

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

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Sh. Tejinder Singh(Advocate)  
R/O Village Bholapur,P.o Ramgarah,Chd Road,  
Ludhiana.

.....Appellant

**Vs**

Public Information Officer  
Sub Divisional Magistrate, Jagraon  
Ludhiana.

First Appellate Authority  
Sub Divisional Magistrate, Jagraon  
Ludhiana.

.....Respondents.

## **Appeal Case No.1803 of 2019**

Present: Shri Tejinder Singh, Advocate, the appellant  
Shri Sukhwinder Singh, Junior Assistant on behalf of the Respondents

### **ORDER**

The Appellant filed RTI application to the PIO o/o Sub Divisional Magistrate-cum-Licensing and Registering Authority, Jagraon and he filed the first appeal to the First Appellate Authority. Thereafter, he filed the 2<sup>nd</sup> Appeal before the Commission. The Appellant sought the following information:-

- 1) The number of vehicles re-assigned from 2016 to 31.12.2018
- 2) NOC issued to non-commercial vehicles during the said period, and
- 3) Test record of the applicants who had been issued permanent licences after qualifying the test during the said period.

Contd...P/2

2. Notice was issued to the parties for hearing on 7.8.2019 in the Commission
3. The Respondent stated that the complete information has been supplied to the Appellant and submitted a copy of the letter to the Commission in this regard. However, the Appellant stated that he has received the complete information relating to Point No.1 and 2 of his RTI application and is satisfied. He pointed out that information relating to Point No. 3 is not correct and complete and is not satisfied with the same. Because the test record is not available on the website intimated by the Respondents.
4. The Respondent further stated that the information pertaining to Point No. 3 is available on the server and the Appellant can come to the office of the respondent and can get the requisite information after inspection/identification of the required record. The Appellant agreed to visit the office of the Respondents within seven days. Accordingly, Respondents are directed to make available the relevant record/information as available in their office.
5. The case is adjourned for further hearing on 22.08.2019 at 11.00 AM.
6. Copies of the order be sent to the parties concerned.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab

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Smt. Varinder Kaur Dhanoa,  
H.No. 490, Urban Estate Phase 1,  
Jalandhar 9501456703

.....Appellant  
**Vs**

Public Information Officer  
Sub Registrar-II,  
Amritsar

First Appellate Authority  
o/o Deputy Commissioner,  
Amritsar.

.....Respondents.

## **Appeal Case No. 1829 of 2019**

Present:- Smt Varinder Kaur, the Appellant  
None on behalf of the Respondents

### ORDER

The RTI application in this appeal case is dated 22.1.2019 whereby the information seeker has sought information concerning the marriage certificate pertaining to Shri Inderjit Singh Dhanoa s/o S. Uttam Singh Dhanoa, mother Iqbal Kaur married to Tegbir Kaur Dhillon d/o S. Kartar Singh and asked for the certified copies of marriage registration no. 2705. The first appeal was filed under Section 19 (1) against the PIO of respondent office on 25.2.2019 and second appeal was filed in the Commission on 14.5.2019.

2. Notice was issued to the parties for hearing on 07.08.2019 in the Commission.

Contd...P/2

3. The appellant states that she was married to Shri Inderjit Singh Dhanoa s/o S. Uttam Singh Dhanoa and having three children and one is a differently abled child. She further stated that she has not been divorced legally and remained with Shri Inderjit Singh Dhanoa through out his life and even during his posting in the Navel department and she is having a sufficient record with her. She further stated that even at the time of death of her husband Shri Inderjit Singh Dhanoa all rituals were performed by her at Gurudwara Shri Baoli Sahib, Goindwal Sahib ( Taran Taran) and she submitted the copy of the register page no. 32 of the said Gurudwara Sahib. She further stated that one Smt Tegbir Kaur who is presently living in Australia has made the fake marriage certificate as well as the death certificate of her husband on which she (Smt Tegbir Kaur) has been shown as spouse of Shri Inderjit Singh Dhanoa. She further stated that due to this reason she has not been able to get the pension of her husband and is living a very miserable life and is in financial crunch and even becoming unable to meet the expenses of the study of her children. She further contended that due to these reasons she has asked for the information i.e. marriage certificate relating to the marriage of her husband Shri Inderjit Singh Dhanoa with Smt Tegbir Kaur to make good her case for entitlement for the pension of her husband.

4. According to the the statement given by the Appellant, no information has been supplied to her so far even after the elapse of more than 6 months. As per the provisions of the RTI Act this information was required to be provided within 30 days from the receipt of the RTI application. Thus, the PIO has violated the provisions of the RTI Act.

5. The PIO neither supplied the information to the Appellant nor appeared in the Commission in today's hearing. Due to his callous attitude the **PIO (by name), o/o Sub**

**Registrar-II, Amritsar is directed** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. 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, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. The Respondent PIO is also directed to provide the requisite information to the Appellant before the next date of hearing.

7. To come up for further proceedings of the case on 22.8.2019 at 11.00 AM

8. Copies of the orders be sent to the parties concerned.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab

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Sh. Gagandeep Singh Janjua  
Village Tura, P.O. Kumbh  
Tehsil Amloh, Fatehgarh Sahib

.....Appellant  
**Vs**

Public Information Officer  
o/o Deputy Commissioner,  
Ferozepur Road,  
Ludhiana.

First Appellate Authority  
o/o Deputy Commissioner,  
Ferozepur Road  
Ludhiana.

.....Respondents.

## **Appeal Case No. 1858 of 2019**

Present: None on behalf of the Appellant.

Smt. Rattan Deep Kaur, Senior Assistant, RTI Branch on behalf of the  
Respondents

### **ORDER**

1. The RTI application of the appellant is dated 1.02.2019 whereby he has sought the following information:-

"ਇਹ ਕਿ ਸਾਲ 1995 ਤੋਂ 2001 ਦੇ ਦੌਰਾਨ ਦਫਤਰ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਲੁਧਿਆਣਾ, ਜਾਂ ਉੱਪ ਮੰਡਲ ਮੈਜਿਸਟਰੇਟ ਖੰਨਾ ਜਾਂ ਤਹਿਸੀਲਦਾਰ ਖੰਨਾ ਨੂੰ ਜ਼ਿਲ੍ਹੇ ਦੇ ਅੰਦਰ ਧਾਰਮਿਕ ਅਸਥਾਨਾਂ ਦੇ ਬਾਇਤਮਾਮ / ਮੋਹਤਮਿਮ ਨਿਯੁਕਤ ਕਰਨ ਦੀਆਂ ਪਾਵਰਾਂ ਜਿਸ ਪੱਤਰ ਜਾਂ ਨੋਟੀਫਿਕੇਸ਼ਨ ਰਾਹੀਂ ਜਾਰੀਆਂ ਕੀਤੀਆਂ। ਕ੍ਰਿਪਾ ਕਰਕੇ ਉਸ ਪੱਤਰ ਦੀਆਂ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।

The first appeal was filed under Section 19 (1) against the PIO of respondent office on 22.3.2019 and second appeal was filed in the Commission on 17.5.2019.

2. Notice was issued to the parties for hearing on 7.8.2019 in the Commission.
3. As the Appellant is absent but an email dt.7.8.2019 has been received from him stating that he has received the information but the information is not relevant to his RTI application. On the other hand the representative of the respondents claimed that whatever information was available in the official record has been provided to the information seeker vide letter No. 2564/SK/NSK-11 Dated 10.4.2019. She further contended that the information sought by the appellant is not specific and further claimed that the Appellant may be asked to provide the details to get the specific information so that the information could be provided to him but nothing has been received from the Appellant since 10.4.2019.
4. Accordingly, as per the submissions made by the Respondents, the Appellant is advised to contact Mrs Rattan Deep Kaur, Senior Assistant, RTI Branch o/o Deputy Commissioner, Ludhiana Mobile No. 9501800343 and visit the respondent's office within seven days to get the specific information and Respondents are duty bound to provide the information to the Appellant whatever available in the office record pertaining to his RTI application.
5. To come up for further proceedings of the case on 22.8.2019 at 11.00 AM.
6. Copies of the orders be sent to the concerned parties.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab

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Sh. Gagandeep Singh Janjua  
Village Tura, P.O. Kumbh  
Tehsil Amloh, Fatehgarh Sahib

VS

.....Appellant

Public Information Officer  
o/o Sub Divisional Magistrate,  
Samrala, Ludhiana.

First Appellate Authority  
o/o Sub Divisional Magistrate,  
Samrala, Ludhiana.

.....Respondents.

## **Appeal Case No. 1860 of 2019**

Present:- None on behalf of the Appellant  
Shri Manjinder Singh Clerk on behalf of the Respondents.

## ORDER

1. The RTI application in this appeal case is dated 23.1.2019 whereby the information seeker has sought information on four points pertaining to the office of the respondent. The first appeal was filed under Section 19 (1) against the PIO of respondent office on 16.3.2019 and second appeal was filed in the Commission on 17.5.2019.
2. Notice was issued to the parties for hearing on 7.8.2019 in the Commission
3. The Respondent submitted reply in the Commission vide letter no. 561 /reader Dated 5.8.2019 stating that information sought by the Appellant is around 45 years old



and the relevant record could not be traced despite efforts done by the staff and accordingly the Appellant was intimated through registered post vide letter No. 358/reader dated 25.3.2019.

4. The Appellant is absent but he has intimated through email Dated 7.8.2019 that reply received from the Respondent is not satisfactory.

5. The respondents are directed to trace the record again and if found the copy of the same be given to the Appellant. In case the record is not traced then the respondents are directed to file an affidavit to this effect on the next date of hearing.

6. To come up for further proceedings of the case on 22.8.2019 at 11.00 AM

7. Copies of the orders be sent to the parties concerned.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab

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Sh Tejinder Singh(Advocate)  
R/O Village Bholapur,P.o Ramgarah,Chd Road,  
Ludhiana.

.....Appellant

**Vs**

Public Information Officer  
Sub Registrar West,  
Ludhiana.

First Appellate Authority  
Sub Divisional Magistrate (West),  
Ludhiana.

.....Respondents.

## **Appeal Case No.1870 of 2019**

Present: Shri Tejinder Singh, Advocate, the Appellant  
Shri Kanwar Narinder Singh Sub Registrar, Ludhiana (West)  
on behalf of the Respondents.

### **ORDER**

1. The RTI application in this appeal case is dated 2.1.2019 whereby the information seeker has sought information on five points pertaining to the office of the respondent. The first appeal was filed under Section 19 (1) against the PIO of respondent office on 4.2.2019 through email and second appeal was filed in the Commission on 20.05.2019.
2. Notice was issued to the parties for hearing on 7.8.2019 in the Commission.
3. The Respondent stated that the complete information has already been supplied vide letter No. 1015 Dated 24.1.2019. Respondent further stated that in case the Appellant needs any other specific information related to his application, he may visit

the office of the Respondent and whatever information available in the office record pertaining to his application will be provided to him.

4. The Appellant agreed to the submissions of the Respondent and submitted that he will visit the office of the Respondent within seven days and get the relevant information.

5. Accordingly, the matter is adjourned for further hearing on 22.08.2019 at 11.00 AM.

6. Copies of the orders be sent to the parties concerned.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab

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Ms Shruti (Advocate)  
# 82, Labour Colony,  
Backside Scooter Market,  
Gill Road Ludhiana

.....Appellant  
**Vs**

Public Information Officer  
o/o Deputy Commissioner,  
Ludhiana.

First Appellate Authority  
o/o Deputy Commissioner,  
Ludhiana.

.....Respondents.

## **Appeal Case No. 1883 of 2019**

Present: None on behalf of the Appellant.

Smt. Rattan Deep Kaur, Senior Assistant, RTI Branch on behalf of the  
Respondents

### **ORDER**

1. The RTI application sent to the Respondent PIO in this appeal case is dated 17.12.2018 whereby the information seeker has sought the information pertaining to the owners of Ring Road City near Gill Railway Station and to Cancel sale deeds and Mutation of Shamlat Land Village Gill-1 and to vacate the Shamlat Land. The first appeal was filed under Section 19 (1) against the PIO of respondent office on 18.1.2019 and second appeal was filed in the Commission on 21.5.2019.
2. Notice was issued to the parties for hearing on 7.8.2019 in the Commission.

3. The representative of the respondents submitted that this case is liable to be closed and disposed off as per the decision of the Hon'ble Punjab and Haryana High Court passed in CWP No. 4787 of 2011 (O&M) on 2.11.2012, as the Appellant had not submitted her ID proof alongwith the RTI Application and the office of the respondents have already rejected the RTI application of the appellant vide their letter bearing no. 979 dated 4.4.2019.

4. As the Appellant is not present, neither any intimation nor any submissions have been made by her. However, the Appellant has submitted the ID proof alongwith the 2<sup>nd</sup> appeal filed in the Commission and a copy of the same has been provided to the Respondents to provide the relevant information.

5. Appellant has submitted a part of the complaint while filing the 2<sup>nd</sup> appeal in the Commission i.e. 1<sup>st</sup> page, sent to the Deputy Commissioner Ludhiana, with her 2<sup>nd</sup> appeal in the Commission and is directed to place on record the complete complaint as has been mentioned in her RTI application within seven days.

6. The Respondents are directed to provide the relevant copies of the information as per the provisions of the RTI Act, as per the RTI Application of the Appellant, after getting the requisite fee under the provisions of the RTI Act, 2005.

7. To come up for further proceedings of the case on 11.9.2019 at 11.00 AM.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab

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Shri Sachin,  
S/o Shri Balkrishan Jindal  
SCF 1, Model Town,  
Patiala 9914399733

.....Appellant  
**Vs**

Public Information Officer  
o/o Punjab Public Service Commission,  
Patiala

First Appellate Authority  
o/o Punjab Public Service Commission,  
Patiala

.....Respondents.

## **Appeal Case No. 1896 of 2019**

Present:- Mr. Sachin, the Appellant and Mr Manmohan Sood  
Mr Jagtar Singh, Sr. Asstt on behalf of the Respondents

### ORDER

1. The Appellant filed the RTI application to the PIO o/o PPSC, Patiala on 8.2.2019 and after non receipt of the information from the PIO, has filed the first appeal to the First Appellate Authority on 1.4.2019. The information seeker asked for the information pertaining to the following four points:-

- 1) Please provide me the certified copies of combined merit list (merit list of all categories) with marks;
- 2) Certified copies of waiting list prepared for General category candidate with marks;

- 3) Provide me the list of successful candidates with Roll Numbers and marks
- 4) Provide me the copy of cut off marks for the last successful candidate with Marks and Roll No.

He filed the 2<sup>nd</sup> Appeal before the Commission on 22.5.2019 due to non satisfaction from the information provided by the Respondents.

2. Notice was issued to the parties for hearing on 7.8.2019 in the Commission

3. During the hearing, the Appellant pleaded that he is being harassed by the Punjab Public Service Commission by not providing the relevant information pertaining to Point No. 3 and 4 and showed his satisfaction from the information provided related to Point No. 1 and 2. He further contended for imposing of penalty and providing the compensation in this case due to non receipt of the information.

4. The Appellant pleaded that the PPSC is just sending the combined merit list as well as category wise merit list to the concerned administrative/head of the departments but not the marks and roll numbers obtained by the individual candidates are being sent. Although the same is being retained at the PPSC office.

5. Appellant further contended that he has paid Rs.25/- as registry cost along with his RTI application to get the information through registered post but the Respondents have sent the information by ordinary post knowingly to cover the delay. Respondent PIO is directed to get the evidence regarding the information sent to the Appellant i.e. through registered post or by ordinary post, and also in case the registry cost has been received by the respondent department and the information has been sent through ordinary post then the same amount be returned to the Appellant before the next date of hearing. Copy of the enquiry so conducted by the Respondent PIO along with the proof of postage be sent to the Commission before the next date of hearing.

6. Regarding para 3 and 4 the Respondent agreed to the fact that the same is available in the office and the Appellant can visit the office and get the relevant copies as per the request of the Appellant to collect the same in person. Accordingly the Appellant agreed to visit the respondent's office on 16.8.2019 and the Respondents are duty bound to provide the relevant information pertaining to Point No. 3 and 4 as per the RTI request.

7. To come up for further proceedings of the case on 22.8.2019 at 11.00 AM.

Chandigarh  
Dated 7.8.2019

Sd/-  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab