

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building (Near to Rose Garden)

Sector-16, Chandigarh

Contact No. 0172-2864115, Fax No. 0172-2864125

Visit us @ www.infocommpunjab.com, Email-ID psic25@punjabmail.gov.in

Sh. Om Parkash (Retd.Suptd.) (94632-32537)

S/o Sh. Jattu Ram Damri

House No. 2163 Street No. 4-D,

Kailash Nagar, Fazilka.

Complainant

Versus

Public Information Officer/APIO

O/o District Treasury Officer,

Ferozepur.

Respondent

Complaint Case No.: 498 of 2018

Present: Sh. Om Parkash, the complainant in person.

Nobody present on the behalf of respondent.

ORDER

1. This order may be read with reference to the previous order dated 14.11.2018.
2. Sh. Om Parkash, the complainant states that he had visited the respondent's office at 11 am on 27.08.2018 as per the order of the Commission and waited till 3 pm in their office as respondent PIO told that dealing hand will come and make him inspect the official record but no record has been supplied to inspect and then respondent PIO assured that requisite information would be sent to him in short time period then but till date no information has been received from the respondent PIO. He further added that the respondent has supplied irrelevant affidavit to him as mentioned in previous order dated 14.11.2018.
3. Respondent PIO is absent for today's hearing without any intimation to the Commission.
4. After hearing the appellant and examining the case file, one opportunity is given to the **respondent PIO to represent this case in person** to clear the facts of this case along with directions to provide the relevant affidavit and/or pending requisite information to appellant, failing to which action under section 20 (i) would be initiated against the respondent PIO.
5. Matter is adjourned for further hearing on **13.02.2019 at 11:30 AM**.
6. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh

Dated: 09.01.2019

Sd/-

(Dr. Pawan Kumar Singla)

State Information Commissioner

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Sh. Sukhdev Singh S/o Sh. Banta Singh

Village Dhupsari, PO Govt. Polytechnic College,
Batala, Distt. Gurdaspur. (94632-28842).

Complainant

Versus

Public Information Officer

O/o Principal D.A.V. Sr. Sec. School,
Near Dusherra Ground, Batala.

Respondent

Complaint Case No.: 926 of 2018

Present: Nobody present.

ORDER

1. This order may be read with the reference of previous order dated 05.12.2018.
2. Complainant is absent for today's hearing without any intimation to the Commission. He was also absent on previous hearing dated 05.12.2018.
3. Respondent is absent for today's hearing but a covering letter along with copy of requisite information has been received in the Commission vide diary no. 847 dated 08.01.2019 signed by Principal, DAV Sr. Sec. School Batala (Gurdaspur) mentioning therein that the requisite information has already been provided to the appellant on 21.08.2018 but as per directions of Commission it is sent again to the appellant. This letter is taken on record.
4. After going through the documents placed on record, it is found that neither the complainant has represented this case nor pointed out any deficiencies in the information supplied. The appellant is given one more opportunity to represent this case along with the advice to point out deficiencies, if any in the information supplied to him by the respondent, failing to which the case would be decided on merit basis. The respondent is also directed to represent this case on next date of hearing.
5. The matter is adjourned to **13.02.2019 at 11.30 AM** for further proceedings.
6. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Harjit Singh (98142-45959)

#925, Block No. 4, Dashmesh Nagar,
Doraha, Ludhiana.

Appellant

Versus

Public Information Officer

O/o Govt. Girls Sr. Sec. School,
Machiwara Sahib, Ludhiana.

First Appellate Authority

(Regd. Post) O/o District Education Officer (SE),
Ludhiana.

Respondent

Appeal Case No.: 2876 of 2018

Present: Sh. Harjit Singh the appellant, present in person.
Ms. Kirandeep Kaur, Principal, (79731-57252) present as respondent PIO.

ORDER

1. This order may be read with the reference of previous order dated 05.12.2019
2. Ms. Kirandeep Kaur, Principal handed over the copy that requisite information/written reply to the appellant during the hearing and also a copy of it to the Commission during the hearing. She further added that no resolution ('Matta') was passed on meeting dated 10.04.2018 and only verbal meeting was held, as requisite by the appellant on previous hearing dated 05.12.2018.
3. Sh. Harjit Singh the appellant states that requisite information that relates with point 2 is still pending.
4. Ms. Kirandeep Kaur, Principal states that information that relates to point no. 2 is available in office records of First Appellate Authority, DEO (SE) Ludhiana.
5. After hearing the both the parties and going through the documents placed on record, one opportunity is given to the appellant to point out deficiencies, if any in written, in the information / reply provided to the appellant as mentioned above in point no. 3 of this order, by the next dated of hearing; failing to which ex-parte decision may be taken. The respondent PIO is also directed to file an affidavit satisfying the RTI application regarding her submissions with respect to meeting on 10.04.2018 as mentioned in point no. 3 of this order, by the next date of hearing, failing to which action under section 20 (i) of RT Act would be initiated against the respondent PIO.
6. It is also found that principal is not aware the case and hence DEO (SE) Ludhiana is directed to represent this case in person along with the directions to provide requisite information that relates with point no. 2 of RTI application.

7. The matter is adjourned to **13.02.2019 at 11.30 AM** for further proceedings.
8. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jonny Singla (94789-85098)

#267, Street No. 4, Green Avenue,
Bibi Wala Road, Bathinda-151001.

Appellant

Versus

Public Information Officer

O/o Shaheed Gurinder Singh Govt.
Sr. Sec School Bassian, Village Bassian,
Tehsil Raikot, Ludhiana-142032.

First Appellate Authority

O/o DEO (SE), 2nd Floor, Mini Secretariat,
Near Bharat Nagar Chowk,
Ludhiana-141001

Respondent

Appeal Case No.: 2957 of 2018

Present: Nobody present on the behalf of appellant.
Ms. Jasbir Kaur, Principal present as a respondent PIO.

ORDER

1. An email has been received in the Commission from email id jonny.singla.rti.activist@gmail.com on 08.01.2019, mentioning therein that he has not received the requisite information till date and also request the Commission for exemption to present this case on today's hearing due to personal reasons. This email is considered and taken on record.
2. Ms. Jasbir Kaur, Principal, is present with available requisite information to hand it over to the appellant but the appellant is absent.
3. After hearing the respondent and going through the documents placed on record, respondent PIO is directed to provide point-wise requisite information and/or written reply satisfying the RTI application, to the appellant **through registered post**, by the next date of hearing; along with directions to represent this case in person or through his/her representative(s) failing to which action under section 20 (i) of RT Act would be initiated against the respondent PIO.
4. The appellant is also advised to point out deficiencies, if any, after receiving the requisite information (as mentioned above) in written to the respondent PIO, along with the advice to represent this case in person or through his representative(s), by the next date of hearing, failing to which ex-parte decision may be taken.
5. The matter is adjourned to **13.02.2019 at 11.30 AM** for further proceedings.
6. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jonny Singla (94789-85098)

#267, Street No. 4, Green Avenue,
Bibi Wala Road, Bathinda-151001.

Appellant

Versus

Public Information Officer

O/o Shaheed Gurinder Singh Govt.
Sr. Sec School Bassian, Village Bassian,
Tehsil Raikot, Ludhiana-142032.

First Appellate Authority

O/o DEO (SE), 2nd Floor, Mini Secretariat,
Near Bharat Nagar Chowk,
Ludhiana-141001

Respondent

Appeal Case No.: 2966 of 2018

Present: Nobody present on the behalf of appellant.
Ms. Jasbir Kaur, Principal present as a respondent PIO.

ORDER

1. An email has been received in the Commission from email id jonny.singla.rti.activist@gmail.com on 08.01.2019, mentioning therein that he has not received the requisite information till date and also request the Commission for exemption to present this case on today's hearing due to personal reasons. This email is considered and taken on record.
2. Ms. Jasbir Kaur, Principal, is present with available requisite information to hand it over to the appellant but the appellant is absent.
3. After hearing the respondent and going through the documents placed on record, respondent PIO is directed to provide point-wise requisite information and/or written reply satisfying the RTI application, to the appellant **through registered post**, by the next date of hearing; along with directions to represent this case in person or through his/her representative(s) failing to which action under section 20 (i) of RT Act would be initiated against the respondent PIO.
4. The appellant is also advised to point out deficiencies, if any, after receiving the requisite information (as mentioned above) in written to the respondent PIO, along with the advice to represent this case in person or through his representative(s), by the next date of hearing, failing to which ex-parte decision may be taken.
5. The matter is adjourned to **13.02.2019 at 11.30 AM** for further proceedings.
6. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jonny Singla (94789-85098)

#267, Street No. 4, Green Avenue,
Bibi Wala Road, Bathinda-151001.

Appellant

Versus

Public Information Officer

O/o Shaheed Gurinder Singh Govt.
Sr. Sec School Bassian, Village Bassian,
Tehsil Raikot, Ludhiana-142032.

First Appellate Authority

O/o DEO (SE), 2nd Floor, Mini Secretariat,
Near Bharat Nagar Chowk,
Ludhiana-141001

Respondent

Appeal Case No.: 2967 of 2018

Present: Nobody present on the behalf of appellant.
Ms. Jasbir Kaur, Principal present as a respondent PIO.

ORDER

1. An email has been received in the Commission from email id jonny.singla.rti.activist@gmail.com on 08.01.2019, mentioning therein that he has not received the requisite information till date and also request the Commission for exemption to present this case on today's hearing due to personal reasons. This email is considered and taken on record.
2. Ms. Jasbir Kaur, Principal, is present with available requisite information to hand it over to the appellant but the appellant is absent.
3. After hearing the respondent and going through the documents placed on record, respondent PIO is directed to provide point-wise requisite information and/or written reply satisfying the RTI application, to the appellant **through registered post**, by the next date of hearing; along with directions to represent this case in person or through his/her representative(s) failing to which action under section 20 (i) of RT Act would be initiated against the respondent PIO.
4. The appellant is also advised to point out deficiencies, if any, after receiving the requisite information (as mentioned above) in written to the respondent PIO, along with the advice to represent this case in person or through his representative(s), by the next date of hearing, failing to which ex-parte decision may be taken.
5. The matter is adjourned to **13.02.2019 at 11.30 AM** for further proceedings.
6. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jaswant Sarpal (94654-77771)

(Regd. Post) S/o Sh. Darbari Lal Sarpal
#2220/2, Gali Arian I/s Mahan Singh Gate,
Amritsar.

Appellant

Versus

Public Information Officer/APIO

(Regd. Post) O/o Commissioner,
Municipal Corporation, Amritsar

(Regd. Post) **The Commissioner,**
Municipal Corporation, Amritsar

First Appellate Authority

(Regd. Post) O/o Commissioner,
Municipal Corporation, Amritsar

Respondent

Appeal Case No.: 2203 of 2018

Present: Sh. Jaswant Sarpal, the appellant in person.
Nobody present on the behalf of respondent PIO.

ORDER

1. Sh. Jaswant Sarpal, the appellant, states that requisite information is pending till date.
2. Respondent PIO is absent continuously fifth time for hearing without any intimation to the Commission and nor did he filed any reply in this regard. It is also observed, He / She was also absent on previous hearings dated 21.08.2018, 18.09.2018, 19.11.2018 & 04.12.2018. He / She was issue a notice to **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him/her for willful delay/denial in supplying the information to the RTI appellant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. And was also directed to appear in person on today's hearing along with directions to provide pending information and/or written reply satisfying the RTI application, to the appellant but he/she failed to do so. Due to evasive attitude and irresponsible behavior of the respondent PIO concerned compensation of Rs 1500/- (Fifteen Hundred Only) was awarded to the appellant, Sh. Jaswant Sarpal, which is also not provided to the appellant till date.
3. After hearing appellant and on going through the documents placed on record, in the backdrop of the aforementioned factual position, initiation of action under Section 20(1) Right to Information Act, 2005, against the concerned defaulting officer are called for. I am, therefore, left with no other option but to decide the question of imposition of penalty upon **concerned PIO O/o The Commissioner, Municipal Corporation Amritsar, of Rs. 10,000/- (Ten Thousand only).**

The amount of penalty i.e. Rs. 10,000/- should be deducted from the salary of **concerned PIO O/o The Commissioner, Municipal Corporation Amritsar** and be deposited in the Government treasury under head 0070-Other Administrative Services-60-Other Services-800-Other Receipts-86-Fees under the Right to Information Act.

4. After hearing the appellant and examining the documents placed on record, the respondent PIO is directed to produce a copy of the cheque or demand draft along with copy of challan for penalty deposited on the next date of hearing and **also directed to appear in person on next date of hearing** along with directions provide copy of requisite information and/or written reply to the appellant as directed on previous hearing dated 19.11.2018 to the appellant, failing to which further action under section 20(1) of RTI would be enhanced against the respondent PIO.
5. **The Commissioner, Municipal Corporation Amritsar shall ensure that this amount of penalty is deducted from the salary of the above said concerned defaulting official(s) and deposited in the Treasury under the relevant head.**
6. The matter is adjourned for further hearing on **13.02.2019 at 11:30 AM.**
7. Announced in the Court, copies of the order be sent to the parties **through registered post.**

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jaswant Sarpal (94654-77771)

(Regd. Post) S/o Sh. Darbari Lal Sarpal
#2220/2, Gali Arian I/s Mahan Singh Gate,
Amritsar.

Appellant

Versus

Public Information Officer/APIO

(Regd. Post) O/o Commissioner,
Municipal Corporation, Amritsar

(Regd. Post) **The Commissioner,**
Municipal Corporation, Amritsar

First Appellate Authority

(Regd. Post) O/o Commissioner,
Municipal Corporation, Amritsar

Respondent

Appeal Case No.: 2204 of 2018

Present: Sh. Jaswant Sarpal, the appellant in person.
Nobody present on the behalf of respondent PIO.

ORDER

1. Sh. Jaswant Sarpal, the appellant, states that requisite information is pending till date.
2. Respondent PIO is absent continuously fifth time for hearing without any intimation to the Commission and nor did he filed any reply in this regard. It is also observed, He / She was also absent on previous hearings dated 21.08.2018, 18.09.2018, 19.11.2018 & 04.12.2018. He / She was issue a notice to **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him/her for willful delay/denial in supplying the information to the RTI appellant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. And was also directed to appear in person on today's hearing along with directions to provide pending information and/or written reply satisfying the RTI application, to the appellant but he/she failed to do so. Due to evasive attitude and irresponsible behavior of the respondent PIO concerned compensation of Rs 1500/- (Fifteen Hundred Only) was awarded to the appellant, Sh. Jaswant Sarpal, which is also not provided to the appellant till date.
3. After hearing appellant and on going through the documents placed on record, in the backdrop of the aforementioned factual position, initiation of action under Section 20(1) Right to Information Act, 2005, against the concerned defaulting officer are called for. I am, therefore, left with no other option but to decide the question of imposition of penalty upon **concerned PIO O/o The Commissioner, Municipal Corporation Amritsar, of Rs. 10,000/- (Ten Thousand only).**

The amount of penalty i.e. Rs. 10,000/- should be deducted from the salary of **concerned PIO O/o The Commissioner, Municipal Corporation Amritsar** and be deposited in the Government treasury under head 0070-Other Administrative Services-60-Other Services-800-Other Receipts-86-Fees under the Right to Information Act.

4. After hearing the appellant and examining the documents placed on record, the respondent PIO is directed to produce a copy of the cheque or demand draft along with copy of challan for penalty deposited on the next date of hearing and **also directed to appear in person on next date of hearing** along with directions provide copy of requisite information and/or written reply to the appellant as directed on previous hearing dated 19.11.2018 to the appellant, failing to which further action under section 20(1) of RTI would be enhanced against the respondent PIO.
5. **The Commissioner, Municipal Corporation Amritsar shall ensure that this amount of penalty is deducted from the salary of the above said concerned defaulting official(s) and deposited in the Treasury under the relevant head.**
6. The matter is adjourned for further hearing on **13.02.2019 at 11:30 AM.**
7. Announced in the Court, copies of the order be sent to the parties **through registered post.**

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jaswant Sarpal (94654-77771)

S/o Sh. Darbari Lal Sarpal
#2220/2, Gali Arian I/s Mahan Singh Gate,
Amritsar

Appellant

Versus

Public Information Officer/APIO

O/o Commissioner, Municipal Corporation,
Amritsar

First Appellate Authority

O/o Commissioner, Municipal Corporation,
Amritsar

Respondent

Appeal Case No.: 3951 of 2018

Present: Sh. Jaswant Sarpal, the appellant in person.
Nobody present on the behalf of respondent PIO.

ORDER

1. Sh. Jaswant Sarpal, the appellant states that he has not received requisite information.
2. Respondent PIO is absent for today's hearing without any intimation to the Commission and nor did he/she file any reply in this regard.
3. After hearing the appellant and examining the case file, one opportunity is given to the respondent PIO to represent this case in person or through any of his representative(s) on the next date of hearing along with the directions to provide requisite information and/or written reply satisfying the RTI application, failing to which action under section 20(1) of RTI Act will be initiated against him.
4. The matter is adjourned for further hearing on **13.02.2019 at 11:30 A.M.**
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jaswant Sarpal (94654-77771)

S/o Sh. Darbari Lal Sarpal
#2220/2, Gali Arian I/s Mahan Singh Gate,
Amritsar

Appellant

Versus

Public Information Officer/APIO

O/o Commissioner, Municipal Corporation,
Amritsar

First Appellate Authority

O/o Commissioner, Municipal Corporation,
Amritsar

Respondent

Appeal Case No.: 3952 of 2018

Present: Sh. Jaswant Sarpal, the appellant in person.
Nobody present on the behalf of respondent PIO.

ORDER

1. Sh. Jaswant Sarpal, the appellant states that he has not received requisite information.
2. Respondent PIO is absent for today's hearing without any intimation to the Commission and nor did he/she file any reply in this regard.
3. After hearing the appellant and examining the case file, one opportunity is given to the respondent PIO to represent this case in person or through any of his representative(s) on the next date of hearing along with the directions to provide requisite information and/or written reply satisfying the RTI application, failing to which action under section 20(1) of RTI Act will be initiated against him.
4. The matter is adjourned for further hearing on **13.02.2019 at 11:30 A.M.**
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated: 09.01.2019

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Gurcharan Singh (93572-04340)

S/o S. Dayal Singh

905, Urban Estate Phase-2,

Jalandhar-144022

Appellant

Versus

Public Information Officer

O/o Commissioner of Police,

Commissionerate, Jalandhar

First Appellate Authority

O/o Commissioner of Police,

Commissionerate Jalandhar

Respondent

Appeal Case No.: 2968 of 2018

Present: Sh. Gurcharan Singh, the appellant, present in person.

Nobody present on the behalf of respondent PIO.

ORDER

1. This order may be read with the reference of order dated 05.12.2018.
2. Sh. Gurcharan Singh, the appellant states (and submits a letter dated 08.01.2019, which is taken on record) that requisite information regarding complaint(s) dated 13.02.2018 has not been provided to him till date.
3. Respondent PIO is absent without any intimation to the Commission and nor did he/she file any reply in this regard, which shows no regard to the order of the Commission.
4. After hearing the appellant and going through the documents placed on record, respondent PIO is directed to provide Progress report/enquiry done report/or written reply satisfying the RTI application, to the appellant **through registered post**, by the next date of hearing; along with directions to represent this case in person or through his/her representative(s) failing to which action under section 20 (i) of RT Act would be initiated against the respondent PIO.
5. The appellant is also advised to point out deficiencies, if any, after receiving the requisite information (as mentioned above) in written to the respondent PIO, along with the advice to represent this case in person or through his representative(s), by the next date of hearing, failing to which ex-parte decision may be taken.
6. The matter is adjourned to **13.02.2019 at 11.30 AM** for further proceedings.
7. Announced in the Court; copy of the order to be sent to the parties.

Chandigarh

Dated: 09.01.2019

**Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner**

Note: Sh. Raghubir Singh, ASI (99157-16866) appeared after the hearing was over and is apprised of the above said order.

Chandigarh

Dated: 09.01.2019

**Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner**