. Copies of the order be sent to the parties.

Dated: 03.03.2020.

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

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Sh. Vikram Vaid, RTI Activist and Whistle Blower,
R/o # 1527, Gali No. 2, (9855032897)
Bagh Ramanand,
Amritsar.

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar,
Amritsar –II,
Amritsar.

First Appellate Authority,
O/o Deputy Commissioner,
Administrative Complex
Amritsar.

..... Respondents

Appeal Case No. 255 of 2020
(Video Conference Proceeding)

Present:- Shri Vikram Vaid, appellant.

None is present on behalf of the respondents.

ORDER

This order may be read with the previous order dated 12.02.2020 vide Shri Amarinder Singh, Reader to Tehsildar, Amritsar-1 was directed to submit response regarding validity of affidavit in writing to the appellant with a copy to the Commission.

2. The appellant states that no information after the previous date of hearing has been supplied to him.

3. Shri Amarinder Singh, Reader to Tehsildar, Amritsar-1 is absent but it has been learnt that staff of all Deputy Commissioner's office are on mass leave. Last opportunity is afforded to the respondents to supply the requisite information to the complainant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

5. To come up on 18.03.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

sd/-

Dated :03 03.2020

(**Suresh Arora**)

Chief Information Commissioner
Punjab

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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:- None on behalf of the parties.

ORDER

This order may be read with reference to the previous order dated 12.02.2020 vide which the case was adjourned on the request of the appellant and the respondent-PIO was informed accordingly.

2. Both the parties are absent today without intimation. Viewing the absence of the respondents seriously, last opportunity is afforded to PIO to supply requisite information to the complainant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him. The appellant is advised to appear before the Commission and defend his case otherwise the decision will be taken exparte.

3. To come up on 18.3.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilika.

sd/-

Dated :03 03.2020

(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Ajmer Singh S/o Sh. Mola Ram,
R/o Andana,
Tehsil Munak
District- Sangrur.

.....Appellant

Vs

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

First Appellate Authority,
O/o Addl. Deputy Commissioner (D),
Administrative Complex,
Sangrur.

..... Respondents

Appeal Case No. 284 of 2020 (Video Conference Proceeding)

Present:- Shri Ajmer Singh, appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 12.02.2020 vide which the case was adjourned on the request of the appellant and the respondent-PIO was informed accordingly.

2. The appellant states that till date no information has been provided to him by the respondents. He further states that the information may be available with Mr. Dimple, Panchayats Secretary.

3. Shri Dimple, Panchayats Secretary (M.No.98728-09191) o/o Block Development and Panchayats Officer, Sangrur is impleaded as a necessary party with the direction to supply the information before the next date of hearing failing punitive action will be initiated.

4. The case is adjourned to 18.03.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

sd/-

(**Suresh Arora**)

Chief Information Commissioner
Punjab

Dated :03.03.2020

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

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Makhan Singh S/o Sh. Jagir Singh,
R/o Village -Bika, (9915169047)
PO –Khan Khana,
District- SBS Nagar(Nawanshahar).

.....Appellant
Vs

Public Information Officer,
O/o Addl. Chief Secretary to govt. of Punjab,
Department of Home Affairs & Justice,
Punjab Civil Secretariat-1, Sector -1,
Chandigarh.

First Appellate Authority,
O/o Addl. Chief Secretary to govt. of Punjab,
Department of Home Affairs & Justice,
Punjab Civil Secretariat-1, Sector -1,
Chandigarh.

..... Respondents

Appeal Case No. 212 of 2020
(Video Conference Proceeding)

Present:- Shri Makhan Singh, appellant.

Shri Harpinder Singh, Sub Inspector alongwith Shri Purshotam Kumar, Assistant Sub Inspector and Shri Gurjant Singh, Senior Assistant, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 12.02.2020 vide which the absence of the respondents were viewed seriously and the PIO was directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

2. The appellant states that no information has been provided from the respondents till date.
3. The respondents seek time to locate appeal against dismissal is pending within the department or not.
4. The respondents are directed to locate the appeal against dismissal and intimate the appellant whether the same is pending or not. If the same is available then send status report and if not available then give in writing that no appeal is available in their department.
4. To come up on 15.04.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, SBS Nagar..

sd/-

Dated :03 03.2020

(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Nachatar Singh S/o Sh. Hamir Singh,
R/o Village –Kutha Kheri,
Tehsil –Rajpura, (99886-54758)
District- Patiala.

.....Appellant
Vs

Shri Jai Bhagwan,
Panchayats Secretary
o/o Block Development & Panchayat Officer,
Block – Shambu Kalan, Tehsil Rajpura,
District- Patiala.

(Regd.)

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

..... Respondents

Appeal Case No. 243 of 2020
(Video Conference Proceeding)

Present:- Shri Nachatar Singh appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.02.2020 vide which the absence of respondents was viewed seriously and they were requested to supply the information before the next date of hearing failing which punitive action under the provisions of RTI Act, 2005 will be initiated.

2. The appellant states that no information has been provided to him till date.
3. The respondents remained absent on 13.02.2020 and are absent today without any intimation. Last opportunity is afforded to the PIO to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.
4. To come up on 18.3.2020 at 1.00 P.M. at Chandigarh.

Dated :03 03.2020

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

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Sh. Manga Singh S/o Sh. Gurdial Singh,

R/o Rone Ucha, (77172-32057)

Tehsil & District –Fatehgarh Sahib.

.....Appellant

Vs

Public Information Officer,

O/o Panchayat Secretary, Rone Ucha,

C/o Block Development & Panchayat Officer,

Fatehgarh Sahib.

First Appellate Authority,

O/o Deputy Commissioner,

Administrative Complex, Fatehgarh Sahib.

.....Respondents

Appeal Case No. 4205 of 2019

Present:- Shri Manga Singh, appellant.

Shri Iqbal Singh, Panchayats Officer, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 10.02.2020 vide which a penalty of Rs.5,000/- was imposed on Shri Rajinder Singh Panchayats Secretary and Rs.10,000/- was awarded compensation to be paid to the appellant.

2. The appellant states that no information has been provided to him till date by the respondents concerning development work done, receipt and expenditure of grants and specially receipt of auction of Panchayati Land during the tenure of .Shri Iqbal Singh, Administrator

3. In compliance to the previous order dated 10.02.2020, Shri Iqbal Singh, Panchayats Officer, appears before the Commission and states that he remains administrator of Gram Panchayat, Reona Ucha, Tehsil and District Fatehgarh Sahib only for two months in the year 2018. He further states that as per his knowledge, no grant was received/spent and no development work was done during his tenure. He further states that he will confirm the same after checking the record. If any work was done during my tenure, the record would be available with Shri Rajinder Singh, Panchayats Secretary o/o BDPO, Sirhind or in the office of Block Development and Panchayats Officer, Sirhind.

4. After hearing both the parties and going through the record available on the case file, it is revealed that Mr. Rajinder Singh, Panchayat Secretary (M.No. 73073-72372) and Shri Mohinderjit Singh, Block Development and Panchayats Officer, Sirhind (M.No.94781-01503)

Contd.....p/2

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are the custodian of the record and they have to supply the requisite information to the appellant. The respondents are directed to supply the information sought by the appellant before the next date of hearing otherwise decision for enhancement of compensation and penalty and recommending disciplinary action will be taken on the next date of hearing.

5. To come up on **18.03.2020** at **11.00 A.M.** at Chandigarh.

Dated: 03.03.2020.

sd/-
(Suresh Arora),
Chief Information Commissioner,
Chandigarh.

CC

Shri Rajinder Singh,
Panchayat Secretary-cum-PIO.
Village Panchayat Reona Ucha, District Fatehgarh Sahib

(Regd.)

Shri Mohinderjit Singh,
Block Development and Panchayats Officer,
Sirhind, District Fatehgarh Sahib.