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Smt. Harjit Kaur, W/o Sh. Gurdeep Singh,
H No-107, Ward No-2, Anaj Mandi,
Kurali, Distt Mohali.

... Appellant

Versus

Public Information Officer,
O/o SDE, Water Supply and Sanitation
Department, Bassi Pathana,
Distt. Fatehgarh Sahib.

First Appellate Authority,
O/o XEN,
Water Supply and Sanitation Division,
Fatehgarh Sahib.

... Respondent

Appeal Case No. 3104 of 2020

Present: Smt. Harjit Kaur as the Appellant
Sh. Gopal Rai, SDO for the Respondent

ORDER:

The appellant through RTI application dated 20.02.2020 has sought information regarding joining date of JE Krishan Lal in Fatehgarh Sahib – copy of bills of contractor Ajmer Singh Book No.01.06.15 to 31.10.2015 – copy of bill book of contractor Davinder Singh, Randhir Singh – copy of bill book of contractor Amandeep Singh and other information as enumerated in the RTI application, concerning the office of SDE Water Supply & Sanitation Division, Bassi Pathana. The appellant was not satisfied with the reply of the PIO vide letter dated 28.02.2020 & 17.03.2020 after which the appellant filed first appeal before the First Appellate Authority on 10.07.2020 which took no decision on the appeal.

The case last came up for hearing on 03.03.2021 through video conferencing at DAC Mohali. The respondent present pleaded that the information has been provided to the appellant vide letter dated 28.02.2020 and 17.03.2020. The appellant claimed that the PIO had denied the information stating that the information is 3rd party and the 3rd party has not given its consent to disclose the information.

Having gone through the RTI application and hearing both the parties, the Commission over-ruled the stance of the PIO that the information is third party, because what the appellant is seeking is a record of the bills used from the public exchequer. The PIO was directed to provide the information on all points to the appellant. The information be provided within 15 days of the receipt of the order with a copy to the Commission.

Hearing dated 09.06.2021:

The case has come up for hearing today through video conferencing at DAC Mohali. As per appellant, the information has not been provided by the PIO.

The respondent pleaded that the information was to be collected from different departments, and since only 50% of staff is being allowed in the offices due to the Corona pandemic, complete information could not be collected on time. The respondent however, assured to provide complete information within 15 days.

Appeal Case No. 3104 of 2020

Earlier order stands. The PIO is directed to comply with the earlier order of the Commission and provide complete information to the appellant within 15 days and send a compliance report to the Commission.

To come up for compliance on **28.09.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 09.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh.Parveen Singh,
H No-460, Ward No-18, Street No-2,
Kartar Nagar, Amloh Road, Khanna,
Distt Ludhiana.

... Appellant

Versus

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

First Appellate Authority,
O/o SE,
Water Supply and Sanitation Department,
Patiala.

...Respondent

Appeal Case No. 3124 of 2020

Present: Sh.Ramandeep Singh Ahluwalia for the Appellant
Sh.Gopal Rai, SDO for the Respondent

ORDER:

The appellant through RTI application dated 19.03.2020 has sought information regarding allotment of work from 01.01.2013 till date – copies of all bank guarantees enclosed with the work of tenders allotted – a copy of the list of works of the tenders for which bank guarantee was called – a copy of a section of the Act, notification through which the department can call bank guarantee for the allotment of work and other information as enumerated in the RTI application, concerning the office of Xen Water Supply & Sanitation Division, Fatehgarh Sahib, The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 20.05.2020 which took no decision on the appeal.

The case last came up for hearing on 03.03.2021 through video conferencing at DAC Mohali. The appellant claimed that the PIO has not provided the information. The respondent present pleaded that the information is voluminous and requested some more time to provide the information.

The PIO was directed to provide the information within 15 days of the receipt of the order and send a compliance report to the Commission.

Hearing dated 09.06.2021:

The case has come up for hearing today through video conferencing at DAC Mohali. As per the representative of the appellant, the PIO has not supplied the information.

The respondent pleaded that the information was to be collected from different departments, and since only 50% of staff is being allowed in the offices due to the Corona pandemic, complete information could not be collected on time. The respondent however, assured to provide complete information within 15 days.

Appeal Case No. 3124 of 2020

Earlier order stands. The PIO is directed to comply with the earlier order of the Commission and provide complete information to the appellant within 15 days and send a compliance report to the Commission.

To come up for compliance on **28.09.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 09.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Jaspreet Singh,
2041/5, Lahill Colony,
Patiala .

... Appellant

Versus

Public Information Officer,
O/o District Controller,
Food Supplies and consumer Affairs,
Patiala.

First Appellate Authority,
O/o Food Civil Supplies and Consumer Affairs,
Pb, Chandigarh.

...Respondent

Appeal Case No. 3532 of 2020

PRESENT: Sh.Jaspreet Singh as the Appellant
Sh.Gurmeet Singh,Lagal Assistant for the Respondent

ORDER:

The appellant through an RTI application dated 17.06.2020 has sought information regarding stock detail in Samana centre from 01.01.2012 to 31.03.2020 – officials responsible for look after of the stock – shifting of stock from the year 2017 to 15.06.2020 along with gate pass – the name of official deputed for shifting of stock – details of godowns hired from the year 2017 to 15.06.2020 and other information as enumerated in the RTI application concerning the office of District Controller, Food Supplies and Consumer Affairs Patiala. The appellant was not provided with the information since the appellant did not deposit the requisite fee asked for by the PIO vide letter dated 06.07.2020 after which the appellant filed a first appeal before the First Appellate Authority on 03.08.2020 which took no decision on the appeal.

The case first came up for hearing on 23.03.2021 through video conferencing at DAC Patiala. The appellant claimed that the PIO has not provided the information.

The respondent present pleaded that they received the RTI application from the appellant on 18.06.2020 and since the information is voluminous and was to be called from different branches, after calling the details of information, the appellant was asked to vide letter dated 06.07.2020 to deposit the requisite fee of Rs.30000/- which the appellant did not deposit.

The respondent further informed that some of the information regarding points 3 & 6 relates to 3rd parties since the appellant has asked for complete files of the shellers in the area which includes personal information of the owners of the rice shellers.

Having gone through the RTI application and hearing both the parties, the appellant was directed to inspect the record by visiting the office of the PIO on 05.04.2021 at 12.00 Noon and get the relevant information after depositing the requisite fee as per the RTI Act. The PIO was directed to allow inspection of the record and provide the relevant information to the appellant except for information on points 3 & 6, the decision on which will be taken at the next date of hearing.

Hearing dated 09.06.2021:

The case has come up for hearing today through video conferencing at DAC Patiala. The appellant informed that he visited the office of the PIO on 05.04.2021 but could inspect only 3 Registers out of 38 Registers and concerned files. The appellant stated that since the information is voluminous, he needs 15 continuous days to inspect the file and specify the information.

The case is adjourned. To come up for further hearing on **16.08.2021 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Patiala.

**Chandigarh
Dated 09.06.2021**

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



Sh. Brahmjot Singh,
4877/1, Namdar Khan Road,
Opposite Bindi Clinic, Patiala.

... Appellant

Versus

Public Information Officer,
O/o District Election Officer,
O/o DC, Patiala.

First Appellate Authority,
O/o DC,
Patiala.

...Respondent

Appeal Case No. 3398 of 2020

PRESENT: None for the Appellant

Sh.Pardeep Kumar, Sr. Assistant for the Respondent

ORDER:

The appellant through RTI application dated 07.05.2019 has sought information regarding action taken report against employees absent on rehearsals of Parliamentary election 2019 dated 21.04.2019 & 05.05.2019 at Govt Kirti College Nial, Patran – copy of order or notice sent against employees absent and exchanged with other employees and other information as enumerated in the RTI application concerning the office of District Election Officer, O/o DC Patiala. The appellant was not satisfied with the reply of the PIO dated 22.07.2020 after which the appellant filed a first appeal before the First Appellate Authority on 08.07.2020 which took no decision on the appeal.

The case last came up for hearing today through video conferencing at DAC Patiala. The appellant claimed that the PIO has supplied incomplete information since the PIO had sent copies of notices issued to 23 employees as against 256 employees regarding point-1 and the PIO has not supplied the information on point-2.

The PIO was directed to provide complete information on point-1 within 15 days and send a compliance report to the Commission.

Hearing dated 09.06.2021:

The case has come up for hearing today through video conferencing at DAC Patiala. The respondent present pleaded that the available information has already been provided to the appellant and no further information is available in their record since notice to only 23 employees were issued.

The appellant is absent.

The PIO is directed to give in writing on an affidavit that the information that has been provided to the appellant is true, complete and notices to only 23 employees out of 256 employees were issued and that no further information is available in their record.

The case is adjourned. To come up for further hearing on **28.09.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Patiala.

Sd/-

Chandigarh
Dated 09.06.2021

(Khushwant Singh)
State Information Commissioner



Sh. Sukhdev Singh,
Village Chahal, P.O Bhadson,
Tehsil Nabha, Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o NaibTehsildar, Bhadson,
Tehsil &Distt Patiala.

First Appellate Authority,
O/o SDM, Nabha,
Distt Patiala.

...Respondent

Appeal Case No. 2882 of 2020

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

ORDER:

The appellant through RTI application dated 18.06.2020 has sought information regarding notices issued for demarcation fixed on 17.06.2020, 09.09.2019 & 20.07.2018 to the persons responsible for unauthorized encroachment of panchayat land as per the order of DC Patiala for getting the panchayat land vacated and other information as enumerated in the RTI application concerning the office of Naib Tehsildar Bhadson, Distt.Patiala. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 22.07.2020 which took no decision on the appeal.

The case first came up for hearing on 23.03.2021 through video conferencing at DAC Patiala. The appellant claimed that the PIO has not provided the information.

The respondent present pleaded that the notice dated 17.06.2020 & 20.07.2018 was marked by the DC Patiala to the Kanoongo and the report received from Kanoongo, was sent to BDPO, and the reply was sent to the appellant. The respondent further informed that the information presently is in the custody of BDPO Nabha.

The BDPO Nabha was absent.

Since there had been an enormous delay in providing the information and dilly-dallying regarding the custody of the information, the Commission appointed the SDM, Nabha as the deemed PIO in this case.

SDM, Nabha was directed to procure the information from whoever has the custody of the sought information and provide the same as per the RTI Act.

Hearing dated 09.06.2021:

The case has come up for hearing today through video conferencing at DAC Patiala. The appellant claims that the PIO has not provided the information.

At the last hearing, SDM Nabha was made deemed PIO under section 5 (5) of the RTI Act 2005 and directed to procure the information from the concerned authority and provide the same to the appellant. The PIO-SDM Nabha is absent nor has sent any communication.

Appeal Case No. 2882 of 2020

There has been an enormous delay in providing the information. The PIO-SDM, Nabha is given one last opportunity to procure the information from the authority under whose custody the information lies, and provide it to the appellant as per the RTI Act otherwise the Commission will be constrained to initiate action under the provisions of section 20 of the RTI Act.

The case is adjourned. To come up for further hearing on **28.09.2021 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Patiala.

Chandigarh
Dated 09.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to: 1. BDPO-Nabha

2. PIO-SDM, Nabha