



Sh. Balwinder Singh,
 S/o Sh. Sardara Singh,
 R/o Village Amargarh Kaler,
 Tehsil- Jagraon, Distt. Ludhiana.

Appellant

Versus

Public Information Officer,
 O/o Block Development and Panchayat Officer,
 Block-Jagraon, Distt.-Ludhiana

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

Respondents

Appeal Case No.477/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
20.07.2018	Nil	24.08.2018	Nil	15.01.2019

Present: **Sh. Balwinder Singh, Appellant in person.**
Sh. Harjinder Singh, Panchayat Secretary, O/o BDPO office, Jagraon
– for Respondents.

ORDER

The Commission made the following order on last date of hearing:-

“The appellant had sought the record of the various activities of the gram panchayat for the period from 2013 to 2018.

Sh. Jaswinder Singh, Superintendent appearing on behalf of the respondents says that he has brought along the record. The appellant says that it is in a very slipshod form and does not carry any official endorsement. The respondents are directed to provide it along with the official memo in certified form. The appellant may go through it and pinpoint the deficiency, if any. Meanwhile the Panchayat Secretary is desired to explain the undue delay having been taken in providing the information in writing failing which the penal consequences shall follow.

The case has come up today. The respondent says that the information has again been sent to the Appellant under registered cover. The appellant shows to the Commission a copy of the same which suggests that still it is uncertified. Besides, it does not carry any forwarding letter showing the date and number of its dispatch.



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Appeal Case No.477/2019

From perusal of file, it is found that the case has been dealt without application of mind. The respondents have shown a defiant and indifferent attitude towards transmitting the information to the appellant. The notices of the DDPO passed in the first appeal have also remained un-responded. Whereas the information supplied is deficient, the inordinate delay carrying the stamp of total indifference has not been explained.

The PIO/respondent O/o BDPO Jagraon, District Ludhiana is hereby issued show cause notice to explain in a self- attested affidavit as to why a penalty at the rate of Rs.250/- per day of delay in providing the information upto Rs.25,000/-, be not imposed under Section 20(1) of RTI Act, 2005 on them for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also given an opportunity under Section 20 (1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte".

The case has come up today, 04.07.2019. The respondents say that the appellant refused to accept the information offered by hand after approaching him in person. Thereafter, it has been sent by post and comprises in more than 100 pages. The respondent declares it to be deficient without having a look at it. He has not even bothered to open the bunch of papers sent to him which he is still carrying with him. Obviously, the appellant is seeking information vexatiously rather being genuinely interested in the same. No further action is called for. **The appeal is filed.**

04.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Kulwant Singh,
R/o Village-Walia Vihar, Meharbaan,
Raho Road, Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Panchayat Secretary,
Gram Panchayat, Walia Vihar
Block-Ludhiana-2, Ludhiana.

First Appellate Authority,
O/o Director, Rural Development and
Panchayat Department, SAS Nagar.

Respondents

Appeal Case No.513/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
03.05.2018	Nil	10.08.2018	Nil	25.01.2019

Present: Sh. Kulwant Singh, Appellant in person.
Ms. Jaspreet Kaur, BDPO, Sh.Harjit Singh, Panchayat Secretary and
Sh. Sandeep Kumar, Panchayat Secretary – for Respondents.

ORDER

The following order was passed on 10.04.2019:-

"The appellant had sought the details of expenses incurred on the construction of drains and streets and an overhead water reservoir.

Sh. Sanjeev Kumar, Panchayat Secretary appearing on behalf of the respondents is totally oblivious of the facts. Seemingly, he has not done his home work and is evasive on the matter. The Commission takes serious exception to his conduct and finds it as a willful and malafide suppress of information. Obviously, he has violated the provision of Section 7(1) of the RTI Act and has rendered himself liable for penal consequences.

Sh. Sanjeev Kumar, PIO – cum - Panchayat Secretary is issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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Appeal Case No.513/2019

In addition to the written reply, the PIO is also given an opportunity under Section 20 (1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

He should appear with the entire original record in the Commission on the next date of hearing. Any laxity shall be viewed seriously to the peril of respondents".

14.05.2019

"None is present today.

To come up **on** 04.07.2019".

Today, Ms. Jaspreet Kaur is present with the Panchayat Secretary. She states that the information has since been provided. The appellant admits having received the information relating to the execution of works including the bills and vouchers etc. However, they allege misappropriation of the funds.

The Commission feels that the appellant has been sufficiently informed. There is marginal delay in providing the information. The respondents attribute it to their pre-occupation with the elections. The Commission reprimands and warns them to be careful in future. No further intervention is called for. **The appeal is disposed of.**

04.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

CC: The Director, Rural Development & Panchayats, Punjab. He may look into the issue as the appellant is alleging some misappropriation of the funds.

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
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Sh. Hardev Singh,
S/o Sh. Hakam Singh,
R/o Village-Malout,
Tehsil Malout, Distt. Sri Muktsar Sahib.

Complainant

Versus

Public Information Officer,
O/o Block Primary Education Officer,
Gidderbaha-1,
Distt. Sri Muktsar Sahib.

Respondent

Complaint Case No.154/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
19.07.2018	Nil	Nil	Nil	11.02.2019

Present: Sh.Hardev Singh, Complainant is absent.
None is present for the respondents.

ORDER

Both the parties are absent consecutively. The complaint is filed for want of prosecution by the complaint.

Disposed.

04.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Hardev Singh,
S/o Sh. Hakam Singh,
R/o Village-Malout,
Tehsil Malout, Distt. Sri Muktsar Sahib.

Complainant

Versus

Public Information Officer,
O/o Headmaster,
Government Primary School,
Village-Kuraiwala, Tehsil-Gidderbaha,
Distt. Sri Muktsar Sahib.

Respondent

Complaint Case No.155/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
19.07.2018	Nil	Nil	Nil	11.02.2019

Present: Sh.Hardev Singh, Complainant is absent.
None is present for the respondents.

ORDER

Both the parties are absent consecutively. The complaint is filed for want of prosecution by the complaint.

Disposed.

04.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
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Sh. Harjit Singh Dhillon,
S/o Late Sh. Gurbax Singh,
R/o 4072/3, Gobind Colony,
Jamalpur, Distt. Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Divisional Fire Officer,
Local Bus Stand, Ludhiana.

Respondent

Complaint Case No.126/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.12.2018	Nil	Nil	Nil	29.01.2019

Present: Sh. Harjit Singh Dhillon, Complainant is present.
Sh. Baldev Singh, Junior Assistant is present for the respondents.

ORDER

The following order was passed on 04.05.2019:-

"None is present..

To come up on 04.07.2019 at 11.30 AM".

The respondents have sent reply vide letter dated 30.04.2019. The appellant is making queries about the details of fire safety implements installed at the premises of M/s Simran Paints & Hardware Store, Jamalpur, Ludhiana. The Commission feels that he has been properly informed. The purpose is to ensure that adequate measures have been taken to meet any eventuality. It is hoped that the respondents shall be vigilant and ensure that regular monitoring of such vulnerable units in the city is done. We would like to advise the Commissioner, Municipal Corporation to take requisite measures to ensure fire safety of vulnerable premises. No further intervention is called for.

The complaint is disposed.

04.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Harjit Singh Dhillon,
S/o Late Sh. Gurbax Singh,
R/o 4072/3, Gobind Colony,
Jamalpur, Distt. Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Divisional Fire Officer,
Local Bus Stand, Ludhiana.

Respondent

Complaint Case No.127/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.12.2018	Nil	Nil	Nil	29.01.2019

Present: Sh. Harjit Singh Dhillon, Complainant is present.
Sh. Baldev Singh, Junior Assistant is present for the respondents.

ORDER

The following order was passed on 14.05.2019:-

"The complainant is concerned about the Fire Safety measures taken by an establishment namely Sahib Sanitations, Ludhiana dealing with highly inflammable material to ensure its safety and its monitoring having been done by the respondents.

The respondent says that the complainant has been sent the reply vide letter dated 03.04.2019. The complainant has sent a communication wherein he has expressed dis-satisfaction on the information supplied to him. He says that the deficiencies pointed out by him have not been addressed. The respondents need to supply the specific information with regard to the deficiencies pointed out. The Commission is of the view that respondents shall see, if any information has been withheld by them, the same be sent to the complainant immediately".

The case has come up today. The respondents have sent a reply vide letter dated 30.04.2019. The appellant is making other queries about the details of implements installed. The Commission feels that he has been properly informed. The purpose is to ensure that adequate measures are taken to meet any eventuality. It is hoped that the respondents shall be vigilant and ensure that regular monitoring of such vulnerable units in the entire city is done. We would like to advise the Commissioner, Municipal Corporation to initiate prompt measures to ensure fire safety in the city. No further intervention is called for. **The complaint is disposed.**

04.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Harjit Singh Dhillon,
S/o Late Sh. Gurbax Singh,
R/o 4072/3, Gobind Colony,
Jamalpur, Distt. Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Municipal Corporation,
Ludhiana.

Respondent

Complaint Case No.128/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.12.2018	Nil	Nil	Nil	29.01.2019

Present: Sh.Harjit Singh Dhillon, Complainant is absent.
None is present for the respondents.

ORDER

The following order was passed on 14.05.2019:-

“None is present today.

To come up on 04.07.2019 at 11.30 AM”.

The case has come up today. The respondents are absent. The Commission takes strong exception to the indifference shown by the respondents.

The PIO in the office of the respondents is hereby issued show cause notice to explain as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the respondents are also given an opportunity under Section 20 (1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

To come up on **20.08.2019 at 11.30 AM.**

04.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Harjit Singh Dhillon,
S/o Late Sh. Gurbax Singh,
R/o 4072/3, Gobind Colony,
Jamalpur, Distt. Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Municipal Corporation,
Ludhiana.

Respondent

Complaint Case No.129/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.12.2018	Nil	Nil	Nil	30.01.2019

Present: Sh.Harjit Singh Dhillon, Complainant is absent.
None is present for the respondents.

ORDER

The following order was passed on 14.05.2019:-

“None is present today.

To come up on 04.07.2019 at 11.30 AM”.

The case has come up today. The respondents are absent. The Commission takes strong exception to the indifference shown by the respondents.

The PIO in the office of the respondents is hereby issued show cause notice to explain as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the respondents are also given an opportunity under Section 20 (1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

To come up on **20.08.2019 at 11.30 AM.**

04.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Ms. Shivani, Advocate,
D/o Sh. Raj Kumar,
R/o House No. 89, Ward NO. 10,
Mohalla Katehra, Bassi Pathana,
Fatehgarh Sahib, Punjab.

Appellant

Versus

Public Information Officer,
O/o District Bar Association,
Lawyer's Chambers Complex,
District Court Complex,
Fatehgarh Sahib. 140412.

First Appellate Authority,
O/o District Bar Association,
Lawyer's Chambers Complex,
District Court Complex,
Fatehgarh Sahib. 140412

Respondents

Appeal Case Nos.514, 515, 516 and 517 of 2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
29.09.2018/ 11.10.2018	Nil	14.11.2018/13.11.2018 /26.11.2018	Nil	22.01.2019

Present: Ms. Shivani, Advocate, Appellant in person.
None on behalf of the PIO/ Respondents.

Order

The following order was passed on 16.05.2019:

"The appellant and the respondents are the same. The matter seemingly emanates from the same issue. It shall be appropriate to dispose of the aforementioned appeals with a single order.

The respondents have not as yet filed any reply/written statement to the notice issued by the Commission. They are advised to do so with an advance copy to the appellant who may like to react on the same in case she desires so.

Despite having passed express directions, the respondents have failed to file any written reply to the notice of the Commission. The appellant, on the other hand, citing the orders of Central Information Commission, insists that the respondents are a public authority and falls within domain of RTI Act, 2005. Final opportunity is afforded to the respondents to put forward their view point, failing which the Commission shall pass an appropriate order based on the record on file".



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Appeal Case Nos.514, 515, 516 and 517 of 2019

The case has come up today, 04.07.2019. The respondents are again silent and absent.

The President, District Bar Association, Fatehgarh Sahib is issued show cause notice as to why he should not be deemed as a PIO of the Public Authority in terms of the citations produced by the appellant and delivered to them as well and why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, he is also given an opportunity under Section 20 (1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

To come up **on 20.08.2019 at 11.30 AM.**

04.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**