

(Regd. Post) Jasbir Singh,
Village – Bholapur Jhabewal,
P. O. Ramgarh,
Distt. – Ludhiana - 123455 (Punjab)
V/s

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Sangrur (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 155 of 2020

Present : Sh. Jasbir Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 20.07.2019. First appeal is dated 26.08.2019. Second appeal has been received in the Commission on 31.12.2019.

On the last date of hearing, held on 26.07.2021 ;

- i) Sh. Karanbir Singh Chhina, Secretary office of Regional Transport Authority, Sangrur, orally stated that the required information was given to the appellant.
- ii) The appellant stated that no compensation amount of Rs. 2500/- was received by him, which was awarded vide orders dated 14.09.2020.
- iii) As far as information was concerned as per the respondent that was supplied in this case but the respondent PIO concerned had not complied with the orders dated 14.09.2020 passed by the Commission, through which compensation of Rs. 2500/- was awarded to the appellant.
- iv) Final opportunity was given to the respondent PIO concerned to pay compensation amount of Rs. 2500/- to the appellant.

The appellant, Sh. Jasbir Singh, who appeared in person in today's hearing, states that neither he has received the complete information nor the compensation amount of Rs. 2500/-, which was awarded vide orders dated 14.09.2020 from the respondent PIO till date. He also intimates the Commission that he has also sent a letter dated 09.08.2021, which has been received in the Commission vide Diary No. 21880 dated 24.09.2021. It is taken on record.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 2251 dated 06.10.2021 signed by Section Officer office of Secretary, Regional Transport Authority, Sangrur, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Contd...2/-

Nevertheless, an opportunity is given to the respondent PIO concerned to bring a copy of the information (which was already supplied to the appellant) with the relevant official record in the Commission before the bench of the undersigned on the next date of hearing fixed so that facts of this case could be cleared.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd December, 2021 (Thursday) at 12:00 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties through registered post.

Date : 6th October, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

(Regd. Post) Jasbir Singh,
Village – Bholapur Jhabewal,
P. O. Ramgarh,
Distt. – Ludhiana - 123455 (Punjab)
V/s

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Sangrur (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 157 of 2020

Present : Sh. Jasbir Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 20.07.2019. First appeal is dated 26.08.2019. Second
appeal has been received in the Commission on 31.12.2019.

On the last date of hearing, held on 26.07.2021 ;

- i) Sh. Karanbir Singh Chhina, Secretary office of Regional Transport Authority, Sangrur, orally stated that a reply was given to the appellant vide letter no. 1007 dated 19.02.2021, intimating him that information demanded through RTI request is available at official website i. e. www.parivahan.govt.
- ii) The appellant stated that he visited the official website www.parivahan.govt but it (website) had not responded properly. He also intimated that no compensation amount of Rs. 2500/- was received by him, which was awarded vide orders dated 14.09.2020.
- iii) Sh. Karanbir Singh Chhina stated that he is available in the office during working hours and the appellant can visit the office to clear his discrepancies, if any.
- iv) As the respondent PIO concerned had not complied with the orders dated 14.09.2020 passed by the Commission, through which compensation of Rs. 2500/- was awarded to the appellant, final opportunity was given to the respondent PIO concerned to pay compensation amount of Rs. 2500/- to the appellant.

The appellant, Sh. Jasbir Singh, who appeared in person in today's hearing, states that neither he has received the complete information nor the compensation amount of Rs. 2500/-, which was awarded vide orders dated 14.09.2020 from the respondent PIO till date. He also intimates the Commission that he has also sent a letter dated 09.08.2021, which has been received in the Commission vide Diary No. 21878 dated 24.09.2021. It is taken on record.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 2251 dated 06.10.2021 signed by Section Officer office of Secretary, Regional Transport Authority, Sangrur, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Nevertheless, an opportunity is given to the respondent PIO concerned to bring a copy of the information (which was already supplied to the appellant) with the relevant official record in the Commission before the bench of the undersigned on the next date of hearing fixed so that facts of this case could be cleared.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd December, 2021 (Thursday) at 12:00 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties through registered post.

Date : 6th October, 2021

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

(Regd. Post) Prem Singh S/o Sh. Mehar Singh,
Asstt. Transport Officer (Retd.),
H. No. 914, Phase – 07,
S. A. S. Nagar (Mohali) (Punjab)
V/s

...Appellant

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Sangrur (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 2130 of 2019

Present : Sh. Prem Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 29.12.2018. First appeal is dated 22.02.2019. Second
appeal has been received in the Commission on 20.06.2019.

On the last date of hearing, held on 26.07.2021 ;

- i) The appellant stated that no information has been supplied to him by the respondent PIO so far.
- ii) Sh. Karanbir Singh Chhina, Secretary office of Regional Transport Authority, Sangrur, orally stated that the required information could not be supplied to the appellant as the official record was destroyed in the year 2014 and record before the year 2014 is not available in the official record.
- iii) An opportunity was given to the concerned PIO to file a reply in an affidavit stating that the official record was destroyed in the year 2014 and record before the year 2014 is not available in the official record. He was also directed to send a copy of office-order, through which destruction of record was done in the year 2014, to the Commission and send the above-mentioned reply to the appellant at his residence.
- iv) An opportunity was also given to the appellant to confirm whether he has received the above-mentioned affidavit or not.

The appellant, Sh. Prem Singh, who appeared in person in today's hearing, states that he has neither received any information nor any reply in an affidavit as directed vide orders dated 26.07.2021 from the respondent till date.

The appellant through a letter dated 21.09.2021, which has been received in the Commission vide Diary No. 22039 dated 28.09.2021, has intimated the Commission that no information or reply has been given to him by the respondent PIO. It is taken on record.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 2251 dated 06.10.2021 signed by Section Officer office of Secretary, Regional Transport Authority, Sangrur, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Nevertheless, an opportunity is given to the respondent PIO concerned to bring a copy of the information (which was already supplied to the appellant) or reply (already given or to be given), clearly mentioning that the official record was destroyed in the year 2014 and record before the year 2014 is not available in the official record. He is also directed to send a copy of office-order, through which destruction of record was done in the year 2014, to the Commission with the relevant official record in the Commission before the bench of the undersigned on the next date of hearing fixed so that facts of this case could be cleared.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd December, 2021 (Thursday) at 12:00 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties through registered post.

Date : 6th October, 2021

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Subash Chander,
Street No. 2, Luxmi Nagar,
Kapurthala(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Divisional Forest Officer,
Jalandhar at Phillaur,
Distt. - Jalandhar (Punjab)

First Appellate Authority,
O/o The Conservator of Forests, Punjab,
Bist Circle, Old G T Road,
Maqsudan,
Jalandhar (Punjab)

...Respondents

Appeal Case No. 2129 of 2020

Present : Sh. Pawan Kalia, Advocate, on behalf of the appellant.
Sh. Harbhajan Singh, Superintendent, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 05.05.2020. First appeal is dated 01.06.2020. Second appeal has been received in the Commission on 10.08.2020.

On the last date of hearing, held on 26.07.2021;

- i) Sh. Vipin Kumar, Superintendent, stated that the requisite information was supplied to the appellant vide letter no. 392 dated 27.05.2020.
- ii) Sh. Pawan Kalia, Advocate (representative of the appellant, stated that certain deficiencies were pointed out in the information supplied and sent the same to the Commission. As the letter dated 06.04.2021, through which deficiencies were pointed out, is addressed in the name of the Commission and not sent to the concerned PIO.
- iii) Accordingly, a copy of the order was sent to the concerned PIO alongwith letter dated 06.04.2021 through registered post with the directions to supply the required information, after removing the deficiencies to the appellant by registered post with a copy to the Commission.
- iv) If any information, to any query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, to the particular query/queries, to the appellant with a copy to the Commission.
- v) An opportunity was also given to the appellant to confirm whether he received the information/reply or not.

Sh. Pawan Kalia, Advocate, could not make himself audible during the proceedings of the instant appeal case due to technical fault in connection of network but the appellant through a letter dated 22.09.2021, which has been received in the Commission vide Diary No. 21927 dated 28.09.2021, has intimated the Commission that incomplete information has been given to him by the respondent PIO. It is taken on record.

Sh. Harbhajan Singh, Superintendent, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant vide letter dated 29.09.2021. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 6277-80 dated 29.09.2021 signed by Public Information Officer-cum-Divisional Forest Officer, Jalandhar at Phillaur, which has been received in the Commission through an e-mail. It, alongwith annexure, is taken on record.

An opportunity is also given to the appellant to confirm whether he has received the information (which has been supplied by respondent PIO vide letter no. 6277-80 dated 29.09.2021) or not.

Both the parties are advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or the case would be decided on merits

The case is adjourned to 15th December,2021 (Wednesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 6th October, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Munish Kumar S/o Sh. Dugra Dass,
Kabir Colony, Ward – 08,
Budhlada, Distt. – Mansa - 151502 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Addl. Deputy Commissioner,(Dev.),
Barnala(Punjab)

First Appellate Authority,
O/o The Deputy Commissioner(Dev.),
Barnala (Punjab)

...Respondents

Appeal Case No. 642 of 2021

Present : None on behalf of the appellant.
Sh. Sanjeev Tayal, District Accountant, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 03.06.2020. First appeal is dated 26.10.2020. Second appeal has been received in the Commission on 25.01.2021.

On the last date of hearing, held on 28.07.2021 ;

- i) Sh. Sanjeev Payal, District Accountant, stated that information at no. point no. 01 of the RTI request regarding notification, eligibility criteria for the post of "Cluster Co-coordinator" is available on official website ; information at no. point no. 02 of the RTI request i. e. copy of result of post of "Cluster Co-coordinator" was given to the appellant and information at point no. 03 is regarding copies of experience certificates of all the eligible candidates, called for interview is 'third party' information and point-wise reply was given to the appellant vide letter no. 1109 dated 10.07.2020.
- ii) The appellant stated that a reply vide letter no. 1109 dated 10.07.2020 was received from the respondent and intimated the Commission that official website of the respondent office is not working and whatever information is given at point No. 02 is uncertified and information at point no. 03 of the RTI request is denied as 'third party' information.
- iii) As the information demanded by the appellant at point no. 03 of the RTI request is not 'third party' information, hence, directions were given to the respondent PIO to supply the required information demanded by the appellant at point no. 03 through RTI request.
- iv) The appellant was advised to visit the office of the respondent PIO on 02.08.2021 at 11:00 A. M. to collect the information .
- v) The respondent PIO concerned was also directed to facilitate the appellant during his visit to the office and supply him the information at point no. 03 of the RTI request and also give information at point no. 02 of the RTI request after getting it certified, to the appellant.
- vi) An opportunity was also given to the appellant to confirm whether he received the information or not.

The appellant, Sh. Munish Kumar, through a letter dated 05.08.2021, which has been received in the Commission vide Diary No. 18051 dated 13.08.2021, has intimated the Commission that information at point no. 03 of the RTI request has not been given to him by the respondent PIO. It is taken on record.

Sh. Sanjeev Payal, District Accountant, who appeared on behalf of the respondent PIO in today's hearing, states that information at no. point no. 01 and 02 of the RTI request has been given to the appellant and information at point no. 03 is pending as it is regarding copies of experience certificates of all the eligible candidates (called for interview), which is 'third party' information and requests to review the order dated 28.07.2021, through which directions were given to supply the information at point no. 03 as it is 'third party' information. He also intimated the Commission that a reply vide letter no. 498 dated 02.08.2021 signed by Addl. Deputy Commissioner(Dev.), Barnala, has been sent to the Commission, which has been received in the Commission through an e-mail. It is taken on record.

After going through the queries raised by the appellant through RTI request, it is found that the information demanded at point no. 03 through RTI request is not 'third party' information, hence, directions are hereby given to the respondent PIO to supply the required information at point no. 03 demanded by the appellant through RTI request.

An opportunity is also given to the appellant to confirm whether he has received the information, which would be supplied to him by the respondent PIO or not.

The case is adjourned to 15th December,2021 (Wednesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 6th October, 2021

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

(Regd. Post) Harshinder Singh
S/o Sh. Suba Singh,
Rasulpur Rohi Kallar, 40 Khuh,
Jaura Phatak, Amritsar (Punjab)Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Superintendent,
Local Government, Punjab,
(Municipal Service Cell),
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

(Regd. Post) First Appellate Authority,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh ...Respondents

Appeal Case No. 908 of 2021

Present : Sh. Harshinder Singh, the appellant in person.
Sh. Vikas Kumar, Senior Assistant(Municipal Services Cell), for the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 13.11.2020. First appeal is dated 21.12.2020. Second appeal has been received in the Commission on 10.02.2021.

On the last date of hearing, held on 28.07.2021;

- i) Sh. Vikas Kumar, Senior Assistant(Municipal Services Cell), stated that the information demanded through RTI request relates with office of Municipal Corporation, Amritsar and RTI request of the applicant was transferred under Section 6 (3) of the RTI Act to office of Municipal Corporation, Amritsar vide letter no. 47351 dated 27.11.2020 and further transferred to Superintending Engineer(Civil) office of Municipal Corporation, Amritsar
- ii) The appellant stated that he received the reply from the respondent but he has demanded copy of letter no. DLG/MS-2019/44285 dated 01.10.2019 and action taken report on that letter, which relates with Municipal Services Cell of office of Director, Local Government, Punjab, Chandigarh. He also intimated that neither copy of letter no. DLG/MS-2019/44285 dated 01.10.2019 nor action taken status was given to him.
- iii) The respondent PIO of concerned branch of office of office of Director, Local Government, Punjab, Chandigarh, was directed to file a detailed reply to the queries raised by the applicant through his RTI request, which must be accompanied with supporting documents as per official record. He was also directed to send the reply to the appellant through registered post and e-mail with a copy to the Commission.
- iv) An opportunity was given to the appellant to confirm whether he has received the information/reply (which would be sent by the concerned PIO) or not.

Contd...2/-

Sh. Vikas Kumar, Senior Assistant(Municipal Services Cell), who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant vide letter no. 30648 dated 30.07.2021 through registered post. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 30649 dated 30.07.2021, signed by Superintendent-PIO(Municipal Services Cell), which has been received in the Commission vide Diary No. 17101 dated 04.08.2021. It, alongwith annexure, is taken on record.

The appellant, Sh. Harshinder Singh, who appeared in person in today's hearing, states that information given to him by the respondent PIO is not proper as he has demanded copy of letter no. DLG/MSC-2019/44285 dated 01.10.2019 and action taken report on that letter, which relates with Municipal Services Cell of office of Director, Local Government, Punjab, Chandigarh and neither copy of letter no. DLG/MSC-2019/44285 dated 01.10.2019 nor action taken status has been given to him till date. He also intimates the Commission that a reply has also been sent to the Commission letter dated 12.08.2021, which has been received in the Commission vide Diary No. 18162 dated 16.08.2021. It is taken on record.

Nevertheless, an opportunity is given to the respondent PIO concerned to bring a copy of the information (which was already supplied to the appellant) with the relevant official record in the Commission before the bench of the undersigned on the next date of hearing fixed.

If the respondent PIO would not appear before the Commission to attend the hearing, action would be taken against him as per provisions of the RTI Act.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd December, 2021 (Thursday) at 12:00 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties through registered post.

Date : 6th October, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Vijay Walia,
'Vijay Lodge',
Rajbaha Road,
Near Hira Motor,
Patiala - 147001(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o The Director(Factories)-cum-
Labour Commissioner, Punjab,
Labour Bhawan, Model Welfare Centre,
Phase -10, Sector 64,
S. A. S. Nagar (Mohali) (Punjab)

...Respondents

Complaint Case No. 396 of 2020

Present : None on behalf of the complainant.
Sh. Narinder Singh, Joint Director(Factories), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 09.03.2020. The complaint has been received in the Commission on 02.07.2020.

On the last date of hearing, held on 28.07.2021 ;

- i) The complainant stated that incomplete information was given to him at point no. 01 of the RTI request and at point no. 02 and 03 of the RTI request, no information was supplied to him by the respondent PIO.
- ii) Sh. Narinder Singh, Joint Director(Factories), stated that the requisite information was supplied to the complainant and information at point no. 02 and 03 of the RTI request relates with offices in various districts.
- iii) An opportunity was given to the respondent PIO concerned to supply the complete information at point no. 01 of the RTI request and remaining information at point no. 02 and 03 of the RTI request, to the appellant after collecting the same from the offices in various districts.
- iv) An opportunity was given to the appellant to point out deficiencies, if any, in the information, which would be supplied to him by the respondent PIO after inspection well in time so that the same could be removed by the respondent concerned.

Sh. Narinder Singh, Joint Director(Factories), who appeared in person in today's hearing, states that the requisite information has already been supplied to the complainant vide letter dated 23.09.2021. He also intimates the Commission that a reply has also been sent to the Commission vide letter dated 23.09.2021 signed by Public Information Officer office of Director(Factories), S. A. S. Nagar, which has been received in the Commission vide Diary No. 22483 dated 04.10.2021,. It is taken on record.

The complainant, Sh. Vijay Walia, through a letter dated 05.10.2021, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and sought an adjournment in this case. It is taken on record.

An opportunity is also given to the appellant to confirm whether he has received the information (which has been supplied by respondent PIO) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

Both the parties are advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or the case would be decided on merits.

The case is adjourned to 15th December, 2021 (Wednesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 6th October, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Vijay Walia,
'Vijay Lodge', Rajbaha Road,
Near Hira Motor,
Patiala - 147001(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o The Punjab Building and
other Construction Works Welfare Board,
(B. O. C. Welfare Board),
Labour Bhawan, Model Welfare Centre,
Phase -10, Sector 64,
S. A. S. Nagar (Mohali) (Punjab)

...Respondents

Complaint Case No. 399 of 2020

Present : None on behalf of the complainant.
Sh. Chander Shekhar, Superintendent, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 09.03.2020. The complaint has been received in the Commission on 02.07.2020.

On the last date of hearing, held on 28.07.2021 ;

- i) Sh. Narinder Singh, Joint Director(Factories), stated that the requisite information was supplied to the complainant.
- ii) The complainant stated that only information at point no. 01 and 02 has been received but information at point no. 03 of the RTI request, was not supplied to him by the respondent PIO.
- iii) An opportunity was given to the respondent PIO concerned to supply the remaining information at point no. 03 of the RTI request to the appellant.
- iv) An opportunity was also given to the appellant to confirm whether he received the remaining information at point no. 03 of the RTI request PIO or not.

Sh. Chander Shekhar, Superintendent, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the complainant vide letter no. 6877 dated 22.07.2021 and again vide letter no. 8284 dated 28.09.2021. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 8285 dated 28.09.2021 signed by Deputy Secretary office of Punjab Building and other Construction Works Welfare Board, S. A. S. Nagar, which has been received in the Commission vide Diary No. 22315 dated 01.10.2021. It, alongwith annexure, is taken on record

The complainant, Sh. Vijay Walia, through a letter dated 05.10.2021, which has been received in the Commission through an e-mail, has intimated the Commission that he is unable to attend today's hearing and sought an adjournment in this case. It is taken on record.

Contd...2/-

An opportunity is also given to the appellant to confirm whether he has received the information (which has been supplied by respondent PIO) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

Both the parties are advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or the case would be decided on merits

The case is adjourned to 15th December, 2021 (Wednesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 6th October, 2021

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Subash Chander
Street – 02, New Luxmi Nagar,
Kapurthala(Punjab)

V/s

....Appellant

Public Information Officer,
O/o The Superintending Engineer,
P.W. D. Office, Cantt. Road,
Jalandhar Cantt., Jalandhar -144008 (Punjab)

First Appellate Authority,
O/o The Superintending Engineer,
P.W. D. Office, Cantt. Road,
Jalandhar Cantt., Jalandhar -144008 (Punjab)

...Respondents

Appeal Case No. 1293 of 2020

Present : Sh. Pawan Kalia on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 30.12.2019. First appeal is dated 17.02.2020. Second appeal has been received in the Commission on 11.05.2020.

On the last date of hearing, held on 28.07.2021 ;

- i) The appellant through a letter dated 24.07.2021 had requested for an adjournment in this case.
- ii) Sh. Sandeep, Sub Division Clerk, stated that the requisite information was supplied to the appellant through registered post.
- iii) But the respondent PIO had neither sent any forwarding letter (through which the information has been sent to the appellant) nor sent copy of supplied information to the Commission. An opportunity was given to the respondent PIO to send the requisite information again to the appellant through registered post with a copy of the supplied information to the Commission.
- iv) An opportunity was also given to the appellant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned. He was also advised to represent this case in person or through his representative on the next date fixed for hearing or the case would be decided on merits.

Sh. Pawan Kalia, Advocate, who appeared on behalf of the appellant, Sh. Subash Chander states that incomplete information has been given to him by the respondent PIO as he has demanded "No Objection Certificate" in regard to Sant Baba Bhag Singh University, Khiala built on Kathar-Haryana Jattan/Bhonga Road and deficiencies have been pointed out through a letter dated 20.08.2021, which has been received in the Commission vide Diary No. 19230 dated 26.08.2021. It is taken on record.

After examining the documents placed on record, it is found that in compliance to the order Dated 28.07.2021, the respondent PIO through a reply vide letter no. 737-738 dated 28.07.2021 signed by Executive Engineer, Provincial Division, P.W. D. (B & R) Office, Jalandhar Cantt., which has been received in the Commission vide Diary No. 17008 dated 03.08.2021, has intimated the Commission that the requisite information has already been supplied to the appellant vide letter no. 737-738 dated 28.07.2021 through registered post, appended to which is postal receipt . It, alongwith a copy of postal receipt, is taken on record.

The respondent PIO concerned is directed to supply the information, after removing the deficiencies, which have been pointed out by the appellant through letter dated 20.08.2021, to him by registered post or through an e-mail with a copy to the Commission before the next date of hearing, failing which action would be initiated against him under the provisions of the RTI Act.

The case is adjourned to 15th December,2021 (Wednesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 6th October, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



(Regd. Post)	Ram Singh Pal S/o Sh. Maroo Singh, Street – 02, Ward – 19, Baba Banda Bahadur Nagar, Khanna, Distt. – Ludhaina - 141401(Punjab) V/sAppellant
(Regd. Post)	Public Information Officer, O/o The Chief Agricultural Officer, Fatehgarh Sahib (Punjab)	
(Regd. Post)	First Appellate Authority, O/o The Director, Agriculture and Farmer's Welfare Deptt., Phase – 6, Agriculture Bhawan, S. A. S. Nagar(Mohali) (Punjab)	...Respondents

Appeal Case No. 1341 of 2020

Present : Sh. Ram Singh Pal, the appellant in person.

i) Sh. Jaswinder Singh, Agricultural Development Officer-cum-APIO, Fatehgarh Sahib;

ii) Sh. Satish Kumar, Agricultural Officer (the then PIO-cum-Agricultural Development Officer) presently posted at Morinda, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
 The RTI request is dated 22.01.2020. First appeal is dated 09.03.2020. Second appeal has been received in the Commission on 27.05.2020.
 On the last date of hearing, held on 28.07.2021 ;

- i) Sh. Jaswinder Singh, Agricultural Development Officer-cum-APIO, stated that the information at point no. 02 and 03 of the RTI request was supplied to the appellant and information at point no. 01 of the RTI request could not supplied to the appellant as it is not found traceable in the official record as relevant official record is with an employee namely, Sh. Satish Kumar, Agricultural Development Officer(Enforcement) Fatehgarh Sahib and correspondence is going on with him that if any relevant official record is with him then submit the relevant official record in the office now so that required information could be supplied in the instant appeal-case.
- ii) As the remaining information, at point no. 01 of the RTI request, is pending with Sh. Satish Kumar, the then Agricultural Development Officer (as per version of Sh. Jaswinder Singh, Agricultural Development Officer), the respondent PIO concerned was directed to supply the remaining information after collecting the same from the concerned official, who is Sh. Satish Kumar(the then Agricultural Development Officer) to the appellant.
- iii) If any information, to any query/queries raised by the appellant through RTI request, is not available or traceable in the official record, the respondent-PIO concerned is directed to file a reply, in writing, to the particular query, to the appellant with a copy to the Commission.
- iv) A copy of the order be sent to Director, Agriculture and Farmer's Welfare Deptt , S. A. S. Nagar(Mohali) to ensure presence of the concerned PIO and the then Agricultural Development Officer , Sh. Satish Kumar on the next date fixed so that facts of this could be cleared.

The appellant, Sh. Ram Singh Pal, is not present in today's hearing.

Sh. Jaswinder Singh, Agricultural Development Officer-cum-APIO, who appeared on behalf of the respondent PIO in today's hearing, states that the information at point no. 02 and 03 of the RTI request has already been supplied to the appellant and information at point no. 01 is pending as the relevant official record was not handed over to the branch by the then concerned official.

Sh. Satish Kumar, Agricultural Officer (the then PIO-cum-Agricultural Development Officer) presently posted at Morinda, who appeared in today's hearing, states that he has left the charge in the year 2014, moreover, he was holding only additional charge during that period and he was got transferred from that office in the year 2016 and letter dated 05.08.2021 has been sent to the Commission stating that no information is pending with him. It is taken on record.

Nevertheless, an opportunity is given to the respondent PIO concerned to bring a copy of the information (which was already supplied to the appellant) with the relevant official record in the Commission before the bench of the undersigned on the next date of hearing fixed.

If the respondent PIO would not appear before the Commission to attend the hearing, action would be taken against him as per provisions of the RTI Act.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

Sh. Satish Kumar, Agricultural Officer (the then PIO-cum-Agricultural Development Officer) presently posted at Morinda is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

The concerned parties the appellant and PIO of office of (i) Chief Agricultural Officer, Fatehgarh Sahib or ii) Sh. Satish Kumar, Agricultural Officer (the then PIO-cum-Agricultural Development Officer) presently posted at Morinda are directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed in the office of State Information Commission, Punjab so that facts of this case could be cleared or the case would be decided on merits.

The case is adjourned to 2nd December, 2021 (Thursday) at 12:00 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties through registered post.

Date : 6th October, 2021

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post) Sh. Satish Kumar,
Agricultural Development Officer(Enforcement),
Morinda,
Distt. – Roopnagar (Punjab)