



(Regd. Post) Sh. Karam Singh,
H. No. 100, Uday Nagar Wala – 59,
Block - 37, Jalandhar (Punjab)Appellant

V/s

(Regd. Post) i) Public Information Officer
O/o The Deputy District Education Officer(Elem.),
Jalandhar(Punjab)

(Regd. Post) ii) Public Information Officer
O/o Apeejay School,
Mahavir Marg, New Jawahar Nagar,
Jalandhar (Punjab)

First Appellate Authority,
O/o The Deputy District Education Officer(Elem.),
Jalandhar(Punjab)

...Respondents

Appeal Case No. 5144 of 2021

Present : Ms. Harwinder Kaur, Legal Assistant O/o Samagar Sikhiya Abhiyan of Deputy District
Education Officer(Elem.), Jalandhar, for the respondent.

ORDER

Heard in the Commission.

Ms. Harwinder Kaur, Legal Assistant O/o Samagar Sikhiya Abhiyan of Deputy
District Education Officer(Elem.), Jalandhar, appeared on behalf of the respondent PIO in today's hearing,
submits a reply vide letter no. 203897 dated 02.08.2022. It, alongwith annexure, is taken on record.

Heard the party (present during the proceedings of this case) and examined the
RTI request and reply submitted by the respondent, it emerges that the information demanded through RTI
request is not 'third party', moreover, the RTI request has been filed by Sh. Karam Singh, H. No. 100, Uday
Nagar Wala – 59, Block - 37, Jalandhar and Public Information Officer Office of Apeejay School, Mahavir
Marg, New Jawahar Nagar, Jalandhar has filed an appeal to the office of Deputy District Education
Officer(Elem.), Jalandhar as an appellant (being 'third party').

As the information demanded through RTI request is regarding building safety and fire
certificates etc. of a school, which carries 'Larger Public Interest' as it relates with lives of Officers/ Officials/
students/ of the School, accordingly, Sh. Karam Singh should have been the appellant and Deputy District
Education Officer(Elem.), Jalandhar should have been as respondent PIO (respondent party – 01) and
Deputy District Education Officer(Elem.), Jalandhar should have been respondent party – 02 as an First
Appellate Authority and further Apeejay School, Mahavir Marg, New Jawahar Nagar, Jalandhar should have
been impleaded as necessary party in the instant appeal-case.

Accordingly, Sh. Karam Singh be taken as appellant and PIO office of Deputy District
Education Officer(Elem.), Jalandhar and ii) Apeejay School, Mahavir Marg, New Jawahar Nagar, Jalandhar
must be respondent parties and First Appellate Authority be Deputy District Education Officer(Elem.),
Jalandhar and a copy of this order be sent through registered post to above-said parties to represent this
case in person or through their representative on the next date fixed so that facts of this could be cleared.

A copy of this order also be sent to the Deputy Registrar of the Commission for intimation.

With this, the case is adjourned to 19th October, 2022 (Wednesday) at 11:00 A. M.
for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC :

The Deputy Registrar

Jarnail Singh
S/o Sh. Rawal Singh,
V.P.O. – Sindhuwal,
Teh. & Distt. – Patiala - 1147001(Punjab)

....Appellant

V/s

i)
(Regd. Post) Public Information Officer,
O/o The Executive Engineer,
Punjab Water Supply
And Sanitation,
Nabha Road, Patiala (Punjab)

ii)
(Regd. Post) Public Information Officer,
O/o The Panchayat Secretary,
Gram Panchayat,
Water Supply Committee,
Village – Sidhuwal Block,
Distt. - Patiala (Punjab)

Encl.: RTI request

First Appellate Authority,
O/o The Executive Engineer,
Punjab Water Supply
And Sanitation,
Division – 03,
Patiala (Punjab)

...Respondents

Appeal Case No. 5668 of 2021

Present : Sh. Jarnail Singh, the appellant in person.
Sh. Darshan Singh, Sub Divisional Engineer, in person,.

ORDER

Heard in the Commission.

The RTI request is dated 04.12.2020. First appeal is dated 09.04.2021. Second appeal has been received in the Commission on 14.12.2021.

The appellant, Sh. Jarnail Singh who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Sh. Darshan Singh, Sub Divisional Engineer, who appeared in person in today's hearing, states that the information, demanded by the appellant through RTI request relates with office of Gram Panchayat, Village – Sidhuwal Block, Distt. - Patiala, hence, the RTI request of the appellant was forwarded to office of Sarpanch-cum-Chairman, Gram Panchayat Water Supply Committee, Village – Sidhuwal Block vide letter no. 235 dated 03.03.2021 under intimation to the appellant. It is placed in the case-file.

As the information demanded by the appellant through RTI request, relates with office of Panchayat Secretary, Gram Panchayat Water Supply Committee, Village – Sidhuwal Block, hence, Public Information Officer office of Panchayat Secretary, Gram Panchayat Water Supply Committee, Village – Sidhuwal be impleaded as necessary party in this case. A copy of this order be sent to him alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission, by the next date of hearing.

Contd...2/-

An opportunity is given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The Public Information Officer of office of Gram Panchayat Water Supply Committee, Village – Sidhuwal Block is directed to represent this case in person or through his representative on the next date of hearing fixed to clear the facts of this case.

The Public Information Officer of office of Executive Engineer, Punjab Water Supply And Sanitation, Nabha Road, Patiala is also directed to represent this case in person or through his representative on the next date of hearing fixed.

The concerned parties i. e. i) the appellant ii) the respondent PIO office of of Executive Engineer, Punjab Water Supply And Sanitation, Patiala and iii) Sarpanch-cum-Chairman, Gram Panchayat Water Supply Committee, Village – Sidhuwal Block are directed to represent this case in person or through their representative on the next date fixed to be present during the proceedings of the instant appeal-case on the next date of hearing fixed in the office of State Information Commission, Punjab so that facts of this case could be cleared.

The case is adjourned to 19th October, 2022 (Wednesday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

Encl : RTI request

(Sanjiv Garg)
State Information Commissioner
Punjab

Bharat Bhushan Mattu ,
H. No. 153, Akash Nagar,
Near Greenland School,
Central Post Office,
Ludhiana – 141008 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The District Education Officer(Elem.),
Fatehgarh Sahib (Punjab)

First Appellate Authority,
O/o The Director,
Public Instructions (Sec.) Pb.,
P.S.E.B. Complex, Sector 68,
S.A.S. Nagar (Mohali) (Punjab)

...Respondents

Appeal Case No. 3956 of 2021

Present : Sh. Bharat Bhushan Mattu, the appellant in person.
None on behalf of the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 09.06.2021. First appeal is dated 12.07.2021. Second appeal has been received in the Commission on 02.09.2021.

The appellant, Sh. Bharat Bhushan Mattu , who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO and through a letter dated 26.04.2022, he has pointed out deficiencies in the supplied information and a copy of the same has also been sent to the Commission. It is taken on record.

Neither the respondent PIO nor any of his representative is present in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 557 dated 02.08.2022 signed by District Education Officer(Elem.), Fatehgarh Sahib , which has been received in the Commission through an e-mail, has requested for an adjournment in this case. It is taken on record.

Though the above-said reply dated 02.08.2022, the respondent PIO has only sought exemption from the hearing but not sent any document showing that the remaining information has been supplied to the appellant, which reflects that he is trying to delay in supplying the required information to the information-seeker.

For holding guilty of violation under Section 20 (1) as per provisions of the RTI Act and for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned the then Public Information Officer office of District Education Officer(Elem.), Fatehgarh Sahib. A copy of this order be sent to him through registered post.

Contd...2/-

The amount of penalty will be deposited in the Treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

Last and final opportunity is given to the respondent PIO concerned to supply the information, after removing the deficiencies, which were pointed out by the appellant vide letter dated 26.04.2022, to him by registered post before the next date of hearing with a copy to the Commission.

An opportunity is given to the appellant to confirm whether he received the remaining information or not.

The case is adjourned to 20th October, 2022 (Thrusday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Bharat Bhushan Mattu ,
H. No. 153, Akash Nagar,
Near Greenland School,
Central Post Office,
Ludhiana – 141008 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The District Education Officer(Elem.),
Hoshiarpur (Punjab)

First Appellate Authority,
O/o The Director,
Public Instructions (Sec.) Pb.,
P.S.E.B. Complex, Sector 68,
S.A.S. Nagar (Mohali) (Punjab)

...Respondents

Appeal Case No. 3960 of 2021

Present : Sh. Bharat Bhushan Mattu, the appellant in person.
Sh. Satish Kumar, Superintendent-cum-PIO, in person.

ORDER

Heard in the Commission.

The RTI request is dated 09.06.2021. First appeal is dated 12.07.2021. Second appeal has been received in the Commission on 02.09.2021.

Sh. Satish Kumar, Superintendent-cum-PIO, who appeared in person in today's hearing, states that the requisite information of 202 pages has already been supplied to the appellant vide letter no. 41793- 95 dated 18.02.2022 and a reply has also been sent to the Commission. It, alongwith a copy of supplied information, is taken on record

The appellant, Sh. Bharat Bhushan Mattu, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO.

Heard the parties, which reflects that through various letters the appellant has intimated that incomplete information has been given to him by the respondent PIO but he never pointed-out the pending information.

Nevertheless, an opportunity is given to the appellant to visit the office of the respondent PIO on 10.08.2022 at 12:00 P. M. to specify the remaining information, in writing, and collect the information.

The respondent PIO concerned is directed to facilitate the appellant during his visit to the office and supply the information (which would be specified) to the appellant with a copy to the Commission

The date and time of visit of the appellant has been announced to the parties during the proceedings of the instant appeal-case.

Both the parties mutually agreed to it during the hearing today.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

The case is adjourned to 20th October, 2022 (Thursday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Harbans Singh(Ex-Sarpanch)
S/o Sh. Amarjit Singh,
Village – Bharur, P. O. – Chathe Sekhwan,
Tehsil – Sunam, Distt. - Sangrur (Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Director,
Public Instructions (Elem.) Pb.,
Vidhya Bhawan, P.S.E.B. Complex,
Sector 62, S.A.S. Nagar (Mohali) (Punjab)

First Appellate Authority,
O/o The Director General,
School Education,
Punjab School Education Board,
Vidhya Bhawan, P.S.E.B. Complex,
Block-E, 5th Floor, Phase – VIII,
Sector 62, S.A.S. Nagar (Mohali) (Punjab)

...Respondents

Appeal Case No. 4064 of 2021

Present : Sh. Harbans Singh, the appellant in person.
Ms. Sunita, Assistant Director, in person.

ORDER

Heard in the Commission.

The RTI request is dated 19.05.2021. First appeal is dated 03.07.2021. Second appeal has been received in the Commission on 07.09.2021.

The appellant, Sh. Harbans Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Ms. Sunita, Assistant Director, who appeared in person in today's hearing, is not fully aware of the facts of the instant appeal-case and could not intimate the present status of the instant appeal-case despite the fact that on the earlier hearing, held 11.04.2022 it was clearly announced that RTI request is dated 19.05.2021 and the RTI request of the appellant should have been transferred to the concerned office within stipulated time under Section 6 (3) of the RTI Act and as the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Director, Public Instructions (Elem.) Pb., S.A.S. Nagar was directed to supply the required information to the appellant after collecting the same from the concerned office i. e. District Education officer(Elem.), Sangrur,.

Nevertheless, another opportunity is given to the respondent PIO concerned directed to supply the required information to the appellant after collecting the same from the concerned office i. e. District Education officer(Elem.), Sangrur, by the next date of hearing positively, failing which action would be taken against the concerned PIO as per provisions of the RTI Act.

An opportunity is also given to the appellant to confirm whether he has received the information or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned and also send a copy of the same to the Commission

The case is adjourned to 21st October, 2022 (Friday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

R. P. Singh
Through Sh. Gurmeh Singh Nahar, Advocate,
4th Floor, Near Public Lift,
Court Complex, Ludhiana (Punjab)

....Appellant

V/s

i) Public Information Officer,
(Regd. Post) O/o The District Development and
Panchayat Officer, Ludhiana (Punjab)

ii) Public Information Officer,
(Regd. Post) O/o The Block Development and
Panchayat Officer, Ludhiana - 01 (Punjab)

First Appellate Authority,
O/o The Addl. Deputy Commissioner(Dev.),
Ludhiana(Punjab)

...Respondents

Appeal Case No. 4188 of 2021

Present : Sh. R. P. Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 28.06.2021. First appeal is dated 30.07.2021. Second appeal has been received in the Commission on 15.09.2021.

The appellant, Sh. R. P. Singh, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO and whatever information has been given to him is not legible and at point no. 02 a reply has been given that the required information is not available in the official-record.. It is taken on record.

Neither the respondent PIO nor any of his representative is present in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 4121 dated 18.05.2022, which has been received in the Commission vide Diary no. 11511 dated 30.05.2022. It is taken on record.

Though the above-said reply dated 18.05.2022, the respondent PIO has given information, which is not legible, moreover, complete information has not been given to the appellant.

After examining the documents placed on record, it is found that a show-cause notice was issued vide orders dated 11.04.2022 with the directions to supply the information but complete information has not been supplied by the respondent PIO to the information seeker till date, which reflects that he is trying to delay in supplying the required information to the information-seeker.

For holding guilty of violation under Section 20 (1) as per provisions of the RTI Act and for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned the then Public Information Officer office of Block Development and Panchayat Officer, Ludhiana - 01. A copy of this order be sent to him through registered post.

Contd...2/-

The amount of penalty will be deposited in the Treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

Last opportunity is given to the respondent PIO concerned to supply the certified and legible copies of the required information to the appellant through registered post with a copy to the Commission by the next date of hearing.

An opportunity is given to the appellant to confirm whether he received the remaining information or not.

A copy of this order be sent through registered post to Addl. Deputy Commissioner, Ludhiana and District Development and Panchayat Officer, Ludhiana to ensure compliance of the above-announced order.

The case is adjourned to 21st October, 2022 (Friday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

The Addl. Deputy Commissioner(Dev.),
Ludhiana(Punjab)



Satish Kumar Bhiri,
Ward No. 10, Near Nehru Park,
Jaito, Distt. – Faridkot - 151202(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Block Development
and Panchayat Officer,
Jaito, Distt. – Faridkot (Punjab)

(Regd. Post)

The Executive Officer,
Zila Parishad,
Ludhiana (Punjab)

Encl:RTI request

First Appellate Authority,
O/o The District Development
and Panchayat Officer,
Faridkot (Punjab)

...Respondents

Appeal Case No. 4229 of 2021

Present : Sh. Sanjeev Goyal on behalf of the appellant.
Sh. Vinay Kumar, Additional Programme Officer, MGNREGA for the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 06.07.2021. First appeal is dated 10.08.2021. Second appeal has been received in the Commission on 16.09.2021.

Sh. Sanjeev Goyal, who appeared on behalf of the appellant, Sh. Satish Kumar Bhiri, in today's hearing, states that no information has been given to him by the respondent PIO till date.

Neither the respondent PIO nor any of his representative is present in today's Sh. Vinay Kumar, Additional Programme Officer, MGNREGA, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant vide letter no. 180 dated 01.08.2022 through registered post intimating him the information demanded through RTI request is regarding recruitment details of Sh. Happy and the recruitment of the said person is in the office of Zila Parishad, Ludhiana. He also submits a written reply, signed by Block Development and Panchayat Officer, Jaito, to the Commission .It, alongwith annexure, is taken on record.

Accordingly, a copy of this order alongwith a copy of the RTI request, be sent to Addl. D. C. (Urban), Ludhiana and also to office of Zila Parishad, Ludhiana with a copy of the RTI request with the directions to represent this case in person or through their representative on the next date fixed so that facts of this could be cleared.

The case is adjourned to 21st October, 2022 (Friday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl:RTI request

(Regd. Post)

The Addl. Deputy Commissioner(Dev.),
Ludhiana(Punjab)

H. S. Hundal, Advocate,
Chamber No. 203, Judicial Courts,
Sector 76, S.A.S. Nagar (Mohali) - 160071 (Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 409 of 2020

Present : Sh. H. S. Hundal, Advocate, the appellant in person.
None on behalf of the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 31.10.2019. First appeal is dated 01.12.2019. Second appeal has been received in the Commission on 21.01.2020.

The appellant, Sh. H. S. Hundal, Advocate, who appeared in person in today's hearing, states that information at point no. 01 of the RTI request is still pending .

Neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability. Moreover, he (the respondent PIO) has not sent any document showing that the remaining information at point no. 01 has been supplied to the appellant.

After examining the documents placed on record, it is found that a show-cause notice was issued vide orders dated 23.09.2020 with the directions to supply the information but the requisite information has not been supplied by the respondent PIO to the information seeker till date, which reflects that he is trying to delay in supplying the required information to the information-seeker.

For holding guilty of violation under Section 20 (1) as per provisions of the RTI Act and for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) is imposed upon the concerned the then Public Information Officer (who was posted as PIO when the RTI application dated 31.10.2019 was moved by the applicant) office of Secretary, Regional Transport Authority, Patiala. A copy of this order be sent to him through registered post.

The amount of penalty will be deposited in the Treasury of Punjab Government under the head.....

Major Head	.. 0070 -Other Administrative Services
Sub-Major Head	.. 60 - Other Services
Minor Head	.. 800 - Other Receipts
Sub-Head	.. 86 - Fee under the Right to Information Act, 2005
Detailed Head	.. 0070 Other Administrative Services
	60 Other Services- 800- Other Receipts-
	86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

Contd...2/-

Due to evasive attitude of the respondent PIO concerned, the information-seeker has suffered detriments on account of not getting the complete information and hence a compensation of Rs. 5000/- (Rupees Five Thousand only) is awarded to the appellant, Sh. H. S. Hundal, Advocate. The compensation shall be paid by public authority concerned by way of crossed cheque/Demand Draft in the name of H. S. Hundal. The crossed cheque/Demand Draft shall be made from the bank account of public authority concerned and not from the individual official.

The respondent PIO is also directed to send a copy of the cheque/Demand Draft to the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with.

Last and final opportunity is given to the respondent PIO concerned to send the remaining information at point no. 01 of the RTI request to the appellant with a copy to Commission, by the next date of hearing.

An opportunity is given to the appellant to confirm whether he received the remaining information or not.

A copy of this order be sent to the State Transport Commissioner, Punjab, Chandigarh through registered post to ensure compliance of the above said order .

The case is adjourned to 26th October, 2022 (Wednesday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

The State Transport Commissioner,
Sector 17, Chandigarh

Balram
S/o Sh. Ram Narain,
Village – Dharampura,
Tehsil – Abohar,
Distt. – Fazilka (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Block Development
and Panchayat Officer,
Block Khuia Sarwar at Abohar(Punjab)

First Appellate Authority,
O/o The District Development
and Panchayat Officer,
Fazilka(Punjab)

...Respondents

Appeal Case No. 4165 of 2021

Present : Sh. Balram, the appellant in person.
Sh. Gian Singh, Panchayat Secretary, Gram Panchayat – Dharampura, on behalf of
the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 18.05.2021. First appeal is dated 21.07.2021. Second
appeal has been received in the Commission on 14.09.2021.

Sh. Gian Singh, Panchayat Secretary, Gram Panchayat – Dharampura , who
appeared on behalf of the respondent in today's hearing, states that a reply has already been
supplied to the appellant .

The appellant, Sh. Balram, who appeared in person in today's hearing, expresses
his dissatisfaction over the reply given to him by the respondent PIO.

On this, Sh. Gian Singh, Panchayat Secretary, states that he has joined recently in
the office and seeks an adjournment in this case.

Nevertheless, an opportunity is given to the respondent PIO concerned to supply
the certified copies of the required information to the appellant as per queries raised by the
appellant through his RTI request or file a reply to the queries raised by the applicant through his
RTI request by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received
the information or not .

With this, the case is adjourned to 26th October, 2022 (Wednesday) at 11:00 A. M.
for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Happy
S/o Sh. Malkiat Singh,
Village – Kharak Singh Wala,
P. O. – Ghuman Kalan,
Teh.. & Distt. - Mansa(Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Director,
Deptt. of Local Government, Punjab,
(Recruitment Cell),
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Director,
Deptt. of Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 2285 of 2022

Present : Sh. Happy, the appellant in person.
Sh. Krishan Dutt, Computer Operator(Recruitment Cell), on behalf of the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 03.03.2022. First appeal is dated 08.04.2022. Second appeal has been received in the Commission on 09.05.2022.

Sh. Krishan Dutt, Computer Operator(Recruitment Cell), who appeared (without 'authority letter'), on behalf of the respondent PIO in today's hearing, states that a reply has been sent to the appellant vide letter dated 05.05.2022 and a reply has been sent to the Commission vide letter no. 321 dated 29.07.2022, which has been received in the Commission vide Diary No. 16992 dated 01.08.2022. It is taken on record. Both the above-said replies are taken on record.

The appellant, Sh. Happy, who appeared in person in today's hearing, states that through that reply he is intimated that the information can not be provided to him under Section 8 (b) of the RTI Act.

After examining the reply sent by the respondent and finding it not acceptable, an opportunity is given to the appellant to visit office of the respondent on 10.08.2022 at 12:00 P. M. to inspect the relevant official-record and identify the information.

The respondent PIO concerned is directed to facilitate the appellant during his visit to the office and supply the required information(which would be identified by him after inspection) to the appellant with a copy to the Commission.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

After examining the case-file, it emerges that the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 29.06.2022. The Commission took a serious view of this casual approach of the respondent PIO.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Director, Deptt. of Local Government, Punjab (Recruitment Cell) Chandigarh as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed in the office of State Information Commission, Punjab, Chandigarh, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. A copy of this order be sent to him through registered post.

A copy of this order be sent to the Director, Deptt. of Local Government, Punjab, Chandigarh through registered post to ensure compliance of the above said order .

The case is adjourned to 27th October, 2022 (Tuesday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

The Director,
Deptt. of Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

Malkiat Singh
S/o Sh. Jeet Singh,
H. No. 230, Ward No. 07,
Mohalla Subash Nagar,
Sunam Udham Singh Wala,
Distt. – Sangrur - 148028(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Senior Superintendent of Police,
Sangrur (Punjab)

First Appellate Authority,
O/o The Senior Superintendent of Police,
Sangrur (Punjab)

...Respondents

Appeal Case No. 1916 of 2021

Present : None on behalf of the appellant.
Ms. Rupnider Kaur, Senior Assistant, on behalf of the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 02.12.2020. First appeal is dated 09.02.2021. Second appeal has been received in the Commission on 16.04.2021.

The appellant, Sh. Malkiat Singh, is not present in today's hearing but through a letter dated 26.07.2022, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Ms. Rupnider Kaur, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, is not fully aware of the facts of the instant appeal-case and could not intimate the present status of the instant appeal-case.

After examining the documents placed on record, it is found that on the earlier hearings, the appellant intimated that information at point no. 02 is pending and till date the respondent PIO has not sent any forwarding letter showing that whether information at point no. 02 has been sent to the appellant.

Nevertheless, another opportunity is given to the respondent PIO concerned either to supply certified copies of the required information as per official record to the appellant or if the required information at point no. 02 of the RTI request is not found available in the official record, he/she (the respondent-PIO concerned) will send a written reply in the shape of an affidavit to the appellant through registered post with a copy to the Commission.

An opportunity is also given to the appellant to confirm whether he has received the information or not .

The case is adjourned to 27th October, 2022 (Thursday) at 11:00 A. M. for hearing.

Copies of the orders be sent to the parties.

Date : 3rd August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab