

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Sh. Jagshir Singh 8195800345

9/20, Mansi Mullanpur,

District Ludhiana 141101

....Appellant

Vs

Public Information Officer

o/o Block Development and Panchayats Officer,

Ghal Khurd,

Ferozepur.

First Appellate Authority

o/o District Development and Panchayats Officer,

Ferozepur

Sh. Rajinder Kumar, Panchayat Secretary

-cum-Public Information Officer,

Gram Panchayat Khanpur, Block Ghalkhurd,

o/o Block Development and Panchayats Officer,

Ghal Khurd,

Ferozepur.

....Respondents

Appeal Case No. 3388 of 2020

(Video Conference Proceedings)

Present:- Sh. Jagshir Singh, appellant.

None on behalf of the respondents.

## ORDER

The RTI application is dated 17.6.2020 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 13.8.2020 and second appeal was filed in the Commission on 5.11.2020 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. Since, none is present on behalf of the respondents. Therefore, the case is adjourned with the directions to file the reply/supply the information before the next date of hearing.

3. To come up on 17.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur/cisco webex.

sd

Dated: 5.2.2021

(Suresh Arora)

Chief Information Commissioner,

Punjab.

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Sh. Surjit Singh s/o Sh. Baaz Singh

Village Noore Ke,

Tehsil Guruharsahai,

Ferozepur

....Appellant

Vs

Public Information Officer

o/o Block Development and Panchayats Officer,

Guruharsahai,

Ferozepur.

First Appellate Authority

o/o District Development and Panchayats Officer,

Ferozepur.

....Respondents

Appeal Case No. 3382 of 2020

(Video Conference Proceedings)

Present:- None on behalf of the appellant.

Sh. Vikas Kumar, Panchayat Secretary \_\_\_\_\_, 9501355977 on behalf of the respondents.

## ORDER

The RTI application is dated 27.7.2020 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 31.8.2020 and second appeal was filed in the Commission on 5.11.2020 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. A request has been received through whatsapp from the appellant that he is not able to attend the hearings due to death of his father-in-law. However, the representative of the respondents states that the complete information has already been sent to the appellant through registered post.

3. Accordingly, the case is adjourned with an advice to the appellant to point out deficiency on its receipt to the respondent-Public Information Officer with a copy to the Commission. He is also advised to inform the Commission within 10 days in case he does not receive the information sent by the respondent-Public Information Officer through registered post.

4. Also the respondent-Public Information Officer is directed to remove the deficiencies in case pointed out by the appellant before the next date of hearing.

5. To come up on 17.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur/cisco webex.

sd

Dated: 5.2.2021

(Suresh Arora)

Chief Information Commissioner,  
Punjab.

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Sh. Nikhil Sharaf Advocate 9872632670

H.No. 51-52, Kansal Enclave,

Near Kansal Village,

Mohali.

..Complainant

Vs

Public Information Officer

o/o Principal Secretary to Govt. of Punjab,

Department of Finance, Govt. of Punjab,

7<sup>th</sup> Floor,

Punjab Civil Secretariat-1,

Chandigarh.

Public Information Officer **(Registered)**

o/o Secretary,

Punjab Vidhan Sabha,

Punjab Civil Secretariat-1,

Chandigarh.

....Respondents

Complaint Case No. 844 of 2020

Present:- Sh. Nikhil Sharaf, Advocate complainant.

None on behalf of the respondents.

ORDER

The RTI application is dated 17.8.2020 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 9.11.2020 under Section 18 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 respondent-Public Information Officer vide which the RTI application of the complainant has been transferred to the Punjab Vidhan Sabha, Chandigarh.

3. Accordingly, the respondent-Public Information Officer o/o the Punjab Vidhan Sabha is directed to file the reply/supply the information to the complainant before the next date of hearing under intimation to the Commission. A copy of the RTI application is also sent with this order.

4. To come up on 18.3.2021 at 12.30 PM to be heard through Cisco Webex – 913 122 670.

sd

(Suresh Arora)

Dated: 5.2.2021

Chief Information Commissioner,  
Punjab.

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Sh. Pal Singh s/o Sh. Banta Singh,  
Village Nizampur, Tehsil Payal,  
Block Malaud,  
District Ludhiana

..Complainant

Vs

Public Information Officer (By name) **Registered**  
o/o Block Development and Panchayats Officer  
Block Malaud,  
District Ludhiana

....Respondents

Complaint Case No. 845 of 2020

(Video Conference/Cisco Webex Proceedings)

Present:- Sh. S.D. Goyal, Advocate on behalf of the appellant through Cisco Webex.  
9041983187

None on behalf of the respondents.

## ORDER

The RTI application is dated 11.8.2020 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 6.11.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the appellant states that no information has been provided by the respondents so far. He has also requested to impose penalty as per the provisions of the RTI Act, 2005 for non supply of sought information.

3. Accordingly, the case is adjourned with the directions that a last opportunity is given to file the reply/supply the information before the next date of hearing to the appellant with a copy to the Commission failing which the penalty provisions will be invoked.

4. To come up on 17.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Dated: 5.2.2021

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

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189

Sh. Gurwinder Singh 8725889076

r/o VPO Wazidpur, Tehsil Bassi Pathana,

Fatehgarh Sahib



....Appellant

Vs

Public Information Officer

o/o Block Development and Panchayats Officer,

Block Bassi Pathana,

Fatehgarh Sahib

First Appellate Authority

o/o District Development and Panchayats Officer,

Fatehgarh Sahib

....Respondents

Appeal Case No. 3405 of 2020

(Video Conference Proceedings)

Present:- Sh. Gurwinder Singh, appellant.

Sh. Rajinder Singh, Panchayat Secretary, on phone on behalf of the respondents 9855168234.

## ORDER

The RTI application is dated 27.7.2020 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 1.10.2020 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 message has been received from the respondent-Public Information Officer Sh. Rajinder Singh, Panchayat Secretary that he is unable to attend the hearing today through video conference but assured that the complete information will be supplied to the appellant before the next date of hearing as the same is ready to be transmitted.

3. Accordingly, the respondent-Public Information Officer is directed to supply the complete information to the appellant as has been assured. Also the appellant is advised to point out deficiency, if any, to the respondent-Public Information Officer on its receipt. In addition, the respondent-Public Information Officer is also directed to remove the deficiency if pointed out by the appellant before the next date of hearing.

4. To come up on 17.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fatehgarh Sahib/cisco webex.

Sd/

(Suresh Arora)

Dated: 5.2.2021

Chief Information Commissioner,  
Punjab.

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Sh. Kuldip Singh, 84274 60800

r/o H.No. 271, 1<sup>st</sup> Floor,

Sector 78, SAS Nagar Mohali

....Appellant

Vs

Public Information Officer

o/o Superintendent, PCS branch,

Punjab Civil Secretariat-1,

Chandigarh.

First Appellate Authority

o/o Under Secretary, Personnel, Deptt.,

PCS Branch,

Punjab Civil Secretariat-1,

Chandigarh.

....Respondents

Appeal Case No. 1757 of 2020

Present:- None on behalf of the appellant.

Sh. Pardeep Kumar, Sr. Asstt. in person, on behalf of the respondents, in person.

## ORDER

This order may be read with reference to the previous order dated 5.1.2021.

2. The representative of the respondents submitted the reply vide No. 149 dated 4.2.2021 to the appellant with a copy to the Commission and the relevant portion of the letter is reproduced below:-

”...ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਤੀਜੀ ਧਿਰ ਨਾਲ ਸਬੰਧਤ ਹੋਣ ਕਰਕੇ ਸਬੰਧਤ ਪੀ.ਸੀ.ਐਸ. (ਕਾ.ਸ) ਅਧਿਕਾਰੀਆਂ ਨੂੰ ਸਰਕਾਰ ਦੇ ਪੱਤਰ ਮਿਤੀ 15.12.2020 ਅਤੇ ਪੱਤਰ ਮਿਤੀ 4.1.2021 ਰਾਹੀਂ ਆਰ.ਟੀ.ਆਈ.ਐਟ 2005 ਤਹਿਤ ਸੂਚਨਾ ਮੁਹੱਈਆ ਕਰਵਾਉਣ ਲਈ ਆਪਦੀ ਸਹਿਮਤੀ ਸਰਕਾਰ ਨੂੰ ਭੇਜਣ ਲਈ ਲਿਖਿਆ ਗਿਆ ਸੀ। ਇਨ੍ਹਾਂ ਵਿੱਚੋਂ ਜਿਨ੍ਹਾਂ ਅਧਿਕਾਰੀਆਂ ਦਾ ਜਵਾਬ ਪ੍ਰਾਪਤ ਹੋਇਆ ਹੈ, ਉਨ੍ਹਾਂ ਵੱਲੋਂ ਉਕਤ ਸੂਚਨਾ ਮੁਹੱਈਆ ਕਰਵਾਉਣ ਸਬੰਧੀ ਅਸਹਿਮਤੀ ਪ੍ਰਗਟਾਈ ਹੈ ਅਤੇ ਜਿਨ੍ਹਾਂ ਪੀ.ਸੀ.ਐਸ.(ਕਾ.ਸ) ਅਧਿਕਾਰੀਆਂ ਵੱਲੋਂ ਕੋਈ ਜਵਾਬ ਪ੍ਰਾਪਤ ਨਹੀਂ ਹੋਇਆ ਹੈ, ਉਨ੍ਹਾਂ ਵਿਰੁੱਧ ਐਨ.ਆਰ.ਸੀ./ਏ.ਸੀ.ਆਰ. ਸਬੰਧੀ ਕੋਈ ਸ਼ਿਕਾਇਤ ਪ੍ਰਾਪਤ ਨਹੀਂ ਹੋਈ ਹੈ। ਇਸ ਲਈ ਆਪ ਨੂੰ ਸੂਚਨਾ ਮੁਹੱਈਆ ਕਰਵਾਈ ਜਾਣੀ ਸੰਭਵ ਨਹੀਂ ਹੈ।”

The same has been reiterated by the representative of the respondents during the hearing.

3. The mandate of RTI Act, 2005 is to provide for setting out the practical regime for citizens to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority.

4. It is pertinent to mention that Section 11 of the RTI Act, 2005 is a procedure whereas Section 8 of the RTI Act, 2005 deals with the exemptions. It is mandatory for the respondent authority to adopt the procedure under Section 11 of the RTI Act, 2005 in case the information relates to 3<sup>rd</sup> party but after getting the response from the 3<sup>rd</sup> party the respondent authority has to decide whether the information still required to be given being in larger public interest.

5. Keeping in view the above and the record available on the case file and submissions

Contd..P/2

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



*Appeal Case No. 1757 of 2020*

-2-

made by the party, it has transpired that the sought remaining information does not fall under the category of exemptions provided under Section 8 of the RTI Act, 2005. Therefore, the respondent-Public Information Officer is directed to supply the remaining information to the appellant before the next date of hearing, in the larger public interest so as to fulfil the mandate of the RTI Act, 2005 i.e. to bring transparency in the functioning of the Govt.

(i) Regarding Point No. 1(i), 1(ii) & 1(iii) of the RTI application No Report Certificate pertaining to the 5 candidates selected in the year 2018 from the A2 register from their service record since 2010 and supply the copy of complaint(s) along with the noting, if so received up to three months from the date of selection of the candidates.

(ii) Regarding Point No. 6 & 7 of the RTI application –To provide the copies of complaints, along with its noting, received regarding No Report Certificate/A.C.R. of the 25 candidates selected during the year 2015-2016 from A2 Register up to three months from the date of selection.

7. To come up on 24.3.2021 at 12.30 PM to be heard through Cisco Webex 913122670.

Sd/

Dated: 5.2.2021

(Suresh Arora)

Chief Information Commissioner,  
Punjab.

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Sh. Navneet Kumar s/o Sh. Parshotam Dass, **Registered**  
Village Shama Khanke,  
PO Behak Khas,  
Tehsil & Distt. Fazilka 152 123

....Appellant

Vs

Public Information Officer **(by name)Registered**  
o/o Block Development and Panchayats Officer,  
Block Khuiya Server,  
Distt Fazilka

First Appellate Authority  
o/o District Development and Panchayats Officer  
Fazilka.

Public Information Officer-cum-**(by name) Registered**  
Panchayat Secretary  
o/o Block Development and Panchayats Officer,  
Block Khuiya Server, Fazilka

Public Information Officer **(by name)Registered**  
o/o the Executive Engineer,  
Water Supply and Sanitation Division,  
Abohar

....Respondents

Appeal Case No. 2187 of 2020  
(Video Conference Proceedings)

Present:- Sh. Gurdeep Singh, appellant.  
Sh. Gian Singh, Panchayat Secretary 9914400517 9530661000 on behalf of  
the respondents.

## ORDER

This order may be read with reference to the previous order dated 4.1.2021.

2. The representative of the respondents states that he has deposited the compensation amounting to Rs.10,000/- to the appellant's account from his own pocket. Furthermore he states that the payment has been made from his own pocket because no budget is available in the office and even the staff has not been paid salaries from the last two months and will take the refund as and when the budget will be available. The representative of the respondents also states that amount i.e. Rs.1890/- taken as excess fee has also been refunded to the appellant with which the appellant agreed to. With regard to the remaining information i.e. utilization certificate the respondent-Public Information Officer has placed on record as follows:-

”ਸਿਰਫ ਯੂ.ਸੀ. ਦੀ ਕਾਪੀ ਦੇਣੀ ਬਾਕੀ ਹੈ, ਜੋ ਕਿ ਉਸ ਨੂੰ ਰਿਕਾਰਡ ਵਿੱਚ ਨਹੀਂ ਮਿਲੀ”

Also with regard to the information pertaining to the flushes, the respondent-Public Information Officer states that the RTI application of the appellant has been transferred under Section 6(3) of the RTI Act, 2005 to the Public Information Officer o/o the Executive Engineer, Water Supply and Sanitation Division, Abohar.

Contd..P/2



# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189



Appeal Case No. 2187 of 2020

-2-

3. Accordingly, the Public Information Officer o/o the Executive Engineer, Water Supply and Sanitation Division, Abohar is directed to file the reply/supply the information before the next date of hearing to the appellant. A copy of the RTI application is **sent** with this order.

4. As far as the amount of compensation paid by the respondent-Public Information Officer from his own pocket that has to be paid to the appellant from the State Exchequer in shape of a bank draft, therefore, the respondent-Public Information Officer-cum-Panchayat Secretary o/o the Block Development and Panchayats Officer, Khuhian Server is directed to pay the compensation amount to the appellant after drawing the same from the State Exchequer and the appellant is liable to refund the amount which has been deposited by the respondent-Public Information Officer-cum-Panchayat Secretary in cash.

5. 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, Fazilka/Cisco Webex 913122670.

Dated: 5.2.2021

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

Sh. Manpreet Singh Chhatwal, IAS  
Director,  
Rural Development & Panchayat Deptt., Pb.  
Vikas Bhawan, Sector 62, Mohali

**Registered**

# **PUNJAB STATE INFORMATION COMMISSION**

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in) Visit us: [www.infocommpunjab.com](http://www.infocommpunjab.com)

Whatsapp No. 6284820189

