

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

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Sh. Rakesh Kumar Gupta 9814924851

s/o Sh. Desh Raj Gupta,

8/237, Jagraon Road,

Mandi Mullanpur 141101

....Appellant

Vs

Public Information Officer

o/o Naib Tehsildar-cum-Sub Registrar,

Asstt. Collector Grade 2,

Tehsil Mullanpur Dakha,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate (West)

District Ludhiana

....Respondents

Appeal Case No. 1327 of 2021

(Video Conference Proceedings)

Present:- Sh. Rakesh Kumar Gupta, appellant.

None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 29.6.2021.

2. The appellant states that no information has been supplied by the respondent-Public Information Officer. He further states that he has filed the first appeal before the First Appellate Authority few days back.

3. Accordingly, the First Appellate Authority is directed to take an appropriate decision as per the provisions of the RTI Act, 2005. With these directions the case is disposed of and closed. However, the liberty is granted to the appellant to approach the Commission within three months in case he is not satisfied with the order of First Appellate Authority or no order is passed by the First Appellate Authority within the time frame fixed under the provisions of the RTI Act, 2005.

sd

(Suresh Arora)

Dated: 3.8.2021

Chief Information Commissioner,
Punjab.

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Sh. Lakhvir Singh S/o Sh. Balvir Singh,
Village Ghurala,
Po Chakohi,
Tehsil Khanna-141401.
Distt. Ludhiana. M : 9814116425

..Complainant

Vs

Public Information Officer,
O/o Tehsildar,
Khanna, Ludhiana.

Sh. Jaswinderpal Singh, **9216117204**
Public Information Officer
-cum-Agriculture Officer,
Bullepur, Near IGNOU centre,
Khanna, District - Ludhiana.

Public Information Officer
o/o Director, Agriculture,
Agriculture, Kheti Bhawan,
Phase 6, Mohali

....Respondent(s)

Complaint Case No. 46/2021
(Video Conference/Telephone Proceedings)

Present:- Sh. Lakhvir Singh, complainant, on telephone.
Sh. Jaswinderpal Singh, Agriculture Officer, Bulepur, & Sh. Iqbal Singh, on
behalf of the respondents. **9216117204**

ORDER

This order may be read with reference to the previous order dated 29.6.2021.

2. The complainant has sought the following information:-

“ ਖੰਨਾ ਤਹਿਸੀਲ ਦੇ ਅਧੀਨ ਆਉਂਦੇ ਕਿਸਾਨ ਜਿੰਨਾਂ ਨੂੰ ਪੰਜਾਬ ਸਰਕਾਰ ਦੀਆਂ ਹਦਾਇਤਾਂ ਮੁਤਾਬਿਕ ਪਰਾਲੀ ਨਾ
ਸਾੜਨ ਸਬੰਧੀ ਮੁਆਵਜ਼ਾ ਮਿਲਿਆ ਹੈ ਅਤੇ ਇਹ ਮੁਆਵਜ਼ਾ ਕਿੰਨਾ ਕਿੰਨਾ ਕਿਸਾਨਾਂ ਨੂੰ ਕਿੰਨਾ ਕਿੰਨਾ ਮੁਆਵਜ਼ਾ
ਮਿਲਿਆ ਹੈ, ਬਾਰੇ ਲਿਖਤੀ ਰੂਪ ਵਿੱਚ ਜਾਣੂ ਕਰਵਾਇਆ ਜਾਵੇ। ”

3. The respondent-Public Information Officer-cum-Agriculture Officer states that the
information has already been supplied by the Joint Director Agriculture(Inputs) o/o Director,
Agriculture with which the complainant agreed to. The respondent-Public Information
Officer also tenders unconditional apologies and requested to withdraw the show cause
notice issued to him. He has also submitted a reply in this regard, which is taken on record.
The complainant also states that he has no objection if the present case is disposed of.

4. According to the submission made by the complainant, the Commission observes
that no further action is required to be taken in this case. The Commission also considered

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Complaint Case No. 46 of 2021

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the written as well as oral submission to withdraw the show cause notice and after consideration, the show cause notice issued to him in this case, is hereby withdrawn Hence, the case is disposed of and closed.

sd

Dated: 3.8.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Jagbir Singh S/o Sh. Harjinder Singh,
VPO - Fatehpur Rajputan,
Distt Amritsar-143113. M : 9463724047

..Appellant

Vs

Public Information Officer,
O/o Tehsildar, Amritsar-I,
Amritsar.

First Appellate Authority
-cum-Sub Divisional Magistrate, Amritsar- 1,
Amritsar.

....Respondent(s)

Appeal Case No. 1146/2021

Present:- Sh. Jagbir Singh, appellant.
Sh. Jagsir Mittal, Tehsildar along with the Patwari and Kanugo 98727 55862
on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 30.6.2021.

2. The appellant has sought the following information:-

(1) ਭਾਰਤੀ ਅਤੇ ਪੰਜਾਬ ਦੇ ਰੈਵਿਨਿਊ ਕਨੂੰਨ ਅਨੁਸਾਰ ਜਮਾਬੰਦੀ ਦੇ ਖਾਨਾ ਮਾਲਕੀ ਵਿਚ ਪਹਿਲਾਂ ਦਰਜ ਨਾਵਾਂ ਦੇ ਨਾਲ ਹੀ ਹੋਰ ਨਾਮ (Add) ਕਰਨ/ਜੋੜਣ ਲਈ ਅਤੇ ਕਿਸੇ ਦਾ ਨਾਮ (Delete ਕਰਨ)/ਕੱਢਣ ਲਈ ਜਿਸ-ਜਿਸ ਦਸਤਾਵੇਜ਼ ਦੀ ਲੋੜ ਹੁੰਦੀ ਹੈ ਉਨ੍ਹਾਂ ਦੀ ਲਿਸਟ ਦਿਤੀ ਜਾਵੇ ਜੀ।

(2) ਉਨ੍ਹਾਂ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀ ਮੋਹਰ ਪੂਰੇ ਹਸਤਾਖਰਾਂ, ਦਫ਼ਤਰੀ ਪੱਤਰ ਨੰ:, ਫਾਈਲ ਨੰ: ਅਤੇ ਮਿਤੀ ਸਹਿਤ ਤਸਦੀਕ ਸ਼ੁਦਾ ਕਾਪੀ ਰਜਿਸਟਰਡ ਡਾਕ ਰਾਹੀਂ ਮੁਹੱਈਆ ਕਾਰਵਾਈ ਜਾਵੇ ਜਿਨ੍ਹਾਂ ਦੇ ਅਧਾਰ ਤੇ ਪਿੰਡ ਫਤਿਹਪੁਰ ਰਾਜਪੂਤਾਂ ਹਦਬਸਤ ਨੰ: 254 ਖਸਰਾ ਨੰ: 2//21(5-5) ਅੰਮ੍ਰਿਤਸਰ ਜਮਾਬੰਦੀ ਸਾਲ 1991-92 ਵਾਲੀ ਦੇ ਖਾਨਾ ਮਾਲਕੀ ਵਿੱਚੋਂ ਗੁਰਬਚਨ ਕੌਰ- ਸਵਰਨ ਕੌਰ ਪੁਤਰੀਆਂ ਦਲ ਸਿੰਘ ਬ.ਬ:1/4 ਹਿੱਸਾ ਤੋਂ ਇਲਾਵਾ ਬਾਕੀ ਭਾਈਵਾਲਾਂ ਜਿਵੇਂ ਕਿ ਖੇਮ ਕੌਰ ਵਿਧਵਾ ਸੌਦਾਗਰ ਸਿੰਘ 3/16 ਹਿੱਸਾ ਹਰਜਿੰਦਰ ਸਿੰਘ ਪੁੱਤਰ ਦਲੀਪ ਸਿੰਘ, ਮਹਿੰਗਾ ਸਿੰਘ ਪੁੱਤਰ ਸੁਦਾਗਰ ਸਿੰਘ ਬ.ਬ: 9/16 ਿ ਹਿੱਸਾ ਖਤਮ(Delete) ਕੀਤਾ ਗਿਆ ਹੈ।

(3) ਸਾਡੀ ਜ਼ਮੀਨ ਦੇ ਰਿਕਾਰਡ ਦੀ ਟੈਪਰਿੰਗ ਕਰਨ ਵਾਲੇ ਪਟਵਾਰੀ, ਕਾਨੂੰਗੋ, ਨਾਇਬ ਤਹਿਸੀਲਦਾਰ ਤਹਿਸੀਲਦਾਰ ਦਰਜਾ-1 ਸਾਹਿਬ ਦੇ ਨਾਮ Employee code ਅਡਰੈਸ ਅਤੇ ਮੋਬਾਈਲ ਨੰ: ਸਹਿਤ ਸੂਚਿਤ ਕਰਨ ਦੀ ਕ੍ਰਿਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ।

(1991-92 ਤੋਂ ਪਹਿਲਾਂ ਦੀ ਅਤੇ 1991-92 ਵਾਲੀ ਜਮਾਬੰਦੀ ਦੀ ਕਾਪੀ ਨੱਥੀ ਹੈ ਜੀ)

ਨਿਰੋਲ ਸੂਚਨਾ ਜੋ ਲੋੜੀਂਦੀ ਹੈ ਕਿ: ਸਾਡੇ ਪਰਿਵਾਰਕ ਮੈਂਬਰਾਂ ਦਾ ਹਿੱਸਾ ¼ ਬਣਦਾ ਹੈ ਜਿੰਨਾਂ ਦਾ ਨਾਮ ਡਿਲੀਟ ਕੀਤਾ ਗਿਆ ਹੈ ਇਹ ਜਿਨ੍ਹਾਂ ਦਸਤਾਵੇਜ਼ਾਂ ਦੇ ਅਧਾਰ ਤੇ ਕੀਤਾ ਗਿਆ ਹੈ ਉਨ੍ਹਾਂ ਦੀ ਕਾਪੀ ਮੁਹੱਈਆ ਕਾਰਵਾਈ ਜਾਵੇ ਜੀ।

3. The brief of the case is that the appellant has sought the information regarding copy of jamabandi/record of year 1991-92 from which the ownership of his parents/grand partents have been deleted whereas the ownership of them stands in the Jamabandi of year 1986-87. He has also sought the documents on basis of which the names have been deleted.

4. The appellant filed the request with the Public Information Officer o/o Tehsildar,

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Appeal Case No. 1146 of 2021

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Amritsar-1 and first appeal before the First Appellate Authority on 22.2.2021 and due to non satisfaction, the appellant filed the second appeal before the Commission. Accordingly, the notice of hearing was issued to the parties for 12.5.2021.

5. During the hearing on 12.5.2021, the appellant showed his satisfaction with the information supplied by the respondent-Public Information Officer pertaining to Point No. 1 and 3 of the RTI application. Regarding Point No. 2 of the RTI application, he contended that he has sought the documents concerning the deletion of names in the Jamabandi of 1991-92 as compared to 1986-87. He further stated that no land has been gifted, transferred, sold but the names of his family members have been deleted in the Jamabandi of 1991-92. Accordingly, the respondent-Public Information Officer was directed to supply the complete information else file an affidavit duly attested in this regard before the next date of hearing i.e. 23.6.2021. A copy of the Jamabandi pertaining to year 1986-87 and 1991-92 was also sent to the respondent-Public Information Officer along with the order.

6. During the hearing on 23.6.2021, the appellant requested for the adjournment of the case to go through the same. Accordingly, the case was adjourned with the directions to the appellant to point out deficiency, if any, before the next date of hearing. Also the respondent-Public Information Officer sent an affidavit which was taken on record and the case was further adjourned for 30.6.2021.

7. During the hearing on 30.6.2021, the appellant stated that the incomplete information has been supplied by the respondent-Public Information Officer. However, the respondent-Public Information Officer stated that the complete information as available on record has already been supplied to the appellant. After hearing both the parties, the directions were issued to them to remain present in person at Chandigarh along with the original record/information supplied to take the matter to its logical end and the case was adjourned for 3.8.2021.

8. During the hearing on 3.8.2021, it has transpired from the original record that the names of the family members of the appellant were not entered in the Jamabandi of the year 1991-92 and the Kanungo has recorded the remarks on the register for 'NAZARSANI' in the matter. It has also transpired from the Jamabandi register of 1991-92 that the Patwari has

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Appeal Case No. 1146 of 2021

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signed the same but the same has not been signed by the Kanungo and Tehsildar as per the procedure. Whereas the Jamabandi of the year 1986-87 has been signed by the Patwari, Kanungo and Tehsildar. Also the respondent-Public Information Officer signed the 15 copies of Jamabandi of 1991-92 and 1 page of Jamabandi pertaining to the year 1986-87 during the hearing and a copy of the same has been handed over to the appellant during the hearing with a copy to the Commission, which is taken on record.

9. Keeping in view the above, the Commission is of the view that no further directions can be given to the respondent authority as the information available on record has already been supplied to the appellant. But it is also a fact on record that the Jamabandi of the year 1991-92 has to be signed by the three officials/officers i.e. Patwari, Kanungo and Tehsildar but it has been signed by the Patwari only. It is also a fact on record that in spite of the written objection made by the Kunungo in the Jamabandi of the year 1991-92, no action has been taken by the then Patwari which is indeed a serious matter especially in the property cases. Therefore, due to financial implications, a copy of the case file is also being **sent** to the Chief Director, Vigilance Bureau, Punjab to look into the matter. As far as the case is concerned, no further action is required to be taken in this case as the information available on record has already been supplied to the appellant. Hence, the case is disposed of and closed.

sd

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 3.8.2021

CC

Chief Director,
Vigilance Bureau,
Vigilance Bhawan,
Mohali.

Registered