

PUNJAB, STATE INFORMATION COMMISSION
Sector-16, Madhya Marg, Near Rose Garden, Chandigarh

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Sh Ashok Kumar,
89, Mayur Vihar Society,
Sector-48-A, Chandigarh.

... Complainant

Versus

Public Information Officer,
O/o Chairman-cum-Managing Director,
PSPCL, Head Office, The Mall,
Patiala.

...Respondent

Complaint Case No. 1185 of 2018

Present: None for the Complainant
Sh.Inderjit Singh, Sr.Xen(Tech)-APIO and Sh.Daljit Singh, Sr.Xen(South),
PSPCL Patiala for the Respondent

Order:

The complainant through RTI application dated 12.09.2018 has sought information regarding instructions/rules/regulations empowering the Chief Engineer to charge sheet an UDC cadre post, to transfer the same charge sheet to another Chief engineer and other information concerning the office of Chairman-cum-Managing Director, PSPCL Patiala. The appellant was not satisfied with the reply of the PIO dated 16.10.2018 vide which the PIO O/o Dy Chief Engineer (South) informed the complainant that the information does not relate to them and they have already transferred the RTI application to PIO O/o Dy.CE(Tech) after which the complainant filed complaint in the Commission on 12.11.2018.

The respondent present from the office of Deputy Chief Engineer (South) pleaded that the information has been sent to the complainant vide letter dated 01.02.2019 and a copy of the same is submitted to the Commission. The respondent further pleaded that since the information had to be collected from the different divisions, the information has been delayed.

The PIO is directed to submit complete reply for the reasons which caused delay in providing the information.

To come up for further hearing on **05.03.2019 at 11.00 AM.**

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Ravinder Singh,
H no-16, Shaheed Nagar, Chhehartta,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Amritsar Development Authority,
Amritsar.

First Appellate Authority,
O/o Chief Administrator,
Amritsar Development Authority,
Amritsar.

...Respondent

Appeal Case No. 3697 of 2018

Present: None for the Appellant
None for the Respondent

Order:

The appellant through RTI application dated 05.06.2018 has sought information regarding details of Cambridge International School Loharka Road, Amritsar comprising map, area of the building and other information concerning the office of Amritsar Development Authority, Amritsar. The appellant was not provided the information after the appellant filed first appeal with the First Appellate Authority on 11.07.2018 which took no decision on the appeal.

Since both the parties are absent, in the interest of justice, one more opportunity is granted and the case is adjourned.

Both the parties to be present on **25.03.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Ravinder Singh,
H no-16, Shaheed Nagar, Chhehartta,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Amritsar Development Authority,
Amritsar.

First Appellate Authority,
Chief Administrator,
Amritsar Development Authority,
Amritsar.

...Respondent

Appeal Case No. 3698 of 2018

Present: None for the Appellant

Sh.Balbir Masih, Superintendent O/o ADA Amritsar for the Respondent

Order: The appellant through RTI application dated 05.06.2018 has sought information regarding action taken on his complaint that he had filed with the Pollution Control Board relating to sewerage problem in Urban Estate Colony which was forwarded by the Pollution Control Board to the office of PIO vide letter No.2430 dated 21.05.2018, and other information concerning the office of ADA Amritsar. The appellant was not provided the information after which the appellant filed first appeal with the First Appellate Authority on 11.07.2018 which took no decision on the appeal.

The Commission has received a letter diary No.2916 on 05.02.2019 from the PIO wherein the PIO has stated that since they have not received the application (diary No.2430 dated 21.05.2018) as referred in the RTI application by the appellant, the information can be provided and the reply has been sent to the appellant vide letter dated 11.12.2018.

The respondent is represented by a representative who has no information or clue about this case. Given the circumstance, the Commission inspected the file with the representative of the PIO, and found in it a letter from the Pollution Control Board addressed to the ADA regarding complaint of the appellant. The Commission finds it strange that the letter even though available on the file, has been replied as not received in the office of the ADA. The PIO is directed to file complete reply on the matter at the next date of hearing.

The PIO is also directed to be present on the next date of hearing and explain the reasons for delay in attending to the RTI application within the time prescribed under the RTI Act. The PIO, Pollution Control Board, Punjab is also made a party of the case and is directed to be present on the next date of hearing.

To come up for further hearing on **25.03.2019 at 11.00 AM.**

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to: PIO-Pollution Control Board, Regional Office,
Plot No.164, Focal Point, Mehta Road, Amritsar

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Sh Deepak Khurana S/o Sh Girdhari Lal,
H No-264, Street No-16, Nai Abadi,
Chotti pori, Abohar, Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o President, Bar Association,
Court Complex, Abohar,
Distt Fazilka.

First Appellate Authority,
O/o Secretary, Bar Council,
Punjab & Haryana, Chandigarh.

...Respondent

Appeal Case No. 3712 of 2018

Present: None for the Appellant
Sh.Dinesh Kumar, Asstt.Secretary, Bar Council, Punjab & Haryana,
Chandigarh for the Respondent

Order:

The appellant through RTI application dated 09.06.2018 has sought information on 5 points regarding constitution of the Bar Association, funds collected from members/political leaders, medical assistance to the members and other information concerning the office of President Bar Association, Court Complex, Abohar.. The appellant was not provided the information after which the appellant filed first appeal with the First Appellate Authority on 02.08.2018 which took no decision on the appeal.

The respondent present from the office of Bar Council, Punjab & Haryana Chandigarh claims that the information does not relate to them as the information has been sought from Bar Association Abohar and the Bar Council has nothing to do with it. The respondent further informed that the Bar Council is also not a First Appellate Authority and they have inadvertently been made a party to this case by the appellant. The respondent is directed to give this in writing.

Neither the appellant nor anyone from the Bar Association is present. The case is adjourned.

To come up for further hearing on **25.03.2019 at 11.00 AM.**

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Sohan Singh, S/o Sh Sucha Singh,
Village Baara, P.O Pathreri Jattan,
Tehsil & Distt Roopnagar.

... Appellant

Versus

Public Information Officer,
O/o Addl, SE, Distribution Division,
PSPCL, Roopnagar.

First Appellate Authority,
O/o Chief Engineer,
Operational (South), PSPCL,
Patiala.

...Respondent

Appeal Case No. 3716 of 2018

Present: Sh.Sohan Singh as Appellant
Sh.Bawa Singh, SDO-PSPCL, Sukhrampur for the Respondent

Order:

The appellant through RTI application dated 19.04.2018 has sought information regarding details of consumers of AP connections provided in village Bara under sub-division Sukhrampur and other information concerning the office of Addl. SE, Distribution Division, PSPCL Roopnagar. The appellant was not satisfied with the reply of the PIO dated 01.06.2018 whereby the PIO denied the information seeking exemption u/s 8 after which the appellant filed first appeal with the First Appellate Authority on 07.06.2018 which took no decision on the appeal.

The appellant informed that he has received the information regarding point 2. The appellant has alleged that there are many people in the village who are having more than one connection which is against the rule circulated in 2007. The respondent has denied the information on point-1 citing section 8 that the information pertains to other people and cannot be provided. The respondent has also not provided information on point-3 taking the same plea.

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

To come up on **25.03.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Deepak Khurana, S/o Sh Girdhari Lalm
264, Street No-16, Nai Abadi, Abohar,
Distt Fazilka..

... Appellant

Versus

Public Information Officer,
O/o President, Bar Association, court Complex,
Abohar, Distt Fazilka.

First Appellate Authority,
O/o Secretary, Bar Council,
Punjab & Haryana, Chandigarh.

...Respondent

Appeal Case No. 3738 of 2018

Present: None for the Appellant
Sh.Dinesh Kumar, Asstt.Secretary, Bar Council, Punjab & Haryana,
Chandigarh for the Respondent

Order:

The appellant through RTI application dated 09.06.2018 has sought information on 7 points regarding details of funds collected by Bar Association from the members, list of new members, funds collected from bar canteen, details of expenditure from 2015-16,2016-17 & 2017-18 and other information concerning the office of President Bar Association, Court Complex, Abohar.. The appellant was not provided the information after which the appellant filed first appeal with the First Appellate Authority on 02.08.2018 which took no decision on the appeal.

The respondent present from the office of Bar Council, Punjab & Haryana Chandigarh claims that the information does not relate to them as the information has been sought from Bar Association Abohar and the Bar Council has nothing to do with it. The respondent further informed that the Bar Council is also not a First Appellate Authority and they have inadvertently been made a party to this case by the appellant. The respondent is directed to give this in writing.

Neither the appellant nor anyone from the Bar Association is present. The case is adjourned.

To come up for further hearing on **25.03.2019 at 11.00 AM.**

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Gurdeep Singh, S/o Sh Harman Singh,
R/o Block No-1, H No-390, Dharampura Mohalla,
Dhuri, Distt Sangrur.

... Appellant

Versus

Public Information Officer,
O/o Asst, XEN, PSPCL,
Distribution, Sub Division,
Lehra Gaga.

First Appellate Authority,
O/o Chairman, PSPCL,
Patiala.

...Respondent

Appeal Case No. 3745 of 2018

Present: Sh.Gurdeep Singh as Appellant
Sh.Balwinder Singh, Addl.SDO, PSPCL Lehragaga for the Respondent

Order:

The appellant through RTI application dated 28.05.2018 has sought information regarding notices issued vide dispatch no.1622 to 1626 on 14.08.2015 and other information concerning the office of Asstt. Xen, PSPCL-Distribution, Sub-Division Lehra Gaga. The appellant was not satisfied with the reply of the PIO dated 20.09.2018 vide which the PIO denied the information stating that the concerned file has misplaced during shifting of office, after which the appellant filed first appeal with the First Appellate Authority on 01.10.2018 which took no decision on the appeal.

The respondent present pleaded that the file containing the particular notices has been misplaced during shifting of the office from old building to the new building and so the information cannot be provided. The Commission, however, will not consider the file missing till an enquiry is conducted which establishes that the file containing this information is missing. The PIO is directed to initiate a full enquiry and submit an enquiry report ascertaining that the file is missing and the responsibility has been fixed on the person under whose custody the file went missing.

The case is adjourned. To come up for further hearing on **25.03.2019 at 11.00 AM.**

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Krishan Gopal Singla S/o Sh Brij Lal,
Ward No-16B/190, Sangrur Road, Dhuri,
Distt Sangrur.

....Appellant.

Versus

Public Information Officer,
O/o Chairman, PSPCL,
Patiala.

First Appellate Authority,
O/o Chairman, PSPCL,
Patiala.

...Respondent

Appeal Case No. 3765 of 2018

Present: None for the Appellant
Sh.Rajinder Dhiman, PIO-Dy.Secretary-RTI PSPCL Patiala for the
Respondent

Order:

The appellant through RTI application dated 06.06.2018 has sought information regarding details of service tax deducted from 2010 to 04.06.2018 by different Deputy Chief Engineer Distribution Divisions and other information concerning the office of Chairman, PSPCL Patiala. The appellant was not provided the information after which the appellant filed first appeal with the First Appellate Authority on 10.08.2018 which took no decision on the appeal.

The respondent present pleaded that the information was not provided since the appellant did not deposit the required fee with the RTI application nor attached the appropriate BPL certificate issued by the competent authority which entitles the appellant to get the information free of cost. The respondent further stated that the copy of ration card enclosed with the RTI application does not establish that the appellant is covered under BPL category.

The appellant is absent and the authorized person Sh.Prem Kumar Rattan has sought exemption. If the appellant is still interested to get the information, he is directed to deposit the requisite fee as prescribed under the RTI act or submit an appropriate certificate issued by the competent authority to establish that the appellant is entitled to get the information free of cost. The PIO to provide the information on compliance of the requisite formalities as per the RTI Act.

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

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Parminder Lal, S/o Sh Darshan Lal,
Navi Abadi, Akalgarh, Sudhar Bazar,
Tehsil Raikot, Distt Ludhiana.

Appellant.

Versus

Public Information Officer,
O/o SDO, PSPCL,
Sub Division Budhel,
Distt Ludhiana.

First Appellate Authority,
O/o SE, PSPCL,
Operational Circle, Adda Dakhan,
Distt Ludhiana.

...Respondent

Appeal Case No. 3784 of 2018

Present: None for the Appellant
Sh.Jasbir Singh, APIO-Sub Division, PSPCL BUdhel for the Respondent

Order:

The appellant through RTI application dated 14.06.2018 has sought information regarding action taken on the Rgd. letter No.RP7226689521N dated 17.05.2018 regarding shifting of electric connection bearing Khata No.SB-10/50 in another property and other information concerning the office of SDO, PSPCL, Sub Division Budhel, Distt Ludhiana. The appellant was not satisfied with the reply of the PIO dated 18.07.2018 after which the appellant filed first appeal with the First Appellate Authority on 02.08.2018 which disposed off the appeal on 02.11.2018.

The respondent present pleaded that the information has been provided to the appellant vide letter dated 18.07.2018 and again on 05.02.2019. The appellant is absent to point out the discrepancies if any.

I have gone through the information supplied and found that the information has been provided as per the RTI application. A copy of the information is being enclosed for the appellant.

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

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Sarabjeet Singh, S/o Sh Babu Singh,
VPO Sudhar Near Telephone Exchange,
Sudhar Bazar, Tehsil Raikot, Distt Ludhiana.

... Appellant.

Versus

Public Information Officer,
O/o SDO, PSPCL,
Sub Division, Budhel (Sudhar),
Distt Ludhiana.

First Appellate Authority,
O/o Addl, SE, PSPCL,
Operational Division, Adda Dakhan,
Distt Ludhiana.

...Respondent

Appeal Case No. 3785 of 2018

Present: None for the Appellant

Sh.Jasbir Singh, APIO-Sub Division, PSPCL BUdhel for the Respondent

Order:

The appellant through RTI application dated 06.08.2018 has sought information regarding electric connection bearing khata No.SV13/1352 in the name of Smt.Paramjit Kaur w/o Sh.Harbhag Singh and other information concerning the office of SDO, PSPCL, Sub Division, Budhel (Sudhar), Distt Ludhiana. The appellant was not provided the information after which the appellant filed first appeal with the First Appellate Authority on 10.09.2018 which took no decision on the appeal.

The respondent present pleaded that since the information is third party and the concerned party has not consented for disclosure of personal information, it cannot be provided. The appellant has already been sent reply vide letter dated 04.09.2018 and again on 05.02.2018.

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

To come up for further hearing on **25.03.2019 at 11.00 AM.**

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Gurvinder Singh, S/o Sh Harmail Singh,
VPO Mullanpur Garibdas, Distt Mohali..

Appellant.

Versus

Public Information Officer,
O/o Estate officer, GMADA,
Mohali.

First Appellate Authority,
O/o GMADA,
Mohali

...Respondent

Appeal Case No. 100 of 2019

Present: None for the Appellant
Sh.Gurmukh Singh, APIO Estate Office GMADA for the Respondent

Order:

The appellant through RTI application dated 29.07.2018 has sought information regarding action taken on his application diary No.30010 dated 03.10.2017 in connection with award of acquired plot and other information concerning the office of EO GMADA Mohali. The appellant was not provided the information after which the appellant filed first appeal with the First Appellate Authority on 18.10.2018 which took no decision on the appeal.

The respondent present pleaded that the information has been provided to the appellant. The appellant vide letter received in the Commission on 04.02.2019 has informed that he has received the information and the appeal case be filed.

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

Chandigarh
Dated: 06.02.2019

Sd/-
(Khushwant Singh)
State Information Commissioner