

Yogesh Mahajan  
S/o Sh. Kuldip Raj Mahajan,  
Opposite Water Tank, Municipal Market,  
Mission Road, Pathankot (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Executive Engineer,  
Water Supply & Sanitation, Pb.,  
Division No. 02, Amritsar (Punjab)

First Appellate Authority,  
O/o The Superintending Engineer,  
Water Supply & Sanitation Circle,  
Amritsar (Punjab)

...Respondents

## Appeal Case No. 1646 of 2021

Present : Sh. Yogesh Mahajan , 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 06.01.2021. First appeal is dated 08.02.2021. Second appeal has been received in the Commission on 31.03.2021.

The appellant, Sh. Yogesh Mahajan, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

Neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability. Moreover, the requisite information has not been supplied by the respondent PIO to the information seeker even after a period of five months. The Commission took a serious view of this casual approach of the respondent PIO.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Executive Engineer, Water Supply & Sanitation, Pb., Division No. 02, Amritsar, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. A copy of this order be sent to him through registered post.

The respondent PIO concerned is directed to supply the certified copies of the required information to the appellant through registered post or e-mail, with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The case is adjourned to 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'

Yogesh Mahajan  
S/o Sh. Kuldip Raj Mahajan,  
Opposite Water Tank, Municipal Market,  
Mission Road, Pathankot (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Executive Engineer,  
Water Supply & Sanitation, Pb.,  
Division, Fazilka (Punjab)

First Appellate Authority,  
O/o The Superintending Engineer,  
Water Supply & Sanitation Circle,  
Ferozepur (Punjab)

...Respondents

### **Appeal Case No. 1648 of 2021**

Present : Sh. Yogesh Mahajan, the appellant in person.  
Sh. Naresh Kumar, Divisional Accounts Officer, on behalf of the respondent.

#### **ORDER**

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

The RTI request is dated 06.01.2021. First appeal is dated 08.02.2021. Second appeal has been received in the Commission on 31.03.2021.

The appellant, Sh. Yogesh Mahajan, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

Sh. Naresh Kumar, Divisional Accounts Officer, who appeared on behalf of the respondent PIO in today's hearing, states that in response to the RTI request, the requisite information has already been supplied to the appellant vide letter no. 5157 dated 05.07.2021. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 5169 dated 05.07.2021, which has been received in the Commission through an e-mail. It, alongwith annexure, is taken on record.

As the information is sent by the respondent PIO to the appellant vide letter dated 05.07.2021 and probably the same would be received by the appellant within coming two or three days.

Nevertheless, an opportunity is given to the appellant to confirm whether he has received the reply, which was sent to him by the respondent PIO vide letter dated 05.07.2021 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 or the case would be decided on merits.

The case is adjourned to 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'**

Yogesh Mahajan  
S/o Sh. Kuldip Raj Mahajan,  
Opposite Water Tank, Municipal Market,  
Mission Road, Pathankot (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Executive Engineer,  
Water Supply & Sanitation, Pb.,  
Division No. 01, Bathinda (Punjab)

First Appellate Authority,  
O/o The Superintending Engineer,  
Water Supply & Sanitation Circle,  
Bathinda (Punjab)

...Respondents

### Appeal Case No. 1649 of 2021

Present : Sh. Yogesh Mahajan, the appellant in person.  
Sh. Naresh Kumar, Divisional Accounts Officer, on behalf of the respondent.

#### ORDER

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

The RTI request is dated 06.01.2021. First appeal is dated 08.02.2021. Second appeal has been received in the Commission on 31.03.2021.

The appellant, Sh. Yogesh Mahajan, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

Sh. Naresh Kumar, Divisional Accounts Officer, who appeared on behalf of the respondent PIO in today's hearing, states that in response to the RTI request, the requisite information has already been supplied to the appellant vide letter no. 3847 dated 07.07.2021 through registered post. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 3848 dated 07.07.2021, which has been received in the Commission through an e-mail. It, alongwith a copy of postal-receipt, is taken on record.

As the information is sent by the respondent PIO to the appellant vide letter dated 07.07.2021 and probably the same would be received by the appellant within coming two or three days.

Nevertheless, an opportunity is given to the appellant to confirm whether he has received the reply, which was sent to him by the respondent PIO vide letter dated 07.07.2021 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 or the case would be decided on merits.

The case is adjourned to 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'

Harpal Singh  
S/o Sh. Pritam Singh,  
Village – Uthian, P. O. – Wallah,  
Distt. - Amritsar - 143501(Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Director,  
Public Instructions (Elem.) Pb.,  
P.S.E.B. Complex, Sector 68,  
S.A.S. Nagar (Mohali) (Punjab)

First Appellate Authority,  
O/o The Secretary to Government of Punjab,  
Deptt. of Education,  
Vidhya Bhawan, P.S.E.B. Complex,  
Sector 68, S.A.S. Nagar (Mohali) (Punjab)

...Respondents

### **Appeal Case No. 1658 of 2021**

Present : None on behalf of the appellant.  
Sh. Kapil Kumar, Senior Assistant, on behalf of the respondent.

#### **ORDER**

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

The RTI request is dated 29.09.2020. First appeal is dated 19.11.2020. Second appeal has been received in the Commission on 31.03.2021.

Sh. Kapil Kumar, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, states that in response to the RTI request, the requisite information has already been supplied to the appellant vide letter dated 06.07.2021 through an e-mail. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 6826 dated 06.07.2021, which has been received in the Commission through an e-mail. It is taken on record.

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

An opportunity is given to the appellant to confirm whether he has received the reply, which was sent to him by the respondent PIO vide letter dated 06.07.2021 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 is also 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 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'



Harbans Singh  
S/o Sh. Ruldu Singh,  
Kartarpur Basti,  
Ward No. 01, Hareri Road,  
Sangrur -148101(Punjab)

.... Complainant

V/s

Public Information Officer,  
O/o The Senior Superintendent of Police,  
Sangrur (Punjab)

...Respondents

### **Complaint Case No. 361 of 2021**

Present : None on behalf of the complainant.  
Sh. Kuldeep Singh, A. S. I., on behalf of the respondent.

#### **ORDER**

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

The RTI request is dated 25.01.2021. The complaint has been received in the Commission on 23.03.2021.

Sh. Kuldeep Singh, A. S. I., who appeared on behalf of the respondent PIO in today's hearing, states that a reply has already been given to the complainant vide letter no. 11853 dated 30.04.2021 and again the requisite information of twenty pages has been sent to the appellant vide letter dated 01.07.2021 through registered post. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 50 dated 01.07.2021, which has been received in the Commission through an e-mail. It, alongwith annexure with a copy of postal-receipt, is taken on record.

The complainant, Sh. Harbans Singh is not present in today's hearing.

An opportunity is given to the complainant to confirm whether he has received the information, which was sent to him by the respondent PIO vide letter dated 01.07.2021 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 is also 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 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'



Bhagwan Singh  
S/o Sh. Guddar Singh,  
Village – Mohar Sonaa at Nakki Ke  
Teh. & Distt. - Fazilka(Punjab)

.... Complainant

V/s

Public Information Officer,  
O/o The District Education Officer(Elem.),  
Fazilka(Punjab)

...Respondents

**Complaint Case No. 364 of 2021**

Present : Sh. Bhagwan Singh, the complainant in person.  
None on behalf of the respondent.

**ORDER**

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

The RTI request is dated 03.07.2020. The complaint has been received in the Commission on 23.03.2021.

The complainant, Sh. Bhagwan Singh, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

The respondent PIO through a reply vide letter no. 153112 dated 11.05.2021 signed by Public Information Officer office of District Education Officer(Elem.), Fazilka, which has been received in the Commission through an e-mail dated 13.05.2021 has intimated the Commission a reply has already been supplied to the appellant vide letter dated 11.05.2021. It is taken on record.

Nevertheless, the respondent PIO concerned of office of District Education Officer (Elem.), Fazilka is directed to remain present in person on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' to clear the facts of this case.

The complainant is also 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'.

The case is adjourned to 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 2021

(Sanjiv Garg)  
State Information Commissioner  
Punjab

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Harwinder Singh  
S/o Sh. Kulwinder Singh,  
Village – Panjokha,  
Tehsil – Khamano,  
Distt. – Fatehgarh Sahib(Punjab)

.... Complainant

V/s

Public Information Officer,  
O/o The Senior Superintendent of Police,  
Roopnagar(Punjab)

...Respondents

### **Complaint Case No. 380 of 2021**

Present : None on behalf of the complainant.  
Sh. Inderjit Singh, A. S. I., on behalf of the respondent.

#### **ORDER**

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

The RTI request is dated 17.12.2020. The complaint has been received in the Commission on 25.03.2021.

Sh. Inderjit Singh, A. S. I., who appeared on behalf of the respondent PIO in today's hearing, states that a reply has already been given to the complainant vide letter no. 02 dated 02.01.2021, intimating him that the information sought for by the complainant, Sh. Ashok Kumar through his RTI request could not be supplied to him as it is 'third party' information. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 873 dated 01.07.2021, which has been received in the Commission through an e-mail. It is taken on record.

The complainant, Sh. Harbans Singh is not present in today's hearing.

An opportunity is given to the complainant to confirm whether he has received the reply, which was sent to him by the respondent PIO vide letter dated 01.07.2021. He is also 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' so that facts of this case could be cleared.

The case is adjourned to 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 2021

(Sanjiv Garg)  
State Information Commissioner  
Punjab

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Gurbax Singh,  
Village – Bholapur Jhabewal,  
P.O. - Ramgarh,  
District – Ludhiana (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Sub Divisional Magistrate,  
Sunam(Udham Singh Wala),  
Distt. - Sangrur(Punjab)

First Appellate Authority,  
O/o The Sub Divisional Magistrate,  
Sunam(Udham Singh Wala),  
Distt. - Sangrur(Punjab)

...Respondents

### Appeal Case No. 1563 of 2021

Present : None on behalf of the appellant.  
Sh. Bhupinder Singh, Superintendent, on behalf of the respondent.

#### ORDER

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

The RTI request is dated 07.09.2020. First appeal is dated 12.10.2020. Second appeal has been received in the Commission on 26.03.2021.

Sh. Bhupinder Singh, Superintendent, who appeared on behalf of the respondent PIO in today's hearing, states that the information sought through RTI request, is ready to supply but could not sent to the appellant as he is having charge of another seat other than his present seat and seeks an adjournment in this case so that the required information could be sent to the appellant.

Nevertheless an opportunity is given to the respondent PIO to send the requisite information to the appellant through registered post at his residential address and send a copy of the postal receipt to the Commission .

The appellant, Sh. Gurbax Singh, is not present in today's hearing. An opportunity is given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO through registered post well in time so that the same could be removed by the respondent concerned by the next date of hearing. He is also 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'.

The case is adjourned to 20<sup>th</sup> September, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'



Dara Singh  
S/o Sh. Baldev Singh,  
H. No. 200, Street – 02,  
Defence Colony, Malerkotla,  
Distt. – Sangrur - 148023 (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Addl. Chief Judge,  
Senior Division,  
Malerkotla (Punjab)

First Appellate Authority,  
O/o The Addl. Chief Judge,  
Senior Division,  
Malerkotla (Punjab)

...Respondents

### Appeal Case No. 1571 of 2021

Present : Sh. Dara Singh, the appellant in person with Advocate, Sh. Jatinder Singh Chahal.  
i) Sh. Ajit Kumar, Reader Court of Addl. Chief Judge, Senior Division,  
Malerkotla, in person ;  
i) Ms. Manpreet Kaur, First Appellate Authority under Addl. Chief Judge,  
Senior Division, Malerkotla, for behalf of the respondent.

#### ORDER

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

The RTI request is dated 24.11.2020. First appeal is dated 24.12.2020. Second appeal has been received in the Commission on 09.04.2021.

The appellant, Sh. Dara Singh, who appeared in person in today's hearing with Advocate, Sh. Jatinder Singh Chahal, states that through RTI request he has demanded a status report on a case titled : Sukhvir Kaur versus Racchpal Singh whether it is pending or decided. He also intimates that no case was transferred on 12.06.2002 to the Court of Ld. ACJ(SD), Malerkotla. Rather a fresh case titled as 'Sukhvir Kaur versus Racchpal Singh' was filed in the court Ld. ACJ(SD), Malerkotla through Sh. Paramjit Singh Shergill, Advocate, Malerkotla. Sh. Ujagar Singh Chahal, Advocate, Malerkotla was counsel for the defendant Rachpal Singh. Later on, the aforesaid case was transferred on 13.08.2003 to the court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla and was adjourned for 19.11.2003, 15.01.2004, 08.03.2004, 26.04.2004, 05.06.2004, 29.07.2004, 12.08.2004, 10.09.2004, 15.10.2004 and 30.10.2004, the aforesaid case file was missed from the record as per the daily diaries of both the counsels.

Ms. Manpreet Kaur, First Appellate Authority under Addl. Chief Judge, Senior Division, Malerkotla, appeared for the respondent in today's hearing.

Sh. Ajit Kumar, Reader Court of Addl. Chief Judge, Senior Division, Malerkotla, who appeared in person in today's hearing, states that no case titled as 'Sukhvir Kaur Versus Racchpal Singh' of 12.06.2002 is found in the official record and Peshi register of dated 30.10.2004 of the Court of Sh. Harjit Singh, PCS, CJ(JD) is also perused and no case bearing the above-said title is found. It is taken on record.

Contd...2/-

He also intimates the Commission that a reply has also been sent to the Commission vide letter dated 22.06.2021, which has been received in the Commission vide Diary No. 13846 dated 28.06.2021. Briefly as following as under :

*“As per the report of Ahlmad, Sh. Harjit Singh, PCS, CJ(JD), Malerkotla took the charge of the Court on 10.01.2003 and this court was withdrawn on 22.09.2005. On withdrawal of the Court, record of the cases, which were transferred to the Court of Ld. ASJ(SD), Malerkotla was checked and no case titled as ‘Sukhvair Kaur Versus Racchpal Singh’ of 12.06.2002 was transferred to the Court of Ld. ASJ(SD), Malerkotla. No case bearing the same title is pending due to the withdrawal of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla. Record of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla was deposited in the Record-room by the concerned employee.*

*As per the report of Assistant Record Keeper, only one case titled as ‘Sukhvair Kaur Versus Racchpal Singh’ bearing G. No. 222/Kup Khurd, CS No. 195 of 15.01.2005 decided on 26.11.2006. Except this, no other entry prior to 28.11.2006 or after this date was found entered in registers. Peshi register of dated 30.10.2004 of the Court of Sh. Harjit Singh, PCS, CJ(JD) was also perused and no case bearing the above-said title was found.” It is taken on record.*

After examining the documents placed on record, it is found that the respondent has also sent a reply vide letter 01.07.2021 signed by Manpreet Kaur, First Appellate Authority under Addl. Chief Judge, Senior Division, Malerkotla, which has been received in the Commission vide Diary No. 14624 dated 06.04.2021. Briefly following as under :

*“ The Public Information Officer vide his report/letter No. 31 dated 15.12.2020 informed the appellant that as per report of Ahlmad, no case titled as ‘Sukhvair Kaur Versus Racchpal Singh’ of 12.06.2002 was received by transfer to the Court of Ld. ACJ(SD), Malerkotla due to withdrawal of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla on 22.09.2005 and no case is pending bearing the same title. He further informed that as per report of ARKs, only one case titled as ‘Sukhvair Kaur Versus Racchpal Singh’ bearing G. No. 222/Kup Khurd, CS No. 195 of 15.01.2005 decided on 26.11.2006 was found and except this, no other entry prior to 28.11.2006 or after this date was found entered in the registers.*

*PIO has filed his reply to the same reiterating the grounds as detailed in his letter no. 31 dated 15.12.2020 that the appellant has sought information through RTI, upon which reports of Ahlmad and ARKs were called and he/PIO has conveyed he appellant as per those reports.*

*Upon going through the application dated 24.11.2020, it is apparent that appellant has sought information that whether case titled as 'Sukhvir Kaur Versus Racchpal Singh' is pending or decided in which was presented in the court of Ld. ACJ(SD), Malerkotla on 12.06.2002 and was entrusted to the Court of Sh. B. S. Deol for 15.06.2002 and was transferred to the court of Sh. Harjit Singh, PCS, CJ(JD), on 13.08.2013, in which adjournment were fixed as 19.11.2003, 15.01.2004, 08.03.2004, 26.04.2004, 05.06.2004, 29.07.2004, 12.08.2004, 10.09.2004, 15.10.2004 and 30.10.2004. This information on the face of it shows that the same is not specific and is in the nature of questionnaire. As per the Act, the PIO is supposed to supply only the information, which is available with him and he is supposed to create information or to solve the problems raised by the information-seeker and is also not required to reply to the hypothetical questions of a citizen. The PIO has rightly reported as per the report of the Ahlmad, which is on record that no case titled as 'Sukhvir Kaur Versus Racchpal Singh' of 12.06.2002 was received by transfer to the Court of Ld. ACJ(SD), Malerkotla due to withdrawal of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla on 22.09.2005 and further PIO has rightly reported that as per report of ARKs, which is on record that only one case titled as 'Sukhvir Kaur Versus Racchpal Singh' bearing G. No. 222/Kup Khurd, CS No. 195 of 15.01.2005 decided on 26.11.2006 was found and except this, no other entry prior to 28.11.2006 or after this date was found entered in the registers. So the PIO can not create information which is not existing in the record and as such he can not solve the hypothetical question of the applicant. Moreover, the appellant has produced the photocopies of diaries of Advocate, in which it has been written 'file nhi mili and file missing' but these writing seem to be over writing. Moreover, original diaries of Advocates are not produced by the appellant. Furthermore, the appellant has not indicated in the application or in the grounds of the appeal about the bonafide public interest in disclosure of the information sought by him. It is settled that the personal matter with no public interest involved needs not to be disclosed. Therefore, the PIO has rightly disposed of the application of the appellant as per reports of Ahlmads/ARKs". It is also taken on record.*

Examined the written-submissions and heard the parties.

The respondent PIO is directed to file a written reply specifically mentioning the case number, which was disposed with a copy of order passed under signatures of the concerned PIO(himself) within fifteen days from today. In that reply, he is also directed to mention that no case titled as 'Sukhvir Kaur Versus Racchpal Singh' of 12.06.2002 is found in the Peshi Register of date 30.10.2004 as per official record.

The parties (above-said) are directed to represent this case in person or through their representatives, on the next date of hearing with relevant documents so that the facts of this case could be cleared.

With this, the case is adjourned to 23<sup>rd</sup> August, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'



Balwinder Singh Laadi,  
H. No. 418, Street – 05,  
Nanaksar Tehdi Raod,  
Simlapuri,  
Ludhiana - 141003(Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Executive Officer,  
Nagar Council,  
Malerkotla, Distt. - Sangrur(Punjab)

First Appellate Authority,  
O/o The Executive Officer,  
Nagar Council,  
Malerkotla, Distt. - Sangrur (Punjab)

...Respondents

### Appeal Case No. 1609 of 2021

Present : Sh. Gurmej Lal on behalf of the appellant.  
Sh. Charan Singh, Junior Engineer, on behalf of the respondent.

#### ORDER

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

The RTI request is dated 12.01.2021. First appeal is dated 12.02.2021. Second appeal has been received in the Commission on 30.03.2021.

Sh. Charan Singh, Junior Engineer, who appeared on behalf of the respondent PIO in today's hearing, states that in response to the RTI request, the requisite information has already been supplied to the appellant vide letter no. 3308 dated 18.02.2021 and again sent vide letter no. 750 dated 25.06.2021. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 856 dated 06.07.2021, which has been received in the Commission through an e-mail. It, alongwith copies of supplied information, is taken on record.

Sh. Gurmej Lal, who appeared on behalf of the appellant, Sh. Balwinder Singh Laadi, in person in today's hearing, states that he has not received such information till date.

As the information is sent by the respondent PIO to the appellant vide letter dated 06.07.2021 and probably the same would be received by the appellant within coming two or three days.

Nevertheless, the respondent PIO concerned is directed to send the required information to the appellant through an e-mail also.

An opportunity is given to the appellant to confirm whether he has received the reply, which was sent to him by the respondent PIO vide letter dated 06.07.2021 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.

The case is adjourned to 22<sup>nd</sup> September, 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 : 7<sup>th</sup> July, 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'



Gurwinder Singh  
S/o Sh. Nirmal Singh,  
Village - Devinagar,  
Tehsil – Derabassi,  
Distt. – S. A. S. Nagar(Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Director,  
Local Government, Punjab,  
Municipal Bhawan,  
Sector 35 - A, Plot No. 03,  
Chandigarh

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

...Respondents

### Appeal Case No. 1713 of 2021

Present : Sh. Gurwinder Singh, the appellant in person.  
Sh. Hardeep Singh, Steno, Senior Assistant(Establishment) , for the respondent.

#### ORDER

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

The RTI request is dated 16.12.2020. First appeal is dated 21.01.2021. Second appeal has been received in the Commission on 05.04.2021.

The appellant, Sh. Gurwinder Singh, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

Sh. Hardeep Singh, Steno, Senior Assistant(Establishment Branch), who appeared on behalf of the respondent PIO in today's hearing, states that the information sought through RTI request relates with office of Executive Officer, Nagar Council, Derabassi and the same has been forwarded to that office vide letter no. 11918 dated 23.03.2021. He also intimates that no reply has been received till date. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 20801 dated 24.05.2021, which has been received in the Commission vide Diary No. 11372 dated 25.05.2021. It is taken on record.

Nevertheless, an opportunity is given to the respondent-PIO concerned to send a proper reply, in writing, to each and every query, raised by the appellant through his RTI request to him (the appellant) with a copy to the Commission,

An opportunity is also given to the appellant to confirm whether he has received the information/reply or not.

The case is adjourned to 22<sup>nd</sup> September, 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 : 7<sup>th</sup> July, 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'

Jasbir Singh,  
Village – Bholapur Jhabewal,  
P.O. - Ramgarh,  
District – Ludhiana (Punjab)

....Appellant

V/s

i) Public Information Officer,  
O/o The Principal Secretary  
to Government. of Punjab,  
Deptt. of Local Government,  
Municipal Bhawan,  
Sector 35 - A, Plot No. 03,  
Chandigarh (Punjab)

(Regd. Post) ii) Public Information Officer,  
O/o The Director,  
Deptt. of Local Government,  
Municipal Bhawan,  
Sector 35 - A, Plot No. 03,  
Chandigarh (Punjab)

Encl : RTI request

First Appellate Authority,  
O/o The Principal Secretary  
to Government. of Punjab,  
Deptt. of Local Government,  
Municipal Bhawan,  
Sector 35 - A, Plot No. 03,  
Chandigarh (Punjab)

...Respondents

### Appeal Case No. 1667 of 2021

Present : Sh. Jasbir Singh, the appellant in person.  
Sh. Manveer Singh, Senior Assistant-cum-APIO, (LG- 1 Branch), on behalf of the respondent.

#### ORDER

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

The RTI request is dated 16.10.2020. First appeal is dated 16.11.2020. Second appeal has been received in the Commission on 01.04.2021.

The appellant, Sh. Jasbir Singh, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

Sh. Manveer Singh, Senior Assistant-cum-APIO, (LG- 1 Branch) , who appeared on behalf of the respondent PIO in today's hearing, states that the information sought through RTI request relates with office of Director, Local Government, Punjab, Chandigarh and the same has been transferred under Section 6 (3) of the RTI Act to that office vide letter no. 709 dated 02.07.2021. He also intimates that reply has also been sent to the Commission vide letter no. 710 dated 02.07.2021, which has been received in the Commission vide Diary No. 11372 dated 25.05.2021. It is taken on record.

As the information demanded by the appellant through RTI request, relates with office of Director, Local Government, Punjab, Chandigarh, hence, Public Information Officer office of office of Director, Local Government, Punjab, Chandigarh be impleaded as necessary party in this case. A copy of this order be sent to him alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission, by the next date of hearing.

The Public Information Officer of office of Director, Local Government, Punjab, Chandigarh is also directed to represent this case in person or through his representative on the next date of hearing fixed through facility of Software/application 'CISCO Webex Meetings' to clear the facts of this case.

An opportunity is also given to the appellant to confirm whether he has received the information/reply or not.

The case is adjourned to 22<sup>nd</sup> September, 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 : 7<sup>th</sup> July, 2021

(Sanjiv Garg)  
State Information Commissioner  
Punjab

Encl : RTI request

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



Ms. Harjit Kaur  
W/o Sh. Gurdeep Singh,  
H. No. 107, Ward No. 02,  
Anaj Mandi,  
Kuruli (S.A.S. Nagar) (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Executive Engineer,  
Punjab Water Supply  
and & Sanitation,  
Division Khanna,  
Distt. - Ludhiana (Punjab)

First Appellate Authority,  
O/o The Superintending Engineer,  
Water Supply & Sanitation,  
Ludhiana(Punjab)

...Respondents

### Appeal Case No. 1664 of 2021

Present : Ms. Harjit Kaur, 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 29.12.2020. First appeal is dated 30.01.2021. Second appeal has been received in the Commission on 01.04.2021.

The appellant, Ms. Harjit Kaur, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO so far.

After examining the documents placed on record, it is found that the notice of hearing issued by the Commission vide letter dated 29.04.2021 in the name of the Public Information Officer office of Executive Engineer, Punjab Water Supply and & Sanitation, Khanna is received back in the office of the Commission as 'undelivered' through Diary No. 9890 dated 03.05.2021. It is taken on record.

Nevertheless, a copy of this order be sent to the concerned PIO alongwith RTI request through registered post with the directions to supply the certified copies of the required information, as per queries raised by the appellant through RTI request, to the appellant through registered post or e-mail with a copy to the Commission by the next date of hearing. He is also 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'.

An opportunity is also given to the appellant to confirm whether she has received the information or not. She is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The case is adjourned to 22<sup>nd</sup> September, 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 : 7<sup>th</sup> July, 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'



Inderjit Singh S/o Sh. Sukhdev Singh,  
V.P.O. – Sabhra (Patti Narad Ki),  
Tehsil – Patti, Distt. – Tarn Taran - 143416 (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Executive Engineer,  
P.W.D. (B & R), Construction Division - 2,  
Amritsar (Punjab)

First Appellate Authority,  
O/o The Superintending Engineer,  
P.W.D. (B & R), Batala Road, Amritsar (Punjab)

...Respondents

**Appeal Case No. 2309 of 2020**

Present : Sh. Inderjit Singh, the appellant in person.  
Sh. Dayal Sharma, S. D. E., for the respondent.

**ORDER**

Heard through facility of Software/application 'CISCO Webex Meetings'.  
The RTI request is dated 19.05.2020. First appeal is dated 29.06.2020. Second  
appeal has been received in the Commission on 26.08.2020.

On the last date of hearing, held on 24.05.2021, another opportunity was  
given to the respondent PIO concerned to supply the remaining information to the appellant with a  
copy to the Commission. For making delay in supplying the requisite information to the  
information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five  
Thousand Only) was imposed upon the concerned Public Information Officer.

Sh. Dayal Sharma, S. D. E, who appeared for the respondent in today's hearing,  
states that in response to the RTI request, a point-wise reply has already been given to the  
appellant vide letter no. 1507 dated 21.01.2021 through registered post. He also intimates the  
Commission that a reply has also been sent to the Commission vide letter no. 530 dated  
06.07.2021, which has been received in the Commission through an e-mail, appended to which is a  
copy of challan-receipt, showing that penalty of Rs. 5,000/- (Rupees Five Thousand Only), which  
was imposed upon the concerned Public Information Officer vide orders dated 24.05.2021 has  
been deposited. It, alongwith annexure with a copy of challan-receipt, is taken on record.

The appellant, Sh. Inderjit Singh, who appeared in person in today's hearing,  
orally states that he has received the information but it not relevant.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to  
inspect the relevant official record on 14.07.2021 at 11:00 A. M. to identify the information.

The respondent PIO concerned is directed to facilitate the appellant to inspect  
the relevant official record during his visit to the office so that information could be identified by  
him. He is also directed to supply the required information to the appellant, which would be  
identified by him after inspection.

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 after inspection.

The case is adjourned to 22<sup>nd</sup> September, 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 : 7<sup>th</sup> July, 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'

He also intimates the Commission that a reply has also been sent to the Commission vide letter dated 22.06.2021, which has been received in the Commission vide Diary No. 13846 dated 28.06.2021. Briefly as following as under :

*“As per the report of Ahlmad, Sh. Harjit Singh, PCS, CJ(JD), Malerkotla took the charge of the Court on 10.01.2003 and this court was withdrawn on 22.09.2005. On withdrawal of the Court, record of the cases, which were transferred to the Court of Ld. ASJ(SD), Malerkotla was checked and no case titled as ‘Sukhvir Kaur Versus Racchpal Singh’ of 12.06.2002 was transferred to the Court of Ld. ASJ(SD), Malerkotla. No case bearing the same title is pending due to the withdrawal of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla. Record of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla was deposited in the Record-room by the concerned employee.*

*As per the report of Assistant Record Keeper, only one case titled as ‘Sukhvir Kaur Versus Racchpal Singh’ bearing G. No. 222/Kup Khurd, CS No. 195 of 15.01.2005 decided on 26.11.2006. Except this, no other entry prior to 28.11.2006 or after this date was found entered in registers. Peshi register of dated 30.10.2004 of the Court of Sh. Harjit Singh, PCS, CJ(JD) was also perused and no case bearing the above-said title was found.” It is taken on record.*

After examining the documents placed on record, it is found that the respondent has also sent a reply vide letter 01.07.2021 signed by Manpreet Kaur, First Appellate Authority under Addl. Chief Judge, Senior Division, Malerkotla, which has been received in the Commission vide Diary No. 14624 dated 06.04.2021. Briefly following as under :

*“ The Public Information Officer vide his report/letter No. 31 dated 15.12.2020 informed the appellant that as per report of Ahlmad, no case titled as ‘Sukhvir Kaur Versus Racchpal Singh’ of 12.06.2002 was received by transfer to the Court of Ld. ACJ(SD), Malerkotla due to withdrawal of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla on 22.09.2005 and no case is pending bearing the same title. He further informed that as per report of ARKs, only one case titled as ‘Sukhvir Kaur Versus Racchpal Singh’ bearing G. No. 222/Kup Khurd, CS No. 195 of 15.01.2005 decided on 26.11.2006 was found and except this, no other entry prior to 28.11.2006 or after this date was found entered in the registers.*

*PIO has filed his reply to the same reiterating the grounds as detailed in his letter no. 31 dated 15.12.2020 that the appellant has sought information through RTI, upon which reports of Ahlmad and ARKs were called and he/PIO has conveyed he appellant as per those reports.*

*Upon going through the application dated 24.11.2020, it is apparent that appellant has sought information that whether case titled as 'Sukhvir Kaur Versus Racchpal Singh' is pending or decided in which was presented in the court of Ld. ACJ(SD), Malerkotla on 12.06.2002 and was entrusted to the Court of Sh. B. S. Deol for 15.06.2002 and was transferred to the court of Sh. Harjit Singh, PCS, CJ(JD), on 13.08.2013, in which adjournment were fixed as 19.11.2003, 15.01.2004, 08.03.2004, 26.04.2004, 05.06.2004, 29.07.2004, 12.08.2004, 10.09.2004, 15.10.2004 and 30.10.2004. This information on the face of it shows that the same is not specific and is in the nature of questionnaire. As per the Act, the PIO is supposed to supply only the information, which is available with him and he is supposed to create information or to solve the problems raised by the information-seeker and is also not required to reply to the hypothetical questions of a citizen. The PIO has rightly reported as per the report of the Ahlmad, which is on record that no case titled as 'Sukhvir Kaur Versus Racchpal Singh' of 12.06.2002 was received by transfer to the Court of Ld. ACJ(SD), Malerkotla due to withdrawal of the Court of Sh. Harjit Singh, PCS, CJ(JD), Malerkotla on 22.09.2005 and further PIO has rightly reported that as per report of ARKs, which is on record that only one case titled as 'Sukhvir Kaur Versus Racchpal Singh' bearing G. No. 222/Kup Khurd, CS No. 195 of 15.01.2005 decided on 26.11.2006 was found and except this, no other entry prior to 28.11.2006 or after this date was found entered in the registers. So the PIO can not create information which is not existing in the record and as such he can not solve the hypothetical question of the applicant. Moreover, the appellant has produced the photocopies of diaries of Advocate, in which it has been written 'file nhi mili and file missing' but these writing seem to be over writing. Moreover, original diaries of Advocates are not produced by the appellant. Furthermore, the appellant has not indicated in the application or in the grounds of the appeal about the bonafide public interest in disclosure of the information sought by him. It is settled that the personal matter with no public interest involved needs not to be disclosed. Therefore, the PIO has rightly disposed of the application of the appellant as per reports of Ahlmads/ARKs". It is also taken on record.*

Examined the written-submissions and heard the parties.

The respondent PIO is directed to file a written reply specifically mentioning the case number, which case was disposed with a copy of order passed under signatures of the concerned PIO(himself) within fifteen days from today. In that reply, he is also directed to mention that no case titled as 'Sukhvir Kaur Versus Racchpal Singh' of 12.06.2002 is found in the Peshi Register of date 30.10.2004 as per official record.

The parties (above-said) are directed to represent this case in person or through their representatives, on the next date of hearing with relevant documents so that the facts of this case could be cleared.

With this, the case is adjourned to 23<sup>rd</sup> August, 2021 (Monday) 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 : 7<sup>th</sup> July, 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'