

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: -psicsic30@punjabmail.gov.in
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Sh Amardeep Tiwana,
VPO Chanarthal Kalan,
Distt Fatehgarh Sahib.

... Complainant

Versus

Public Information Officer,
O/o SSP, Block-B, Mini Secretariat,
Patiala.

...Respondent

Complaint Case No. 395 of 2019

PRESENT: None for the Complainant
Sh.Hakam Singh, ASI for the Respondent

ORDER:

The case was last heard on 11.09.2019. The respondent present has submitted a letter dated 10.09.2019 from the PIO stating that the information sought by the complainant is in question form and cannot be provided. The appellant was absent.

The Commission observed that the complainant is basically seeking information regarding compliance of the directions of Punjab govt., department of social security(Disability Cell) which published an action plan under the maintenance and welfare of parents and senior citizens Act 2007 dated 27.11.2014. The PIO was directed to relook at the RTI application and provide compliance report of the steps taken to implement the said action plan concerning the Police Department. The information to be provided within 15 days.

Hearing dated 04.12.2019:

The respondent present pleaded that the information has been supplied to the complainant vide letter dated 14.10.2019 and a copy of the same is submitted to the Commission. The appellant is absent nor has sent any discrepancies.

I have gone through the information and find that the RTI application has been sufficiently replied and no further course of action is required. A copy of the information is being attached with the order for the complainant.

The case is **disposed off and closed.**

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jasbir Singh, S/o Sh Harbans Singh,
Vilalge Jalal Khera, P.O Sular,
Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o Chiarman, PSPCL,
Head Office, Patiala.

...Respondent

Complaint Case No. 433 of 2019

PRESENT: Sh.Jasbir Singh as the Complainant
None for the Respondent

ORDER:

The case was last heard on 09.09.2019. The complainant informed that the PIO has not provided the information. The respondent was absent.

The Commission observed that there has been an enormous delay of five months in attending to the RTI application. The PIO was issued a **show cause notice under Section 20 of the RTI Act 2005 and directed to** file reply on an affidavit. The PIO was again directed to provide the information to complainant within 15 days and send a compliance report to the Commission.

Hearing dated 04.12.2019:

The complainant is present and informed that he has received the information and does not want to pursue the case further.

Since the information has been provided and the complainant does not want to pursue the case further, the show cause is dropped and the case is **disposed off and closed.**

Sd/-

Chandigarh
Dated 04.12.2019

(Khushwant Singh)
State Information Commissioner



Sh Ram Murti,
Sandhu Colony, Jalandhar Road,
Mehta Chowk, Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Chief Engineer,
Operation, PSPCL, Border Zone,
Amritsar.

...Respondent

Complaint Case No. 438 of 2019

PRESENT: None for the Complainant
Sh.Ramesh Kumar, SDO for the Respondent

ORDER:

The case was last heard on 09.09.2019. The respondent present pleaded that the information has been provided to the complainant. The complainant was not satisfied and informed that the PIO has not provided the action taken report on his complaint.

Hearing both the parties, the PIO was directed to relook at the RTI application and provide status of the complaint filed by the complainant.

Hearing dated 04.12.2019:

The respondent pleaded that the information has already been provided to the appellant in the last hearing. The appellant is absent. At the last hearing, the appellant had expressed dissatisfaction.

The PIO is directed to provide whatever action has been taken on the complaint of the appellant filed on 07.12.2018 against Addl.SE-PSPCL Rayya Division and send a compliance report to the Commission.

To come up for compliance on **02.03.2020 at 11.00 AM.**

Sd/-

Chandigarh
Dated 04.12.2019

(Khushwant Singh)
State Information Commissioner

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Sh.Sukhman Singh, S/o Sh.Surjit Singh,
R/o Village Kattian Wali, Tehsil Maolot,
Distt. Sri Mukatsar Sahib.

... Appellant

Versus

Public Information Officer,
O/o SDM,
Sri Mukatsar Sahib.

... Respondent

Complaint Case No. 464 of 2019

PRESENT: None for the Complainant
None for the Respondent

ORDER:

The case was last heard on 10.09.2019. Both the parties were absent. There has been an enormous delay of one year in attending to the RTI application. The Commission has taken a serious view of this and issued a **show cause notice to the PIO under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time. The PIO** was directed to file reply on an affidavit

The PIO was again directed to send complete information to the appellant within 10 days.

Hearing dated 04.12.2019:

Both the parties are absent. The PIO has also not sent reply to the show cause notice. The PIO is given one more opportunity and directed to file a reply to the show cause notice on an affidavit and be present on the next date of hearing otherwise the Commission will be constrained to take action under section 20 of the RTI Act.

The case is adjourned. To come up for further hearing on **02.03.2020 at 11.00 AM.**

Sd/-

Chandigarh
Dated 04.12.2019

(Khushwant Singh)
State Information Commissioner



Sh.Manjit Singh, S/o Lt Sh Amar Singh,
R/o 4780, Shiva Ji Nagar,
Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o GMADA, PUDA Bhawan,
Sector-62, Mohali.

...Respondent

Complaint Case No. 471 of 2019

PRESENT: None for the Complainant
None for the Respondent

ORDER:

The case was last heard on 10.09.2019. The respondent present pleaded that the information has been supplied to the complainant vide letter dated 11.02.2019. The respondent further informed that the delay was not intentional and the RTI application was attended to without any malafide. However, The PIO was directed to give written reply in the matter. A copy of the information was attached with the order and the complainant was directed to file deficiency in writing and appear in person before the Commission on the next date of hearing.

Hearing dated 04.12.2019:

Both the parties are absent. At the last hearing, the respondent informed that the information has been provided to the complainant and a copy of the information was also attached with the order for the complainant. The complainant was directed to file deficiency in writing and appear before the Commission in person.

The complainant is absent nor has sent any discrepancy. It is presumed that the complainant has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed**.

Sd/-

Chandigarh
Dated 04.12.2019

(Khushwant Singh)
State Information Commissioner



ShManjit Singh, S/o Lt Sh Amar Singh,
R/o 4780, Shiva Ji Nagar,
Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Police Station-Anti Theft(PSPCL),
Sarabha Nagar, Ludhiana.

...Respondent

Complaint Case No. 473 of 2019

PRESENT: None for the Complainant
Sh.Harbans Singh, Sr. Assistant for the Respondent

ORDER:

The case was last heard on 10.09.2019. Since both the parties were absent, in the interest of justice, one more opportunity was granted and the case was adjourned.

Hearing dated 04.12.2019:

The case has come up for hearing today. The complainant through RTI application dated 01.10.2018 has sought information regarding FIR filed for disconnecting LCR on 11.09.2018 by AJE Ghansham Dass of Janta Nagar Ludhiana. The respondent present pleaded that they have sent the information to the complainant vide letter dated 21.11.2019. The complainant is absent nor has pointed out any deficiency.

The Commission observes that there has been an enormous delay of more than one year in attending to the RTI application. The Commission has taken a serious note of this and hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

To come up for further hearing on **02.03.2020 at 11.00 AM.**

Sd/-

Chandigarh
Dated 04.12.2019

(Khushwant Singh)
State Information Commissioner

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Advocate Nisha Rani, D/o Sh Surjit Singh,
R/o # 12129/3, Khurmi House, Street No- 8/5,
Distt Bathinda.

... Complainant

Versus

Public Information Officer,
O/o SE, BDA,
Bathinda.

...Respondent

Complaint Case No. 499 of 2019

PRESENT: None for the Complainant
Sh.Anuj Bansal, SDO Electrical -BDA Bathinda for the Respondent

ORDER:

The case was last heard on 17.10.2019. The respondent present pleaded that since the information relates to 3rd party and the 3rd party has not given its consent to disclose the information, it cannot be provided. The Commission observed that the appellant had asked for details of tender issued to M/s Guru Nanak Electrical Company which is a public document, and hence found no merit in the PIOs plea of 3rd party. The PIO was directed to provide the information to the appellant as per RTI application within 10 days.

The Commission further observed that the PIO denied the information on the ground that the information is 3rd party information but with an enormous delay of four months, the PIO was issued a **show cause notice Section 20 of the RTI Act 2005** and directed to file an affidavit in this regard.

Hearing dated 04.12.2019:

The respondent present pleaded that in compliance with the order of the Commission, the information has been provided to the complainant vide letter dated 22.11.2019 and a copy of the same is submitted to the Commission.

The respondent further pleaded that the show cause be dropped on the plea that the appellant had filed RTI application with SE-BDA alongwith the postal order, which they forwarded to the PIO-Estate Officer, BDA Bhatinda on 10.04.2019 and the complainant was asked to get the sought information from the PIO-EO/BDA. However, the postal order that could not be deposited in the account of the PIO, the complainant re-filed the same RTI application on 18.06.2019 in the office of EO-cum-PIO alongwith postal order and the PIO denied the information stating as the 3rd party information on 30.07.2019.

The respondent also pleaded that there is no malafide on their part to deny or delay the information and they have already supplied the information to the complainant. The Commission accepts the plea of the respondent.

No further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Sandeep Monga,
98/1, Monga House,
Mahaveer Ji Nagar,
Meerut City-250002.

... Appellant

Versus

Public Information Officer,
O/o Department of Revenue Rehabilitation
& Disaster management, Punjab,
Chandigarh.

First Appellate Authority,
O/o Department of Revenue Rehabilitation
& Disaster management, Punjab,
Chandigarh.

...Respondent

Appeal Case No. 1557 of 2019

PRESENT: Sh.Sandeep Monga as the Appellant
Sh.Raman Guru,Sr Assistant- O/o FCR Pb for the Respondent

ORDER:

The case was last heard on 11.09.2019. The respondent present pleaded that the information is not available in their record. The Commission also received a letter diary No.17319 on 09.09.2019 from the PIO stating that the information is not available in their record and the reply has been sent to the appellant vide letter dated 23.05.2018. It was also mentioned in the letter that they have enquired from the office of Director, Land Records Jalandhar and as per information received from them vide letter dated 13.04.2018, no such record relating to compensation was found available.

The PIO was directed to relook and investigate the matter and provide the information. The PIO-Director Land Records, Kapurthala Road, Jalandhar was also impleaded in the case and directed to trace out the record and provide the information. If the information is not available as stated, both the PIOs to file an affidavit giving complete details.

Hearing dated 04.12.2019:

The respondent pleaded that the information is not available in their record. The respondent has brought an affidavit in this regard and handed over to the appellant. The appellant has received the same and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to PIO-Director, Land Records,
Kapurthala Road, Jalandhar



Smt. Renu Bala, W/o Sh. Davinder Kumar,
H No-7, Chotta Chowk, Malerkotla..

... Appellant

Versus

Public Information Officer,
Principal, S.A Jain High School,
Malerkotla.

First Appellate Authority,
DEO (SE),
Sangrur

...Respondent

Appeal Case No. 1747 of 2018

Present: **Renu Bala as the Appellant**
 Sh.Shiv Kumar, Junior Assistant O/o DEO(SE)Sangrur for the Respondent

ORDER: The order should be read in continuation to the earlier order.

The case was first heard on **30.08.2018**: The respondent was absent and has sought adjournment due to hearing before the Educational Tribunal in another case. The PIO was directed to provide the information to the appellant within 15 days of the receipt of orders of the Commission. The PIO was also directed to explain the reasons for not responding to the RTI application within time prescribed under the RTI Act.

The case was again heard on **09.10.2018**. The respondent present pleaded that the information is with the Management Committee and the appellant has been informed vide letter dated 18.04.2018. The PIO was directed to procure the information from the Management Committee and send the same to the appellant within 15 days. The PIO was also directed to send a compliance report to the Commission.

The case again came up for hearing on **21.11.2018**. The counsel present on behalf of the respondent sought adjournment. The counsel further pleaded that he only came about the case a day before and assured to provide the information before the next date of hearing. The PIO was directed to comply with the previous order which still stands and in case the order is not complied with, the Commission will be constrained to take action as per the RTI Act.

The case was further heard on **15.01.2019**. The respondent was absent and vide email had sought exemption for personal appearance on medical grounds. The appellant was also absent not had communicated whether the appellant had received the information or not. The PIO was directed to comply with the earlier order of the Commission.

The case was again heard on **11.03.2019**. The appellant informed that no information had been provided by the PIO. The respondent was absent. The PIO was issued a **show cause notice under section 20 of the RTI Act** and the PIO was directed to file reply on an affidavit. The PIO-Principal, S.A.Jain High School, Malerkotla was also directed to provide the information within 10 days and appear before the Commission alongwith the written reply on the next date of hearing.

The Commission also observed that the school appears to be an aided school and falls under the jurisdiction of DEO (Secondary Education), Sangrur. The PIO-DEO (SE) Sangrur was also impleaded as a party of the case and directed to ensure compliance of the order of the Commission and be present on the next date of hearing.

The case was further heard on **02.04.2019**. Sh.Imran Farooqi Advocate representing the respondent brought the information and handed it over to the appellant. The appellant was not satisfied with the information that the respondent had brought and alleged that the copy of the attendance register, which was being handed to her was not a factual document and that the SA Jain High School management has tampered with the record to hide their discrepancies. The appellant pointed out that the register does not have her attendance, even though she has been paid a salary for that period where she has been marked absent, which itself is self-explanatory that the document is fudged.

The Commission observed that the case is unique in ways more than one. Firstly, the issue before the commission was to ascertain whether the sought information on 13.02.2018 was provided on time as per the RTI Act. Secondly, if not, what were the circumstances that lead to the delay in providing the information that was finally brought on 02.04.2019, and thirdly whether the information provided was factual or not, and if not what was the next course of action to be taken.

Having gone through the merits of the case and its history, it was clear that the information was delayed time and again in spite of the various orders of the commission (30.08.2018, 09.10.2018, 21.11.2018 & 15.01.2019), which also proved the fact that the respondent was reluctant in sharing the information and kept dilly-dallying to part with the sought information.

The pretext largely by the PIO to deny the information was based on the claim that the custody of the information was with the management of the school and it had to be procured from them to provide the information, after which the PIO was directed to do the needful and hand out the sought information. The PIO on not following the directions of the commission repeatedly, was finally show-caused under section 20 of the RTI Act on 11.03.2019 that why penalty should not be imposed for not supplying the information on time as well as not complying with the orders.

Even though the commission found a grave error on the part of the PIO, it also observed that the designated PIO is a mere PT teacher in the school and cannot on his own, provide the information without the consent of the Management. The facts also lead to the inference that the delay happened at the end of the management, which was the actual custodian of the sought information and there was no way that the PIO could provide the information on his own. The PIO is a mere employ and the difference in rank between the management and the PIO is huge, a fact virtually renders the PIO helpless in case the management decides to withhold information.

From the arguments, it was concluded that there is no point in pursuing the show cause against the PIO and hence, the show-cause against the PIO was dropped and the fact that since the Management was responsible for this delay in providing the information to the appellant, the Commission declared the President of the management Committee as the deemed PIO ((ref.Central Information Commission order No.CIC/DGEAT/A/2018/117567 dated 02.11.2018 – Sandeep Singh Jadoun v. PIO,PGEAT) and directed him to **show cause** why a maximum penalty should not be imposed on him for the reasons above. The President was directed to appear personally with his reasons on an affidavit.

Regarding the allegation by the appellant about the provided copies of the attendance register being fudged, the Commission directed the President of SA Jain High School to come with the original register from the period 01.01.2016 to 31.12.2016 and 01.01.2017 to 13.02.2018 to the commission, which will be corroborated with the record that must have been submitted to the District Education Officer's since it is a govt. aided school. The PIO-DEO Sangrur was directed to bring the original attendance record and all the relevant documents to the case, which were submitted by the school authorities at the next date of hearing.

Appeal Case No. 1747 of 2018

On the next date of hearing which was held on **21.05.2019**, the appellant claimed that the PIO has not provided the information. The PIO-DEO Sangrur sought exemption being on election duty. The PIO-Management Committee was absent. The Commission directed the PIO-President, SA Jain High School to be present at the next date of hearing alongwith the written reply on an affidavit as well as the original record, otherwise the Commission will be constrained to issue Warrants u/s 18(3) of the RTI Act. The PIO-DEO(SE) Sangrur was also directed to be present on the next date of hearing alongwith relevant record to the case.

The case was again heard on **17.07.2019**. The appellant claimed that the PIO has not provided the information. The PIO was again absent. The PIO-President, S.A.Jain High School, Malerkotla was issued a bailable warrant through SSP Sangrur for his presence before the Commission on 23.10.2019. The PIO was also directed to provide the information within five days of receipt of this order. The PIO-DEO (SE) Sangrur was also directed to be present alongwith the relevant record.

The case was last heard on **23.10.2019**. The respondent was absent. The appellant informed that due to award of imprisonment to Sh.Ajay Kumar Jain by the Addl. Session Judge, Sangrur, the charge of Grant-in-aid of S.A.Jain High School, has been now given to the DEO(SE) Sangrur. The PIO-DEO(SE) was also absent without intimation to the Commission. The Commission issued a **show cause notice to the PIO-DEO(SE) Sangrur under section 20 of the RTI Act** and directed to be present personally on the next date of hearing alongwith relevant record and reply to the show cause on an affidavit.

Hearing dated 04.12.2019:

The respondent present from the office of DEO-SE Sangrur informed that the record remains with the Management Committee of the School and has submitted a letter of the Sh.Krishan Kumar Jain, president-SA Jain High School as an evidence.

Earlier a bailable warrant of the President, S.A.Jain High School, Malerkotla was issued through SSP Sangrur for his presence before the Commission on 23.10.2019 but no-one was present. It is clear that the President, S.A.Jain High School, Malerkotla is flouting the spirit of the RTI Act continuously and not appearing before the Commission despite various orders, to secure an erring PIO's presence before the Commission, again a bailable warrant of Sh.Krishan Kumar Jain, President-S.A.Jain High School, Malerkotla is hereby issued through Senior Superintendent of Police, Sangrur for his presence before the Commission on 24.02.2020. The PIO is also directed to bring original record case to the Commission.

The PIO-DEO(SE) Sangrur is also directed to be present alongwith the relevant record.

To come up for further hearing on **24.02.2020 at 11.00 AM.**

Chandigarh
Dated: 04.12.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to :1. Sh.Krishan Kumar Jain,
President, S.A. Jain High School, Malerkotla

2. PIO- DEO(SE) Sangrur

3. Senior Superintendent of Police, Sangrur

**BAILABLE WARRANT OF PRODUCTION
BEFORE
SHRI KHUSHWANT SINGH
STATE INFORMATION COMMISSIONER, PUNJAB
AT CHANDIGARH**

In case:Smt.Renu Bala V/s Public Information Officer, President, S.A.Jain
High School, Malerkotla

APPEAL CASE NO. 1747 OF 2018

UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005

Next Date of Hearing :24.02.2020

To

**The Senior Superintendent of Police,
Sangrur.**

Whereas Sh.Krishan Kumar Jain- Public Information Officer, President, S.A.Jain High School, Malerkotla, who failed to appear before the State Information Commissioner, Punjab despite the issuance of notice/summon in the above mentioned appeal case, was issued a bailable warrant for his appearance before the Commission on 23.10.2019 but he did not appear. Therefore, you are hereby directed to serve this bailable warrant to Sh.Krishan Kumar Jain s/o Sh.Om Parkash Jain, the PIO- President, S.A.Jain High School, Malerkotla to appear before the undersigned at Red Cross Building, Near Rose Garden, Sector 16, Chandigarh on 24.02.2020 at 11.00 AM.

**Chandigarh
Dated:04.12.2019**

**Sd/-
(Khushwant Singh)
State Information Commissioner**



Sh Kulwant Rai, S/o Sh Ram Ji Dass,
R/o Vilalge Chatte Sekhwa,
Tehsil & Distt Sangrur.

... Appellant

Versus

Public Information Officer,
O/o IG, IRB, Ladda Kothi,
Distt Patiala.

First Appellate Authority,
O/o DGP, Armed Batalion,
Jalandhar Cantt.

...Respondent

Appeal Case No. 1826 of 2019

PRESENT: Sh.Sukhvinder Singh Kamboj, Advocate for the Appellant
Sh.Sarbvijay Singh, DSP for the Respodent

ORDER:

The case was last heard on 09.09.2019. The Commission received a reply from the PIO vide letter diary No.16679 on 30.08.2019 which was taken on the file of the Commission. The PIO had denied the information citing Punjab Govt notification dated 07.06.2016.

The counsel present on behalf of the appellant stated that the notification is applicable on that information which would prejudicially affect the sovereignty and integrity of India may not be disclosed, whereas the information sought is in public interest as the information would show that an employee who has not good antecedents and has been convicted in criminal cases, is working with the department which may further cause harm to sovereignty and integrity of the country. The case was adjourned.

Hearing dated 04.12.2019:

The PIO has denied the information citing section 24 of the RTI Act and the Punjab Government notification dated 07.06.2016 vide which it has been notified that the RTI Act shall not be applicable to 7 organizations including the Commando and IRB battalion.

Further since the appellant has not been able to establish any larger public interest, the Commission finds no merits in the appeal. I uphold the view of the PIO and dismiss the appeal.

The case is **disposed off and closed.**

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Umesh Kumar,
593, Sector-7, Panchkula.

... Appellant

Versus

Public Information Officer,
O/o GLADA.
Ludhiana.

First Appellate Authority,
O/o GLADA,
Ludhiana.

...Respondent

Appeal Case No. 1843 of 2019

PRESENT: Sh.Umesh Kumar as the Appellant
Sh.Santosh Kumar Bains, PIO for the Respondent

ORDER:

The case was last heard on **09.09.2019**. The appellant claimed that the PIO has not provided the complete information. The appellant further informed that he filed the RTI application with the office of PUDA which transferred it to GLADA Ludhiana. Thereafter, the office of GLADA asked him to submit ID proof vide letter dated 15.02.2019 and the same was sent to them on 16.02.2019. However, since the information was not provided, he filed first appeal on 22.03.2019 with the First Appellate Authority which took no decision. The appellant further informed that after filing second appeal in the Commission, the PIO provided information on points 1 & 3 and denied the information on points 4 & 5 vide letter dated 14.05.2019 stating that the information is in question form. The PIO vide letter dated 04.06.2019 again asked for to submit ID proof and further vide letter dated 26.06.2019 to appear personally.

The respondent was absent. The Commission observed that the PIO was misleading the RTI application and had denied the information without applying his mind. The Commission made it clear that even if the appellant has asked information in a question form but the information exists and is held by the PIO, it must be provided. The PIO was directed to relook at points 2,4 & 6 and provide the information to the appellant.

Hearing dated 04.12.2019:

The respondent present pleaded that the dealing clerk is on leave due to illness and the concerned file is not traceable. The respondent however, assured to provide the information within 10 days.

The case is adjourned. The PIO is directed to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days.

To come up for further hearing on **24.02.2020 at 11.00 AM.**

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh K.N.S Sodhi,
634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1862 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The case was last heard on 10.09.2019. The respondent pleaded that the was not specific and the appellant was asked to inspect the record by visiting their office and get the relevant information.

Having gone through the RTI application and the reasons provided by the PIO, the Commission was of the view that the appellant has asked for information in an ambiguous way and not specific. The respondent was directed to allow inspection of complete record to the appellant by fixing a mutually convenient date and time and provide the relevant information. The appellant was given one last opportunity to inspect the record and get the relevant information.

Hearing dated 04.12.2019:

At the last hearing, it was observed that the appellant had asked for information in an ambiguous way and not specific. However, the appellant was given an opportunity to inspect the record by visiting the office of PIO and get the relevant information. The PIO was directed to allow inspection of the record by fixing a mutually convenient date and time and provide the information.

Both the parties are absent without intimation to the Commission. The earlier order stands and will remain applicable for one month. The appellant is given one last opportunity to inspect the record and get the information.

With the above order, the case is **disposed off and closed.**

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Karamjeet Singh, S/o Sh Karnail Singh,
R/o Village Bardwal, Tehsil Dhuri,
Distt. Sangrur.

... Appellant

Versus

Public Information Officer,
O/o Addl, SE, PSPCL,
Distribution Division, Dhuri,
Distt. Sangrur.

First Appellate Authority,
O/o PSPCL,
Patiala.

...Respondent

Appeal Case No. 1995 of 2019

PRESENT: **Sh.Karamjit Singh as the Appellant**
 Sh.Vijay Kumar, AEE, Sub Division, PSPCL Dhuri for the Respondent

ORDER: The case was last heard on 21.10.2019. The respondent present pleaded that the information has been provided to the appellant vide letter dated 20.09.2018. The appellant was not satisfied and stated that despite order of the First Appellate Authority, the PIO has not provided the information. Having gone through the record and hearing both the parties, the following was concluded:

- | | | |
|--------------|---|---|
| Points-1 | - | Not to be provided |
| Point-2 & 3 | - | The respondent informed that the information relates to the office of Addl. SE(Operation),Nagar Central Division (Special), PSPCL Ludhiana and they had called for the information regarding points 2 & 3. The office of Addl. SE, Operation, however, informed that the information is not available in their office it being 32 years old. The PIO to transfer the RTI application to the office of SE, Operation, Central Deivision and ask them to file their reply on an affidavit alongwith the reasons for missing record regarding point-2. The PIO to bring record relating to charge sheet to the Commission on the next date of hearing. |
| Points-4 & 5 | - | Not to be provided. |

Hearing dated 04.12.2019:

The respondent present pleaded that as per information received from the office of Addl.SE(Operation), Nagar Central Division (Special) PSPCL Ludhiana, the information is not available in their record being 32 years old. The respondent has brought an affidavit of the PIO-Sr-Executive Engineer, City Central Division/Op(Spl) PSPCL Ludhiana in this regard and handed over to the appellant. The appellant has received the same.

Rest of the information stands provided. No further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated 04.12.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to: Addl. Supertending Engineer, Operation
Nagar Central Division, PSPCL, Ludhiana.



Sh. Sukhwinder Singh, S/o Sh Mewa Singh,
R/o Flat No-501, Block-A, New Generation Extension,
Dhakoli, Zirkapur.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Patiala.

First Appellate Authority,
O/o IGP,
Patiala.

...Respondent

Appeal Case No. 3395 of 2019

PRESENT: Sh.Virat Rana for the Appellant
Sh.Hakam Singh, ASI for the Respondent

ORDER:

The case was last heard on **13.11.2019**. The appellant through RTI application dated 24.05.2019 had sought information regarding police file relating to FIR No.40 dated 07.02.2010 registered in police station Tripri Town u/s 376 and other information concerning the office of SSP Patiala. The appellant was not provided the information after which the appellant file first appeal before the First Appellate Authority on 26.07.2019 which took no decision on the appeal.

The respondent present pleaded that the appellant has been declared proclaimed offender by Sh.Balwant Singh, PCS Principal Magistrate Juvenile Board Patiala on 07.06.2011 and the challan has been presented in the Court on 23.09.2011 and that the accused is yet to be arrested, the information cannot be provided. None appeared on behalf of the appellant.

The case has again come up for hearing today. The respondent present pleaded that since the accused has been declared proclaimed offender and they do not have file as the same has been presented in the court, the information cannot be provided.

The case is adjourned. To be adjudicated on the next date of hearing.

To come up for further hearing on **08.01.2020 at 11.00 AM.**

Chandigarh
Dated: 04.12.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner