

PUNJAB STATE INFORMATION COMMISSION

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

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Sh. Jasbir Singh,
R/o Village- Bholapur, Jhabewal,
P.O.- Ramgarh,
Distt. Ludhiana. 123455.

.....Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
District Administrative Complex,
Ferozpur Road,
District- Ludhiana.

First Appellate Authority,
O/o Deputy Commissioner,
District- Ludhiana.

.....Respondents

Appeal Case No. 3406 of 2019

Present:- None on behalf of the appellant.
Shri Pardeep Bhatti, Clerk, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which the respondents were directed to send the information brought by him, to be handed over to the appellant, through registered post. The appellant was directed to peruse the same and revert back to the authorities, in case of deficiencies in the information.

2. The appellant vide his letter dated 2.11.2019 stated that no information has been received despite of your order.

3. The representative of the respondents states that they have sent the information to the appellant vide their letter dated 31.10.2019 only with a copy to the Commission.

4. After perusing the record of the Commission, it is found that no copy of information has been received in the Commission. The respondents are directed to send one more copy to the Commission through e-mail. On receipt of the information from the respondents, the appellant is advised to go through the same and revert back to the authorities in case of deficiencies and the respondents are directed to remove the deficiencies on its receipt from the appellant before the next date of hearing.

5. To come up on 3.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 07.11.2019

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

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Smt. Kanchan Lata,
R/o H. No.1739, Main Bazaar,
Manimajra, Chandigarh.

.....Appellant
Vs

Public Information Officer,
O/o Tehsildar, Khanna,
District- Ludhiana.

First Appellate Authority,
O/o Sub Divisional Magistrate,
Khanna, District- Ludhiana.

.....Respondents.

Appeal Case No. 3415 of 2019

Present:- Shri Gopal Bhalla on behalf of the appellant at Chandigarh.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which Shri Harminder Singh, Tehsildar-cum-PIO, Khanna, District Ludhiana was given show cause notice for not supplying the information to the appellant within stipulated period and for his absence.

2. The representative of the respondents states that till date no information has been provided to the information-seeker.

3. Shri Harminder Singh, Tehsildar-cum-PIO, Khanna is absent without intimation despite of the notice issued to him. The Commission is of the view that since the appellant has had to suffer undue inconvenience to get the information, it is a fit case for awarding compensation to the appellant under Section 19(8)(b) of the RTI Act.

4. Shri Harminder Singh, Tehsildar-cum-PIO, Khanna, district Ludhiana is directed to pay an amount of Rs.10,000/- (Rupees Ten thousand only) via demand draft drawn through Government Treasury as compensation to the appellant for the loss and detriment suffered by him of having to file appeal and not getting the information in time. The PIO is directed to duly inform the Commission of the compliance of the order and submit proof of having compensated the appellant.

5. The respondent-PIO is directed to supply the information as sought by the appellant as early as possible. For imposition of penalty, it will be decided on the next date of hearing, if the respondent-PIO failed to provide the information.

6. To come up on 3.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 07.11.2019

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

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Sh. Sukhwinder Singh, President,
Anti Corruption Front(Regd.),
R/o H No.2364 Ward No.4,
Sunder Market, Machhiwara,
Distt. Ludhiana.

.....Appellant
Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Block –Mangat,
District – Ludhiana.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat,
District – Ludhiana.

.....Respondents

Appeal Case No. 3450 of 2019

Present:- Shri Sukhwinder Singh, appellant.

Shri Harjit Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which the appellant stated that Shri Dhanwant Singh Randhawa, BDPO-cum-PIO was the custodian of the record. Show cause notice was issued to him for not supplying the information and for his absence.

2. The appellant states that no information has been provided to him till date.

3. The representative of the respondents states that the information has been sent to the appellant through registered post only on 6.11.2019, which might have not been received by him.

4. The representative of respondents states that Ms. Jaspreet Kaur, BDPO-cum-PIO is the custodian of the record. On the previous date of hearing, show cause notice was issued wrongly to Shri Dhanwant Singh Randhawa, BDPO-cum-PIO, Block Mangat, District Ludhiana, which is dropped. Now Show Cause notice is issued to Ms. Jaspreet Kaur, BDPO-cum-PIO, Mangat Block, District Ludhiana for imposition of penalty under Section 20 for not supplying the information to the appellant within stipulated period under the provisions of the RTI Act, 2005.

5. To come up on 3.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 07.11.2019

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

CC

Ms. Jaspreet Kaur,
Block Development and Panchayats Officer,
Mangat Block, District Ludhiana.

(Regd.)

The Deputy Commissioner, Ludhiana (by name) for information and to ensure the presence of PIO during the Video Conference proceedings in future.

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Sh. Ranbir Singh S/o Sh. Lal Singh,
R/o Village- Ram Nagar,
Bakhsiwala, Ward No. 5,
Tehsil & Distt. Patiala.

.....Appellant

Vs

Public Information Officer,
O/o Panchayat Secretary, Ram Nagar,
C/o Block Development & Panchayat Officer,
Tehsil & Distt. Patiala.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat,
Distt. Patiala.

.....Respondents

Appeal Case No. 3467 of 2019

Present:- Shri Ranbir Singh, appellant.

Shri Navneet Gupta, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which the information was handed over to the appellant during the hearing. The appellant sought some time for perusing the same and he was advised to revert back to the authorities, in case of deficiencies, in the information supplied to him.

2. The appellant states that the respondents have supplied partial information. The representative of the respondents states that the appellant has not brought to their notice that what deficiencies are there in the information. The appellant is advised to give in writing to the respondents regarding the deficiencies in the information so provided to him within seven days from today. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing.

3. To come up on 16.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated : 07.11.2019

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

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Sh. Baldev Singh,
S/o Late Sh. Mohinder Singh,
#22, City Enclave, Zirakpur,
Distt: Mohali-140603.

.....Appellant

Vs

Public Information Officer,
O/o Deputy Chief Executive Officer,
Zila Parishad,
Distt: Roopnagar.

First Appellate Authority
O/o Chief Executive Officer,
Zila Parishad,
District- Roopnagar.

PIO/Deputy Controller (F & A),
o/o Rural Development and Panchayats, Punjab,
Vikas Bhawan, Phase VIII, SAS Nagar.

.....Respondents

Appeal Case No. 3090 of 2019

Present:- Shri Baldev Singh, appellant in person.
Shri Kulwinder Singh, Junior Assistant on behalf of the respondent No.1.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which the absence of the Deputy Controller (F & A) was viewed seriously and he was directed to supply the record to respondent at Sr. No.1.

2. The representative of the respondents states that they have received the record from the Deputy Controller (F & A) on 31.10.2019. He states that reply to his query at Sr. No. 5 is that they have sought the record of Ms. Jagjeet Kaur and no record of Baldev Singh has been called for and regarding point at Sr. No.6, he states that pay of Ms. Jagjit Kaur is yet to be fixed and regarding point at Sr. No.7, who has issued no due certificate when the pension case of Ms. Jagjit Kaur was sent. He states that letter is available in the record but he will supply a copy of the same with the permission of higher authorities.

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3. Taking lenient view, show cause notice issued to Deputy Controller (F & A) is dropped as he has handed over the record to the office of the Deputy Chief Executive Officer, Zila Parishad, Roop Nagar in compliance to the previous order dated 14.10.2019.

4. After hearing the parties and going through the record available on the case file, it is revealed that complete information except for point at Sr. No.7 has been provided. The respondents are directed to supply information of point at Sr. No.7 in case they do not want to share the information with the appellant, they are directed to pass speaking order before the next date of hearing.

5. The Commission is of the view that since the appellant has had to suffer undue inconvenience to get the information, it is a fit case for awarding compensation to the appellant under Section 19(8)(b) of the RTI Act.

6. Shri Baljinder Singh Grewal, Deputy Chief Executive Officer-cum-PIO, Zila Parishad, Roop Nagar is directed to pay an amount of Rs.2500/- via demand draft drawn through Government Treasury as compensation to the appellant for the loss and detriment suffered by him of having to file the appeals and not getting the information in time. The PIO is directed to duly inform the Commission of the compliance of the order and submit proof of having compensated the appellant.

7. To come up on **22.11.2019** at **12.00 P.M.** at Chandigarh.

Dated : 07.11.2019

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

CC

Shri Baljinder Singh Grewal,
Deputy Chief Executive Officer-cum-PIO,
Zila Parishad, Roop Nagar

Regd.

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Sh. Amardeep Singh,
S/o Sh. Harchand Singh,
Vill: Kuhli Khurd, P.O: Lehal,
Tehsil: Payal,
Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer,
Maloud, Distt: Ludhiana.

.....Respondent

Complaint Case No. 657 of 2019 & Complaint Case No.663 of 2019

Present:- Shri Amardeep Singh, complainant.

Shri Sukhpreet Singh, Panchayat Secretary on behalf of the respondent-
PIO

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which Shri Sukhpreet Singh, Panchayat Secretary was given show cause notice for absence and for not supplying the information to the complainant within stipulated period provided under the provisions of the RTI Act, 2005.

2. Shri Sukhpreet Singh, Panchayats Secretary, is appearing on behalf of the respondent-PIO and states that he has taken charge of this village only 10 days back. He seeks some time to supply the information.

3. The respondent-PIO is directed to supply the information within 10 days to the complainant. On receipt of the information from the respondent-PIO, the complainant is advised to go through the same and revert back to the authorities, in case of deficiencies in the information with a copy to the Commission. The respondent-PIO is directed to remove the deficiencies on its receipt from the complainant before the next date of hearing.

4. To come up on 3.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhaina.

Dated : 07.11.2019

Sd/-

(**Suresh Arora**)

Chief Information Commissioner
Punjab

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Sh. Sukhdev Singh,
S/o Sh. Diwan Singh,
Guru Teg Bahadur, Bahadar Colony,
Tanda Ram Sahai,
Tehsil : Mukerian,
Distt: Hoshiarpur.

.....Appellant

Vs

Public Information Officer,
Sarpanch, GTB Colony, Tanda ram Sahai,
Tehsil: Mukerian, District- Hoshiarpur.

First Appellate Authority,
Panchayat Officer,
Block Development and Panchayats Officer,
Mukerian, Distt: Hoshiarpur.

.....Respondents

Appeal Case No. 2948 of 2019

Present:- None on behalf of the appellant.

Shri Jarnail Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which it is mentioned that the appellant would be satisfied if photocopies of Measurement Book and Pass Books of Bank are given to him. The respondents were directed to provide the same before the next date of hearing.

2. The appellant is absent without intimation.

3. The representative of the respondents states that they have sent in writing to the appellant that Gram Panchayat, GTB Colony has not received any grant for Shamshan Ghat, Primary School, Dispensary, Mahila Mandal, Health Committee etc. during last three years. He further states that in compliance to the previous order, they have provided photocopies of Measurement Book and Pass Book of Banks to the appellant and nothing has been kept pending, which could be supplied to him.

4. In view of the statement of the representative of the respondents and going through the record available on the case file, it is revealed that complete information has been provided to the appellant. Hence, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 07.11.2019

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

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Sh. Satinder Kumar Khera,
524, Sector-7,
Panchkula-134109

.....Appellant
Vs

Public Information Officer,
Deputy Commissioner Cum
Collector Agrarian,
Distt: Ludhiana.

.....Respondent

Complaint Case .No. 697 of 2019 and CC No.716 of 20219.

Present:- None on behalf of the complainant.
Shri Gurmail Singh, Kanugo, on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which Shri Pardeep Singh Bains was given show cause notice for not supplying the information and for his absence.

2. The appellant is absent but he has sent an application stating that his brother passed away in Faridabad and his cremation is to be held on 7.11.2019. He requested that he may be exempted from appearance and regarding his absence, he has informed the respondents.

3. Shri Gumail Singh states that Shri Pardeep Singh Bains was given additional charge of District Revenue Officer, Ludhiana some days back. He further states that complete information has been sent to the complainant only on 6.11.2019 through registered post.

4. In view of the request of the complainant, the case is adjourned to 3.12.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana. On receipt of the information, the complainant is directed to revert back to the authorities in case of deficiencies with a copy to the Commission.

Dated : 07.11.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
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Sh. Narinder Kumar,
S/o Sh. Gopal Krishan,
Vill: Prem Singh Wala,
P.O: Buzark,
Tehsil: Samana,
Distt: Patiala

.....Appellant

Vs

Public Information Officer,
Panchayat Secretary, Gram Panchayat,
Prem Singh Wala, Block Samana,
Distt: Patiala.

.....Respondent

Complaint Case .No. 723 of 2019

Present:- Shari Narinder Kumar, complainant.

Shri Kulwant Singh, Shri Sahib Singh and Shri Surjit Singh, all Panchayat Secretaries on behalf of the respondent-PIO

ORDER

This order may be read with reference to the previous order dated 14.10.2019 vide which Shri Kulwant Singh, Shri Sahib Singh and Shri Surjit Singh, all Panchayat Secretaries were issued show cause notices for imposition of penalty for not supplying the information and for their absence.

2. The complainant states that no information has been provided to him till date.

3. The respondents state that they have no application for seeking information. Copy of application for seeking information is being sent to Shri Kulwant Singh, on his Mobile No.98154-62263 for handing over to Shri Surjit Singh, who is the custodian of the record.

4. Shri Surjit Singh, Panchayat Secretary is directed to take appropriate action on the application of the complainant and send reply to him within 10 days under the provisions of RTI Act, 2005. On receipt of the reply, the complainant is directed to peruse the same and file counter reply before the next date of hearing. Shri Kulwant Singh and Shri Sahib Singh, both Panchayats Secretaries state that they were given additional charge in place of Shri Surjit Singh for some time and on relinquishing the

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charge, all the papers received by them during additional charge were handed over to Shri Surjit Singh, Panchayats Secretary. They are directed to send their explanations, in writing also, to the Commission. In view of the statements of both the respondents, show cause notices issued to them are dropped

5. To come up on 16.12.2019 at 3.30 P.M. to be hearing through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated : 14.10.2019

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