

# PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - [psic28@punjabmail.gov.in](mailto:psic28@punjabmail.gov.in)

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## APPEAL CASE NO. 0067 OF 2020

Smt. Harjit Kaur, (9041062481)  
W/o Sh. Gurdeep Singh,  
Ward No. 2, House No. 107, Anaz Mandi,  
Kurali, District SAS Nagar (Mohali).

...Appellant

Versus

**Public Information Officer,**  
O/o XEN,  
Water Supply and Sanitation Division,  
Fatehgarh Sahib.

### **First Appellate Authority**

O/o Superintending Engineer,  
Water Supply & Sanitation Division,  
Patiala.

...Respondents

## HEARD Through CISCO WEBEX – VC/TELEPHONE

**PRESENT:** Smt. Harjit Kaur, Appellant.  
Sh. Johni Khanna, XEN-cum-PIO, on behalf of the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 05-01-2021.

2. The Appellant reiterates that she has received the complete information except point no. 4 as per her RTI application from the Respondents.

3. The Respondent states that matter regarding information about point no. 4 of the RTI application of the Appellant was taken UP with the Contractor who had stated that the demanded information is not available with him.

4. The Respondent-PIO (XEN) is directed that in case no information of Point No.4 is available in their record then file a proper Affidavit in this regard duly attested by the Public Notary on the next date of hearing. He is further directed to send directly original affidavit to Appellant by registered post with a copy to Commission before the next date of hearing failing which **Show Cause Notice** will be issued to him as per provisions of the RTI Act, 2005. He is further directed to be present personally on the next date of hearing for hearing through CISCO WEBEX.

5. The case is adjourned to **04-03-2021 at 11.00 AM through CISCO WEBEX Meeting ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## **APPEAL CASE NO. 0201 OF 2020**

Smt. Gurdarshan Kaur, (7814181437)  
W/o Sh. Nihal Singh,  
R/o # 342, Street No. 5,  
New Bishan Nagar, Patiala.

...Appellant

Versus

**Public Information Officer,**  
O/o The Director,  
Local Government, Punjab,  
Municipal Bhawan, Sector-35, Chandigarh.

**Public Information Officer,**  
O/o The Executive Officer,  
Improvement Trust, Patiala.

**First Appellate Authority**  
O/o Local Government, Punjab,  
Municipal Bhawan, Sector-35,  
Chandigarh.

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Smt. Gurdarshan Kaur, Appellant.  
Shri Harpal Singh, Sr. Assistant on behalf of the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 05-01-2021.

2. The Appellant is absent from hearing through Webex. However, she is contacted on mobile phone. She reiterates her earlier version that no information has been provided to her by the Respondents.

3. The Respondent says that PIO O/o Executive Officer, Improvement Trust, Patiala, as the information relates to them, has been requested to supply the demanded information directly to Appellant with a copy to their office but the same is still awaited from them.

4. While perusing the case file it has been found that the PIO O/o Executive Officer, Improvement Trust, Patiala was directed to provide the available information to the Appellant, before the next date of hearing but neither he has supplied the information to Appellant nor attended today's hearing. The Commission has taken very serious view of the laxity on the part of the PIO O/o Executive Officer, Improvement Trust, Patiala. He is once again directed to supply the information duly attested to Appellant with a copy to Commission by registered post before the

Cont...Pg2

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## **APPEAL CASE NO. 0201 OF 2020**

next date of hearing failing which strict action will be initiated against him/her as per provisions of the RTI Act, 2005.

5. Giving one more chance to the Respondent – PIO Ms. Vinay Kumar, Superintendent-cum-PIO O/o Directorate Local Government (Trust Service Cell), Punjab, she is again directed to collect the requisite information from the O/o Executive Officer, Improvement Trust, Patiala and supply to Appellant before the next date of hearing, failing which **SHOW CAUSE NOTICE** will be issued to her as per provisions of the RTI Act, 2005.

6. The case is adjourned to **04-03-2021 at 11.00 AM through CISCO WEBEX Meeting ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh  
09-02-2021**

Sd/-  
**(Hem Inder Singh)**  
**State Information Commissioner**

### **Copy to Intimation and further necessary action: -**

1. **Ms. Veena,**  
Superintendent –cum- PIO  
O/o Directorate Local Government  
(Trust Service Cell), Punjab  
Municipal Bhawan, Sector-35, Chandigarh.
2. **The Public Information Officer,**  
O/o The Executive Officer,  
Improvement Trust,  
PATIALA.

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## APPEAL CASE NO. 0214 OF 2020

Sh. Sukhchain Singh, (9463518565)  
Sonam Mohalla,  
Fatehgarh Churian, Tehsil Batala,  
District Gurdaspur.

...Appellant

Versus

**Public Information Officer,**  
O/o The Principal Secretary,  
Local Government, Punjab,  
Municipal Bhawan, Sector-35, Chandigarh.

**First Appellate Authority,**  
O/o The Principal Secretary,  
Local Government, Punjab,  
Municipal Bhawan, Sector-35, Chandigarh.

...Respondents

### HEARD THROUGH CISCO WEBEX – VIDEO CONFERENCE

**PRESENT:** Shri Sukhchain Singh, the appellant.  
Ms. Sandeep Kaur, Sr. Assistant for the Respondents.

### **ORDER:**

This order may be read with reference to the previous order dated 24-12-2020.

2. The respondent that states all the relevant information has already been supplied to the appellant.

3. The Appellant states that information supplied by the respondents is incorrect and incomplete.

4. In the last date of hearing dated 24-12-2020 the Respondent-PIO was directed to file point-wise reply in the shape of proper affidavit duly attested by public notary stating that whatever information available in their record has already been supplied and no more information is available in their record relating to this RTI but the Respondent-PIO failed to do so.. Giving one more opportunity to the Respondent-PIO, he is directed to file point-wise reply in the shape of proper affidavit duly attested by public notary stating that whatever information available in their record has already been supplied and no more information is available in their record relating to this RTI failing which **Show-cause-notice will be issued** against him. He is further directed to send the original affidavit to Appellant and copy of the same be sent to Commission.

5. Adjourned. To come up on **04-03-2021 at 11-00AM** for further hearing **through CISCO WEBEX MEETING ID No.913428845**. directed to file point-wise reply in the shape of proper affidavit duly attested by public notary stating that whatever information available in their record has already been supplied and no more information is available in their record relating to this RTI. Both the parties are directed to be present on the next date of hearing to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## APPEAL CASE NO. 1694 OF 2020

Sh. Kuldip Singh,  
Ward No. 7, Rajgarh Colony,  
Sohia Road, Sangrur.

(9888123403)

...Appellant

Versus

**Public Information Officer,**  
O/o The Superintendent Education-2 Branch,  
Punjab Civil Secretariat-2,  
Sector – 9, Chandigarh.

**First Appellate Authority,**  
O/o The Principal Secretary,  
School Education, Punjab,  
Chandigarh.

...Respondents

## HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Shri Kuldip Singh, the appellant  
Smt. Saminder Kaur, Superintendent-cum-PIO, on behalf of the respondents.

ORDER :

This order may be read with reference to the order dated 02-12-2020.

2. The Appellant reiterates his earlier version that information of point No.3 of his RTI has not been supplied by the respondent till date.
3. The Respondent was present on 29-10-2020 but absent on 02-12-2020. Today the Respondent says that the appellant has been asked to WhatsApp his RTI to them so that requisite may be provided to him. She further states that RTI on WhatsApp has been received from the Appellant and after searching the record available information will be supplied to the Appellant.
4. The Respondent is directed to supply authenticated information to the Appellant with a copy to Commission by registered post before the next date of hearing failing which **Show-Cause-Notice** under RTI 2005 will be issued. She is further directed to join hearing in person through CISCO WEBEX on the next date of hearing to present the case.
5. Adjourned and to come up on **17-03-2021 at 1.00PM** for further hearing through **CISCO WEBEX meeting ID No.913428845**. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## APPEAL CASE NO. 1695 OF 2020

Sh. Kuldip Singh,  
Ward No. 7, Rajgarh Colony,  
Sohia Road, Sangrur.

(9888123403)

Versus

...Appellant

**Public Information Officer,**  
O/o The Director,  
General School Education, Punjab,  
Shikhiya Bhawan (PSEB Complex),  
E-Block, Phase-8, S.A.S. Nagar (Mohali).

**First Appellate Authority,**  
O/o The Principal Secretary,  
School Education, Punjab,  
Chandigarh.

...Respondents

## HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Shri Kuldip Singh, the appellant  
Shri Harish Sharma, Superintendent-cum-PIO on behalf of the respondents.

## **ORDER**

This order may be read with reference to the previous order dated 02-12-2020.

2. The Appellant reiterates says that information of Point No.2 & 3 has not been received from the respondents.

3. The Respondent-PIO states that the above information is not available in their record. The Respondent is directed to give in writing in the shape of proper affidavit duly attested by the Public Notary if no information is available in the record on the next date of writing failing which **Show-Cause-Notice** will be issued under Section 20 of the RTI Act 2005. He is further directed to attend the court on the next date of hearing to present the case.

4. Adjourned and to come up on **17-03-2021 at 1.00PM** for further hearing through **CISCO WEBEX meeting ID No.913428845**. Both the parties are directed to be present on the next date of hearing to present their case accordingly. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## APPEAL CASE NO. 2635 OF 2020

Shri Saurav Kant, (9779999917)  
# 2171, Sector 37-C,  
Chandigarh.

...Appellant

Versus

**Public Information Officer,**  
O/o The Executive Officer,  
MC, Kharar, Distt. Mohali

**First Appellate Authority**  
O/o The Regional Dy. Director,  
Local Govt. Patiala.

...Respondents

## HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : None on behalf of both the parties.

### **ORDER :**

This order may be read with reference to the previous order dated 02-12-2020.

2. Today both the parties are absent.

3. The appellant was directed to convey in writing to Respondent by registered post within a week what specific information is demanded by him under intimation to the Commission. He is directed to be present on the next date of hearing to present his case.

4. The Respondent-PIO is again directed to supply the correct, legible and attested information to appellant on receipt of letter specifying the demanded information from him by registered post before the next date of hearing with a copy to the Commission failing which **penal proceedings** under the RTI Act 2005 will follow. The respondent is further directed to attend the court on the next date of hearing to present the case.

5. Adjourned and to come up on **27-04-2021 at 11.00 AM** for further hearing through **CISCO WEBEX meeting ID No.913428845**. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## APPEAL CASE NO. 2653 OF 2020

Shri Jatinder Kumar (9872324111)  
Sachkhand Mishthan Bhandar,  
Nehru Gate, NAWANSHAH

Versus

...Appellant

**Public Information Officer,**  
O/o The Executive Officer,  
Nagar Council, Mukerian.

**Publication Information Officer,**  
O/o The Regional Dy. Director,  
Local Govt. Punjab, Jalandhar  
"Deemed-PIO"

**First Appellate Authority**  
O/o The Regional Dy. Director,  
Local Govt. Punjab, Jalandhar.

...Respondents

## HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Shri Jatinder Kumar, the appellant  
Shri Karminder Pal Singh, EO, NC, Mukerian, on behalf of the respondents.

### **ORDER :**

This order may be read with reference to the previous order dated 02-12-2020.

2. The Appellant reiterates his earlier version that till date no information or reply has been received from the respondents.

4. The Respondent-PIO reiterates that in April 2019 he was appointed enquiry officer and after conducting enquiry the report was submitted to Regional Deputy Director, Jalandhar. He further states now enquiry report is not with him but in the O/o Regional Deputy Director, Jalandhar.

5. The PIO O/o The Regional Dy. Director, Jalandhar was impleaded as "Deemed PIO" in this case. He was directed to supply the correct, legible and attested information to the appellant by registered post before the next date of hearing with a copy to the Commission failing which **penal proceedings** under the RTI Act 2005 will follow. However, giving another opportunity the respondent is again directed to supply the information to Appellant before the next date of hearing. He is further directed to attend the court **in person** on the next date of hearing through **CISCO WEBEX** to present the case.

6. Adjourned and to come up on **17-03-2021 at 11.00AM** for further hearing through **CISCO WEBEX meeting ID No.913428845**. Copies of order be sent to the parties.

**Sd/-**

(Hem Inder Singh)

State Information Commissioner

Chandigarh  
09-02-2021

Copy for necessary immediate compliance to **(REGD POST):-**

**The Public Information Officer,**  
O/o The Regional Dy. Director,  
Local Govt. Punjab, Jalandhar.



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## **COMPLAINT CASE NO. 0726 OF 2020**

Sh. Kanwal Nain Singh Sodhi, (9872070863)  
House No. 1634,  
Sector 70, S.A.S. Nagar (Mohali).

...Complainant

Versus

**Public Information Officer,**  
O/o The Executive Officer,  
Municipal Corporation,  
S.A.S. Nagar (Mohali).

...Respondent

## **HEARD THROUGH CISCO WEBEX/VC/TELEPHONE**

Present : Shri K. N. S. Sodhi, the Complainant.  
Shri Rajiv Kumar, Secretary-cum-PIO, on behalf of both the Respondents.

### **ORDER**

This order may be read with reference to the previous order dated 01-12-2020.

2. The Respondent states that available information (point-wise) has already been supplied to the Complainant.

3. The Complainant says that provided information is incomplete and he is not satisfied with the same.

4. The Respondent is directed to file a proper affidavit duly attested by the Public Notary before the next date of hearing in case no more information is available in their record. He is further directed to be present in person on the next date of hearing through CISCO WEBEX failing which strict action will be taken against him under RTI Act 2005.

5. Adjourned and to come up on **18-03-2021 at 11.00AM** for further hearing through **CISCO WEBEX meeting ID No.913428845**. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

# **PUNJAB STATE INFORMATION COMMISSION**

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## **APPEAL CASE NO. 2330 OF 2020**

Shri K.N.S. Sodhi,  
H. No. 1634, Sector – 70,  
S.A.S. Nagar (Mohali).

(9872070863)

...Appellant

Versus

**Public Information Officer,**  
O/o Municipal Corporation,  
S.A.S. Nagar (Mohali).

**First Appellate Authority**  
O/o Municipal Corporation,  
S.A.S. Nagar (Mohali).

...Respondents

## **HEARD Through CISCO WEBEX – VC/TELEPHONE**

**PRESENT:** Shri KNS Sodhi, the Appellant  
Shri Rajiv Kumar, Secretaru-cum-PIO, on behalf of the Respondents..

## **ORDER:**

This order may be read with reference to the previous order dated 08-12-2020.

2. The Respondent states that available information (point-wise) has already been supplied to the Appellant.
3. The Appellant says that provided information is incomplete and he is not satisfied with the same.
4. The Appellant is directed to convey in writing deficiencies, if any, in the provided information through registered post to Respondents with a copy to Commission before the next date of hearing. The Respondent is directed to supply the information to Appellant by registered post with a copy to Commission after removing the deficiencies received from the Respondent in the provided information before the next date of hearing. The Respondent is further directed to file a proper affidavit duly attested by the Public Notary on the next date of hearing in case no more information relating to this RTI is available with them.
5. Adjourned and to come up on **18-03-2021 at 11.00AM** for further hearing through **CISCO WEBEX meeting ID No.913428845**. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## COMPLAINT CASE NO. 0656 OF 2020

Shri Lajpat Rai (9814230616)  
S/o Shri Harbans Lal  
# 3/287, Romana Street,  
JAITU, district Faridkot.

...Complainant

Versus

**Public Information Officer,**  
O/o Punjab State Information Commission,  
Sector -16, CHANDIGARH.

...Respondents

## HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

Present : None on behalf of the Complainant.  
Shri Sudhir Dhawan, SO-cum-APIO on behalf of the Respondents.

### ORDER

This order may be read with reference to the previous order dated 01.12.2020.

2. The respondent reiterates his earlier version that the demanded information has already been furnished to the Complainant.

3. The Complainant is absent for the 02<sup>nd</sup> time consecutively without any intimation to Commission and no communication is received from him in the Commission. As such, it is presumed that he is satisfied with provided information.

4. This is a Complaint Case. Therefore, at this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) in para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

6. In view of the above, **the case is disposed of and closed.** Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## APPEAL CASE NO. 1688 OF 2020

Sh. Kuldip Singh,  
Sohia Road, Rajgarh Colony,  
Sangrur.

(9888123403)

...Appellant

Versus

**Public Information Officer,**  
O/o The District Education Officer (S.E.),  
Ludhiana.

**First Appellate Authority,**  
O/o The District Education Officer (S.E.),  
Ludhiana.

...Respondents

## HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Shri Kuldip Singh, the appellant  
None on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 02.12.2020.

2. The Appellant states that he has received complete information from the Respondents and he is satisfied with the same. He further requests the Commission to file the case.

3. As demanded information stands supplied, **the case is ordered to be disposed of and closed.**

4. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner

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## APPEAL CASE NO. 2629 OF 2020

Shri Harjinder Singh (9216865065)  
S/o Shri Sukhdev Singh  
Balvanwali Road.BHUNDER,  
Tehsil Maur, Distt. Bathinda.

...Appellant

Versus

**Public Information Officer,**  
O/o Principal,  
Nayak Shaheed Mahinder  
Govt. High School, BHUNDER,  
Tehsil Maur, District Bathinda.

### **First Appellate Authority**

O/o Yhe District Education Officer (Elementary),  
Bathinda.

...Respondents

## HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

Present : Shri Harjinder Singh, the appellant  
Ms. Pooja Rani, Headmistress-cum-PIO on behalf of both the Respondents.

### **ORDER**

This order may be read with reference to the previous order dated 01-12-2020.

2. The Appellant reiterates that the information supplied by the Respondents is incomplete.

3. The Respondent states that available information containing 400 No. Of pages has already been provided to the Appellant after searching old record of 10-11 years. She further says that apart from the provided information no other information is available in their record and a letter to this effect has already been sent to Commission. The Appellant says that he has not received the letter written to Commission.

4. The Respondent is directed to send the above said letter on WhatsApp of the Appellant. The Respondents says that he has sent the same on WhatsApp of the Appellant. The Appellant acknowledges having received the WhatsApp from the Respondent.

5. In the light of above no more action by the Commission is called for in this case and hence the **case is disposed of and closed**. Copies of order be sent to the parties.

Chandigarh  
09-02-2021

Sd/-  
(Hem Inder Singh)  
State Information Commissioner