

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

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Whatsapp No. 6284820189

Sh. Gagandeep Singh Thareeke 9780471680

SCO 26, Shant Park, Main Sua Road,

Thareeke, District Ludhiana



....Appellant

Vs

Public Information Officer

o/o District Development and Panchayats Officer

District Ludhiana

First Appellate Authority

o/o Director,

Rural Development & Panchayat Deptt., Pb.

Vikas Bhawan, Sector 62, Mohali

Public Information Officer

o/o Block Development and Panchayats Officer

Block Ludhiana-1,

District Ludhiana

....Respondents

Appeal Case No. 3349 of 2020

(Video Conference Proceedings)

Present:- Sh. Gagandeep Singh Thareeke, appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 28.7.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 7.9.2020 and second appeal was filed in the Commission on 3.11.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information has been provided by the respondents so far. However, a reference has been received from the Public Information Officer o/o District Development and Panchayats Officer vide which has been written to the Public Information Officer-cum-Block Development and Panchayats Officer, Ludhiana-1 to supply the information.

3. Accordingly, the Public Information Officer o/o the Block Development and Panchayats Officer, Ludhiana-1 is impleaded as necessary party in this case to file the reply/supply the information to the appellant before the next date of hearing.

4. To come up on 16.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Sd/

Dated: 4.2.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Manjit Singh 9915865633

Ward No. 10, Namdev Marg,

Mansa 9915865633

....Appellant

Vs

Public Information Officer

o/o Chief Secretary, Punjab,

Punjab Civil Secretariat-1, Chandigarh.

First Appellate Authority

o/o Chief Secretary, Punjab,

Punjab Civil Secretariat-1, Chandigarh.

Public Information Officer

o/o the Director,

Employment Generations and Trainings

Punjab, Sector 17,

Chandigarh.

....Respondents

Appeal Case No. 2767 of 2020

(Video Conference Proceedings)

Present:- Sh. Manjit Singh, appellant, on phone

None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 22.12.2020.

2. The appellant states that no information has been provided by the respondents so far. The appellant also alleged that the respondents are knowingly not supplying the information and the respondent-Public Information Officer may be penalized for the same as per the provisions of the RTI Act, 2005.

3. Accordingly, the respondent-Public Information Officer is directed to file the reply/supply the information before the next date of hearing failing which the penalty provisions will be invoked.

4. To come up on 2.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Mansa/cisco webex.

Sd/

Dated: 4.2.2021

(Suresh Arora)

Chief Information Commissioner,

Punjab.

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Sh. Sanjiv Goyal s/o Sh. Ashok Kumar,
148 Model Town,
Phase 1,
Bathinda.

....Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Block Goniana Mandi,
District Bathinda

First Appellate Authority
o/o District Development and Panchayats Officer,
Mini Secretariat,
District Bathinda

Public Information Officer (By name) **Registered**
o/o District Development and Panchayats Officer
Mini Secretariat,
District Bathinda

....Respondents

Appeal Case No. 3371 of 2020
(Video Conference Proceedings)

Present:- Sh. Sanjiv Goyal, appellant.

Ms Gurpreet Kaur, Supdt _____ on behalf of the respondents.

ORDER

The RTI application is dated 16.7.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 11.9.2020 and second appeal was filed in the Commission on 3.11.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has received the complete information pertaining to Point No.8, 3 and 5 of the RTI application with which he is satisfied. Regarding the rest of the information the appellant states that incomplete information has been supplied by the respondent-Public Information Officer. However, the representative of the respondents states that information pertaining to Point No. 7 relates to the Deputy Director, Animal Husbandry, District Bathinda, Point No. 4, 9 and 10 relates to the District Development and Panchayats Officer and regarding remaining information the response has already been sent to the appellant pertaining to Point No.1,2,6,11 and 12.

3. After deliberations the respondent-Public Information Officer is directed to reconsider the reply pertaining to Point No. 1,2,6,11 and 12 and file the reply afresh. Regarding Point No. 4,8,9 and 10 related to the District Development and Panchayats Officer the respondent-Public Information Officer is directed to transfer the RTI application of the appellant under Section 6(3) of the RTI Act, 2005.

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Appeal Case No. 3371 of 2020

-2-

4. The Public Information Officer o/o the District Development and Panchayats Officer, Bathinda is impleaded as necessary party in this case to file the reply/supply the information pertaining to Point No. 4,8, 9 and 10 of the RTI application before the next date of hearing. A copy of the RTI application is **sent** with this order.

5. As far as the information pertaining to Point No. 7 that relates to the Deputy Director, Animal Husbandry the appellant is advised to file the application afresh to the authority concerned as there are no provision under the RTI Act, 2005 to transfer the RTI application of the appellant to more than one public authority i.e. in accordance with the instructions issued by the Ministry of Personnel, Public Grievances & pensions, Department of Personnel & Training vide No. 10/2/2008-IR dated 12.6.2008.

6. To come up on 24.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Bathinda/cisco webex.

Sd/

Dated: 4.2.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Ashwani Chawla, 9914405765,
2872, Sector 42-C,
Chandigarh.

..Complainant

Vs

Sh. Krishan Rattu, Registered
Public Information Officer
-cum- Joint Director
o/o The Director,
Information & Public Relations, Punjab,
Punjab Civil Secretariat-1,
Chandigarh.

....Respondent

Complaint Case No. 574 of 2020

Present:- Sh. Ashwani Chawla, complainant.
Sh. Manvinder Singh, 9780036111 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.1.2021.

2. The appellant states that the respondent has not provided the remaining information pertaining to point no. 2 and 3 of the RTI application as was decided in the last hearing dated 14.1.2021. He also states that the respondent-Public Information Officer is misleading the Commission by not providing the information related to the staff employed for PUNMEDIA through out source agency and also agreement related to Sanchi Management Services Private Limited is not being supplied.

3. The respondent-Public Information Officer has sent a letter which is diarized on 25.1.2021 and 3.2.2021 in the Commission and the same is taken on record. The representative of the respondent contended that the appellant is misleading the Commission as the information pertaining to Point No. 2 and 3 has already been supplied and he was satisfied with the same. He also submits an internal letter dated 19.1.2021 issued by Shri. Harjit Singh Grewal, Joint Director, in which it has been mentioned that "information cannot be created and not to be given in a self design perform or in whimsical manner" i.e. under Section 2(f) of the RTI Act, 2005. He has also drawn the attention of the Commission on the letter issued by the Superintendent(Estb.) which is reproduced as below:

“ਸ੍ਰੀ ਅਸ਼ਵਨੀ ਚਾਵਲਾ ਵਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਦੇ ਸੰਬੰਧ ਵਿਚ ਪਹਿਲਾਂ ਜਾਰੀ ਕੀਤੇ ਗਏ ਪੱਤਰ ਨੰ 1/50113/2020 ਮਿਤੀ 15/7/2020 ਦੇ ਨੁਕਤਾ (ਅ) ਦੀ ਲਗਾਤਾਰਤਾ ਵਿਚ ਸਪੱਸ਼ਟ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਇਸ ਵਿਭਾਗ ਅਧੀਨ ਕੰਮ ਕਰਦੇ ਰਹੇ ਡਾਟਾ ਐਂਟਰੀ ਉਪਰੇਟਰਜ਼ ਨੂੰ ਪੰਜਾਬ ਇੰਨਫੋਟੈਕ ਜਿਸ ਨੂੰ ਉਪਰੋਕਤ ਮੰਤਵ ਲਈ ਨੋਡਲ ਏਜੰਸੀ ਘੋਸ਼ਿਤ ਕੀਤਾ ਹੋਇਆ ਸੀ ਵੱਲੋਂ ਨਿਸ਼ਚਿਤ ਦਰਾਂ ਅਨੁਸਾਰ ਸਰਵਿਸ ਪ੍ਰੋਵਾਈਡਰ ਏਜੰਸੀ (ਸ਼ਾਂਚੀ ਮੈਨੇਜਮੈਂਟ ਪ੍ਰਾਈਵੇਟ ਲਿਮਿਟਿਡ) ਨੂੰ ਅਦਾਇਗੀਆਂ ਕੀਤੀਆਂ ਗਈਆਂ ਹਨ(ਕਾਪੀਆਂ ਨੱਥੀ)। ਸ਼ਾਂਚੀ ਮੈਨੇਜਮੈਂਟ ਪ੍ਰਾਈ. ਲਿਮ. ਨਾਲ ਉਪਰੋਕਤ ਮੰਤਵ ਲਈ ਇਸ ਵਿਭਾਗ ਵੱਲੋਂ ਵੱਖਰੇ ਤੌਰ ਤੇ ਕੋਈ ਸਮਝੌਤਾ ਨਹੀਂ ਕੀਤਾ ਗਿਆ”

4. After hearing both the parties, the Commission is of view that the information of the working employees with their salary and qualification must be maintained in compliance of Section 4 of the RTI Act, 2005 and the same has to be published on the website. Hence, the contention of the respondent-Public Information Officer is rejected and Shri. Harjeet Singh

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Complaint Case No. 574 of 2020

-2-

Grewal, Joint Director(Punmedia Society) along with Shri Manvinder Singh Deputy Director, is hereby, directed to remain present at Chandigarh along with the original record and submit his response pertaining to Point no. 2 of the RTI application. With regard to the information pertaining to Point No. 3, the Commission accepts the response taken by the respondents as has been mentioned in para 3 above.

5 To come up on 26.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

Dated: 4.2.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC

Sh. Harjeet Singh Grewal,
Joint Director,
o/o The Director,
Information & Public Relations, Punjab,
Punjab Civil Secretariat-1,
Chandigarh.

Shri Manvinder Singh Deputy Director,
o/o The Director,
Information & Public Relations, Punjab,
Punjab Civil Secretariat-1,
Chandigarh.

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Sh. Bhupinder Singh,
VPO - Chawinda Devi,
Tehsil - Majitha,
Distt Amritsar.
M : 9781458000

Complainant

Public Information Officer,
O/o Block Development and Panchayat Officer,
Majitha,
Distt Amritsar.

....Respondents

Complaint Case No. 507/2020

(Video conference proceedings)

Present:- Sh. Bhupinder Singh, complainant on telephone.
Sh. Balkar Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 23.12.2020.

2. The appellant states that the respondent has to visit the site i.e. street for which he has sought the information as was deliberated during the last hearing. The email dated 7.1.2021 sent by the complainant is taken on the record.

3. Whereas, the representative of the respondent states that the complainant had not visited his office to inspect the record on 7.1.2021 as was directed by the Commission so the last order of the Commission could not be complied with.

4. After hearing both the parties, the complainant is hereby, directed to go to the office of the respondent and inspect the record which will be made available by the respondent pertaining to his RTI application. The respondent-Public Information Officer is also hereby, directed to contact the complainant in a week's time and fix the date for the inspection of the record under the intimation to the Commission and will be bound to provide the copy of documents if so identified by the complainant pertaining to point no. 3 and 4 of the RTI application before the next date of hearing.

5. To come up on 16.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

Sd/

Dated: 4.2.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Kuljit Singh M 9878436884

S.G. Enclave -1 Majitha Road,

Distt. Amritsar.

Appellant

VS

Public Information Officer,

o/o, Block Development and Panchayat Officer, Tarsika ,Distt. Amritsar

First Appellate Authority,

o/o, District Development and Panchayat Officer, Amritsar.

Respondents

Appeal Case No. 3356 Of 2020

(Video Conference Proceeding)

Present: Shri Kuljit Singh, the appellant.

Shri Parvinder Singh, Superintendent on behalf of the respondents.

Order

The RTI application is dated 22.7.2020 vide which the appellant has sought information on five points as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 7.9.2020 and second appeal was filed in the Commission on 3.11.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that complete information has not been provided to him by the respondent-Public Information Officer so far.

3. The representative of the respondents states that he has brought the sought information containing 1677 pages with him. He further states that the appellant was asked to deposit Rs 4074/- vide their letter no. 67 dated 5.10.2020 (available in the case file) but he has not deposited the requisite fees with the department. As such, the information was not supplied to him.

4. Since, the appellant has not deposited the requisite fee for getting the information, he is, hereby, directed to deposit the requisite fees for 1677 pages of information with the department and after getting the information, he is further directed to submit the deficiency in the information, if any to the respondent-Public Information Officer under intimation to the Commission within 10 days from the receipt of the information. In case, the appellant does not deposit the requisite fee before the next date of hearing, then the case will be decided on merit. Also, the respondent Public Information Officer is directed to remove the deficiencies, if any pointed out by the appellant before the next date of hearing.

5 To come up on 16.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

sd

(Suresh Arora)

Chief Information Commissioner,

Punjab.

Dated: 4.2.2021