### **PUNJAB STATE INFORMATION COMMISSION**

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH Helpline No. 0172-2864100 Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab

Lajpat Rai Garg S/o Sh. Harbans lal, Romana Street. Jaito.

Tehsil – Jaito, District – Faridkot (Punjab)

....Appellant

V/s

**Public Information Officer,** 

O/o The Director, (Regd. Post)

> Deptt. of Local Government, Punjab, Municipal Bhawan, Sector 35 - A,

Plot No. 03, Chandigarh

First Appellate Authority,

O/o The Director.

Deptt. of Local Government, Punjab, Municipal Bhawan, Sector 35 - A.

Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 2153 of 2021

Present: None on behalf of the appellant.

None on behalf of the respondent.

ORDER

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

The RTI request is dated 29.01.2021. First appeal is dated 06.03.2021. Second appeal has been received in the Commission on 04.05.2021.

The appellant, Sh. Lajpat Rai Garg through a letter dated 29.06.2022, has requested for an adjournment in this case. It is taken on record.

Neither the respondent PIO nor any of his representative is present in today's hearing.

After examining the documents placed on record, it emerges that in the instant appeal-case, the requisite information has not been supplied by the respondent PIO to the information seeker and a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) was imposed upon the concerned Public Information Officer of office of Director, Deptt. of Local Government, Punjab vide orders dated 10.11.2021.

Last opportunity is given to the respondent PIO concerned office of Director,

Deptt. of Local Government, Punjab, Chandigarh to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post with a copy to the Commission and also to ensure compliance of the order dated 10.11.2021, by paying penalty (imposed upon the concerned PIO) in the Treasury of Punjab Government under the head.....

> Maior Head .. 0070 -Other Administrative Services

Sub-Major Head .. 60 - Other Services Minor Head .. 800 - Other Receipts

.. 86 - Fee under the Right to Information Act. 2005 Sub-Head

Detailed Head .. 0070 Other Administrative Services

60 Other Services- 800- Other Receipts-

86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission. A copy of this order be sent to him through registered post.

A copy of this order be sent alongwith orders dated 25.08.2021, 10.11.2021, 12.01.2022 and 18.04.2022 through registered post to i) Principal Secretary to Government of Punjab, Department of Local Govt., Punjab and ii) Director, Deptt. of Local Government, Punjab, Chandigarh to ensure the compliance of the above-announced order.

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date: 8<sup>th</sup> August, 2022 State Information Commissioner Punjab

i) The Principal Secretary
(Regd. Post) to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

Encl : <u>orders dated 25.08.2021, 10.11.2021</u> <u>12.01.2022</u> and <u>18.04.2022</u>

(Regd. Post)

ii)

The Director,

Deptt. of Local Government, Punjab,

Municipal Bhawan, Sector 35 - A,

Plot No. 03, Chandigarh

Encl : <u>orders dated 25.08.2021, 10.11.2021</u> 12.01.2022 and 18.04.2022

CC:

The Deputy Registrar

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab

Satnam Singh

S/o Sh. Khushaal Singh, Kothi No. 641, Phase – 1, S. A. S. Nagar(Mohali)(Punjab)

....Appellant

V/s

**Public Information Officer**, O/o The Principal, Kashi Ram Memorial College, Bhangu Majra, Kharar, Distt. - S. A. S. Nagar(Mohali)(Punjab)

First Appellate Authority, O/o The Director, Public Instructions (Colleges) Pb., Vidya Bhawan, P.S.E.B. Complex, Sector 62,S.A.S. Nagar (Mohali) (Punjab)

...Respondents

## Appeal Case No. 3249 of 2021

Present: None on behalf of the appellant.

None on behalf of the respondent.

ORDER

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

The RTI request is dated 07.04.2021. First appeal is dated 18.05.2021. Second appeal has been received in the Commission on 18.05.2021.

Neither the appellant, Sh. Satnam Singh nor the respondent is present

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter dated 25.02.2022 signed by Sh. Sameer Sachdeva (Counsel for the Respondent College), which was received in the Commission vide Diary No. 3989 dated 25.02.2022, has forwarded a copy of the order dated 17.12.2021 passed by Hon'ble Justice Arun Monga of Hon'ble Punjab and Haryana High Court in a Civil Writ Petition No. 25792 of 2021, showing that the next date of hearing was fixed for 07.04.2022. It is placed in the case-file.

Moreover, the instant appeal-case was last heard on 20.04.2022 and afterwards none of parties have intimated the outcome of of the Civil Writ Petition No. 25792 of 2021 fixed for 07.04.2022.

Nevertheless, an adjournment be given in the instant appeal case with an opportunity to both the parties i. e. appellant and the respondent PIO to represent this case in person or through their representative on the next date fixed.

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

**State Information Commissioner** 

**Puniab** 

CC:

The Deputy Registrar

Encl: Case-File

Date: 8<sup>th</sup> August, 2022

Helpline No. 0172-2864100 Phone No-0172-2864120
Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com
Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Ashok Kumar Watts S/o Sh. Des Raj, H. No. B-V-1534, Street – 01, Lajpat Nagar, Abohar, Distt. – Fazilka-152116(Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,

O/o The Secretary to Government. of Punjab,

Deptt. of Local Government,

(L G – 3 Branch), Municipal Bhawan, Sector 35 - A, Plot No. 03, Chandigarh

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

...Respondents

## Appeal Case No. 4032 of 2021

Present: Sh. Ashok Kumar Watts, 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 07.09.2020. First appeal is dated 08.10.2020. Second appeal has been received in the Commission on 14.12.2020.

The appellant, Sh. Ashok Kumar Watts, who appeared in person in today's hearing, states that he visited the office of the respondent PIO to inspect the relevant official record on 11.05.2022 but no information has been given to him by the respondent PIO.

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, he (the respondent PIO) has not sent any document showing that the information has been supplied to the appellant.

After examining the documents placed on record, it is found that a show-cause notice was issued vide orders dated 21.06.2021 with the directions to supply the information but the requisite information has not been supplied by the respondent PIO to the information seeker till date, which reflects that he is trying to delay in supplying the required information to the information-seeker.

For holding guilty of violation under Section 20 (1) as per provisions of the RTI Act and 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) is imposed upon the concerned Public Information Officer office of the Secretary to Government. of Punjab, Deptt. of Local Government, (L G – 3 Branch).

The amount of penalty will be deposited in the Treasury of Punjab Government under the

head.....

Major Head .. 0070 -Other Administrative Services

Sub-Major Head .. 60 - Other Services Minor Head .. 800 - Other Receipts

Sub-Head .. 86 - Fee under the Right to Information Act, 2005

Detailed Head .. 0070 Other Administrative Services

60 Other Services- 800- Other Receipts-

86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission. <u>A copy of this order be</u> sent to him through registered post.

Last opportunity is given to the respondent PIO concerned to supply the certified copies of the remaining information to the appellant with a copy to the Commission.

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

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date: 8<sup>th</sup> August, 2022 State Information Commissioner Punjab

CC:

The Deputy Registrar

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com
Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Aman Nagar, Street – 03, Back Side Green Land School, Near Jalandhar Bye Pass, Ludhiana(Punjab)

i)

....Appellant

V/s

(Regd. Post)

Public Information Officer, O/o The Assistant Town Planner, office of Commissioner, Municipal Corporation, Zone - A, Ludhiana

Encl: RTI request

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

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

...Respondents

# Appeal Case No. 5313 of 2021

Present:

Sh. Jagjit Singh, the appellant in person.

- i) Sh. Rajeev Saggar, Superintendent-cum-APIO of Vigilance Cell, for the respondent;
- ii) None appeared from office of Assistant Town Planner, Zone A office of Commissioner, Municipal Corporation, Ludhiana.

### <u>ORDER</u>

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

The RTI request is dated 12.08.2021. First appeal is dated 15.09.2021. Second appeal has been received in the Commission on 25.11.2021.

The appellant, Sh. Jagjit Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Sh. Rajeev Saggar, Superintendent-cum-APIO of Vigilance Cell, who appeared on behalf of the respondent PIO in today's hearing, states that the RTI request of the appellant was transferred under Section 6 (3) of the RTI Act to office of Commissioner, Municipal Corporation, Ludhiana vide letter no. 3299 dated 01.09.2021 and further it was to forwarded to office of Assistant Town Planner, Zone - A office of Commissioner, Municipal Corporation, Ludhiana under intimation to the appellant and copy of the same has also been sent to the Commission. It is placed in the case-file.

Appeal Case No. 5313 of 2021

-2-

But neither the respondent PIO of office of Assistant Town Planner, Zone - A office of Commissioner, Municipal Corporation, Ludhiana 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 the directions were given by the Commission vide orders dated 04.05.2022. 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 Assistant Town Planner, Zone - A office of Commissioner, Municipal Corporation, Ludhiana, 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 it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him exparte. A copy of this order be sent to him 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.

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.

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date: 8<sup>th</sup> August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Helpline No. 0172-2864100 Phone No-0172-2864120

Email: <u>psicsic31@punjabmail.gov.in</u> Visit us - <u>www.infocommpunjab.com</u>

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Jagjit Singh Aman Nagar, Street – 03, Back Side Green Land School, Near Jalandhar Bye Pass, Ludhiana(Punjab)

i)

....Appellant

V/s

(Regd. Post)

Public Information Officer, O/o The Municipal Town Planner, office of Commissioner, Municipal Corporation, Zone - D, Ludhiana

**Encl: RTI request** 

ii) 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

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

...Respondents

## Appeal Case No. 5314 of 2021

Present: Sh. Jagjit Singh, 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 13.08.2021. First appeal is dated 13.09.2021. Second

appeal has been received in the Commission on 25.11.2021.

The appellant, Sh. Jagjit Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Sh. Kuldip Singh, Senior Assistant(Municipal Services Cell), who appeared on behalf of the respondent PIO on the last date of hearing, held on 04.05.2022, stated that a reply was sent to the appellant vide letter no. 6231 dated 11.02.2022 intimating him that the RTI request was forwarded to office of Municipal Town Planner, Zone D office of Commissioner, Municipal Corporation, Ludhiana and a copy of the same was sent to the Commission through an e-mail dated 02.05.2022. It, alongwith annexure, is placed in the case-file.

Neither the respondent PIO of office of Municipal Town Planner, Zone - D office of Commissioner, Municipal Corporation, Ludhiana 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 the directions were given by the Commission vide orders dated 04.05.2022. The Commission took a serious view of this casual approach of the respondent PIO

**Appeal Case No. 5314 of 2021** 

-2-

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 Municipal Town Planner, Zone - D

office of Commissioner, Municipal Corporation, Ludhiana, 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 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 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.

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.

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time

to decide the issues, which have been cropped in the instant appeal case, hence, next date of

hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file

before the Hon'ble Chief Information Commissioner for appropriate orders to fix further

hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date: 8th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com
Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Jagjit Singh Aman Nagar, Street – 03, Back Side Green Land School, Near Jalandhar Bye Pass, Ludhiana(Punjab)

....Appellant

V/s

i) Public Information Officer,

(Regd. Post) O/o The District Education Officer(Elem.),

Mini Secretariat, Ludhiana (Punjab)

(Regd. Post) ii) Public Information Officer,

O/o The Director,

Public Instructions (Elem.) Pb., Vidhya Bhawan, P.S.E.B. Complex,

Sector 68, S.A.S. Nagar (Mohali) (Punjab)

#### **Encl:RTI request**

First Appellate Authority, O/o The Director, Public Instructions (Elem.) Pb., Vidhya Bhawan, P.S.E.B. Complex, Sector 68, S.A.S. Nagar (Mohali) (Punjab)

...Respondents

## Appeal Case No. 5399 of 2021

Present: Sh. Jagjit Singh, the appellant in person.

Sh. Mohinder Singh, Senior Assistant, on behalf of the respondent.

<u>ORDER</u>

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

The RTI request is dated 09.06.2021. First appeal is dated 20.09.2021. Second

appeal has been received in the Commission on 30.11.2021.

The appellant, Sh. Jagjit Singh, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO till date.

Sh. Mohinder Singh, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, states that available information at point no. 1 (a) (b), 02 and 03 of the RTI request has already been supplied to the appellant and part information at point no. 1(c) (d) (e) relates with office of Director, Public Instructions (Elem.) Punjab, S. A. S. Nagar and for part information RTI request of the appellant was transferred to that office under Section 6(3) of the RTI ACt and a reply vide letter no. 106167 dated 04.05.2022 was sent to the Commission through an e-mail. It, alongwith annexure, is placed in the case-file.

Neither the respondent PIO of office of Director, Public Instructions (Elem.) Pb.,

Punjab, S. A. S. Nagarnor 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 the directions were given by the Commission vide orders dated 04.05.2022. The Commission took a serious view of this casual approach of the respondent PIO

Appeal Case No. 5399 of 2021

-2-

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 Director, Public Instructions (Elem.)
Punjab, S. A. S. Nagar, 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 it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him exparte. A copy of this order be sent to him through registered post with the directions to supply the certified copies of the information at point no. 1(c) (d) (e) of the RTI request to the appellant with a copy to the Commission.

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

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date: 8<sup>th</sup> August, 2022

(Sanjiv Garg)
State Information Commissioner
Puniab

CC:

The Deputy Registrar

#### **PUNJAB STATE INFORMATION COMMISSION** RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab

Helpline No. 0172-2864100 Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com



Sarabjit Singh S/o Sh. Hari Singh, Near Mahavir Gate, Sangrur Road,

Dhanaula, Teh. & Distt. - Barnala(Punjab)

....Appellant

**Public Information Officer,** (Regd. Post)

O/o The Land Acquisition Collector-cum-

**Sub Divisional Magistrate**,

Barnala (Punjab)

First Appellate Authority,

O/o The Land Acquisition Collector-cum-

**Sub Divisional Magistrate**,

Barnala (Punjab) ...Respondents

Appeal Case No. 400 of 2022

V/s

Sh. Sarabjit Singh, the appellant in person. Present:

None on behalf of the respondent.

**ORDER** 

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

The RTI request is dated 19.08.2021. First appeal is dated 19.10.2021. Second appeal has been received in the Commission on 13.01.2022.

The appellant, Sh. Sarabjit Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

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, he (the respondent PIO) has not sent any document showing that the information has been supplied to the appellant.

After examining the documents placed on record, it is found that a show-cause notice was issued vide orders dated 07.06.2022 with the directions to supply the information but the requisite information has not been supplied by the respondent PIO to the information seeker till date, which reflects that he is trying to delay in supplying the required information to the information-seeker.

For holding guilty of violation under Section 20 (1) as per provisions of the RTI Act and for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned Public Information Officer office of Land Acquisition Collector-cum-Sub Divisional Magistrate, Barnala.

The amount of penalty will be deposited in the Treasury of Punjab Government under the

head.....

.. 0070 -Other Administrative Services Major Head

Sub-Major Head .. 60 - Other Services Minor Head .. 800 - Other Receipts

Sub-Head .. 86 - Fee under the Right to Information Act, 2005

.. 0070 Other Administrative Services Detailed Head

60 Other Services- 800- Other Receipts-

86- Fees under the Right to Information Act, 2005

Appeal Case No. 400 of 2022

-2-

And a copy of challan receipt be sent to the Commission. A copy of this order be

sent to him through registered post.

Due to evasive attitude of the respondent PIO concerned, the information-seeker has suffered detriments on account of not getting the complete information and hence a compensation of Rs. 5000/- (Rupees Five Thousand only) is awarded to the appellant, Sh. Sarabjit Singh. The compensation shall be paid by public authority concerned by way of <a href="mailto:crossed">crossed</a>

cheque/Demand Draft in the name of Sarabjit Singh. The crossed cheque/Demand Draft shall be

made from the bank account of public authority concerned and not from the individual official.

The respondent PIO is also directed to send a copy of the cheque/Demand Draft to the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with.

Last opportunity is given to the respondent PIO concerned to supply the certified

copies of the required information to the appellant with a copy to the Commission.

An opportunity is also given to the appellant to confirm whether he has received the information or not 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 and also send a copy of the same to the Commission.

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date: 8<sup>th</sup> August, 2022

(Sanjiv Garg)
State Information Commissioner
Puniab

CC:

The Deputy Registrar

### **PUNJAB STATE INFORMATION COMMISSION** RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH

Helpline No. 0172-2864100 Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab

Ms. Nisha Khurmi, Advocate, 13138/3, Namdev Marg,

**Street – 8/5, Bathinda - 151001 (Punjab)** 

....Appellant

(Regd. Post) **Public Information Officer**,

O/o The Executive Engineer,

**Punjab Water Supply** And Sewerage Board,

**Near District Courts, Moga(Punjab)** Encl: RTI request

...Respondents

Complaint Case No. 47 of 2022

V/s

Present: Sh. Amit Khurmi on behalf of the complainant.

None on behalf of the respondent.

**ORDER** 

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

The RTI request is dated 09.11.2021. The complaint has been received in the

Commission on 17.01.2022.

Sh. Amit Khurmi, appeared on behalf of the complainant, Ms. Nisha Khurmi,

Advocate, states that no information has been given to the complainant by the respondent PIO.

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 lapse of eight months. The Commission took a serious view of this casual approach of 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, Punjab Water Supply And Sewerage Board, Moga, 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.

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 exparte. A copy of this order be sent to him 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.

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

As I am demitting the office on 23<sup>rd</sup> September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

**State Information Commissioner** 

Puniab

CC:

The Deputy Registrar

Encl: Case-File

Date: 8th August, 2022