

PUNJAB STATE INFORMATION COMMISSION

Red Cross Bhawan, Near Rose Garden, Madhya Marg,

Sector: 16, Chandigarh.

Tel. No.0172-2864100-01, Fax No.0172-2864110

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Shri Rajesh Kumar.

S/o late Shri Om Parkash

r/o #80, near Police Station Sadar, Railway Station,

Nabha (Patiala)

-----Appellant

Vs.

Public Information Officer

o/o Director General of Police, Punjab,

Sector 9, Chandigarh.

First Appellate Authority,

O/o Director General of Police, Punjab,

Sector 9, Chandigarh.

Public Information Officer,

O/o Senior Superintendent of Police, Patiala.

Public Information Officer,

O/o A.D.G.P Security,

O/o Director General of Police,

Punjab, Sector:9, Chandigarh.

-----Respondents

Appeal Case No. 228 of 2018

Present: Shri Rajesh Kumar, appellant, in person.

Shri P.S. Sandhu, AIG Security and Shri Hakam Singh, Head Constable, on behalf of he respondents.

ORDER

The case was last heard on 08.10.2018, when the representative of the respondents informed that the information regarding Points No. 2 to 8 had been supplied to the appellant. He further informed that a reply had been sent to the appellant that the information regarding Point No. 1 was not available in their record. The appellant informed that the information provided regarding Points No. 2 to 8 was incomplete. Accordingly, he was directed to furnish deficiencies in the provided information to the PIO, with a copy to the Commission. With regard to information regarding Point No. 1, the PIO of the office of ADGP Security was impleaded as a necessary party in this case and he was directed to supply the requisite

Contd.....p/2

information to the appellant and explain the factual position, on the next date of hearing. The case was adjourned to 08.11.2018, which was further postponed to 04.12.2018 due to certain administrative reasons.

2. On 04.12.2018, the appellant was not present. The representatives of the respondents had brought information running into 16 pages for handing over to the appellant. Since the appellant was not present, the respondents were directed to send this information to the appellant by registered post and the appellant was directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission. The case was adjourned for today.

3. Today, the appellant submits a letter dated 04.02.2019 vide which he has furnished point-wise deficiencies in the provided information.

4. Shri P.S. Sandhu, AIG Security, appearing on behalf of the respondents, states that the information asked for at Point No. 1 regarding supply of entry passes cannot be supplied to the appellant. Consequently, after hearing both the parties and discussing the matter at length, the respondent is directed to submit a detailed reply explaining reasons for denying the information. Besides, a copy of letter dated 04.02.2019 submitted by the appellant, vide which he has furnished deficiencies, is handed over to the respondent to give point-wise reply to the appellant, with a copy to the Commission. The respondent is also directed to bring entry passes for the perusal of the Commission, on the next date of hearing to enable it to arrive at a logical conclusion.

5. To come up on **05.03.2019 at 11.30 A.M. for further proceedings.**

Dated : 04.02.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Smt. Anita Kiran
w/o Shri Surinder Pal, H.No.293,
St. No.4, Mohalla Janta Colony,
Rahon Road, Post Office Basti Jodhewal,
Tehsil and District Ludhiana.

-----Appellant

Vs.

Public Information Officer
O/o Station House Officer,
Basti Jodhewal, District Ludhiana.

First Appellate Authority,
O/o Commissioner of Police, Ludhiana.

-----Respondents

Appeal Case No. 2476 of 2017

Present:- None for the appellant.

Shri Gurbinder Singh, Inspector/SHO, Police Station Basti Jodhewal and Shri Gurmukh Singh, ASI, on behalf of the respondents.

ORDER

The case was last heard on 04.12.2018, when the appellant informed that compensation amount had not been paid to her as yet. She further informed that the provided information was incomplete and some of the provided information had not been attested. Shri Mohammad Jamil, Inspector, the then SHO, Police Station, Basti Jodhewal explained the position of the case and submitted reply to the Show-Cause Notice orally. The plea put forth by him was accepted and the Show-Cause Notice issued to him was dropped. Shri Gurmukh Singh, ASI, Police Station, Basti Jodhewal informed that the matter was still under investigation. Accordingly, it was directed that after completion of investigation duly attested complete information be supplied to the appellant. It was also directed that compensation amount of Rs. 3000/- be paid to the appellant through Bank Draft. Besides, Shri Gurbinder Singh, S.H.O., Police Station, Basti Jodhewal, Ludhiana was directed to submit status report, in

Contd.....p/2

person, on the next date of hearing. A copy of the order was forwarded to Commissioner of Police, Ludhiana to ensure the compliance of the orders. The case was adjourned for today.

2. Today, the appellant is not present. However, she has informed on telephone that she is unable to attend the hearing due to ill health. She has requested to adjourn the case to a date after 3 months.

3. As per the orders of the Commission passed on the last date of hearing, Shri Gurbinder Singh, Inspector/SHO, Police Station, Basti Jodhewal, Ludhiana is present today. He submits a letter No. 76-A-5A/PS Basti Jodhewal/Ludhiana, dated 02.02.2019 vide which factual position of the case vis-à-vis status report has been submitted, which is taken on record. He informs that he has brought Bank Draft for Rs. 3000/- as compensation amount and requisite information for handing over to the appellant. Since the appellant is not present, the respondent is directed to send the Bank Draft as well as the requisite information to the appellant by registered post and the appellant is directed to send her observations, if any, to the PIO, with a copy to the Commission, before the next date of hearing.

4. To come up on **05.03.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 04.02.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Smt. Anita Kiran
w/o Shri Surinder Pal, H.No.293,
St. No.4, Mohalla Janta Colony,
Rahon Road, Post Office Basti Jodhewal,
Tehsil and District Ludhiana.

-----Appellant

Vs.

Public Information Officer
o/o Station House Officer,
Basti Jodhewal, District Ludhiana.

First Appellate Authority,
O/o Commissioner of Police, Ludhiana.

-----Respondents

Appeal Case No. 2480 of 2017

Present:- None for the appellant.

Shri Gurbinder Singh, Inspector/SHO, Police Station Basti Jodhewal and Shri Gurmukh Singh, ASI, on behalf of the respondents.

ORDER

The case was last heard on 04.12.2018, when the appellant informed that compensation amount had not been paid to her as yet. She further informed that the provided information was incomplete and some of the provided information had not been attested. Shri Mohammad Jamil, Inspector, the then SHO, Police Station, Basti Jodhewal explained the position of the case and submitted reply to the Show-Cause Notice orally. The plea put forth by him was accepted and the Show-Cause Notice issued to him was dropped. Shri Gurmukh Singh, ASI, Police Station, Basti Jodhewal informed that the matter was still under investigation. Accordingly, it was directed that after completion of investigation duly attested complete information be supplied to the appellant. It was also directed that compensation amount of Rs. 3000/- be paid to the appellant through Bank Draft. Besides, Shri Gurbinder Singh, S.H.O., Police Station, Basti Jodhewal, Ludhiana was directed to submit status report, in

Contd.....p/2

person, on the next date of hearing. A copy of the order was forwarded to Commissioner of Police, Ludhiana to ensure the compliance of the orders. The case was adjourned for today.

2. Today, the appellant is not present. However, she has informed on telephone that she is unable to attend the hearing due to ill health. She has requested to adjourn the case to a date after 3 months.

3. As per the orders of the Commission passed on the last date of hearing, Shri Gurbinder Singh, Inspector/SHO, Police Station, Basti Jodhewal, Ludhiana is present today. He submits a letter No. 76-A-5A/PS Basti Jodhewal/Ludhiana, dated 02.02.2019 vide which factual position of the case vis-à-vis status report has been submitted, which is taken on record. He informs that he has brought Bank Draft for Rs. 3000/- as compensation amount and requisite information for handing over to the appellant. Since the appellant is not present, the respondent is directed to send the Bank Draft as well as the requisite information to the appellant by registered post and the appellant is directed to send her observations, if any, to the PIO, with a copy to the Commission, before the next date of hearing.

4. To come up on **05.03.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 04.02.2019

**(S.S. Channy)
Chief Information Commissioner
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Dr. Sandeep Kumar Gupta,
#1722m Sector 14, Hisar-125001.

-----Appellant

Vs.

Public Information Officer
O/o Department of Personnel, Punjab,
PP-3 Branch, Punjab Civil Secretariat,
Chandigarh.

First Appellate Authority,
O/o Department of Personnel, Punjab,
PP-3 Branch, Punjab Civil Secretariat,
Chandigarh.

-----Respondents

Appeal Case No. 2092 of 2017

Present:- None on behalf of the appellant.

Shri Sandeep Singh, Senior Assistant, on behalf of the respondents.

ORDER

In this case, during hearing on 08.10.2018, the representative of the respondents submitted a Memo. No. 16/7/2017-3PP3/797-798, dated 05.10.2018, addressed to the appellant, with a copy endorsed to the Commission, vide which detailed reply had been sent to the appellant in view of the deficiencies pointed out by him. Accordingly, last opportunity was afforded to the appellant to send his observations, if any, to the PIO, with a copy to the Commission. The case was adjourned to 08.11.2018, which was further postponed to 04.12.2018, due to certain administrative reasons.

2. On 04.12.2018, the representative of the respondents informed that complete information, available on record, had been supplied to the appellant and nothing more had been left, which could be shared with the appellant regarding the instant RTI application. Accordingly, final opportunity was afforded to the appellant to send his observations, if any,

Contd.....p/2

on the provided information, failing which case would be decided on merit on the basis of documents placed on record. The case was adjourned for today.

3. Today, the appellant is not present. However, a letter dated 29.01.2019 has been received from him through e-mail informing that he is yet to get copy of application(with all enclosures) in respect of Ms. Jaspal Kaur who was administered the oath of the Member of Punjab Public Service Commission on 28.10.2014. He has requested to supply the pending information.

4. The representative of the respondents states that the record is being searched but the record in respect of Ms. Jaspal Kaur has not been traced as yet. During hearing it is observed that it is really a serious matter that the office record of Member of PPSC is not available. Accordingly, Secretary Personnel is directed to hold an inquiry and find out reasons for missing of very important record and submit report before the next date of hearing so that requisite complete information could be provided to the appellant without any further delay.

5. A copy of this order is forwarded to Secretary Personnel, Government of Punjab, for its compliance.

6. To come up on **05.03.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 04.02.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

**CC: Secretary to Government of Punjab,
Department of Personnel,
Punjab Civil Secretariat-1, Chandigarh.**

REGISTERED

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Shri Rohit Arora, Advocate,
Chamber No.409, District Courts,
Ferozepur.

-----Appellant

Vs

Public Information Officer
o/o District and Sessions Judge, Ferozepur.

First Appellate Authority
o/o District and Sessions Judge, Ferozepur.

-----Respondents

Appeal Case No. 1819 of 2018

Present: None for the appellant.

Shri Malkit Singh, Superintendent-cum-PIO, on behalf of the respondents.

ORDER

The case was last heard on 04.12.2018, when Shri Malkit Singh, Superintendent-cum-PIO, appearing on behalf of the respondents, informed that the requisite information/reply had been sent to the appellant vide letter No. 03/RTI, dated 08.01.2018. Accordingly, the appellant was directed to furnish his observations, if any, on the provided information/reply to the PIO, with a copy to the Commission. The case was adjourned for today.

2. Today, the representative of the respondents informs that the requisite information/reply has been sent to the appellant and no observations have been received from him till date.

3. The appellant is not present without any intimation nor any observations, on the provided information, have been received from him, which shows that he is satisfied with the provided information.

4. Accordingly, the case is **disposed of and closed**.

Sd/-

Dated : 04.02.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Rajesh Kumar Goyal
s/o Late Shri Kewal Krishan Goyal,
H.No.1037-38, College Road,
Jagraon, Distt. Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Sub Registrar, Jagraon,
District Ludhiana.

First Appellate Authority
o/o Sub Divisional Magistrate,
Jagraon, District Ludhiana.

-----Respondents

Appeal Case No. 1817 of 2018

Present:- Shri Rajesh Kumar Goyal, appellant, in person.
Shri Joginder Singh, Tehsildar-cum-PIO on behalf of the respondents.

ORDER

The case was last heard on 04.12.2018, when the representative of the respondents handed over a Bank Draft of Rs. 2,000/- as compensation amount to the appellant. The appellant reiterated that he wanted copies of documents on the basis of which registry had been done. He further stated that he wanted copy of Plan and report of Patwari. Accordingly, it was directed that requisite documents be supplied to the appellant and in case these are not available then an inquiry be conducted to look into the missing of record and fix responsibility for the same and in case, any malafide is proved, further necessary action under the law be initiated. It was also directed that a copy of affidavit submitted by the PIO be provided to the appellant. The case was adjourned for today.

2. Today, Shri Joginder Singh, Tehsildar-cum-PIO, appearing on behalf of the respondents, informs that compensation amount of Rs. 2000/- has been paid to the appellant

Contd.....p/2

through a Bank Draft. He further informs that requisite documents are not available on record and an inquiry is being conducted to fix responsibility of the officials responsible for missing of the record. Accordingly, it is directed that after the completion of the Inquiry, necessary action be taken against the guilty officials and final Action Taken Report be sent to the appellant.

3. With these directions the case is **disposed of and closed.**

Sd/-

Dated : 04.02.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Dr. Bhagwan Singh,
915, Sector 127, Gillco,
Mohali.

-----Appellant

Vs

Public Information Officer
o/o Director General of Police, Punjab,
Sector:9, Chandigarh.

First Appellate Authority
o/o Director General of Police, Punjab,
Sector: 9, Chandigarh.

Public Information Officer,
O/o Additional Chief Secretary to Govt., Punjab,
Department of Home Affairs and Justice,
Punjab Civil Secretary-1, Chandigarh.

-----Respondents

Appeal Case No. 1856 of 2018

Present:- Shri Ramesh Kumar, Advocate, on behalf of the appellant.
Shri Rashmi Kumar, Superintendent Home-4 Branch, Punjab Civil Secretariat
and Shri Sukhwinder Singh, ASI, on behalf of the respondents.

ORDER

In this case, Dr. Bhagwan Singh, Appellant, vide his RTI application dated 09.10.2016, addressed to the Home Secretary, Punjab, Chandigarh, sought certain information on 4 points regarding murder case of Sant Harchand Singh Longowal and murder case of Shri Gurdev Singh Kaonke, Acting Jathedar of Akal Takht Sahib. The Home Department transferred RTI application of the applicant to Director General of Police, Punjab, Chandigarh vide Memo. No. 6/79/16-2H4/861082/1, dated 18.10.2016 for supplying the requisite information to the applicant.

2. The case was last heard on 04.12.2018, when the representative of the respondents submitted a letter No. 3502/C.B.-4, dated 29.11.2018 from AIGP Admn-cum-PIO,

Contd.....p/2

Crime office of Bureau of Investigation, Punjab, Chandigarh vide which it was informed that reply had already been sent by S.S.P. Sangrur . It had been further informed by AIGP Admn-cum-PIO that no more information was available in their office. As per the orders of the Commission passed on the last date of hearing, Dr. Bhagwan Singh, Appellant was present along with his Counsel Shri Kabul Singh , Advocate. He stated that Commissions were set up to look into the said murders but no information had been supplied to him so far. Accordingly, the PIO of the office of Additional Chief Secretary, Home Affairs and Justice was impleaded as a necessary party in this case. The PIO of the office of Home Department and the PIO of the office of Director General of Police, Punjab, Chandigarh were directed to file point-wise reply on the next date of hearing on the basis of facts/documents available in their offices. The case was adjourned for today.

3. Today, the representatives of the respondents submit a letter No. 372/C.B-4, dated 25.01.2019 from AIGP Admn.-cum-PIO Crime, office of Bureau of Investigation, Punjab, Chandigarh vide which point-wise reply has been furnished stating that the information asked for by the appellant is in the form of questionnaire, which cannot provided under the provisions of RTI Act, 2005. A copy of this letter is handed over to the Counsel for the appellant.

4. During hearing of this case, it is observed that no specific information in the material form has been sought by the appellant. Therefore, he is advised to seek specific information by filing a fresh RTI application with the concerned PIO.

5. Accordingly, the instant case is **disposed of and closed**.

Dated : 04.02.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Nirmal Singh
s/o Shri Gian Singh,
VPO Bharchhi Rajputan,
Tehsil Baba Bakala, District Amritsar.

-----Appellant

Vs

Public Information Officer
o/o Deputy Superintendent of Police,
Baba Bakala, Distt. Amritsar.

First Appellate Authority
o/o Inspector General of Police,
Border Range, Amritsar.

-----Respondents

Appeal Case No. 1808 of 2018

Present:- Shri Nirmal Singh, appellant, in person.
Shri Nishan Singh, ASI, on behalf of the respondents.

ORDER

The case was last heard on 04.12.2018, when the representative of the respondents submitted a letter dated 04.12.2018 from Shri Avtar Singh, SHO, Police Station, Khilchian, District: Amritsar(Rural) vide which it had been informed that photo copies of all the documents, available in the concerned Police File had been provided to the appellant. The appellant expressed dis-satisfaction. Consequently, after hearing both the parties and discussing the information sought for by the appellant, the respondent PIO was directed to send point-wise reply to the appellant, with a copy to the Commission, before the next date of hearing. The case was adjourned for today.

2. Today, the representative of the respondents submits a copy of letter No. 258/RTI, dated nil from SSP-cum-PIO, Amritsar Rural vide which reply has been sent to the appellant. He hands over a copy of this letter to the appellant. Accordingly, the appellant is directed to send his observations, if any, on the reply of the PIO, to the PIO, with a copy to the Commission, before the next date of hearing.

3. To come up on **05.03.2019 at 11.30 A.M. for further proceedings.**

Dated : 04.02.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Sohan Lal s/o Shri Laxman Ram,
VPO Jagatpura, Block Mukandpur,
District SBS Nagar-144507.

-----Appellant

Vs

Public Information Officer
o/o Deputy Commissioner, Ludhiana.

First Appellate Authority
o/o Commissioner, Patiala Division, Patiala.

Public Information Officer,
O/o Secretary Market Committee, Ludhiana.

-----Respondents

Appeal Case No. 1858 of 2018

Present: None for the appellant.

Shri Manjit Singh, Senior Assistant and Shri Gurpreet Singh, Mandi Supervisor,
on behalf of the respondents.

ORDER

The case was last heard 04.12.2018, when the representative of the respondents submitted a letter No. 10681, dated 03.12.2018 from Ms. Jasbir Kaur, PIO-cum-District Mandi Officer, Ludhiana vide which it had been informed that requisite information had been provided to the appellant by PIO-cum-Secretary, Market Committee, Ludhiana. Accordingly, last opportunity was afforded to the appellant to send his observations, if any, on the provided information to the PIO, with a copy to the Commission. The case was adjourned for today.

2. Today, the representatives of the respondents inform that the information has already been provided to the appellant and no observations have been received from him till date.

3. The appellant is not present without any intimation nor any observations, on the provided information, have been received from him, which shows that he is satisfied with the provided information.

4. Accordingly, the case is **disposed of and closed**.

Sd/-

Dated : 04.02.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

PUNJAB STATE INFORMATION COMMISSION

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Shri Varinder Mahajan,
198, Professor Colony,
Tilak Nagar, Amritsar.

-----Appellant

Versus

Public Information Officer
O/o Additional Deputy Commissioner(G),
Amritsar.

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

-----Respondents

Appeal Case No. 2817 of 2017

Present:- None on behalf of appellant as well as the respondents.

ORDER

In this case, during hearing on 01.11.2018, Shri Kanwaljit Singh Bhatia, Senior Assistant, appeared, on behalf of the respondent-PIO, with original record. Consequently, after hearing the representative of the respondents and perusing the original record brought by him for the perusal of the Commission, it was not clear as to on which date the order was signed and was sent to the Dispatch Section for dispatch. Accordingly, Additional Deputy Commissioner (General), Amritsar was directed to conduct an inquiry and fix the responsibility for not dispatching the order in time. He was also directed to send Inquiry Report to the Commission through Deputy Commissioner, Amritsar for its consideration before the next date of hearing. The case was adjourned to 04.12.2018.

2. On 04.12.2018, none was present on behalf of the appellant as well as the respondents. However, a letter dated 03.12.2018 was received from the appellant seeking exemption from personal appearance. A letter No. Reader/A.D.C./446, dated 29.11.2018 was received from Additional Deputy Commissioner(General), Amritsar requesting for adjournment

Contd..... p/2

of case for one month to enable them to complete the inquiry and submit report. The request of A.D.C.(G), Amritsar was accepted and he was directed to submit a copy of Inquiry Report on the next date of hearing. The case was adjourned for today.

3. Today, the appellant is not present. However, a letter dated 03.02.2019 has been received from him through e-mail informing that he is unable to attend hearing due to ill health of his wife. He has requested that a copy of Inquiry Report may be supplied to him and the case may be adjourned giving him an opportunity of submitting his observations.

4. None is present on behalf of the respondents. However, a letter No. Reader/A.D.C./75, dated 01.02.2019 has been received from Deputy Commissioner, Amritsar vide which a copy of Inquiry Report has been furnished. Accordingly, a copy of this letter along with a copy of Inquiry Report is sent to the appellant along with this order for submitting his observations, if any, on the next date of hearing.

5. To come up on **12.03.2019 at 11.30 A.M. for further proceedings.**

Dated : 04.02.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

Encl. A copy of letter dated 01.02.2019
along with a copy of Inquiry Report