

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

Email: psic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Gurdeep Singh
S/o Sh. Charan Singh
Sultanwind Road, Amritsar
(M-98150-27043)

.....Appellant

Versus

Public Information Officer
O/o President, Chief Khalsa
Diwan Charitable Society,
G.T.Road, Near Rego Bridge,
Amritsar, District Amritsar.

2nd Address:

Public Information Officer
O/o Dr.Santokh Singh,President,
Chief Khalsa Diwan Charitable Society,
Hide Market, Amritsar, District Amritsar.

First Appellate Authority
O/o Executive Committee,
Chief Khalsa Diwan Charitable Society,
G.T.Road, Near Rego Bridge,
Amritsar, District Amritsar.

...Respondents

Appeal Case No.3204/2018

Present: Shri Gurdeep Singh, Appellant is absent.
Shri Manish Prabhakar, Advocate on behalf of the PIO/Respondent.

ORDER:

The case was last heard on 10.12.2018. Shri Gurdeep Singh, Appellant was present, but no body was present on behalf of the PIO/Respondent.

On the last date, on going through the file, it was observed that the notices could not be served to the respondents and the same had been returned back by the postal authorities. As such, to ensure the delivery of orders to the PIO/Respondents, the orders were again sent on another address of the PIO/Respondents.

Today, the Appellant Shri Gurdeep Singh is absent. But he has sent a letter dated 05.04.2018 by e-mail that due to some health problem, he is unable to attend the Court.

...1/2

Appeal Case No.3204/2018

Today, Shri Manish Prabhakar, Advocate has come present on behalf of the PIO/Respondent in pursuance of the orders of this Court. He produces his power of attorney and an Affidavit sworn by Shri Harminder Singh S/o S. Mangal Singh, Additional Honourary Secretary, Chief Khalsa Diwan, Charitable Society, Amritsar. It has been categorically stated in the affidavit that there is no member of SGPC or Govt. in the management of Chief Khalsa Diwan Charitable Society and there is no control of Govt. as well as SGPC over this Society. It has also been stated that the Adarsh Schools have only been entrusted by the Govt. for running but are not owned by the said Society nor any income is coming from the Adarsh Schools. The Society is also not getting any grant from the Govt. to run these schools. The same is taken on record.

PIO/Respondent is directed to send copy of Affidavit by registered post to the Appellant. The appellant is given last opportunity to put forth his version in this regard.

The case is adjourned to the next date of hearing.

Both the parties to come present on **02.04.2019 at 11.00 AM.**

Copies of orders be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commission
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Ms. Sukhwinder Kaur

D/o Shri Mewa Singh

11, Street No.9, Prem Nagar,

Patiala (M-8556001151).

...Appellant

Versus

Public Information Officer

O/o Thapar Polytechnic College,

Patiala.

First Appellate Authority

O/o The Principal

Thapar Polytechnic College,

Patiala.

...Respondents

Appeal Case No.3391 of 2018

Present: The Appellant Mrs. Sukhwinder Kaur is present.
Dr. Ankush Kansal, Principal, PIO/Respondent

ORDER

The case was last heard on 01.01.2019. The Appellant Mrs. Sukhwinder Kaur had come present. She had stated that she was satisfied with the information on Point No.1,3,4, 6,7, 9 & 10 but was not satisfied with information relating to Point No.2, 5 & 8 of the RTI application.

On the last date, Dr. Ankush Kansal, PIO/Respondent had appeared and had stated that the information had already been supplied to the Appellant. He had further stated that HOD is an Engineering Post and that the Appellant, being a Lecturer in Fine Arts (i.e. Non-technical post), cannot be appointed as HOD as she does not belong to the concerned appropriate branch of Technology. Regarding Point No.5, he had stated that they cannot provide the information being third party. Further, regarding Point No.8, he had stated that no seniority list of Lecturers had been prepared whereas, as per Rules, the Lecturer can be promoted as HOD after rendering 10 years' service.

After discussing with the parties, the PIO/Respondent was directed to supply requisite information relating to Points No.2, 5, & 8 and if this information is not available, PIO was directed to clarify the facts in writing.

Today, Dr. Ankush Kansal, PIO/Respondent comes present and submits point-wise Reply dated 04.02.2019 to Points No.2, 5 & 8 of the RTI Application, to the Court and also hands over copy of the same to the Appellant. **On the asking of the Court, the Appellant expresses her satisfaction on the information supplied and also gives in writing to this effect.**

In view of this, the appeal is disposed of and the case is closed.

Dated:06.02.2019

**Sd/-
(Sanjiv Garg)
State Information Commission,
Punjab**

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Ms. Kulwant Kaur,
D/o Shri Anup Singh,
172, NAC, Manimajra.
M : 9464313688

.....Appellant

V/s.

Public Information Officer,
O/o Sr. Superintendent of Police,
Ferozepur.

Public Information Officer,
O/o Sr. Superintendent of Police,
Fazilka

First Appellate Authority,
O/o Deputy Inspector General of Police,
Ferozepur Range, Ferozepur

..... Respondents

Appeal Case No. 1344 of 2018

Present: The Appellant, Ms. Kulwant Kaur is present.
Sh. Dalip Singh, ASI, O/o SSP Fazilka and
Sh.Jaspal Singh, ASI, O/o SSP Ferozepur are present
on behalf of the Respondents/PIO.

ORDER

This case was last heard on 05.12.2018. The Appellant, Ms. Kulwant Kaur had come present on the last date. On behalf of PIO/Respondent, O/o SSP Fazilka, Shri Dalip Singh, ASI had come present and had brought with him the relevant record.

After discussing with both the parties, the appellant was advised to go through the record and identify as to which of the information was required by her. Accordingly, the Appellant had gone through the record and on identifying some documents by her, ASI Dalip Singh had handed over to her photocopies of 21 pages, a copy of which was also taken on record. The Appellant was advised to point out deficiencies in the information supplied and also to point out the documents which have not been provided to her as yet.

On the request of ASI Dalip Singh, the representative of PIO/Respondent, PIO O/o SSP Ferozepur were called on the next date of hearing i.e. today, as earlier the Police Station was under jurisdiction of Ferozepur Distt., alongwith the relevant record. PIO/ Respondent, O/o SSP Fazilka was also directed to provide information after removing the deficiencies pointed out by the Appellant by registered post. PIO/Respondent SSP Fazilka was also directed to file an affidavit if the relevant information is not available with them.

Appeal Case No. 1344 of 2018

Today, ASI Dalip Singh, representative of PIO/Respondent, O/o SSP Fazilka and Sh.Jaspal Singh, representative of PIO/Respondent, O/o SSP Ferozepur come present. Shri Jaspal Singh, representative of SSP Ferozepur hands over a copy of letter dated 05.02.2019, with which, letter dated 16.08.2018 and letter dated 18.01.2019 are enclosed showing that the RTI Application had been transferred to the SSP Fazilka on account of the fact that the concerned Police Station Amir Khas stands now under the jurisdiction of District Fazilka. An affidavit of Superintendent of Police (Invest.) has also been enclosed with this letter to the effect that whatever record relating to RTI Application of the Appellant was with them, has been transferred to SSP Fazilka and that similar reply has been given vide letter dated 18.01.2019 to the Double Bench comprising Ld. Commissioner Dr. Pawan Kumar Singla and Ld. Commissioner Smt. Viney Kapoor Mehra in Appeal Case No.686 of 2018.

During discussion with both the parties, the Appellant produced some documents/copies of statements which have been verified by Sh.Sadhu Singh, DSP Control Room Ferozepur, which shows the documents are in the custody of the said DSP. The appellant also produced a copy of enquiry report dated 29.05.2018 submitted by the Superintendent of Police (HQ), Ferozepur to SSP Ferozepur, relating to an enquiry conducted by the SP (HQ) after enquiring into the facts and going through the record presented before him. However, considering the affidavit of Superintendent of Police (Inv.)-cum-APIO Ferozepur, copy attested by the ASI Jaspal Singh, presented along with the letter dated 05.02.2019, no further action is required as the PIO/Respondents do not have any such document in their record. The appellant agrees to this and is satisfied with whatever information has been supplied to her and she also gives in writing to this effect.

The Appeal is disposed of and the case is closed.

Dated: 06.02.2019

**Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Pb.

Ms. Kulwant Kaur,

D/o Sh. Anup Singh,

172, NAC, Manimajra.

U.T. Chandigarh

M : 9464313688

...Appellant

V/s.

Public Information Officer,

O/o Astt. Inspector General, GRP, Patiala.

First Appellate Authority,

O/o DGP, Railway Police PB, GRP, Patiala.

...Respondents

Appeal Case No. 1790 of 2018

Present: The Appellant, Ms. Kulwant Kaur is present.
Sh. Jodh Singh, ASI, is present
on behalf of the Respondent/PIO.

ORDER

This case was last heard on 05.12.2018. The Appellant, Ms. Kulwant Kaur had come present. On behalf of PIO/Respondent, ASI, Sh. Jodh Singh had come present and had produced letter No.42006/RTI Br. Dated 4.12.2018 containing the information asked for, to the Appellant Ms. Kulwant Kaur. A copy was also taken on record.

On the asking of the Court, the Appellant, after going through the information supplied, had expressed her dissatisfaction over the information supplied to her. She was advised to point out the deficiencies in writing to the PIO/Respondent by registered post. The PIO/Respondent was also asked to supply the requisite information after the deficiencies to the Appellant by registered post. It was also directed that if certain information cannot be supplied by them, PIO/Respondent should file an affidavit as to why the said information cannot be supplied.

Today, Shri Jodh Singh, ASI comes present and produces authority letter. He also submits a copy of enquiry report conducted against Shri ASI Piara Lal, No.68/Ferozepur.

...1/2

Appeal Case No. 1790 of 2018

The Appellant expresses dis-satisfaction and requests that she has already pointed out deficiencies vide letter dated 19.12.2018 and requested for supply of copies of other documents relating to the enquiry report such as statements of witnesses etc. Shri Jodh Singh, ASI assures to supply the same.

PIO/Respondent is given last opportunity to supply the information as sought by the Appellant, after removing the deficiencies before the next date by registered post.

The case is adjourned to next date of hearing.

Both the parties to come present on **02.04.2019 at 11.00 AM.**

Copies of order be sent to both the parties.

Dated: 06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Manjit Singh

S/o Sh.Sohan Singh

H.No.388/3, Moh.Dhandolian Street,

Bahera Road,Patiala

(M-7696282813)

....Appellant

V/s.

Public Information Officer,

O/o The Secretary,

Department of Transport, Punjab

Punjab Civil Sectt.-2, Chandigarh.

First Appellate Authority,

O/o Principal Secretary to Govt. of Pb.

Department of Transport,

Punjab Civil Secretariat-2,

Sector- 9,Chandigarh.

...Respondents

Appeal Case No. 3315 of 2018

Present:

The Appellant Sh. Manjit Singh is present.

Ms. Simranpreet Kaur, Sr.Assistant is present on behalf of PIO/Respondent.

ORDER:

The case was last heard on 05.12.2018. The Appellant Shri Manjit Singh was present and had stated that no information has been supplied to him. On behalf of PIO/Respondent, Ms. Simranpreet Kaur, Sr.Asstt. was present. She had stated that the appellant was asked to deposit requisite fee which he has not deposited for the information to be supplied to him.

Shri Manjit Singh, Appellant comes present and states that information is yet to be supplied to him. Ms. Simranpreet Kaur, Sr.Asstt. who comes present on behalf of PIO/ Respondent submits copy of letter dated 27.11.2017 which shows that the PIO/Respondent has referred all the complaints made by the appellant to the State Transport Commissioner. A recent letter dated 28.01.2019 is also available in the file which shows only demand of fee for the information. But in fact, no such information is to be supplied by PIO/Respondent and it only implies that the RTI information stands transferred to State Transport Commissioner, Punjab, who has to take action on the enquiries and to supply the information to the Appellant.

....1/2

Appeal Case No. 3315 of 2018

In view of above, the PIO O/o State Transport Commissioner, Punjab, Chandigarh be impleaded as a party. He is directed to come present in person on the next date of hearing.

PIO, O/o State Transport Commissioner, Punjab, Chandigarh is directed to supply the information to the Appellant before the next date of hearing.

The case is adjourned to next date of hearing fixed for **02.04.2019 at 11.00 AM.**

All the necessary parties to come present on the next date.

Copies of the order be sent to all the parties.

Dated: 06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

CC to:

Regd. Post Public Information Officer(By Name)
O/o The State Transport Commissioner,
Sector-17B, Chandigarh.

Encl:RTI Application.

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Manjit Singh

S/o Sh.Sohan Singh

H.No.388/3, Moh.Dhandolian Street,

Bahera Road,Patiala

(M-7696282813)

....Appellant

V/s.

Public Information Officer,

O/o State Transport Commissioner, Sector 17,
Chandigarh.

First Appellate Authority,

O/o Principal Secretary to Govt. of Pb.

Department of Transport,

Punjab Civil Secretariat-2,

Sector- 9,Chandigarh.

...Respondents

Appeal Case No. 3319 of 2018

Present:

The Appellant Sh. Manjit Singh is present.
Sh.Gurpal Singh, APIO O/o S.T.C. Punjab, Chandigarh.

ORDER:

The case was last heard on 05.12.2018. The Appellant Shri Manjit Singh was present and had stated that information supplied to him is incomplete. On behalf of PIO/Respondent, Shri Gurpal Singh, APIO had come present and had stated that the Appellant can inspect the record. Accordingly, after discussing with both the parties, the Appellant was advised to visit the office of PIO/Respondent on 27.12.2018 at 11.00 AM for inspection of record and to specify the information he requires.

Today, Shri Manjit Singh, Appellant comes present and states that as per direction of Ld. Court, he visited office of PIO/ Respondent on 27.12.2018 to inspect the record but no record was made available to him for inspection.

Shri Gurpal Singh, APIO comes present today on behalf of PIO/Respondent and hands over information to the Appellant. The Appellant seeks time to go through it. As such, the Appellant is advised to go through the information supplied to him and to point out deficiencies, if any, before the next date of hearing to the PIO/Respondent.

The case is adjourned to next date of hearing which is fixed for **02.04.2019 at 11.00 AM.**

Both the parties be supplied copies of the orders.

Dated: 06.02.2019

**Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab**

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab

Shri Manjit Singh S/o Sh. Sohan Singh
President, Anti Corruption Association of
India (Regd.), H.No.388/3,
Mohalla Dhandolian, Bahera Road,
Patiala, Teh. & Distt. Patiala
(M-7696282813)

...Appellant

Versus

Public Information Officer,
O/o State Transport Commissioner, Pb.
Sector-17, Chandigarh.

First Appellate Authority,
O/o Principal Secretary to Govt. of Punjab
Department of Transport
Punjab Civil Secretariat-2,
Sector-9, Chandigarh.

...Respondents

Appeal Case No.3320 of 2018

Present: Sh.Manjit Singh, Appellant is present.
Sh.Gurpal Singh, Sr. Assistant-cum-APIO, O/o State Transport
Commissioner, Punjab, on behalf of PIO/Respondent

ORDER:

The case was last heard on 05.12.2018. The Appellant Sh.Manjit Singh was present and had stated that no information had been supplied by the PIO/ Respondent. Shri Gurpal Singh, Senior Assistant/PIO who was present on the last date, had stated that the information sought by the Appellant has to be supplied by the Motor Vehicle Inspector, Regional Transport Authority, Patiala. This statement was not accepted as this fact had to be made clear to the Appellant at the first stage. It was observed that no information had been received either by the Appellant or by the Commission as stated by the APIO and the information had been delayed.

Accordingly, show cause notice was issued to the PIO O/o, The State Transport Commissioner, Punjab, Chandigarh as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

Appeal Case No.3320 of 2018

In addition, the PIO was also given an opportunity of personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

On the asking of the court, Shri Gurpal Singh, APIO states that the PIO has to appear in a case in the Hon'ble High Court. Therefore, an adjournment be given to them. The Show Cause Notice issued to the PIO/Respondent still stands. Therefore, the PIO/Respondent is directed to show why penalty should not be imposed and compensation be not awarded, as per show cause notice issued on the last date.

PIO is also directed to appear in person on the next date of hearing and also to supply the information to the Appellant before the next date of hearing.

The case is adjourned to **02.04.2019 at 11.00 A.M.**

Both the parties to come present on next date of hearing.

Copies of the order be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab

Shri Manjit Singh S/o Sh. Sohan Singh
President, Anti Corruption Association of
India (Regd.), H.No.388/3,
Mohalla Dhandolian, Bahera Road,
Patiala, Teh. & Distt. Patiala
(M-7696282813)

...Appellant

Versus

Public Information Officer
O/o The Secretary,
State Transport Commissioner, Pb.
Sector-17, Chandigarh.

First Appellate Authority
O/o Principal Secretary to Govt. of Punjab
Department of Transport
Punjab Civil Secretariat-2,
Sector-9, Chandigarh.

...Respondents

Appeal Case No.3321 of 2018

Present: Sh.Manjit Singh, Appellant is present.
Sh.Gurpal Singh, APIO is present on behalf of PIO/Respondent
O/o State Transport Commissioner, Punjab,

ORDER:

The case was last heard on 05.12.2018. The Appellant Shri Manjit Singh was present. Nobody was present on behalf of the PIO/Respondent.

The Appellant had stated that no information had been supplied to him by the PIO/ Respondent.

As nobody had come present on behalf of the PIO/ Respondent on the last date, taking a serious view of the casual attitude, PIO O/o The State Transport Commissioner, Punjab, Chandigarh was issued Show Cause Notice to show as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. PIO was also given an opportunity for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

Today, the appellant states that no information has been supplied to him. Shri Gurpal Singh, APIO who comes present on behalf of the PIO/Respondent states that the information has to be supplied by the Motor Vehicle Inspector, Fatehgarh Sahib, under R.T.A. Patiala.

Appeal Case No.3321 of 2018

On the statement of APIO, the RTI Application of the appellant has been perused and it is observed that the information to be supplied relates to the PIO, O/o Secretary, Regional Transport Authority, Patiala and it has to be provided by the Motor Vehicle Inspector, Fatehgarh Sahib who is under the jurisdiction of RTA Patiala.

In view of the above, the Appellant was told not to file case before O/o The Commissioner, State Transport Commissioner, Chandigarh directly as there is a separate PIO at O/o Regional Transport Authority, Patiala to which he had to submit his RTI Application. He should not have circumvented the procedure and has to ask for the information from the Regional Transport Authority, Patiala.

The appeal is disposed of and the case is closed.

Copies of the order be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab

Shri Manjit Singh S/o Sh. Sohan Singh
President, Anti Corruption Association of
India (Regd.), H.No.388/3,
Mohalla Dhandolian, Bahera Road,
Patiala, Teh. & Distt. Patiala
(M-7696282813)

...Appellant

Versus

Public Information Officer
O/o The Secretary,
State Transport Commissioner, Pb.
Sector-17, Chandigarh.

First Appellate Authority
O/o Principal Secretary to Govt. of Punjab
Department of Transport
Punjab Civil Secretariat-2,
Sector-9, Chandigarh.

...Respondents

Appeal Case No. 3322 of 2018

Present: Sh.Manjit Singh, Appellant is present.
Sh.Gurpal Singh, APIO is present on behalf of PIO/Respondent
O/o State Transport Commissioner, Punjab,

ORDER:

The case was last heard on 05.12.2018. The Appellant Shri Manjit Singh was present. Nobody was present on behalf of the PIO/Respondent.

The Appellant had stated that no information had been supplied to him by the PIO/ Respondent.

As nobody had come present on behalf of the PIO/ Respondent on the last date, taking a serious view of the casual attitude, PIO O/o The State Transport Commissioner, Punjab, Chandigarh was issued Show Cause Notice to show as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. PIO was also given an opportunity for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

Today, the appellant states that no information has been supplied to him. Shri Gurpal Singh, APIO who comes present on behalf of the PIO/Respondent states that the information has to be supplied by the Motor Vehicle Inspector, Fatehgarh Sahib under R.T.A. Patiala.

On the statement of APIO, the RTI Application of the appellant has been perused and it is observed that the information to be supplied relates to the PIO, O/o Secretary, Regional Transport Authority, Patiala and it has to be provided by the Motor Vehicle Inspector, Fatehgarh Sahib who is under the jurisdiction of RTA Patiala.

In view of the above, the Appellant was told not to file case before O/o The Commissioner, State Transport Commissioner, Chandigarh directly as there is a separate PIO at O/o Regional Transport Authority, Patiala to which he had to submit his RTI Application. He should not have circumvented the procedure and has to ask for the information from the Regional Transport Authority, Patiala.

The appeal is disposed of and the case is closed.

Copies of the order be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab

Shri Manjit Singh S/o Sh. Sohan Singh

President, Anti Corruption Association of

India (Regd.), H.No.388/3,

Mohalla Dhandolian, Bahera Road,

Patiala, Tehsil & Distt. Patiala

(M-7696282813)

...Appellant

Versus

Public Information Officer

O/o Secretary,

State Transport Commissioner, Pb.

Sector-17, Chandigarh.

First Appellate Authority

O/o Principal Secretary to Govt. of Punjab

Department of Transport

Punjab Civil Secretariat-2,

Sector-9, Chandigarh.

...Respondents

Appeal Case No.3326 of 2018

Present: Sh.Manjit Singh, Appellant is present.
Sh.Gurpal Singh, APIO is present on behalf of PIO/Respondent
O/o State Transport Commissioner, Punjab,

ORDER:

The case was last heard on 05.12.2018. The Appellant Shri Manjit Singh was present. Nobody was present on behalf of the PIO/Respondent.

The Appellant had stated that no information had been supplied to him by the PIO/ Respondent.

As nobody had come present on behalf of the PIO/ Respondent on the last date, taking a serious view of the casual attitude, PIO O/o The State Transport Commissioner, Punjab, Chandigarh was issued Show Cause Notice to show as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. PIO was also given an opportunity for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

Today, the appellant states that no information has been supplied to him. Shri Gurpal Singh, APIO who comes present on behalf of the PIO/Respondent states that the information has to be supplied by the Motor Vehicle Inspector, Fatehgarh Sahib under R.T.A. Patiala.

On the statement of APIO, the RTI Application of the appellant has been perused and it is observed that the information to be supplied relates to the PIO, O/o Secretary, Regional Transport Authority, Patiala and it has to be provided by the Motor Vehicle Inspector, Fatehgarh Sahib who is under the jurisdiction of RTA Patiala.

In view of the above, the Appellant was told not to file case before O/o The Commissioner, State Transport Commissioner, Chandigarh directly as there is a separate PIO at O/o Regional Transport Authority, Patiala to which he had to submit his RTI Application. He should not have circumvented the procedure and has to ask for the information from the Regional Transport Authority, Patiala.

The appeal is disposed of and the case is closed.

Copies of the order be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab

Sh.Yogesh Mahajan

S/o Sh.Kuldeep Raj Mahajan
President, Anti Corruption Council,
Opp. Water Tank, Municipal Market,
Mission Road, Pathankot-145001
M-98143-54654)

....Appellant

Versus

Public Information Officer

O/o Superintending Engineer
Construction Circle No.1,
PWD (B&R), Ludhiana.

First Appellate Authority

O/o The Chief Engineer
PWD (B&R), Patiala.

....Respondents

Appeal Case No.3377 of 2018

Present: Sh.Sandeep Sharma, Advocate is present on behalf of the
Appellant Shri Yogesh Mahajan.
Shri Aadesh Garg, Sub Divisional Engineer,
O/ o S.E. Const. Circle No.1, PWD (B&R), Ludhiana
is present on behalf of PIO/Respondent.

ORDER:

The case was last heard on 05.12.2018. The Appellant Shri Yogesh Mahajan was absent on the last date. Sh. Aadesh Garg, S.D.E. who was present on behalf of the PIO/Respondent had stated that information vide letter No.506 dated 23.07.2018 had been sent by speed post, copy of which was taken on record. According to the letter, the information on Point No.4 was enclosed with the letter. However, regarding information on Point No.1, 2, 3, & 5, it was stated that the information sought by the appellant involves creation of information, as such, the same cannot be supplied.

After discussing with Shri Aadesh Garg, the representative of PIO, the Appellant was advised to visit the office of PIO/Respondent at Ludhiana on 27.12.2018 at 11.00 AM to inspect the record as to which of the information can be supplied by the PIO/Respondent as per requirement of the Appellant. Sh.Aadesh Garg was directed to ensure that the requisite record is inspected by the Appellant and whatever copies from the record are required by him, are supplied to the Appellant.

Appeal Case No.3377 of 2018

Today, Shri Sandeep Sharma, Advocate comes present on behalf of the appellant. He produces authority letter to appear in the court on behalf of the Appellant.

On behalf of PIO/Respondent, Shri Aadesh Garg, Sub Divisional Engineer, O/o PIO/Respondent comes present and submits letter No.1464 dated 05.02.2019 stating that as per directions of Hon'ble court, in spite of repeated requests, the Appellant did not turn up to inspect the record and to identify the information which is required by him.

Last opportunity is given to the Appellant to visit the office of PIO/Respondent to inspect the record on 01.03.2019 at 11.00 AM. Shri Aadesh Garg, S.D.E. will ensure that the record is got inspected to the Appellant and requisite information is supplied to him as per his RTI application.

The case is adjourned for next date of hearing.

Both the parties to come present on **02.04.2019 at 11.00 AM.**

Copy of the Order be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab

Sh.Yogesh Mahajan

S/o Sh.Kuldeep Raj Mahajan
President, Anti Corruption Council,
Opp. Water Tank, Municipal Market,
Mission Road, Pathankot-145001
M-98143-54654)

....Appellant

Versus

Public Information Officer

O/o Executive Engineer
Central Works Division,
PWD (B&R), Hoshiarpur.

First Appellate Authority

O/o The Superintending Engineer
Central Works Circle,
PWD (B&R), Amritsar.

....Respondents

Appeal Case No.3379 of 2018

Present: Shri Sandeep Sharma, Advocate is present on behalf of Appellant, Shri Yogesh Mahajan.
Shri Kulwinder Singh, Clerk, O/o Executive Engineer, Central Work Division, PWD (B&R), Hoshiarpur is present on behalf of PIO/Respondent.

ORDER:

The case was last heard on 05.12.2018. The Appellant Sh.Yogesh Mahajan was absent without any intimation. Shri Kuldeep Rai, Sr. Assistant had appeared on behalf of PIO/ Respondent. He had stated that the information had been sent by registered post to the Appellant on 27.22.2018 as per postal receipt attached therewith.

The Appellant was advised to point out deficiencies, if any, after receiving the information supplied to him by registered post to the PIO/Respondent.

Today, Shri Sandeep Sharma, Advocate comes present on behalf of the Appellant.

Shri Kulwinder Singh, Clerk comes present on behalf of the PIO/Respondent. He hands over a copy of the information to Shri Sandeep Sharma, Advocate in the court.

....1/2

Appeal Case No.3379 of 2018

On the asking of the Court, Shri Sandeep Sharma, Advocate expresses his satisfaction on the information supplied and also gives in writing to this effect.

. Since the information stands supplied to the Appellant to his satisfaction, no further cause of action survives. **As such, the appeal is disposed of and the case is closed.**

Copy of the order be sent to both the parties.

Dated:06.02.2019

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab