

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Rakesh Kumar Gupta Advocate,

s/o Des Raj Gupta,

8/237, Jagraon Road,

Mandi Mullanpur,

District Ludhiana – 141 101

Versus

Public Information Officer,

o/o Senior Superintendent o Police,

Ludhiana Rural (Jagraon),

District Ludhiana – 142 026

First Appellate Authority,

o/o Director Inspector General of Police,

Ludhiana Range, Near Old Courts,

Ludhiana – 141 001

Appeal Case No. 446 of 2020

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851

Jagdish Singh, ASI (for the Respondent) 98722-00563

ORDER:

1. The RTI application is dated **20.1.2020** vide which the appellant has sought **information regarding FIR No. 90 of 1.6.19**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **28.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **7.2.2020**.

2. Both parties are present. The respondent PIO, represented by ASI Jagdish Singh from Police Station Dakha, submitted a reply seeking exemption from disclosing the requested information as per Section 7(9) of the RTI Act, 2005, contending that it would amount to a disproportionate diversion of public resources. However, on going through the RTI application filed by the appellant, it is clear that the information sought is neither voluminous nor difficult to collect.

3. The respondent PIO is herewith directed to submit a written pointwise reply to the RTI application and also furnish the information requested at each of the nine points therein.

4. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Rakesh Kumar Gupta Advocate,

s/o Des Raj Gupta,

8/237, Jagraon Road,

Mandi Mullanpur,

District Ludhiana – 141 101

Versus

Public Information Officer,

o/o Senior Superintendent o Police,

Ludhiana Rural (Jagraon),

District Ludhiana – 142 026

First Appellate Authority,

o/o Director Inspector General of Police,

Ludhiana Range, Near Old Courts,

Ludhiana – 141 001

Appeal Case No. 447 of 2020

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851

Harpreet Singh, ASI (for the Respondent) 97798-00315

ORDER:

1. The RTI application is dated **20.1.2020** vide which the appellant has sought **information pertaining to complaints / representations against the appellant by residents of Mullanpur**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **28.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **7.2.2020**.

2. Both parties are present. The respondent PIO, represented by ASI Harpreet Singh, has furnished partial information, in response to which, the appellant has pointed out several discrepancies / deficiencies. A copy of the appellant's letter listing the deficiencies was handed over to the respondent at this hearing.

3. The respondent PIO is directed to file a written reply furnishing information where available and citing legal provisions to seek exemption from disclosing any part of the requested information, before the next hearing.

4. **Next hearing on 26.2.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Jasbir Singh,
s/o Gurbax Singh,
Guru Nank Nagar,
Village Bholapur, Jhabewal,
Post Office Ramgarh, Chandigarh Road,
District Ludhiana – 141 123

Versus

Public Information Officer,
o/o Additional Deputy Commissioner of Police-IV,
Police Station NRI, Sector-39, Urban Estate,
Chandigarh Road, Ludhiana – 141 010
First Appellate Authority,
o/o Commissioner of Police, Ludhiana.

Appeal Case No. 463 of 2020

PRESENT:

Jasbir Singh (Appellant) 98882-96107

Sahil Kumar, Constable (for the Respondent) 90412-21479

ORDER:

1. The RTI application is dated **21.1.2020** vide which the appellant has sought **information regarding Complaint No. 1731911 dated 17.1.20 by one Nirmala Devi against the appellant and his family**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **29.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **7.2.2020**.

2. Both parties are present. The respondent PIO, represented by Constable Sahil Kumar, stated that the requested information by way of a copy of Complaint No. 1731911 dated 17.1.2020, was handed over to the appellant at the Police Station NRI, Ludhiana on 6.2.20. The appellant also acknowledged this and stated that he is satisfied with the information furnished.

3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
7.2.2020

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Mahinder Singh, S/o Ram Singh,
T-2/171, Ranjit Singh Dam Colony,
Sahapur Kandi Township, Tehsil & District Pathankot.

Versus

Public Information Officer,
o/o. Executive Engineer, Vigilance & Quality Control Division,
Amritsar.

First Appellate Authority,
o/o. Director Monitoring, Water Resources Department, Punjab,
Chandigarh.

Appeal Case No. 2839 of 2019

PRESENT:

Mahinder Singh (Appellant) 96461-41428

Avtar Singh Kahlon, Executive Engineer (for the Respondent) 95012-33559

ORDER:

(To be read in continuity with earlier orders on 19.9.19, 30.10.19, and 13.12.19)

1. The RTI application is dated **20.2.19** vide which the appellant has sought **information regarding the investigation into allegedly fake muster rolls etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **6.8.19** under section 19 of the Right to Information Act, 2005 (RTI Act). The case was last heard on **13.12.19**.

2. Both parties are present. As per the directions of this Commission in its order of 13.12.19, the respondent PIO-cum-Executive Engineer, Avtar Singh Kahlon, submitted an Affidavit responding to each of the 4 points on which information was requested in the original RTI application. The appellant has been handed over the original Affidavit, for which he signed receipt on a copy of the affidavit submitted to this Commission.

3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
7.2.2020

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Sunil Kumar Joshi,
Flat No. 404, GH 43,
Sector-20, Panchkula – 134 165

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Mohali.
First Appellate Authority,
o/o Senior Superintendent of Police,
Mohali.

Appeal Case No. 3008 of 2019

PRESENT:

Sunil Kumar Joshi (Appellant) 94169-00129

Maninder Singh, Constable (for the Respondent) 78377-41687

ORDER:

*(To be read in continuity with earlier orders on **24.10.19** and **12.12.19**)*

1. The RTI application is dated **31.5.19** vide which the appellant has sought **information regarding criminal cases pending against one Sanjay Garg**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **19.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.12.19**.

2. Both parties are present. The respondent PIO, represented by Constable Maninder Singh, submitted a reply, wherein it is stated that there is no other FIR against Sanjay Garg s/o Sh. Mangat Rai, other than that already supplied by way of information to the appellant.

3. A copy of the reply was given to the appellant, who stated that he is satisfied with the information furnished.

4. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
7.2.2020

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Parkash Chand,

314, Phase-1,

Sector-55, SAS Nagar,

District Mohali – 160 055

Versus

Public Information Officer,

o/o Principal Secretary to Government of Punjab,

Finance Department, Punjab Civil Secretariat,

Sector-1, Chandigarh.

First Appellate Authority

o/o Principal Secretary to Government of Punjab,

Finance Department, Punjab Civil Secretariat,

Sector-1, Chandigarh.

Appeal Case No. 3164 of 2019

PRESENT:

(Appellant) Absent

Sandeep Jindal, Senior Assistant (for the Respondent) 99884-63500

ORDER:

(To be read in continuity with earlier orders on 31.10.19 and 18.12.19)

1. The RTI application is dated **17.4.19** vide which the appellant, who is over 88 years in age, has sought **information regarding the revision of pay scales etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **28.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.12.19**

2. The appellant is absent without any intimation. The respondent PIO, represented at this hearing by Sandeep Jindal, Senior Assistant, submitted that as per this Commission's recommendation, that the respondent PIO depute a subordinate officer with adequate knowledge of the matter pertaining to the RTI application, to visit at appellant's residence in Mohali. This was to understand precisely, the discrepancies/deficiencies in the information already supplied to the appellant. Pursuant to that, an officer of the Finance Department visited the residence of the appellant on 22.1.20 and duly noted the deficiency. As per the respondent, the information pertaining to the deficiency pointed out by the appellant, has sent to him.

3. Although, the appellant is absent again, there is no communication from him regarding any remaining deficiency in the information given. Under the circumstances, this Commission is compelled to conclude that the appellant is satisfied with the information furnished. There is no further cause for action and this appeal case is, herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Arjun Kakkar,

S/o Sh. Mahinder Lal Kakkar,

254, Sector- 1 B,

Vikas Nagar, Mandi Gobindgarh,

District Sri Fatehgarh Sahib.

Versus

Public Information Officer,

o/o Executive Officer, Nagar Council,

Mandi Gobindgarh.

First Appellate Authority,

o/o Deputy Director, Urban Local Bodies,

Ludhiana.

Appeal Case No. 3748 of 2019

PRESENT:

Arjun Kakkar (Appellant) 98722-97979

Sandeep, J.E. (for the Respondent) 75081-00568

Varinder Kumar, AME (for the Respondent) 79868-95089

ORDER:

(To be read in continuity with earlier orders on 12.12.19)

1. The RTI application is dated **10.6.19** vide which the appellant has sought **voluminous information regarding building plans, unauthorized colonies etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **9.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.12.19**.

2. Both parties are present. The respondent PIO, represented by Sandeep, JE and Varinder Kumar, AME, submitted that some of the information requested by the appellant has been given to him after he inspected the record on 19.12.19, on the directions of this Commission.

3. The appellant had however, also asked for copies of building plan permits for a one-year period. The respondents contended that this would be too voluminous and requested that the appellant be requested to point out specific buildings for which such information can be given.

4. In view of the above, the appellant is advised to point out specific buildings so that he can be supplied copies of 'building plan permits', which, the respondent PIO is to provide copies of.

5. **Next hearing on 30.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Pawan Singh,

1412, Phase 2, Dugri Urban Estate,

Ludhiana – 141 013.

Versus

Public Information Officer,

o/o Senior Superintendent of Police,

Sector-76, S.A.S. Nagar,

Mohali.

First Appellate Authority,

o/o Inspector of General Police,

Mandi Board Building, Near Gurudwara Sri Bhatta Sahib,

Ropar-140001

Appeal Case No. 3798 of 2019

PRESENT:

(Appellant) Absent

Maninder Singh, Constable (for the Respondent) 78377-41687

ORDER:

(To be read in continuity with earlier orders on 12.12.19)

1. The RTI application is dated **5.2.19** vide which the appellant has sought **information by way of documents and letters etc pertaining to FIR No. 393 of 24.11.16**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **11.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.12.19**.

2. The appellant is absent for the second time in succession, although he had informed this Commission that he had “no other argument to offer and document to file other than the already filed applications under RTI....”

3. The respondent PIO, represented by Constable Maninder Singh, reiterated his stand that the information requested by the appellant pertains to case for which challan was filed in the Court of JMIC, Derabassi on 24.11.17. He stated that all the record sought by the appellant can only be available in the aforesaid Court.

4. However, in a letter received in the Commission on 4.2.2020, the appellant contended that “copies of all documents filed/submitted anywhere are kept and held at the office of origin of those documents....”

5. Under the circumstances, the respondent PIO, office of SSP, S.A.S. Nagar, is directed to submit a duly notarized Affidavit restating his contention that no record pertaining to appellant's RTI application is available in his custody.

6. **Next hearing on 30.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Manjit Singh,
2877, Phase-7,
S.A.S. Nagar,
Mohali.

Versus

Public Information Officer,
o/o Station House Officer, Phase-8,
Police Station,
S.A.S. Nagar,
Mohali.

Complaint Case No. 398 of 2019

PRESENT:

(Complainant) Absent

Jaspal Singh, ASI (for the Respondent) 94178-69770

ORDER:

(To be read in continuity with earlier orders on 9.1.2020)

1. The complainant, **Manjit Singh**, filed this RTI application dated **26.5.16** and sought **information pertaining to FIR No.124 dated 13.12.06 etc.**, as enumerated in his RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.4.19**. The case was last heard on **9.1.20**.
2. The complainant is absent without any intimation. The respondent PIO, represented by ASI Jaspal Singh, has submitted a copy of the requested information, which has been taken on file.
3. The respondent PIO is now directed to file a written pointwise reply to each of the 19 points in the complainant's RTI application of 26.5.16 stating clearly, what information has been furnished and what remains.
4. Meanwhile, the complainant is advised to collect the furnished information from this Commission at his convenience on any working day before the next hearing. He peruse the same to list deficiencies, if any.
5. **Next hearing on 30.3.2020 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
7.2.2020

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Yogesh Mahajan,
s/o Kuldeep Raj Mahajan,
President of Anti-Corruption Council,
Opposite Water Tank,
Municipal Market, Mission Road,
Pathankot.

Versus

Public Information Officer,
o/o Executive Engineer Provincial Division,
PWD B&R,
Nawanshahr.

First Appellate Authority,
o/o Superintending Engineer,
PWD B & R, Construction Circle No.2,
Jalandhar.

Appeal Case No. 2767 of 2019

PRESENT:

(Appellant) Absent

Jaswant Singh, SDE (for the Respondent) 98788-01633

ORDER:

*(To be read in continuity with earlier orders on **28.8.19, 24.10.19, and 12.12.19**)*

1. The RTI application is dated **1.5.19** vide which the appellant has sought **information pertaining to works undertaken in the Sub-Division from 1.5.18 to 1.5.19**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **31.7.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.12.19**.

2. The respondent PIO, represented by Jaswant Singh, SDE, stated that the information was submitted to the Commission on 4.9.19. Subsequent to this, it was handed over to appellant's lawyer Sandeep Sharma. The appellant has now e-mailed the Commission that he has received the requested information and satisfied with it.

3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh
7.2.2020

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Yogesh Mahajan,

s/o Kuldeep Raj Mahajan,

President of Anti-Corruption Council,

Opposite Water Tank,

Municipal Market, Mission Road,

Pathankot.

Versus

Public Information Officer,

o/o Executive Engineer Provincial Division,

PWD B&R,

Nawanshahr.

First Appellate Authority,

o/o Superintending Engineer,

PWD B & R, Construction Circle No.2,

Jalandhar.

Appeal Case No. 2768 of 2019

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 28.8.19, 24.10.19, and 12.12.19)

1. The RTI application is dated **1.4.19** vide which the appellant has sought **information regarding the grants received and utilized in the division from 1.4.18 to 1.4.19**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **31.7.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.12.19**.

2. Both parties are absent. The appellant e-mailed the Commission on 4.2.20. to say that he has received the requested information and satisfied with it.

3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Taranjit Singh,

33, Adarsh Nagar Tarehti,
PO Shahpurkandi, Pathankot.

Versus

Public Information Officer,

o/o Deputy Commissioner, Pathankot.

First Appellate Authority,

o/o Deputy Commissioner, Pathankot.

Appeal Case No. 2827 of 2019 (Video Conference Proceedings)

PRESENT:

Taranjit Singh (Appellant)

Arvind Parkash, PIO-Cum-DRO (Respondent)

ORDER:

(To be read in continuity with earlier order on 9.10.19 and 22.11.19)

1. The RTI application is dated **16.4.19** vide which the appellant has sought **information pertaining to a CrPC complaint against himself and others**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **17.5.19** and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.11.19**.

2. Both parties are present through Video Conference at the NIC Centre at the office of the Deputy Commissioner, Pathankot. The respondent PIO-Cum-DRO, Arvind Parkash from office of Deputy Commissioner, Pathankot and other officers from the office of SDM, Dharkalan had submitted an Affidavit to this Commission which was found unsatisfactory.

3. The SDM, Dharkalan is herewith directed to resubmit a duly notarized Affidavit stating in a pointwise manner, that no other information pertaining to points listed in the appellant's RTI application is available in his record. An advance copy of this affidavit be sent to the Commission, and the original to be handed over to the appellant at the next hearing.

4. **Next hearing on 30.3.2020 at 2.00 pm through Video Conference Facility in the office of Deputy Commissioner, Pathankot.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Taranjit Singh,
33, Adarsh Nagar Tarehti,
PO Shahpurkandi, Pathankot.

Versus

Public Information Officer,
o/o Deputy Commissioner, Pathankot.
First Appellate Authority,
o/o Deputy Commissioner, Pathankot.

Appeal Case No. 2828 of 2019 (Video Conference Proceedings)

PRESENT:

Taranjit Singh (Appellant)

Arvind Parkash, PIO-Cum-DRO (Respondent)

ORDER:

(To be read in continuity with earlier order on 9.10.19 and 22.11.19)

1. The RTI application is dated **16.4.19** vide which the appellant has sought **information pertaining to two complaints**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **17.5.19** and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.11.19**.

2. Both parties are present through Video Conference at NIC Centre in the office of the Deputy Commissioner, Pathankot. The respondent PIO-Cum-DRO, Arvind Parkash from office of Deputy Commissioner, Pathankot and other officers from the office of SDM, Dharkalan are present.

3. The complainant has pointed out again that the deficiencies listed at the last hearing are still pending. The respondent PIO submitted that a status report regarding the complaints has been sought from the office of SDM Dharkalan and a copy of the same would be furnished to the appellant before the next hearing.

4. **Next hearing on 30.3.2020 at 2.00 pm through Video Conference Facility in the office of Deputy Commissioner, Pathankot.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Vikram Vaid,

#1527, Street No. 2, Bagh Ramanand,
District Amritsar.

Versus

Public Information Officer,

o/o Directorate of Treasuries & Accounts,

Department of Finance, Government of Punjab, Chandigarh.

Public Information Officer,

o/o Additional Director General of Police, (IT&T),

Punjab Police Headquarters, Sector-9, Chandigarh.

First Appellate Authority,

o/o Directorate of Treasuries & Accounts,

Department of Finance, Government of Punjab, Chandigarh.

Appeal Case No. 3111 of 2019 (Video Conference Proceedings)

PRESENT:

Vikram Vaid (Appellant) 98550-32897

Jasbir Singh, Junior Auditor (for the Respondent) 70094-63370

Parmod Kumar, ASI (for the Respondent) 95929-02013

Maninder Singh, Head Constable (for the Respondent) 94178-92039

ORDER:

(To be read in continuity with earlier orders on 1.11.19 and 20.12.19)

1. The RTI application is dated **25.4.19** vide which the appellant has sought **information regarding MHS funds received for CCTNS projects etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **26.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **20.12.19**.

2. Both parties are present. The appellant has joined the hearing through Video Conference at NIC Centre, at the office of Deputy Commissioner, Amritsar. The respondent PIO, represented by ASI Pramod Kumar, Junior Auditor, Jasbir Singh, and Head Constable Maninder Singh, have submitted a reply to the deficiencies listed by the appellant in the last hearing on 20.12.19.

3. However, the appellant has pointed out some further deficiencies, to which the respondent PIO is directed to submit a reply with a copy to this Commission before the next hearing.

4. **Next hearing on 30.3.2020 at 2.00 pm** through Video Conference for the appellant.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020

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Tejinder Singh,

Civil Court, Tehsil Complex,

Backside Sanjh Kender,

Phillaur – 144 410

Versus

Public Information Officer,

o/o SHO, Police Station Moti Nagar,

Ludhiana.

Complaint Case No. 737 of 2019

PRESENT:

Jasbir Singh (for the Complainant) 98882-96107

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on **24.10.19** and **12.12.19**)*

1. The complainant, **Tejinder Singh**, filed this RTI application dated **12.7.19** and sought information from the PIO o/o **SHO, Police Station, Moti Nagar, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **20.8.19**. The case was last heard on **12.12.19**.

2. The complainant is represented by Jasbir Singh. The respondent PIO–Cum-SHO, Varanjeet Singh, Police Station, Moti Nagar, Ludhiana is however absent for the third time in succession. This is despite the Show Cause issued to him at the last hearing on 12.12.19. The Commission takes a highly serious view of this officer's conduct.

3. Further Orders in this complaint case are **RESERVED**, to be pronounced in due course.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

7.2.2020