



Sh. Bikramjit Singh,
H NO-8, Phase-3, Swiss City,
Gumtala Mahal, Bypass,
Amritsar.

... Complainant

Versus

Public Information Officer,
O/o SGPC,
Amritsar.

...Respondent

Complaint Case No. 221 of 2021

PRESENT: Sh.Bikramjit Singh as the Complainant
None for the Respondent

ORDER:

The complainant through RTI application dated 09.01.2021 has sought information regarding inspection of file related with letter emailed to Akal Takhat Sahib on 10.10.2020 and 02.01.2021 with letter No.792 and 1093 as enumerated in the RTI application concerning the office of SGPC Amritsar. The complainant was not provided the information after which the complainant a complaint in the Commission on 17.02.2021.

The case has come up for hearing today through video conferencing at DAC Amritsar. The complainant informed that earlier the PIO vide letter dated 05.04.2021 had informed that the enquiry is pending and the information cannot be provided. Thereafter, the PIO vide letter dated 21.06.2021 informed that the enquiry has been completed, report has been received and decision has been taken but the PIO did not supply copy of final decision as per the RTI application.

The complainant further informed that he was allowed inspection only on 6th July, 2021 but during inspection, he was not allowed to note down any letter numbers nor provided photocopies of the required information.

The respondent is absent and vide email has sought exemption.

The Commission observes that the PIO has not attended to the RTI application within a period of 30 days, the time prescribed under the RTI Act. As per the record on the file, the RTI application was filed on 09.01.2021 but the reply was sent only on 05.04.2021. The commission has taken a serious view of this and hereby directs the PIO to **show cause that why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time as well as for willful denial of information.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated :07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Mangal Singh,
296, S.J.S Avenue,
Ajnala, Distt Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Secretary,
Food Civil Supplies & Consumer Affairs, Pb,
Anaj Bhawan, Sector-39-C, Chandigarh.

First Appellate Authority,
O/o Secretary,
Food Civil Supplies & Consumer Affairs, Pb,
Anaj Bhawan, Sector-39-C, Chandigarh.

...Respondent

Appeal Case No. 492 of 2021

PRESENT: Sh.Mangal Singh as the Appellant
Sh.Hira Chauhan, Inspector O/o DFSC Amritsar for the Respondent

ORDER:

The appellant through RTI application dated 22.09.2020 has sought information regarding action taken on the mail to DFSC Amritsar dated 02.09.2020 and action taken on letter dated 22.09.2020 as enumerated in the RTI application concerning the office of Secretary, Food Civil Supplies & Consumer Affairs, Pb Chandigarh. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 24.10.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Amritsar. As per the appellant, the PIO has not provided the information.

The respondent present pleaded that the appellant had filed RTI application with office of Secretary Food Civil Supply & Consumer Affairs, Pb Chandigarh which was forwarded to them by the Chandigarh office vide letter dated 26.04.2021 but they received the RTI application only on 13.05.2021. The respondent, however, assured to provide the information within a week.

The PIO-DFSC Amritsar is directed to provide information within a week and send a compliance report to the Commission.

It appears that the RTI application was received by DFSC on 13.05.2021 but it was never transferred within the time stipulated under the RTI Act and was merely forwarded by the office of Secretary Civil Supplies & Consumer Affairs Pb Chandigarh to DFSC Amritsar to provide information.

There has been an enormous delay in transferring the RTI application by the PIO-Secretary Civil Supplies & Consumer Affairs Pb Chandigarh to DFSC Amritsar as well as in providing the information. The Commission has taken a serious view of this and hereby directs the PIO- Secretary Civil Supplies & Consumer Affairs Pb Chandigarh to **show cause that why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not transferring the RTI application to the concerned authority u/s 6(3) within the statutorily prescribed period of time, resulting delay in supplying the information.**

Appeal Case No. 492 of 2021

He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar. The PIO - Secretary Civil Supplies & Consumer Affairs Pb Chandigarh to appear through VC at DAC Mohali.

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Dr. Avtar Singh,
H NO-2281-B, Jagdishpura Tajpur Road,
Near Jalandhar Byepass, Ludhiana.

... Complainant

Versus

Public Information Officer,
O/o SMO,
Civil Hospital,
Phillaur, Distt Jalandhar.

...Respondent

Complaint Case No. 107 of 2021

PRESENT: None for the Complainant
Dr.Rohini Goyal SMO Civil Hospital Phillaur for the Respondent

ORDER:

The complainant through RTI application dated 13.11.2020 has sought information regarding recording of CCTV in Govt. Civil Hospital from 06.11.2020 to 14.11.2020 – dates of salary released in Sept, Oct, Nov & De.2019 along with deductions - circular/letter for not providing increment for 2019-2020 and other information as enumerated in the RTI application concerning the office of SMO, Civil Hospital, Phillaur. The complainant was not satisfied with the reply of the PIO dated 07.12.2020 after which the complainant filed a complaint in the Commission on 12.01.2021.

The case has come up for hearing today through video conferencing at DAC Ludhiana. As per respondent, the reply has been sent to the appellant vide letter dated 07.12.2020.

The appellant is absent and vide email has sought adjournment.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Dr. Avtar Singh,
H NO-2281-B, Jagdishpura Tajpur Road,
Near Jalandhar Byepass, Ludhiana.

... Complainant

Versus

Public Information Officer,
O/o SMO,
Civil Hospital,
Phillaur, Distt Jalandhar.

First Appellate Authority,
O/o Civil Surgeon,
Jalandhar.

...Respondent

Appeal Case No. 450 of 2021

PRESENT: None for the Appellant
Dr.Rohini Goyal SMO for the Respondent

ORDER:

The appellant through RTI application dated 24.09.2020 has sought information on 14 points regarding date of release of salary for the months of Sept,Oct,Nov, Dec 2019 along with deductions – date of release of salary from Jan to sept.2020 along with deductions – medical leave availed by employees in civil hospital from Sept.2019 to Sept 2020 leave granted to employees under covid-19 quarantine cases – letter/circular for not providing increment for 2019-2020 – attendance record and other information as enumerated in the RTI application concerning the office of SMO Civil Hospital Phillaur. The appellant was not satisfied with the reply of the PIO dated 23.10.2020 after which the appellant filed first appeal before the First Appellate Authority on 13.11.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana. As per respondent, the reply has been sent to the appellant vide letter dated 23.10.2020.

The appellant is absent and vide email has sought adjournment.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Jasbir Singh,
Guru Nanak Nagar,
Village Bolapur Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Ludhiana.

First Appellate Authority,
O/o Civil Surgeon,
Ludhiana.

...Respondent

Appeal Case No. 537 of 2021

**PRESENT: None for the Appellant
None for the Respondent**

ORDER:

The appellant through RTI application dated 14.10.2020 has sought information regarding action taken report on the news item published in the Dainik Jagran Newspaper on 24.09.2020 relating to arrest of two persons for illegal Prenatal sex determination test and other information as enumerated in the RTI application concerning the office of Civil Surgeon Ludhiana. The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 19.11.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant is absent and vide email has informed that the PIO has not provided the complete information.

The respondent is absent. The PIO is directed to sort out the discrepancies and provide complete information to the appellant within 15 days and send a compliance report to the commission.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Sadhu Singh, S/ o Sh Sajjan Singh,
Village Rurka, P.O Dehlo,
Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Distt. Food Supply Department,
Ludhiana.

First Appellate Authority,
O/o District,
Food Supply Department,
Sarabha Nagar, Ludhiana.

...Respondent

Appeal Case No. 534 of 2021

PRESENT: None for the Appellant
Sh.Harpreet Singh Inspector for the Respondent

ORDER:

The appellant through RTI application dated 04.09.2020 has sought information regarding action taken on the letter dated 08.07.2020 for non distribution of ration in the village and other information as enumerated in the RTI application concerning the office of District Food Supply Department, Ludhiana. The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 18.11.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present pleaded that as per report of the earlier inspector who was dealing the RTI applications, some of the information has been provided and remaining information relates to 3rd party.

The appellant is absent and vide email has sought exemption.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Jasbir Singh,
Guru Nanak Nagar,
Village Bolapur Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Food Safety Officer,
O/o Civil Surgeon, Faridkot.

First Appellate Authority,
O/o Civil Surgeon,
Faridkot.

...Respondent

Appeal Case No. 698 of 2021

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 15.10.2020 has sought information regarding number of license issued for eatables under Food Safety & Standard Act 2006 – notices issued to the violators who did not get registration/license for eatables under Food Safety Rules 2011 – documents deposited by applicants for registration under Food Safety rule 2011 and other information as enumerated in the RTI application concerning the office of Food Safety Officer O/o Civil Surgeon Faridkot. The appellant was asked by the PIO vide letter dated 06.11.2020 to specify the period of information which the appellant specified vide letter dated 19.11.2020. Since the appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 15.02.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant is absent and vide email has informed that the PIO has not provided the information.

The respondent is absent and vide email has asked to provide a copy of RTI application.

Since the appellant has already specified the period of information, the PIO is directed to provide complete information to the appellant within 15 days and send a compliance report to the Commission. A copy of the RTI application is being attached with the order for the PIO.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana. The PIO to appear through VC at DAC Faridkot.

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Bittu, S/o Sh Om Kumar,
Village Bolapur Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Director,
Health and Family Welfare,
Sector-34, Chandigarh.

First Appellate Authority,
O/o Director,
Health and Family Welfare,
Sector-34, Chandigarh.

...Respondent

Appeal Case No. 694 of 2021

PRESENT: None for the Appellant
Sh.Vijay Kumar, Clerk O/o Food & Drug Admn.Kharar for the Respondent

ORDER:

The appellant through RTI application dated 24.10.2020 has sought information regarding action taken on the application sent to Director Health & Family Welfare on 19.10.2020 and other information as enumerated in the RTI application concerning the office of Director, Health and Family Welfare, Pb Chandigarh. The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 24.11.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present from the office of Commissioner, Food & Drug Administration is not apprised with the facts of the case. He has been merely sent to mark the attendance.

Given the above, I have personally gone through the official file of the respondent and observed that the appellant had filed RTI application with the office of Director, Health & Family Welfare which transferred the same to the PIO O/o Commissioner, Food & Drug Administration Kharar u/s 6(3) of the RTI Act on 06.01.2021. The office of Commissioner Food & Drug Administration further transferred the RTI application to the office of Civil Surgeon, Ludhiana on 02.02.2021 for providing the information to the appellant.

From the above, it is clear that the information is to be provided by Civil Surgeon Ludhiana. The PIO-Civil Surgeon Ludhiana is impleaded in the case and directed to provide information to the appellant as per the RTI application transferred by the office of Commissioner Food & Drug Administration Kharar vide letter dated 02.02.2021. A copy of the RTI application is being again attached with the order for the Civil Surgeon Ludhiana's perusal.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana. The

Chandigarh
Dated : 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to :PIO-Civil Surgeon,
Ludhiana.

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh.Satinder Pal Singh,
Office Address # 890,
2nd Floor, Sector-70,
Mohali

...Appellant

Versus

Public Information Officer,
O/o Under Secretary, Estt-1, PSPCL,
Focal Point, Ludhiana.

First Appellate Authority,
O/o Secretary, PSPCL,
Patiala

.....Respondent

Appeal Case No. 3800 of 2019

RESENT: Sh.Iqbal Singh for the Appellant
Sh.Jagdeep Singh, Sr. Xen PSPCL-Focal Point Ludhiana for the Respondent

ORDER:

The appellant through RTI application dated 18.05.2019 has sought information regarding appointment of Kiranjeet Kaur d/o late Sh.Sukhdev Singh (Assistant Lineman) on compassionate ground vide letter memo No.7799 dated 15.09.2010 –documents submitted for appointment and other information concerning the office of Under Secretary, Estt-1, PSPCL, Focal Point, Ludhiana. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 26.06.2019 which took no decision on the appeal.

The case has already been heard on 18.02.2020, 24.06.2020, 17.08.2020, 29.09.2020, 06.01.2021 & 28.03.2021.

On the date of hearing on 17.08.2020, since there had been an enormous delay of more than one year in attending to the RTI application, and PIO did not provide the information nor had appeared before the Commission, the PIO was issued a **show cause notice under Section 20 of the RTI Act 2005 and directed to file a reply on an affidavit.** The PIO was also directed to appear personally before the Commission on the next date of hearing along with the written replies.

On the date of the hearing on **29.09.2020**, the respondent was absent and as per appellant, did not provide the information. The PIO -Under Secretary, Estt.-1, PSPCL Focal Point, Ludhiana was directed to pay an amount of **Rs.3500/-** via demand draft drawn through Govt. Treasury as compensation to the appellant and submit proof of having compensated the appellant. The PIO was also directed to provide the information to the complainant within 10 days and appear personally on the next date of hearing.

Further since the PIO –PSPCL, Focal Point, Ludhiana was Superintending Engineer, PSPCL, Sarabha Nagar Ludhiana who was absent on 4th consecutive hearing nor had complied with the order of the Commission, a bailable warrant through SSP-Ludhiana was issued under section 18(3) of the RTI Act, to secure his presence before the Commission on 26.10.2020 which date was postponed to 06.01.2021.

On the date of hearing on **06.01.2021**, the appellant claimed that the PIO has not provided the complete information on point-1 & 2 as well as not paid the compensation amount. The PIO was absent.

Sh.Jagdish Singh, Sr. Xen-Focal Point Ludhiana appeared and informed that the information regarding point-1 relates to Sr.Xen/Op. PSPCL Division Raikot and point -2 relates to under Secretary (Est-1) PSPCL Ludhiana.

As per the respondent, when the show cause was issued, Sh.Sukhminder Singh was the PIO who had been transferred and posted as Dy. Chief Engineer(Production & maintenance), Circle Jalandhar and now Sh.Som Nath Mali, Dy. Chief Engineer(HQ)(Central Zone), PSPCL Ludhiana is the present PIO.

From the hearing, it was concluded that the earlier PIO had been transferred and a new PIO had joined. The current PIO was directed to ensure compliance of earlier orders of the Commission and provide the remaining information (mentioned above) as well as compensation amount to the appellant.

Since the reply to the show cause was not filed yet, Sh.Sukhminder Singh, Dy. Chief Engineer(Protection & maintenance), Circle Jalandhar (earlier PIO-PSPCL Focal Point Ludhiana) was directed to file reply to the show cause notice otherwise the Commission will act against the PIO in terms of provisions of section 20 of the RTI Act.

On the date of last hearing on **28.03.2021**, Sh.Sukhminder Singh, Dy. Chief Engineer (Protection & maintenance), Circle Jalandhar (earlier PIO-PSPCL Focal Point Ludhiana) appeared and has sent his reply which was taken on the file of the Commission.

In the reply, Sh.Sukhminder Singh mentioned that he had worked as SE/Hq-Central Zone, PSPCL Ludhiana from 04.05.2020 to 04.01.2021 and could not attend the proceedings of the cited appeal since he did not receive any notice from the commission as the address of the respondent given by the appellant was incorrect. According to Sukhminder Singh, he only came to know about the case from the PIO-cum-Dy.CE/Hq O/o Chief Engineer/operation, Central Zone Ludhiana vide letter dated 27.01.2021.

The respondent further stated that as per the record relating to the RTI application dated 18.05.2019, the available information was supplied to the appellant vide letter dated 12.06.2019 by the PIO-cum-CE/HQ O/o CE/Op. The case was also considered by First Appellate Authority on 27.08.2019 but since the appellant did not attend proceedings, the appeal was disposed off.

The decision on show cause was to be taken on the next date of hearing.

The appellant vide email has informed that the PIO has neither provided the compensation, which was ordered on 29.09.2020 nor had supplied the complete information.

The current PIO Som Nath Mali, was absent. Since Sh.Som Nath Mali, Dy. Chief Engineer(HQ)(Central Zone), PSPCL Ludhiana was the current PIO, he was directed to provide the compensation as well as the complete information to the appellant otherwise the Commission will initiate proceedings as per the provisions of section 20 of the RTI Act.

Hearing dated 07.07.2021:

The case has come up for hearing today through video conferencing at DAC Ludhiana. As per respondent, the information has been provided. As per appellant, the information regarding point-1 is still incomplete.

Sh.Som Nath Mali, the current PIO is absent and vide letter received in the Commission on 23.06.2021 has informed that the information has been provided and compensation amount of Rs.3500/- vide demand draft No.252556 dated 16.06.2021 has been paid to the appellant on 18.06.2021. The appellant has received the compensation.

Appeal Case No. 3800 of 2019

However, the appellant is not satisfied with the information regarding point-1. The appellant is directed to inspect the record by visiting the office of PIO-Sh.Som Nath Mali on 12.07.2021 at 12.00 Noon and get the relevant information. The PIO is directed to allow inspection of the record and provide the relevant information to the appellant.

The decision on show cause notice will be taken on the next date of hearing.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 PM through** video conference facility available in the office of Deputy Commissioner, Ludhiana.

Chandigarh
Dated: 07.07.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

- CC to 1. Superintending Engineer,**
PSPCL, Opp.PAU,
Sarabha Nagar, Ludhiana.
- 2. Sh.Sukhmander Singh, Dy. Chief Engineer**
(Protection & maintenance),
Circle Jalandhar
(earlier PIO-PSPCL Focal Point Ludhiana)
- 3. Sh.Som Nath Mali, Dy. Chief Engineer(HQ)**
(Central Zone), PSPCL Ludhiana