

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

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Sh. Baljeet Singh,  
Civil Engineer- RTI Activist,  
64-H, B.R.S. Nagar,  
Distt.- Ludhiana.

.....Appellant  
**Vs**

Public Information Officer,  
O/o Deputy Commissioner,  
Mini Secretariat, Ludhiana.

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

PIO/Personnel Department,  
Government of Punjab, 6<sup>th</sup> Floor,  
Punjab Civil Secretariat-1, Chandigarh.

.....Respondents

## **Appeal Case No. 3261 of 2019**

Present:- Shri Baljeet Singh, appellant, in person.

Shri Gagandeep Singh, Clerk, on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 7.10.2019 vide which the respondents were directed to send information concerning point at Sr. No.2 of the RTI application.

2. The appellant states that in compliance to the previous order dated 7.10.2019, the respondents have not sent any information concerning point at Sr. No.2 of his RTI application.

3. The representative of the respondents states that they have sent reply concerning point at Sr. No.2 with an affidavit of Shri Harpreet Singh, Superintendent Grade-1-cum-PIO that information is not available in their record.

Contd.....p/2

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4. After reconsidering the information regarding point at Sr. No.1 of his RTI application (Copy enclosed), this point is transferred to Personnel Department, Punjab Civil Secretariat, Chandigarh for supplying the information to the appellant before the next date of hearing.

5. To come up on 19.11.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 05.11.2019

Sd/-  
( **Suresh Arora**)  
Chief Information Commissioner  
Punjab

DA: Application for seeking information.

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Sh. Gurdeep Singh Kahlon,  
S/o Sh. Boorh Singh,  
R/o H No. 947 HIG,  
Jamalpur Colony,  
District- Ludhiana.

.....Complainant

**Vs**

Public Information Officer,  
O/o Punjab Vidhan Sabha,  
Sector- 1,  
Chandigarh.

.....Respondent

## **Complaint Case No. 889 of 2019 and Complaint case No.890/2019**

Present:- Shri Gurdeep Singh Kahlon, complainant, at Chandigarh.  
Shri Surinder Pal, Joint Secretary-cum-PIO on behalf of the respondents.

### ORDER

The RTI application is dated 28.09.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 11.10.2019 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. In the above mentioned cases, the complainant and the respondent-PIO are the same. Hence, both the cases are clubbed and heard together.

2. The complainant states that no information has been supplied by the respondent-PIO till date.

3. The respondent-PIO states that they asked the complainant to deposit a sum of Rs.30/- being fee under the provisions of the RTI Act, 2005 for supply of information vide their letter dated 17.10.2019. The information-seeker has not deposited the requisite fee till date so no information has been supplied to him. He further states

Contd.....p/2

**Complaint Case No. 889 of 2019 and Complaint case No.890/2019**

-2-

that he has brought the information to be supplied to the complainant, if he pays the requisite fee.

4. After hearing the parties and going through the record available on the case file, it is ascertained that the complainant has not paid the requisite fee under the provisions of the RTI Act, 2005. The information-seeker is advised to pay Rs.30/- and get the requisite information. The information-seeker deposited the requisite fee of Rs.30/- with the respondent-PIO. After deposit of Rs.30/-, the respondent-PIO hands over the information during the hearing. After perusing the information, the complainant states that he is satisfied with the information supplied to him and he does not want to pursue the matter any further. He further requests that the instant case may be closed. In view of the statement of the complainant, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated: 05.11.2019.

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

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Sh. Kulwant Singh, S/o Sh. Pritam Singh,  
R/o V.P.O - Pohir  
Tehsil & District- Ludhiana. 141204

.....Complainant

**Vs**

Public Information Officer,  
O/o Director, Rural Development & Panchayat, Punjab,  
Vikas Bhawan, Sector- 62,  
S.A.S. Nagar.

.....Respondent

## **Complaint Case .No. 875 of 2019**

(Video Conference Proceedings.)

Present:- Shri Kulwant Singh, complainant.

Shri Gurinder Pal Singh, Panchayat Secretary alongwith Ms. Kanta,  
Senior Assistant o/o Director Rural Development & Panchayat Punjab,  
Mohali at Chandigarh.

### **ORDER**

The RTI application is dated 22.08.2019 vide which the appellant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 30.09.2019 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 complainant states that he has not received any action taken report on his complaint dated 8.7.2019. The representatives of the respondent-PIO state that inquiry was got conducted on the complaint dated 8.7.2019 of the complainant and inquiry report was sent to the Headquarter for finalizing the same on 13.8.2019. They further states that they have sent copies of inquiry report vide their letter dated 25.9.2019. The complainant states that he has not received the same.

4. The respondents are directed to supply action taken report on complainant's application dated 8.7.2019 as early as possible.

5. To come up on 20.11.2019 at 03.30 P.M.

Dated: 05.11.2019.

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

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Sh. Surinder Singh,  
S/o Late Sh. Hardass Singh,  
R/o Village- Bhagwantpur,  
P.O- Singh Bhagwantpur,  
Tehsil & District- Roopnagar. 140108

.....Complainant

**Vs**

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Roopnagar, District- Roopnagar.

.....Respondent

**Complaint Case No. 891/2019 and Complaint Case No.892/2019**

Present:- Shri Surinder Singh, complainant, in person.

Shri Sikandar Singh, Panchayat Secretary-cum-PIO on behalf of the  
respondent.

## ORDER

The RTI application is dated 20.08.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 04.10.2019 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. In the above mentioned cases, the complainant and the respondent-PIO are the same. Hence, both the cases are clubbed and heard together.

3. The respondent-PIO states that he has supplied complete information to the complainant as per its availability in the record of Gram Panchayat. On this, the complainant states that he has received copies of cash book and proceedings book but no copy of stock register has been supplied to him. The respondent-PIO states that Gram Panchayat has no stock register.

4. After hearing the parties and going through the record available on the case file, it is ascertained that this matter can be sorted out, if the complainant inspect the record and get the copies of the documents after identification. The respondent-PIO is directed to get the record inspected from the complainant and supply attested copies of the documents on identification, on the spot. If any record is not available, the respondent-PIO is directed to give in writing that such record is not available in the record except which have been supplied to him.

5. To come up on 29.11.2019 at 11.00 A.M. at Chandigarh.

Dated: 05.11.2019.

Sd/-

(Suresh Arora),  
Chief Information Commissioner,  
Punjab.

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Sh. Baljit Singh,  
S/o Late Sh. Kehar Singh,  
R/o Village- Bhagwantpur,  
P.O- Singh Bhagwantpur,  
Tehsil & District- Roopnagar. 140108

.....Complainant

**Vs**

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Roopnagar,  
District- Roopnagar.

.....Respondent

## **Complaint Case No. 902 of 2019**

Present:- Shri Baljit Singh, complainant, in person.

Shri Sikandar Singh, Panchayat Secretary-cum-PIO on behalf of the respondent.

### **ORDER**

The RTI application is dated 22.08.2019 vide which the appellant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 30.09.2019 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 representative of the respondent states that complete information has been provided to the complainant. On this, the complainant states that copies of the bills have not been provided to him till date.

3. The respondent-PIO is directed to get the record inspected and supply attested copies of the documents after identification on the spot. He is further directed to give in writing that no record is available except which has been supplied to him.

4. To come up on 29.11.2019 at 11.00 A.M.

Dated: 05.11.2019.

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

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Sh. Ram Chand,  
S/o Sh. Labh Chand,  
Vill: Sawah Wala, Block Guruharsahai,  
Tehsil: Jalalabad,  
Distt: Fazilika.

.....Complainant

**Vs**

Public Information Officer,  
Panchayat Secretary, Gram Panchayat,  
Sawah Wala, Block Guruharsahai,  
Tehsil: Jalalabad,  
Distt: Fazilika.

.....Respondent

## **Complaint Case No. 612 of 2016**

(Video Conference Proceeding)

Present:- Shri Ram Chand, complainant.

Shri Sukhdeep Singh, Panchayat Secretary-PIO on behalf of the  
respondent.

### **ORDER**

This order may be read with reference to the previous order dated 03.10.2019. The complainant said on the previous date of hearing that Shri Arvind Kumar, Panchayat Secretary is the PIO, so he was impleaded as a necessary party with the direction to supply the information and show cause notice was issued for imposition of penalty under Section 20 of the RTI Act, 2005.

2. Today, Shri Sukhdeep Singh, Panchayat Secretary appeared on behalf of the respondent-PIO, who states that there is no person working as Panchayat Secretary namely Shri Arvind Kumar in this block. He further states that Shri Daljit Singh, Panchayat Secretary was his predecessor, who has not handed over the record of the Panchayat till today and now he is posted as Panchayat Secretary at Ghall Khurd, District Ferozepur. The BDPO, Guru Har Sahai has written to the District Development and Panchayats Officer, Fazilika and Deputy Commissioner, Fazilika for taking necessary action regarding handing over the record to Shri Sukhdeep Singh, the present Panchayat Secretary. But no action seems to be taken by the higher authorities for handing over the record to him.

3. The Deputy Commissioner, Fazilika is directed to ensure that the record is given to the present Panchayat Secretary by Shri Daljit Singh, former Panchayat

Contd.....p/2



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Secretary (M. No.94173-60094) for handing over the record to the present Panchayat Secretary-Shri Sukhdeep Singh as early as possible. The Deputy Commissioner, Ferozepur may further consider taking appropriate action as per department rules against former Panchayat Secretary-Shri Daljit Singh, for not handing over to the present Panchayat Secretary. On receipt of the record from former Panchayat Secretary, Shri Sukhdeep Singh, the present Panchayat Secretary is directed to supply the information from 2014 to 2019.

4. To come up on 19.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilika.

Dated: 05.11.2019.

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

CC

**Regd.**

The Deputy Commissioner,  
Fazilika. (By name)

for information and necessary action.

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Sh. Ram Singh,  
S/o Sh. Amar Singh,  
Vill: Khanwala, P.O: Karni Khera,  
Tehsil & Distt: Fazilka.

.....Appellant  
**Vs**

Public Information Officer,  
Block Development and Panchayat Officer,  
Distt: Fazilka.

First Appellate Authority,  
Block Development and Panchayat Officer,  
Distt: Fazilka.

Shri Sandeep Kumar  
Assistant Programme Officer (Narega)  
c/o Block Development and Panchayats Officer, Fazilika.....Respondents

## **Appeal Case No. 2568 of 2019**

(Video Conference Proceeding)

Present:- Shri Ram Singh, appellant.

Shri Sandeep Kumar, Assistant Programme Officer, on behalf of the respondents.

### ORDER

This order may be read with reference to the previous orders dated 06.09.2019 and 3.10.2019 vide which Shri Sandeep Kumar, Assistant Programme Officer o/o BDPO, Fazilika was impleaded as a necessary party with the direction to supply the information to the appellant. Show cause notice was also given to Shri Sandeep Kumar, APO for imposition of penalty under Section 20 of the RTI Act, 2005.

2. The representative of the respondents appearing during the hearing states that complete information regarding Gram Panchayat had been given by Shri Sawaran Kumar, Panchayat Secretary. He has handed over information concerning NAREGA consisting of 52 pages to the appellant. He further states that complete information has been provided concerning NAREGA and nothing has been kept pending, which could be provided to him as per his RTI application. Regarding his absence on the previous

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date of hearing, he feels sorry as he has not received any information regarding appearance or show cause notice. Taking lenient view, show cause notice issued to him is dropped with the direction to be more cautious while dealing with the RTI applications in future.

3. The appellant states that he has not been provided with complete information. The appellant is advised to go through the information provided to him and revert back to the public authority in case of deficiency with a copy to the Commission. He is further advised to visit the office of the respondents on 14.11.2019 at 11.00 A.M. for inspecting the requisite record and get copies of the documents after identification. The respondents are directed to allow inspection of the concerned record and give attested photocopies of the documents on his identification.

4. To come up on 19.11.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilika.

Dated: 05.11.2019.

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

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Sh. Gurpreet Singh,  
S/o Sh. Darshan Singh,  
VPO: Lapran, Tehsil: Payal,  
Distt: Ludhiana-141421.

..... Complainant  
**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Lakkar Mandi, Doraha,  
Distt: Ludhiana.

PIO/Sub Divisional Officer,  
Doraha, District Ludhiana.

..... Respondents.

## **Complaint Case No. 771 of 2019** (Video Conference Proceeding)

Present:- None on behalf of the complainant.

Ms. Navdeep Kaur, Block Development and Panchayats Officer, Doraha-  
cum- PIO on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 3.10.2019 vide which Ms. Navdeep Kaur, Block Development and Panchayats Officer, Doraha was given show cause notice why penalty should not be imposed on her for not supplying the information within stipulated period and for her absence during the hearing held through video conference facility. She was further directed to file her written explanation before the next date of hearing when she might also avail the opportunity of personal hearing.

2. The complainant is absent but he has sent an e-mail stating that he has been provided information concerning point at Sr. No.7 of his application for seeking information under the provision of RTI Act, 2005. He further states that information regarding points at Sr. No. 1 to 6, no information has been provided but the respondent-PIO stated that this information is not available in her office but no name of the office has been mentioned from where he can get the same.

Contd.....p/2

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3. The respondent-PIO states that information regarding point at Sr. No.7 has been provided. Information concerning points at Sr. No.1 to 6 relates to Shri Sandeep Singh Mangat, (M.No.70479-00005) Sub Divisional Officer, Irrigation Department, Doraha, who is the custodian of the record because NAREGA's work was executed by him. Regarding show cause notice issued to her by the Commission, she states that she has deputed some official for attending the proceedings but he/she failed to appear before the Commission through Video Conference Facility.

4. The respondent-PIO is directed to seek explanation of the employee, who was deputed to attend the proceedings through Video Conference Facility and send it to the Commission. Taking lenient view, show cause notice issued to her is withdrawn with the direction to be more cautious while dealing with the RTI applications in future. She is further directed to transfer the application of the appellant for supplying information concerning points at Sr. No. 1 to 6 to the concerned Sub Divisional Officer, Irrigation Department, Doraha, district Ludhiana for taking appropriate action on the application of the complainant. Sub Divisional Officer, Doraha, district Ludhiana is made necessary party in this case with the direction to take appropriate action on the application for seeking information under the provisions of the RTI Act, 2005 and send him the specific reply before the next date of hearing. Block Development and Panchayats Officer, Doraha is exempted from future appearance in this case.

5. To come up on 19.11.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 05.11.2019.

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

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Sh. Gurdeep Singh Dhingi,  
S/o Sh. Harnam Singh,  
#390, Block-1,  
Dharmapura Mohalla, Dhuri,  
Distt: Sangrur.

.....Appellant  
**Vs**

Public Information Officer,  
Divisional Forest Officer,  
District: Ludhiana.

First Appellate Authority,  
Conservator of Forests, South Circle,  
District: Patiala.

.....Respondents

## **Appeal Case No. 2875 of 2019**

(Video Conference Proceeding)

Present:- None on behalf of the appellant.

Shri Ranjit Singh, Clerk, on behalf of the respondents.

## ORDER

This order may be read with reference to the previous order dated 4.10.2019 vide which the appellant was advised to visit the office of the respondents on 09.10.2019 to inspect the record and the respondents were directed to supply the information after identification of the documents on the spot.

2. The appellant is absent without intimation.

3. In response to the previous order dated 4.10.2019, the representative of the respondents states that the appellant did not visit their office for inspection on 9.10.2019 at 11.00 A.M. The appellant stated on the previous date of hearing that he will be satisfied, if he is provided information regarding point at Sr. No.6. The representative of the respondents further states that respondents have sent information concerning point at Sr. No.6 of RTI application of the appellant vide their letter dated 16.10.2019, which might have been received by him. After the receipt of the information, the appellant has not reverted back to respondents regarding any deficiency in the information, so supplied to him. He further states that his absence and silence shows that the appellant is satisfied with the information and the instant case be disposed of and closed.

Contd.....p/2

-2-

4. In view of the statement of the representative of the respondents and after perusing the record available on the case file, it is revealed that information concerning point 6 of the application for seeking information has been provided to the appellant and no communication has been received from the appellant regarding any deficiency. The appellant is absent today without intimation. From this, it appears that the appellant is satisfied with the information supplied to him. Hence, the instant case is disposed of and closed. Copies of the order be sent to the parties.

Dated: 05.11.2019.

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

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Shri Kulwinder Singh  
s/o Shri Bhag Singh  
r/o Village Patti Sadik,  
Tehsil Abohar, Distt. Fazilika.

.....Appellant.

Vs.

Public Information Officer  
o/o Block Development and Panchayats Officer,  
Abohar district Fazilika.

FAA-District Development and Panchayats Officer,  
Fazilika.

.....Respondents.

## **Appeal Case No.2917/2019 and Appeal Case No. 2918/2019**

Present:- Shri Kulwinder Singh, appellant, in person.  
None on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 09.10.2019 vide which show cause notice was issued to Shri Satpal, Panchayat Secretary o/o Block Development and Panchayats Officer, Abohar for imposition of penalty and absence. He was further directed to bring original record for the perusal of the Commission on the next date of hearing.

2. None is present on behalf of the respondents but a letter dated 4.11.2019 has been received from BDPO, Abohar stating that Shri Sat Pal, Panchayat Secretary-cum-PIO is on medical leave from 25.10.2019 to 10.11.2019, so he requests that the case may adjourned after 10.11.2019.

3. The appellant states that partial information has been provided to him. He has placed a copy of deficiencies in the information so provided to him.

4. A photocopy of the deficiencies placed on the record of the case file by the appellant is sent to the respondents for removal. On receipt of the deficiencies in the information, the respondent-PIO is directed to remove the same, as early as possible, if the information is not available, then the PIO is directed to give in writing that the same is not available in their record. If Shri Sat Pal, Panchayats Secretary, remains sick and requests for extension of medical leave, in that case, since the information is delayed for too long, Block Development and Panchayats Officer, Abohar-cum-PIO will be responsible for removing the deficiencies before the next date of hearing.

5. To come up on 29.11.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the Deputy Commissioner, Fazilika.

Dated: 05.11.2019.

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



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Sh. Rajesh Jain,  
S/o Sh. Vasdev Jain,  
Ward No. 7, Balachaur,  
Distt: Shahid Bhagat Singh Nagar.

.....Appellant

**Vs**

Public Information Officer,  
Assistant, District Transport Officer,  
District: Nawanshaher.

First Appellate Authority,  
Deputy Commissioner,  
District: Shahid Bhagat Singh Nagar. ....Respondents

## **Appeal Case No. 2913 of 2019** **(Through Video Conference Facility)**

Present:- Shri Rajesh Jain, appellant.

Shri Kuldeep Singh, Steno, on behalf of the respondents at Chandigarh.

### **ORDER**

This order may be read with reference to the previous order dated 10.10.2019 vide which the respondents were directed to pass speaking order or supply information to the appellant after taking objections of third parties under the provisions of the RTI Act, 2005 before the next date of hearing with a copy to the Commission.

2. The appellant states that no information has been provided to him. He further states that he has sought the same in public interest as the companies whose information has been sought are not authorised dealers by the manufacturing firms but they are selling new vehicles. Hence, they are evading taxes like GST etc.

3. The representative of the respondents has given in writing that the information asked for by the appellant relates to third party. As per the previous order of

Contd.....p/2

**-2-**

the Commission, they have asked three companies for filing their objections under Section 11 of the RTI Act, 2005 whether their information is to be supplied or not to the appellant. It is further mentioned that two out of three companies have requested for not supplying their information being their internal matter. However, the appellant states that authorisation of these companies being representing the manufacturer may not be genuine. The respondents are directed to supply appropriate reply whether these firms are duly authorised for on line registration as mentioned in RTI application of the appellant or not.

4. To come up on 18.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, SBS Nagar.

Dated : 05.11.2019

Sd/-  
( **Suresh Arora**)  
Chief Information Commissioner  
Punjab