



Sh. Joginder Singh, S/o Lt Sh Niranjn Singh,
Village Ramnagar Sainian,
P.O Tepla, Tehsil Rajpura,
Distt. Patiala.

... Appellant

Versus

Public Information Officer,
O/o GMADA,
Mohali.

First Appellate Authority,
O/o GMADA,
Mohali

...Respondent

Appeal Case No. 3421 of 2019

PRESENT: None for the Appellant
Sh.Gulshan Kumar- PIO and Sh.Gagandeep for the Respondent

ORDER:

The case was last heard on 07.01.2020. The respondent present submitted a letter dated 27.09.2019 stating that the information had been sent to the appellant once on 03.05.2019 and again on 19.06.2019.

The appellant was absent. The PIO was directed to bring complete record in the Commission on the next date of hearing. The appellant was directed to point out the discrepancies, if any in writing and be present on the next date of hearing to inspect the record.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The respondent present pleaded that the information has been provided to the appellant and if the appellant is not satisfied, he may inspect the record by visiting the office of PIO on any working day and take the information.

The appellant is absent and vide email has informed the discrepancies. A copy of the letter is being attached with the order for the PIO and the PIO is directed to remove the discrepancies. The appellant is directed to inspect the record by fixing a mutually convenient date and time with the PIO and get relevant information. The PIO is directed to allow the inspection and provide relevant information as per the RTI application.

To come up for further hearing on **27.07.2020 at 01.00 PM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. H.S Hundal,
203, Judicial Courts,
Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA,
Mohali.

First Appellate Authority,
O/o GMADA,
Mohali

...Respondent

Appeal Case No. 3098 of 2019

RESENT: None for the Appellant
Sh.Gulshan Kumar, PIO-GMADA for the Respondent

ORDER:

The appellant through RTI application dated 01.06.2019 has sought information on 4 points regarding rules/provisions as per which resident welfare associations are formed or constituted with all terms & conditions of their recognition and other information concerning the office of GMADA Mohali. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 08.07.2019 which took no decision on the appeal.

The case was last heard on 30.12.2019. The respondent present pleaded that the information has been provided to the appellant. The appellant was absent. The appellant was directed to point out the discrepancies, if any and the PIO was directed to remove the same.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali.

The respondent present pleaded that the information has been provided. The appellant is absent and vide email has informed that the information is incomplete and the PIO has not given the reply on point-4. The respondent has assured to supply the information on point-4 to the appellant by hand. The PIO is directed to send appropriate reply on point-4 and sort out the discrepancies.

With the above order, the case is **disposed off and closed**.

Chandigarh
Dated 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Anoop Kumar,
Chamber NO-153, Court Complex,
Fazilka.

... Appellant

Versus

Public Information Officer,
O/o EO, GMADA,
Mohali

First Appellate Authority,
O/o GMADA,
Mohali.

...Respondent

Appeal Case No. 3083 of 2019

PRESENT: None for the Appellant
Sh.Gulshan Kumar PIO -GMADA for the Respondent

ORDER:

The appellant through RTI application dated 15.02.2019 has sought information regarding detailed instructions of GMADA for transfer of allotted plots through lot of draws to another persons and the required documents to be furnished alongwith fee to be paid and other information concerning the office of EO GMADA Mohali. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 13.04.2019 which took no decision on the appeal. After filing first appeal, the PIO sent reply to the appellant vide letter dated 30.04.2019 stating that since the information is 3rd party, it cannot be provided. On being aggrieved with the reply, the appellant filed a complaint in the Commission on 22.08.2019.

The case was last heard on 30.12.2019. The respondent present pleaded that the information is 3rd party and the 3rd party has not given its consent to part with the information.

The appellant was absent. The case was adjourned.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali.

The respondent present pleaded that the information is 3rd party and the 3rd party has not given in consent to disclose its information. The appellant is absent to plead his case on 2nd consecutive hearing. It appears that the appellant is not interested to seek the information.

The case is **disposed off and closed** for non-pursuance by the appellant.

Sd/-

Chandigarh
Dated 09.06.2020

(Khushwant Singh)
State Information Commissioner

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Sector 16, Chandigarh.
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Sh. Gurdial Singh, S/o Lt Sh Hazura Singh,
VPO Mauli Baidwan,
Sector-80, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA,
Mohali.

First Appellate Authority,
O/o GMADA,
Mohali.

...Respondent

Appeal Case No. 3052 of 2019

PRESENT: Sh.Gurdial Singh as the Appellant
Sh.Gulshan Kumar, PIO-GMADA for the Respondent

ORDER:

The appellant through RTI application dated 06.06.2019 has sought information regarding allotment of plot under oustee category – application receipt No.63480 dated 18.01.2018 and other information concerning the office of GMADA Mohali. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 08.07.2019 which took no decision on the appeal.

The case was last heard on 30.12.2019. The respondent present pleaded that the record is not traceable since the appellant has not mentioned application form number and area of plot applied for. The appellant was directed to provide application form number and complete the deficiency. The PIO was directed to provide the information within 10 days once the deficiency is completed.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The respondent present pleaded that the information has been provided to the appellant. The appellant 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 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



registered post

Sh. Jagbir Singh. s/o Sh Harjinder Singh,
VPO Fatehpur Rajputan,
Distt Amritsar.

... Appellant

Versus

Public Information Officer,
O/o SDM,
Amritsar-1.

First Appellate Authority,
O/o SDM,
Amritsar-1.

...Respondent

Appeal Case No. 628 of 2019

PRESENT: Sh.Jagbir Singh as the Appellant
None for the Respondent

ORDER:

Facts of the Case-

- 1) That the appellant Sh.Jagbir Singh filed an RTI application on 13.07.2018 seeking information regarding action taken report on his applications dated 26.03.2018 and 07.05.2018 for making correction in fard from the office of SDM,Amritsar-1. .
- 2) That the information was not provided within the stipulated time under section 7 of the RTI Act, after which the appellant filed first appeal with the First Appellate Authority on 23.08.2018 and subsequently approached the Commission in second appeal on 30.01.2019.
- 3) That a notice was issued to the PIO- SDM-1, Amritsar on 25.02.2019 for his appearance before the Commission personally or through a representative on 27.03.2019.
- 4) That on the date of the hearing (27.03.2019), the PIO was absent. Sh.Sukhvinder Singh, Clerk O/o Tehsildar, Amritsar-1 appeared and submitted a letter dated 26.03.2019 stating that the information has been provided and a copy of letter was handed over to the appellant and the appellant was directed to send his observations with a copy to the Commission.
- 5) That on the next date of hearing on 22.08.2019, the appellant claimed that the information has not been provided as per the RTI application. Sh.Phoolraj from the office of SDM Amritsar-1 appeared and informed that the information is in the custody of PIO-Tehsildar, Amritsar-1 and they have already transferred the RTI application to them on 27.07.2018. The PIO-Tehsildar, Amritsar-1 was absent. The PIO-Tehsildar Amritsar-1 was directed to provide the information as per the RTI application within 10 days.

- 6) That Sh.Arinder Singh O/o Tehsildar Amritsar-1 appeared late and submitted a letter from the PIO dated 26.04.2019 stating that the correction in the Fard can only be done with the order of the Civil Court and the appellant has been informed of the same.
- 7) That on 25.11.2019, the PIO was again absent. Sh.Karan Kapoor O/o Tehsildar, Amritsar-1 appeared and submitted reply dated 20.11.2019 whereby the information was denied stating that the information is in question form. Having gone through the reply and hearing both the parties, the Commission found that the appellant had simply asked for the action taken on his application submitted to the Tehsildar on 15.05.2017 for correction in the fard and report of field staff dated 25.05.2017. The PIO-Tehsildar Amritsar-1 was directed to provide action taken report and report of field staff as well as to provide whatever the document is available on record as per the RTI application.
- 8) That on the last date of hearing which was held on 21.01.2020, the PIO-Tehsildar Amritsar-1 was absent nor had complied with the order of the Commission. The PIO-Tehsildar Amritsar-1 was issued a **show cause notice under section 20 of the RTI Act for not supplying the information within the statutorily prescribed period of time and directed to file reply on an affidavit.** The PIO was again directed to provide the information to the appellant within 10 days.
- 9) The case has come up for hearing today. The appellant informed that the PIO has not provided the information as per the RTI application. The PIO is absent on 3rd consecutive hearing nor has sent any reply to the show cause notice.

Keeping the above-mentioned facts of the case, it is clear that the PIO is flouting the spirit of the RTI Act continuously. The PIO has not only shown utter disregard for the Commission's repeated orders to provide the information but has shown willful stubbornness in not replying to the Show Cause and not appearing before the commission despite various orders.

To secure an erring PIO's presence before the commission, the Information Commission is empowered to issue warrants to the PIO Under Section 18(3) of the RTI Act. A bailable Warrant of the PIO- Tehsildar Amritsar-1 is hereby issued through Senior Superintendent of Police, Amritsar for his presence before the Commission on **28.07.2020**.

To come up for further hearing on **28.07.2020 at 11.00 AM.**

Chandigarh
Dated 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to: PIO-Tehsildar,
Amritsar-I.

**BAILABLE WARRANT OF PRODUCTION
BEFORE
SHRI KHUSHWANT SINGH
STATE INFORMATION COMMISSIONER, PUNJAB
AT CHANDIGARH**

In case: Jagbir Singh V/s Public Information Officer, Tehsildar Amritsar-I

APPEAL CASE NO. 628 of 2019

UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005

Next Date of Hearing : 28.07.2020

To

**The Senior Superintendent of Police,
Amritsar.**

Whereas the PIO-Tehsildar, Amritsar-1 has failed to appear before the State Information Commissioner, Punjab despite the issuance of notice/summon in the above mentioned appeal case. Therefore, you are hereby directed to serve this bailable warrant to the Tehsildar, Amritsar-1 to appear before the undersigned at Red Cross Building, Near Rose Garden, Sector 16, Chandigarh on **28.07.2020 at 11.00 AM.**

**Chandigarh
Dated: 09.06.2020**

**Sd/-
(Khushwant Singh)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION

**Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.**

**Ph: 0172-2864114, Visit us @ www.infocommpunjab.com,
Email: psicsic30@punjabmail.gov.in**



Sh. Rajwinder Singh, S/o Sh Kldeep Singh,
R/o 2636, Gali NO-1, Azad Nagar,
Near Shimla Market, Putlighar,
Amritsar.

.... Appellant

Vs

Public Information Officer,
O/o Superintendent Engineer,
PSPCL, City Circle,
Hall Gate, Amritsar.

First Appellate Authority,
O/o Chief Engineer,
PSPCL, Amritsar.

....Respondent

Appeal Case .No. 4586 of 2019

**PRESENT: Sh.Rajwinder Singh as the Appellant
None for the Respondent**

ORDER:

The appellant through RTI application dated 11.09.2019 has sought information regarding defaulters of payment of electricity bill from 01.04.2018 to 10.04.2019 in Chatiwind Sub Division, Amritsar and other information concerning the office of SE, PSPCL City Circle, Hall Gate, Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 15.10.2019 which took no decision on the appeal. After filing first appeal, the PIO asked the appellant sent total number of defaulters to the appellant vide letter dated 18.10.2019 and asked the appellant to deposit requisite fee of Rs.900/- for 450 pages for getting required documents.

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar. The appellant pleaded that the information supplied by the PIO vide letter dated 05.11.2019 is incorrect and not as per the RTI application.

The respondent is absent. The PIO is directed to relook at the RTI application and provide the information as per the RTI application.

The case is adjourned. To come up for further hearing on **28.07.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

**Chandigarh
Dated 09.06.2020**

**Sd/-
(Khushwant Singh)
State Information Commissioner**

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Smt.Narinder Kaur, W/o Lt Sh.Sukhwinder Singh,
R/o VPO Sarhali Kalan, Patti Khasi Ki,
Tehsil and Distt Tarn Taran.

... Complainant

Versus

Public Information Officer,
O/o Executive Engineer,
PSPCL, Division Patti, Patti,
Distt. Tarn Taran.

...Respondent

Complaint Case No. 1257of 2018

Present: **Sh.Shubham Mehta, Advocate for the complainant**
 Sh.Gurmukh Singh, Sr.Xen for the Respondent

ORDER: The case was first heard on **12.03.2019**. The respondent brought the information and handed over to the complainant. The complainant had received the information.

The Commission found that there is an enormous delay in providing the information. The PIO was directed to explain the reasons for not attending to the RTI application within the prescribed time under the RTI Act. and be present personally on the next date of hearing alongwith the reply on an affidavit.

The case was again heard on **14.05.2019**. The respondent did not bring any reply regarding delay in providing the information. The PIO was given one more opportunity to file detailed reply on an affidavit for not attending to the RTI application within the time prescribed under the RTI Act and be present personally on the next date of hearing.

The case was further heard on **16.07.2019**. The information had been provided. Regarding delay in providing the information, the respondent submitted an affidavit which was taken on the file of the Commission.

The respondent pleaded that he has just joined as PIO on 26.06.2019 and the delay is on the part of the earlier PIO Sh.Gurmukh Singh, who is now posted as Sr Xen, PSPCL, Industrial Division, Hall Gate, Amritsar. The respondent further pleaded that since their office is not equipped with the dedicated staff having requisite qualifications, the information was delayed. The Superintending Engineer, PSPCL, Amritsar was directed to look into the matter and resolve the matter.

Sh.Gurmukh Singh, Sr.Xen, PSPCL-Industrial Division, Hall Gate, Amritsar was impleaded in the case and issued a show caused **under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time and directed to** file an affidavit in this regard.

The case was again heard on **29.10.2019**. The information had been provided. Sh.Gurmukh Singh, Sr.Xen, PSPCL Industrial Division, Amritsar who was impleaded in the case, was absent nor has sent any reply to the show cause notice.

Sh.Gurmukh Singh, Sr.Xen was given one last opportunity to appear before the Commission on the next date of hearing alongwith the reply to the show cause notice on an affidavit, otherwise it will be presumed that he has nothing to say in the matter and the Commission will be constrained to penalize the PIO under section 20 of the RTI Act.

Complaint Case No. 1257 of 2018

The case was again heard on **13.01.2020**. Sh.Gurmukh Singh, Sr.Xen was absent nor had sent any reply to the show cause notice. Sh.Gurmukh Singh, Sr.Xen was given one more opportunity to appear before the Commission on the next date of hearing alongwith the reply to the show cause notice on an affidavit, otherwise it will be presumed that he has nothing to say in the matter and the Commission will be constrained to penalize the PIO under section 20 of the RTI Act.

The case was last heard on **18.02.2020**. Sh.Gurmukh Singh Sr Xen, PSPCL, Industrial Division, Hall Gate, Amritsar(earlier APIO-PSPCL Patti) appeared and submitted his reply on an affidavit which was taken on the file of the Commission. The counsel for the appellant pleaded that since the information has been provided with a delay of more than ten months, the PIO be penalized and the appellant be compensated for undue harassment in getting the information.

Having gone through the reply of Sh.Gurmukh Singh, the plea was accepted. However, since there has been an enormous delay in providing the information and the appellant has had to suffer undue inconvenience to get the information, the PIO was directed to pay an amount of **Rs.5000/-** via demand draft drawn through Govt. Treasury as compensation to the appellant for the loss and detriment suffered by him of having to file the appeals and not getting information in time. The PIO was directed to duly inform the Commission of the compliance of the order and submit proof of having compensated the appellant.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar. The counsel for the appellant informed that the PIO has not compensated the appellant as per order of the Commission. Sh.Gurmukh Singh, Sr Xen, PSPCL, Industrial Division, Hall Gate, Amritsar(earlier APIO-PSPCL Patti) is present but has not complied with the order of the Commission.

The PIO is given one last opportunity to comply with the earlier order of the Commission which still stands and inform the Commission of the compliance of the order and submit proof of having compensated the appellant.

To come up for further hearing on **28.07.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to 1. Sh.Gurmukh Singh, Sr.Xen,
PSPCL-Industrial Division, Hall Gate, Amritsar

2. Superintending Engineer, PSPCL, Amritsar



Smt Shiv Mehra. W/o Sh Lt Sh Surinder Chand,
R/o Kothi No-N7/15, Albert Road,
Ratna Giri Avenue, Near Kumar International Hotel,
Amritsar.

... Complainant

Versus

Public Information Officer,
O/o Tehsildar,
Amritsar-1.

...Respondent

Complaint Case No. 159 of 2019

PRESENT: Sh.Shubham Mehta, Advocate for the Appellant
Sh.Sukhvinder Singh, Clerk O/o Tehsildar Amritsar-1 for the Respondent

ORDER:

The case was first heard by Sh.S.S.Channay, Chief Information Commissioner on 27.03.2019. The respondent was absent. The PIO was directed to supply the information to the complainant before the next date of hearing.

The case was further heard by this bench on **22.08.2019**. The counsel appeared on behalf of the appellant claimed that the PIO has not provided the information. The respondent was absent. The Commission received an email from the PIO-Tehsildar, Amritsar-1 stating that they have already sent reply to the complainant vide letter dated 22.07.2019 whereby the PIO sent a copy of jamabandi and informed that there is no record available in their office pertaining to lease of the property. The complainant was also asked to provide the vasika number of the lease and get the copy of lease deed by visiting the office of PIO on any working day.

The counsel present pleaded that vasika number is not available with the appellant. The Commission observed that there has been an enormous delay in providing the information and issued a **show cause notice to the PIO under Section 20 of the RTI Act 2005 and directed to** file an affidavit in this regard. The PIO was again directed to appear before the Commission on the next date of hearing alongwith entire record of the case.

Sh.Arinder Singh O/o Tehsildar, Amritsar-1 appeared late and informed that the information cannot be provided since the record stands destroyed in fire in 2015. The respondent was directed to submit detailed reply on an affidavit that the entire record stands destroyed, and that there is no other provision to ascertain the availability of the sought documents.

The case was again heard on **25.11.2019**. The counsel present on behalf of the appellant pleaded that the PIO has not provided the information. The respondent was absent. The PIO was given one last opportunity to comply with the earlier order of the Commission and be present on the next date of hearing otherwise the Commission will be constrained to take action against the PIO under section 20 of the RTI Act.

Complaint Case No. 159 of 2019

On the date of next hearing on **23.01.2020**, the respondent was absent nor sent any reply in compliance with the earlier order of the Commission. The PIO was given one more opportunity to comply with the earlier order of the Commission which still stands and be present on the next date of hearing.

The case was last heard on **24.02.2020**. The respondent brought the reply which was taken on the file of the Commission. In the reply, the PIO stated that since the record stands destroyed in fire, the information cannot be provided.

Having gone through the reply, the Commission found that more due diligence is required to conclude whether this record exists or not. The PIO was directed to bring entire case file to the Commission on the next date of hearing for the appellant to inspect.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar. The appellant stated that the PIO has not provided the information. The respondent pleaded that the appellant be asked to inspect the record and get the relevant information. The appellant has requested that he may be allowed to inspect the record relating to Khasra No.969, 970, 971,972 & 973.

The PIO is directed to allow the inspection of the record relating to above khasra numbers to the appellant and provide the relevant information.

To come up for further hearing on **28.07.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Smt Jasbir Kaur, W/o Sh.Surjeet Singh,
VPO Bhorachhi Rajputa Patii Jhiri Nangal,
Tehsil Baba Bakala ,Distt.Amritsar.

..... Complainant

Versus

Public Information Officer,
O/o Asst, XEN, PSPCL,
Butari (sub Division), Raiya Division,
Distt. Amritsar.

...Respondent

Complaint Case No. 332 of 2019

PRESENT: None for the Complainant
None for the Respondent

ORDER:

Facts of the Case-

- 1) That the complainant Smt.Jasbir Kaur filed an RTI application on 10.12.2018 seeking information regarding electric connection No.AP-07/0519 of Sh.Balraj Singh s/o Sampuran Singh from the office of Asstt. Xen, PSPCL, Butari(Sub Division), Raiya Division, District Amritsar.
- 2) That the information was not provided within the stipulated time under section 7 of the RTI Act, after which the complainant filed complaint in the Commission on 02.04.2019.
- 3) That a notice was issued to the PIO- Asstt. Xen, PSPCL, Butari(Sub Division), Raiya Division, District Amritsar, on 27.06.2019 for his appearance before the Commission personally or through a representative on 27.08.2019.
- 4) That on the date of the hearing (27.08.2019), the PIO was absent. Sh.Rajesh Kumar, SDO-PSPCL Butari appeared and informed that the information has been provided and the complainant has received the information and is satisfied. However, due to delay in providing the information, the PIO was issued a **show cause notice under section 20 of the RTI Act for not supplying the information within the statutorily prescribed period of time and directed to file reply on an affidavit. If there were other persons responsible for the delay in providing the information the PIO was directed to inform such persons of the show cause and direct them to appear before the Commission on the next date of hearing alongwith written replies.**
- 5) That on the next date of hearing on 02.12.2019, the PIO- Asstt. Xen, PSPCL, Butari(Sub Division), Raiya Division, District Amritsar, was absent. The PIO- Asstt. Xen, PSPCL, Butari(Sub Division), Raiya Division, District Amritsar, was given one more opportunity to file reply on the show cause notice and be present on the next date of hearing otherwise the Commission will assume that the PIO has nothing to say in the matter and will take appropriate action as per the provision under section 20 of the RTI Act..

Appeal Case No. 332 of 2019

- 6) That on 17.02.2020, the PIO was again absent, nor had sent any reply to the show cause notice. The PIO was given one last opportunity to file a reply to the show cause notice and be present on the next date of hearing otherwise the Commission will be constrained to take action against the PIO as per provisions of Section 20 of the RTI Act.
- 7) The case has come up for hearing today. The PIO is again absent nor has sent any reply to the show cause notice.

Keeping the above-mentioned facts of the case, it is clear that the PIO is flouting the spirit of the RTI Act continuously. The PIO has not only shown utter disregard for the Commission's repeated orders but has shown willful stubbornness in not replying to the Show Cause and not appearing before the commission despite various orders.

To secure an erring PIO's presence before the commission, the Information Commission is empowered to issue warrants to the PIO Under Section 18(3) of the RTI Act. Aailable Warrant of the PIO- Asstt. Xen, PSPCL, Butari(Sub Division), Raiya Division, District Amritsar is hereby issued through Senior Superintendent of Police, Amritsar for his presence before the Commission on **28.07.2020**.

To come up for further hearing on **28.07.2020 at 11.00 AM**.

Chandigarh
Dated 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

**BAILABLE WARRANT OF PRODUCTION
BEFORE
SHRI KHUSHWANT SINGH
STATE INFORMATION COMMISSIONER, PUNJAB
AT CHANDIGARH**

In case: Jasbir Kaur V/s Public Information Officer, Asstt. Xen, PSPCL-
Butari (Sub-Division), Raiya Division, District Amritsar

APPEAL CASE NO. 332 of 2019

UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005

Next Date of Hearing :28.07.2020

To

**The Senior Superintendent of Police,
Amritsar.**

Whereas the PIO-Asstt. Xen, PSPCL-Butari (Sub-Division), Raiya Division, District Amritsar has failed to appear before the State Information Commissioner, Punjab despite the issuance of notice/summon in the above mentioned complaint case. Therefore, you are hereby directed to serve this bailable warrant to the PIO-Asstt. Xen, PSPCL-Butari (Sub-Division), Raiya Division, District Amritsar to appear before the undersigned at Red Cross Building, Near Rose Garden, Sector 16, Chandigarh on **28.07.2020 at 11.00 AM.**

**Chandigarh
Dated: 09.06.2020**

**Sd/-
(Khushwant Singh)
State Information Commissioner**

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Sh.Gurdip Singh, S/o Sh.Chanan Singh,
215-Ajit Nagar, Sultarnwind Road,
Amritsar.

... Appellant

Public Information Officer,
President, Chief KhalsaDiwan,
GT Road, Amritsar.

First Appellate Authority,
President, Chief KhalsaDiwan,
GT Road, Amritsar.

...Respondent

Appeal Case No.1362/2018

Present: None for the Appellant
None for the Respondent

ORDER:

This case should be read in continuation to the earlier order.

On the date of hearing on **26.09.2018**. The counsel representing the Chief Khalsa Diwan Charitable Society did not bring the documents which were asked in the interim orders dated 20.06.2018 & 01.08.2018 but pleaded that the documents could not be submitted since the appellant has not provided the documents which the appellant had submitted before the Commission as evidences to establish his case that CKDCS is a public authority. The documents were provided to the advocate from the file of the Commission. The respondent was directed to submit the documents as per order dated 20.06.2018 and order dated 01.08.2018.

On the date of hearing on **13.11.2018**, the counsel could not produce documents as per previous orders. On 07.01.2020 the counsel representing the CKDCS submitted an affidavit which was not found in order and the respondent was directed to file fresh affidavit clarifying the following:

1. Details of each and every property against which the benefit of exemption in stamp duty has been availed and Govt land, if any, allotted on concessional rates to the Society or any other financial aid from the Government.
2. Whether CKDCS has, for any of its institutions, ever been allotted free land, availed grants, grants-in-aid or concessions from the State Govt since independence (15th, August 1947). If so, to furnish full details of the each and every land/plot allotted, and what stands on them as of August of 2018. If buildings have been constructed, what are they being used for?
3. The names of all the educational institutions, which are beneficiaries of grants along with the amount in rupees each institute has received as well as the total percentage of the grant in the budget of these institutions.
4. Details of any other grants given by various governments from to time for the functioning of CKDCS."

Also submit copy of constitution under which act the society is registered, name and position of nominee of the State Govt or SGPC, if any, to the Commission.

On the date of hearing on **30.04.2019**, the counsel representing the CKDCS submitted a fresh affidavit and other documents related to the donations received which were taken on the file of the Commission. Having gone through the affidavit, it was observed that the affidavit has been submitted in a very casual manner and without any rigour. The respondent was directed to submit a new comprehensive affidavit by taking into account all its records pertaining to allotment of free land if any, concessions by the government and all the other points stated in the earlier interim order of 07.01.2019. The counsel, for the appellant, was directed to submit a written reply with all the arguments put together. A copy of the documents be provided to both the parties vice-versa.

On the date of hearing on **25.07.2019**, the counsel representing the appellant submitted some more documents along with a newspaper cutting which was taken on the file of the Commission. A copy of the same was provided to the counsel representing CKDCS. The counsel however, did not submit comprehensive reply as per previous order. The respondent also did not submit a new comprehensive affidavit as per previous order. Both the parties were directed to comply with the earlier order of the Commission which still stands.

On the last date of hearing on **23.10.2019**, the counsel representing the appellant pleaded that the respondent has neither submitted the requisite information nor the affidavit as directed by the adjudicating authority. The counsel however, submitted some more documents which have been taken on the file of the Commission. The counsel for the CKDCS had not submitted fresh affidavit as per earlier order. A copy of the documents submitted by the counsel for the appellant were provided to the counsel for the CKDCS. The case was adjourned.

Hearing dated 09.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Amritsar. The Commission has received a letter diary No.22800 dated 26.11.2019 from the appellant which is taken on the file of the Commission.

The counsel for the CKDCS vide email has sought adjournment due to illness.

The case is adjourned. To come up for further hearing on **28.07.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

Chandigarh
Dated: 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh.Pawan Kumar S/o Late Sh.Gyan Prakash,
House No.1739, Main Bazar,
Manimajra, Chandigarh.

.... Appellant

Versus

Public Information Officer,
O/o DPI (School),
Sector 62, Mohali.

Firat Appellate Authority,
O/o DPI (School),
Sector 62, Mohali.

..... Respondents

Appeal case No.845 of 2020

PRESENT: Sh.Gopal Bhalla for the Appellant
None for the Respondent

Order:

The appellant through RTI application dated 24.11.2019 has sought information on 6 points regarding joining and retirement record of Sh.Chand Pal s/o Sh.Gyan Parkash and other information concerning the office of O/o DPI (School), Sector 62, Mohali. . The PIO denied the information vide letter dated 03.12.2019 stating that the information relates to the 3rd party, after which the appellant filed first appeal before the First Appellate Authority on 07.01.2020 which took no decision on the appeal.

The appellant claims that the PIO has not provided the information. The respondent is absent. Having gone through the record, the Commission hereby directs the PIO to provide information on the following points:

- | | |
|-----------|------------------------------|
| - Point-1 | - To provide the information |
| - Point-2 | - Not to be provided |
| - Point-3 | - Not to be provided |
| - Point-4 | - To provide the information |
| - Point-6 | - To provide the information |

The PIO is directed to provide the information to the appellant within 10 days and send a compliance report to the Commission.

With the above order, the case is **disposed off and closed**. However, the Commission makes it clear that if the information is not provided, the appellant is free to come to the Commission again.

Chandigarh
Dated: 09.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner