

# **PUNJAB STATE INFORMATION COMMISSION**

**RED CROSS BUILDING, NEAR ROSE GARDEN,**

**SECTOR 16, CHANDIGARH.**

Ph: 0172-2864112, Email: - [psic23@punjabmail.gov.in](mailto:psic23@punjabmail.gov.in)

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## **APPEAL CASE NO. 0172 OF 2021**

Shri Prem Kumar Rattan, (85095 80002)  
R/o H. No. 7-8/8, Park Road,  
Navi Mandi, Dhuri, District Sagnrur.

...Appellant

Versus

**Public Information Officer,**  
O/o Director General of Police,  
Punjab Police Headquarter,  
Sector – 9, Chandigarh.

**Public Information Officer,**  
O/o Additional Director General of Police,  
Punjab Police Headquarter,  
Sector – 9, Chandigarh.

**First Appellate Authority**  
O/o Director General of Police,  
Punjab Police Headquarter,  
Sector – 9, Chandigarh.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Shri Prem Kumar Rattan, Appellant.  
Ms. Nirlep Kaur, Sr. Assistant on behalf of the Respondents (98760 60574)

## **ORDER (FOURTH HEARING):**

This case earlier heard by the Ld. State Information Commissioner Smt. Preeti Chawla on 11.08.2021. However, since the Ld. State Information Commissioner has demitted his office on the completion of his tenure on 07.09.2021, the case has been re-allocated to the Bench of the undersigned. This order may be read with reference to the previous order dated 11.08.2021.

The Appellant states that no information has been provided to him.

The Respondent O/o DGP, Punjab states that demanded information pertains to the PIO O/o ADGP, NRI Wing, S.A.S. Nagar and same has been conveyed to the appellant.

The PIO O/o ADGP, NRI Wing, S.A.S. Nagar is impleaded as Respondent No. 2 with direction to present this case personally or through authorized representative to supply the requisite information to the appellant, before the next date of hearing.

In view of the above, last opportunity is given to both the PIOs to file their proper reply or written submission and should appear personally through CISCO Webex on the next date of hearing, failing which **Show Cause Notice** will be issued to them.

The case is adjourned to **24.05.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh**  
**07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 0692 OF 2021**

Advocate Rakesh Kumar Gupta, (98149 24851)  
R/o # 8/237, Jagraon Road,  
Mandi Mullanpur,  
District Ludhiana – 141101

...Appellant

Versus

**Public Information Officer,**  
O/o Additional Chief Secretary,  
Department of Home Affairs, Punjab,  
Chandigarh.

**Public Information Officer,**  
O/o Director General of Police,  
Punjab Police Headquarter,  
Sector – 9, Chandigarh.

**First Appellate Authority**  
O/o Additional Chief Secretary,  
Department of Home Affairs, Punjab,  
Chandigarh.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Advocate Rakesh Kumar Gupta, Appellant.  
Ms. Nirlep Kaur, Sr. Assistant on behalf of the Respondents (98760 60574)

## **ORDER (FOURTH HEARING):**

This case earlier heard by the Ld. State Information Commissioner Smt. Preety Chawla on 12.08.2021. However, since the Ld. State Information Commissioner has demitted his office on the completion of his tenure on 07.09.2021, the case has been re-allocated to the Bench of the undersigned. This order may be read with reference to the previous order dated 12.08.2021.

The Appellant states that no information has been provided to him.

The Respondent O/o DGP, Punjab states that demanded information pertains to the third party and he has refused to disclose his personal information, therefore cannot be provided to the appellant and same has already been conveyed to him.

In view of the above, last opportunity is given to both the PIOs to file their proper reply or written submission, before the next date of hearing, failing which penal consequences shall follow.

The case is adjourned to **24.05.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh**  
**07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 3362 OF 2021**

Advocate Rakesh Kumar Gupta, (98149 24851)  
R/o # 8/237, Jagraon Road,  
Mandi Mullanpur,  
District Ludhiana – 141101

...Appellant

Versus

**Public Information Officer,**  
O/o XEN/Executive Engineer,  
Construction Division No. 1,  
PWB (B&R), Ludhiana.

**First Appellate Authority**  
O/o XEN/Executive Engineer,  
Construction Division No. 1,  
PWB (B&R), Ludhiana.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Advocate Rakesh Kumar Gupta, Appellant.  
None on behalf of the Respondents.

### **ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 13.12.2021.

The Respondent is again absent and he was also absent on the last date of hearing. However, a letter has been received in the Commission vide diary no. 22964, dated 08.10.2021 mentioning therein that requisite information has already been sent to the appellant vide letter no. 834, dated 05.08.2021,

The Appellant states that he has received partial information (458 pages) regarding point no. 6 and 7 of his RTI application while he has paid Rs. 1244/- as document fee, for 622 pages of information.

The perusal of the record reveals that in this case the appellant has tried his best to get the information from the PIO who failed to provide the complete information to the appellant within stipulated period. He has been made to run from pillar to post for getting the information, which he could not get even after the notice was issued by the Commission in the Second Appeal. He has suffered unnecessary detriments/harassment in getting the information at the hands of the PIO.

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## **APPEAL CASE NO. 3362 OF 2021**

I have also looked into all the facts and circumstances of the case. In my view this is a fit case, where award of compensation under Section 19 (8) (b) is also called for. I have no doubt in my mind that this state of affairs has also come about on account of the absence of adequate machinery for handling the RTI work in O/o XEN/Executive Engineer, Construction Division No. 1, PWB (B&R), Ludhiana is thus, responsible for the inadequate handling of the RTI request and in the instant case as well. I, therefore, order that **compensation of Rs. 3000/- (Rupees Three Thousand Only)** be paid to the appellant for the detriments suffered by her.

This amount shall be payable from the funds of O/o XEN/Executive Engineer, Construction Division No. 1, PWB (B&R), Ludhiana by way of crossed Cheque/Demand Draft in the name of Advocate Rakesh Kumar Gupta within one month.

The PIO is directed to send a copy of Cheque/Demand Draft to the Commission to establish the fact that order of the Commission has been complied with.

The case is adjourned to **24.05.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh  
07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 3439 OF 2021**

Shri Darshan Singh, (98553 27734)  
S/o Shri Baldev Singh,  
R/o Village Jahangirpur, Post Office Paniar,  
District Gurdaspur – 143531

...Appellant

Versus

**Public Information Officer,**  
O/o Deputy Commissioner,  
Gurdaspur.

**First Appellate Authority**  
O/o Deputy Commissioner,  
Gurdaspur.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Shri Rakesh Singh, Representative of the Appellant.  
Shri Satnam Singh, Superintendent on behalf of the Respondents (98721 15612)

## **ORDER:**

The RTI application is dated 20.04.2021 vide which the Appellant has sought information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (hereinafter FAA) on 07.06.2021 and Second Appeal was filed in the Commission on 23.07.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 07.02.2022.

The Representative of the appellant states that no information has been provided to the appellant by the Respondents.

The Respondent states that the information sought by the appellant is under consideration due to the state assembly elections and will be provided to the appellant on completion and he has also been informed in writing.

In view of the above, the appellant is advised to point out deficiencies in writing to the PIO after received from him, under intimation to the Commission. The PIO is directed to remove the same, failing which penal consequences shall follow.

The case is adjourned to **24.05.2022 at 11:00 AM through CISCO WEBEX**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh**  
**07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 3487 OF 2021**

Shri Raman Kumar, (99889 00339)  
R/o H. No. 186 A, Street No. 6, Aman Nagar,  
Near New Water Tanki, Dakoha,  
Rama Mandi, Jalandhar - 144023

...Appellant

Versus

**Public Information Officer,**  
O/o Senior Superintendent of Police,  
Pathankot.

**First Appellate Authority**  
O/o Senior Superintendent of Police,  
Pathankot.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Shri Raman Kumar, Appellant.  
Shri Navdeep Sharma, Sub Inspector on behalf of the Respondents (92032 00009)

## **ORDER:**

The RTI application is dated 26.04.2021 vide which the Appellant has sought information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (hereinafter FAA) on 30.06.2021 and Second Appeal was filed in the Commission on 03.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 07.02.2022.

The Respondent states that the information sought by the appellant has already been supplied to him vide letter no. 23/RTI, dated 25.01.2022 and information relating to point no. 8 has not been sent to the appellant due to not clear.

The Appellant states that incomplete and misleading information has been provided to him.

In view of the above, the appellant is advised to furnish deficiencies in writing to the PIO within week, under intimation to the Commission. The PIO is directed to remove the same, after received from the appellant, failing which penal consequences shall follow.

The case is adjourned to **24.05.2022 at 11:00 AM through CISCO WEBEX**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh**  
**07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 3790 OF 2021**

Shri Sushil Kumar, (98145 00575)  
R/o H. No. 1410, Phase-1,  
Urban Estate, Dugri Road,  
Ludhiana-141013.

...Appellant

Versus

**Public Information Officer,**  
O/o Director General of Police,  
Punjab Police Headquarter,  
Sector – 9, Chandigarh.

**First Appellate Authority**  
O/o Director General of Police,  
Punjab Police Headquarter,  
Sector – 9, Chandigarh.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Shri Sushil Kumar, Appellant.  
ASI Ramesh Kumar on behalf of the Respondents (99156 03000)

## **ORDER (FIRST HEARING):**

The RTI application is dated 25.03.2021 vide which the Appellant has sought information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (hereinafter FAA) on 07.07.2021 and Second Appeal was filed in the Commission on 24.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and Notice of hearing was issued to the parties for 07.02.2022.

The Respondent states that requisite information has already been supplied to the appellant whereas the Appellant states that he has received incomplete and irrelevant information day before yesterday.

In view of the above, the appellant is advised to furnish deficiencies in writing to the PIO within week. The PIO is directed to remove the same, after received from the appellant, under intimation to the Commission, before the next date of hearing, failing which penal consequences shall follow.

The case is adjourned to **27.04.2022 at 11:00 AM**. Both the parties are directed to present their case personally in the Commission. Copies of the order be sent to the parties.

**Chandigarh**  
**07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**

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## **APPEAL CASE NO. 4069 OF 2021**

Sh. Chander Pratap, (9417294254)  
S/o Sh. Swami Ji,  
R/o Ward No. 1, Kala Manj Kothi,  
G.T. Road Mukerian, District Hoshiarpur-144211

...Appellant

Versus

**Public Information Officer,**  
O/o Chief Director,  
Vigilance Bureau, Punjab,  
S.A.S Nagar (Mohali).

**First Appellate Authority**  
O/o Director, Vigilance Bureau, Punjab,  
S.A.S Nagar (Mohali).

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Sh. Chander Pratap, Appellant.  
Sh. Gautam Singhal, P.P.S. Joint Director (Admin) – cum – PIO along with  
Inspector (Ms.) Amandeep Kaur for the Respondents (80549 40526)

## **ORDER: (SECOND HEARING)**

This case earlier heard by the Ld. State Information Commissioner Shri Hem Inder Singh on 30.11.2021. However, since the Ld. State Information Commissioner has demitted his office on the completion of his tenure, the case has been re-allocated to the Bench of the undersigned vide Office Order dated 21.01.2022.

The Appellant reiterates his earlier version that incomplete and irrelevant information has been provided to him whereas the Respondent files a written reply in the Commission mentioning there that ...ਆਪ ਦੀ ਪ੍ਰਤੀਬੇਨਤੀ/ਪੱਤਰ ਮਿਤੀ 10.01.2022, ਜੋ ਇਸ ਦਫਤਰ ਵਿਖੇ ਮਿਤੀ 21.01.2022 ਨੂੰ ਪ੍ਰਾਪਤ ਹੋਇਆ ਸੀ। ਜਿਸ ਵਿੱਚ ਦਰਜ ਆਪ ਦੀ ਬੇਨਤੀ ਨੂੰ ਧਿਆਨ ਵਿੱਚ ਰੱਖਦੇ ਹੋਏ ਨਿਆਂ ਦੇ ਹਿੱਤ ਵਿੱਚ ਆਪ ਦੀ ਪ੍ਰਤੀਬੇਨਤੀ/ਸ਼ਿਕਾਇਤ ਮਿਤੀ 02.03.2019 ਇਸ ਦਫਤਰ ਵਿਖੇ ਸ਼ਿਕਾਇਤ ਕਮੇਟੀ ਨੂੰ ਭੇਜੀ ਗਈ, ਜਿਸ ਵੱਲੋਂ ਪ੍ਰਤੀਬੇਨਤੀ/ਸ਼ਿਕਾਇਤ ਮਿਤੀ 02.03.2019 ਵਿੱਚ ਦਰਜ ਤੱਥਾਂ ਨੂੰ ਧਿਆਨ ਵਿੱਚ ਰੱਖਦੇ ਹੋਏ ਸ਼ਿਕਾਇਤ ਯੋਗ ਕਾਰਵਾਈ ਲਈ ਵਧੀਕ ਮੁੱਖ ਸੱਕਤਰ, ਪੰਜਾਬ ਸਰਕਾਰ, ਸਹਿਕਾਰਿਤਾ ਵਿਭਾਗ, ਚੰਡੀਗੜ੍ਹ ਨੂੰ ਪੱਤਰ ਨੰਬਰ 3425/ਵਬ/ਏ.ਐਸ.-5 ਮਿਤੀ 04.02.2022 ਰਾਹੀਂ ਭੇਜ ਦਿੱਤੀ ਗਈ ਹੈ। Copy of the same taken on record.

The case is adjourned to **09.03.2022 at 11:00 AM through CISCO WEBEX**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh**  
**07.02.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner**