

PUNJAB, STATE INFORMATION COMMISSION
Sector-16, Madhya Marg, Near Rose Garden, Chandigarh

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Sh. Surinder Singh, C/o Sh Chandan Singh,
286, Gali No-6, Backside TV Center,
Avtar Nagar, Jalandhar.

... Complainant

Versus

Public Information Officer,
O/o PSPCL,
Patiala.

First Appellate Authority,
O/o Chief Er., HRD,
PSPCL, Patiala.

...Respondent

Complaint Case No. 1079 of 2018

Present: None for the Complainant
Sh.Dharambir Saini, Dy. Secretary-cum-APIO PSPCL Patiala for the
Respondent

ORDER:

The complainant through RTI application dated 11.12.2017 has sought information regarding instructions/circulars for promotion/upgradation of post on completion of 16 years of service, general criteria of promotion and other information concerning the office of PSPCL Patiala. The complainant was not satisfied with the information provided by the PIO vide letter dated 23.01.2018 after which he filed first appeal before the First Appellate Authority on 18.04.2018 which disposed off the appeal on 27.06.2018.

The respondent present pleaded that the available information has been provided to the complainant. The appellant is absent and vide letter received in the Commission on 03.01.2019, has asked to provide the regulations/instructions w.e.t calculations of benchmarks in decimal digits from the concerned Chief Engineer/HRD, PSPCL Patiala.

The PIO is directed to relook at the RTI application and provide the information as available, alongwith the clarification on the procedure adopted for evaluation of benchmarks. The appellant is also directed to be present at the next date of hearing otherwise the case will be decided ex-parte.

Both the parties to be present on **12.02.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Inderjeet Singh,
504, Phase3A,
Mohali.

... Complainant

Versus

Public Information Officer,
O/o Chief Administrator,
GMADA, Sector-62, Mohali.

...Respondent

Complaint Case No. 1080 of 2018

Present: Sh.Inderjeet Singh as Complainant
None for the Respondent

ORDER:

The complainant through RTI application dated 11.05.2018 has sought information regarding action taken on the letter dated 18.08.2017 and the action taken on the letters dated 05.09.2017 and letter dated 19.02.2018 of the Hon'ble Assistant Secretary General in the office of CM Punjab which were forwarded to the office of PIO by the Secretary Housing Punjab Chandigarh and other information concerning the office of Chief Administrator GMADA Mohali. The complainant was not provided the information after which he filed complaint with the Commission on 04.10.2018.

The appellant is present and pleaded that no information has been provided to him. The respondent is absent without intimation to the Commission. The PIO is directed to provide the information within 10 days and be present personally or through a representative on the next date of hearing alongwith the reasons for delay in attending to the RTI application.

Both the parties to be present on **26.02.2019 at 11.00 AM** for further hearing

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Devan Munjal,
Ward No-13, Near Usha Nursing Home,
Gidderbaha.

... Complainant

Versus

Public Information Officer,
O/o Tehsildar, Gidderbaha,
Distt Sri Mukatsar Sahib.

First Appellate Authority,
O/o SDM, Gidderbaha,
Sri Mukatsar Sahib.

...Respondent

Complaint Case No. 1099 of 2018

Present: Sh.Devan Munjal as Complainant
None for the Respondent

ORDER:

The complainant through RTI application dated 14.09.2017 has sought information on 9 points regarding rules under which the Revenue Officer-cum-Tehsildar can mortgage property on a simple application, orders for entry of rapat No.624, consent of mortgagor and other information concerning the office of Tehsildar Gidderbaha, District Sri Mukatsar Sahib. The complainant was not satisfied with the information provided by the PIO vide letter dated 25.10.2017 after which he filed first appeal before the First Appellate Authority on 30.10.2017 which marked the appeal to the PIO and the PIO disposed off the appeal on 06.11.2017.

The appellant is present. The appellant stated that since the PIO provided the information only on point No.4 out of 9 points, he filed first appeal with the First Appellate Authority which marked the same to the Tehsildar Gidderbaha to adjudicate the appeal. The Tehsildar denied the information stating that it is in question form. The appellant further stated that the information has been delayed intentionally and with malafide. The appellant further stated that the First Appellate Authority has not properly handled the RTI application, for the decision cannot be taken by the PIO when the case has come to the First Appellate Authority.

The respondent is absent. The PIO is directed to relook at the RTI application and provide all the information which is available with the public authority, even it has been raised in question form. Information, even if asked in question form, but is in the possession of the public authority, should be provided.

The PIO is also directed to be present on the next date of hearing alongwith the reasons for delay in providing the information.

The case is adjourned. To come up on **26.02.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Inderjeet Singh,
504, Phase-3-A, Mohali.

.....Appellant

Versus

Public Information Officer,
O/o Estate Office, GMADA,
Sector-62, Mohali.

First Appellate Authority,
O/o Chief Administration,
GMADA, Sec-62, Mohali.

...Respondent

Appellant Case No. 3410 of 2018

Present: Sh.Inderjeet Singh as Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 08.02.2018 has sought information regarding Article of Constitution of India under which the GMADA rejected the certificate of medical authorities(PGI) and the Govt Notification giving the powers to GMADA to reject the medical certificate of PGI and other information concerning the office of Estate Office, GMADA Mohali. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 26.03.2018. After the first appeal, the PIO sent reply to the appellant vide letter dated 02.04.2018. On being not satisfied with the reply of the PIO, the appellant filed appeal before the Commission on 04.10.2018.

The appellant is present and stated that the information has not been provided as per the RTI application. Having gone through the file, the Commission finds that the information has been provided by the PIO on first 2 points and regarding 3rd point, the PIO has stated that the file is missing. The Commission directs the PIO to trace out the file diligently and provide the information on point No.3 within 15 days. If the file is missing, the PIO to submit complete enquiry report which establishes that the file is missing. The Commission will not consider the file missing until and unless there is an enquiry which establishes that the file is not traceable.

The case is adjourned. To come up on **26.02.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 09.01.2019.

Sd/-
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State Information Commissioner

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Sh. Jasbir Singh S/o Sh Harbans Singh,
Village Jalalabad Khera, P.O Sular,
Tehsil & Distt Patiala.

...Appellant

Versus

Public Information Officer,
O/o Chief Er. Enforcement,
PSPCL, Patiala.

First Appellate Authority,
O/o Chief Er. Enforcement,
PSPCL, Patiala.

...Respondent

Appellant Case No. 3463 of 2018

Present: Sh.Jasbir Singh as Appellant
Sh.Nirmal Singh, Addl. SDO, PSPCL Charuwala Sirhind for the Respondent

ORDER:

The appellant through RTI application dated 22.06.2018 has sought information regarding tubewell connection No.AP-36/695, fine charged from the user and other information concerning the office of Chief Engineer, Enforcement, PSPCL Patiala. The appellant was not provided the information after after which he filed first appeal before the First Appellate Authority on 21.10.2018 which took no decision on the appeal.

The respondent present pleaded that the information has been provided. The appellant is also present who informed that he has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed.**

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Jasbir Singh S/o Sh Harbans Singh,
Village Jalalabad Khara, P.O Sular,
Tehsil & Distt Patiala.

....Appellant

Versus

Public Information Officer,
O/o SDO, PSPCL,
Balbera, Distt Patiala.

First Appellate Authority,
O/o Chief Er. (Commercial),
PSPCL, Patiala.

...Respondent

Appellant Case No. 3464 of 2018

Present: Sh.Jasbir Singh as Appellant
Sh.Pankaj Bansal, SDO Balbehra for the Respondent

ORDER:

The appellant through RTI application dated 04.07.2018 has sought information regarding number of tubewell connection issued for agriculture purpose from 01.01.2010 to 04.07.2018 and other information concerning the office of SDO , PSPCL, Balbera, District Patiala. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 14.08.2018 which took no decision on the appeal.

The respondent present pleaded that the information has been provided. The appellant is also present who informed that he has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Jasbir Singh S/o Sh Harbans Singh,
Village Jalalabad Khera, P.O Sular,
Tehsil & Distt Patiala.

Appellant

Versus

Public Information Officer,
O/o Chief Er., Enforcement,
PSPCL, Patiala.

First Appellate Authority,
O/o Chief Er. (Enforcement),
PSPCL, Patiala.

...Respondent

Appellant Case No. 3465 of 2018

Present: Sh.Jasbir Singh as Appellant
Sh.Kuldeep Singh, APIO for the Respondent

ORDER:

The appellant through RTI application dated 18.07.2018 has sought information regarding number of tubewell connection issued for agriculture purpose in village Bathoi Khurd from 01.01.2017 to 18.07.2018 and other information concerning the office of Chief Engineer, Enforcement, PSPCL, Patiala. The appellant was not provided the information after after which he filed first appeal before the First Appellate Authority on 14.08.2018 which took no decision on the appeal.

The respondent present pleaded that the information has been provided. The appellant is also present who informed that he has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Thakar Dass, S/o Sh Guranditta Mal,
R/o Village Diwan Khera, Tehsil Abohar,
Distt Fazilka..

.....Appellant

Versus

Public Information Officer,
O/o SDM, Abohar,
Distt Fazilka.

First Appellate Authority,
O/o DC,
Fazilka.

...Respondent

Appellant Case No. 3474 of 2018

Present: Sh.Thakar Dass as Appellant
Sh.Deepak Kumar, Clerk O/o SDM Abohar for the Respondent

ORDER:

The appellant through RTI application dated 03.04.2018 has sought information regarding action taken on his application submitted during a camp at Abohar which was forwarded by the Hon'ble Judge, Ferozepur vide their letter No.104 dated 19.07.2016 to the office of PIO and other information concerning the office of SDM Abohar. The appellant was not provided the information after after which he filed first appeal before the First Appellate Authority on 28.06.2018 which took no decision on the appeal.

The respondent present pleaded that he has brought some information and handed over to the appellant. The appellant has received the same. The respondent further pleaded that the remaining information shall be provided to the appellant. The appellant pleaded that he had filed RTI application in the month of April whereas the respondent is providing the information after a delay of 9 months.

The PIO is directed to explain the reasons for delay in providing the information on an affidavit. If there is any other official involved in the delay, that person to appear and explain the reasons.

To come up for further hearing **on 27.02.2019 at 11.00 AM** through video conference facility available in the office of the Deputy Commissioner, Fazilka.. Copies of the order be sent to the parties ***through registered post.***

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Thakar Dass, S/o Sh Guranditta Mal,
R/o Village Diwan Khera, Tehsil Abohar,
Distt Fazilka..

...Appellant

Versus

Public Information Officer,
O/o SDM, Abohar,
Distt Fazilka.

First Appellate Authority,
O/o DC,
Fazilka.

...Respondent

Appellant Case No. 3475 of 2018

Present: Sh.Thakar Dass as Appellant
Sh.Deepak Kumar, Clerk O/o SDM Abohar for the Respondent

ORDER:

The appellant through RTI application dated 03.04.2018 has sought information regarding reasons for not taking action taken on the application dated 23.07.2015 which was forwarded by the Deputy Commissioner Fazilka to SDM Abohar and other information concerning the office of SDM Abohar. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 28.06.2018 which took no decision on the appeal.

The respondent present pleaded that he has brought some information and handed over to the appellant. The appellant has received the same. The respondent further pleaded that the remaining information shall be provided to the appellant. The appellant pleaded that he had filed RTI application in the month of April whereas the respondent is providing the information after a delay of 9 months.

The PIO is directed to explain the reasons for delay in providing the information on an affidavit. If there is any other official involved in the delay, that person to appear and explain the reasons.

To come up for further hearing **on 27.02.2019 at 11.00 AM** through video conference facility available in the office of the Deputy Commissioner, Fazilka.. Copies of the order be sent to the parties ***through registered post.***

Chandigarh
Dated: 09.01.2019.

Sd/-
(Khushwant Singh)
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Sh Navdeep Gupta,
Kohti No-455, Gillco Valley,
Kharar, Distt Mohali.

... Compliant

Versus

Public Information Officer,
AIGP, (Crime), Head Quarter,
Punjab Police, Sector-9, Chandigarh.

...Respondent

Complaint Case No. 980 of 2018

Present: None for the Complainant
None for the Respondent

Order:

The case was last heard on 27.11.2018. The order is reproduced hereunder:

“The complainant through RTI application dated 22.06.2018 has sought information regarding action taken report on the complaint dated 04.06.2018 regarding illegal trespass, kidnapping, snatching, other information concerning the office AIGP, (Crime), Head Quarter, Punjab Police, Sector-9, Chandigarh. The complainant was not provided the information after which he filed complaint with the Commission on 13.09.2018.

As per record, the complainant filed application with Punjab Police Headquarter which transferred the application to AIG(Crime) Punjab Police Crime on 16.07.2018. As per complainant, he has not received any communication or information from the PIO.

The PIO AIG(Crime) is directed to be present personally or through representative on the next date of hearing and explain the reasons for not attending to the RTI application within the time prescribed under the RTI Act 2005.”

Hearing dated 09.01.2019:

Since both the parties are absent, in the interest of justice, one more opportunity is granted and the case is adjourned. The PIO –AIG(Crime) is directed to comply with the earlier orders of the Commission which still stands and provide the information to the appellant as per the RTI application.

Both the parties to be present **on 26.02.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 09.01.2019

Sd/-
(Khushwant Singh)
State Information Commissioner