



Sh. Bittu S/o Sh Om Kumar,  
Village Bholapur Jhabewal,  
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o District Controller,  
Food Civil Supplies and Consumer Affairs,  
Sarabha Nagar, Ludhiana.

**First Appellate Authority,**  
O/o Director,  
Food Civil Supplies and Consumer Affairs  
Sector-17-E, Chandigarh.

...Respondent

**Appeal Case No. 105 of 2021**

**PRESENT: None for the Appellant**  
**Mr. Sahil Kumar, Inspector O/o AFCS, Central Sahnewal, for the**  
**Respondent**

**ORDER:**

The appellant through an RTI application dated 30.09.2020 has sought information regarding certified copies of documents submitted by Sh.Bhola Tati, Arjun Tati, Rukmani Devi, Angad Kumar, Raja Kumar, residents of Bholapur for getting smart cards/blue cards – verification report of verification officer – category relating to these cards - - rules for issue of smart cards and other information as enumerated in the RTI application concerning the office of District Controller, Food Civil Supply & Consumer Affairs, Pb Sarabha Nagar, Ludhiana. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 02.11.2020 which took no decision on the appeal.

The case first came up for hearing on 13.05.2021 through video conferencing at DAC, Ludhiana. Since the VC had been temporarily closed by the District Administration due to a large number of corona cases in Ludhiana, the hearing could not take place and the case was adjourned.

On the date of the next hearing on 17.08.2021, both the parties were absent. Due to a delay of more than eleven months, the PIO was issued a **show-cause notice** under section 20 of the RTI Act and directed to file a reply on an affidavit. The PIO was again directed to supply the information within 10 days of the receipt of the order.

On the date of the hearing on 03.11.2021, both the parties were absent. The appellant vide email received in the Commission on 09.09.2021 informed that the PIO has not provided the information.

The PIO had also not filed a reply to the show-cause notice. The PIO was given one last opportunity to file a reply to the show-cause notice and appear personally on the next date of hearing. The appellant was also directed to appear on the next date of hearing to pursue his case.

**Appeal Case No. 105 of 2021**

On the hearing dated 15.03.2022, both the parties were absent on 4th consecutive hearing. The respondent vide letter dated 06.12.2021 received in the Commission on 13.12.2021 informed that the information has already been supplied vide letter dated 15.03.2021 and 11.06.2021.

However, the PIO did not file the reply to the show-cause notice. The PIO was given the last opportunity to file a reply to the show-cause notice otherwise it will be presumed that the PIO has nothing to say in the matter and the Commission will act against the PIO as per provisions of section 20 of the RTI Act.

**Hearing dated 09.08.2022**

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present pleaded that the available information has been supplied to the appellant vide letter dated 15.03.2021 and 11.06.2021. The respondent assured to the bench that the PIO will file reply to the show-cause notice before the next date of hearing.

The appellant is absent for the 5<sup>th</sup> time consecutively.

The PIO is again directed to file reply to the show-cause notice failing which it will be presumed that the PIO has nothing to say in the matter and the Commission will act against the PIO as per provisions of section 20 of the RTI Act.

To come up for further hearing on **05.12.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

**Chandigarh**  
**Dated 09.08.2022**

**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](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Pankaj Kumar S/o Late Sh. Vijay Kumar Malhotra,  
R/o B-34/6516, Sunil Nagar,  
Near Pehalwan da Dera, Jassian Road,  
Haibowal Kalan, Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o Punjab Health Systems Corporation,  
PSEB Building, E-Block, 2<sup>nd</sup> Floor,  
Phase-8, Mohali.

**First Appellate Authority,**  
O/o Punjab Health Systems Corporation,  
PSEB Building, E-Block, 2<sup>nd</sup> Floor,  
Phase-8, Mohali.

... Respondent

**Appeal Case No. 207 of 2021**

**PRESENT: None for the Appellant**  
**Sh. Rajesh Kumar, Accountant O/o the Civil Surgeon, Ludhiana for the Respondent**

**ORDER:**

The appellant through an RTI application dated 11.09.2020 has sought information regarding details of medicines issued to Health department Ludhiana from 01.01.2017 till date along with details of consumption of medicines by Health department Ludhiana – funds consumed by Health department Ludhiana – balance sheet from 01.04.2017 to 31.03.2018, 01.04.2018 to 31.03.2019, 01.04.2019 to 31.03.2020 and other information as enumerated in the RTI application concerning the office of Punjab Health System Corporation, Mohali. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 23.10.2020 which took no decision on the appeal.

The case first came up for hearing on 13.05.2021 through video conferencing at DAC, Ludhiana. Since the VC had been temporarily closed by the District Administration due to a large number of corona cases in Ludhiana, the hearing could not take place. The case was adjourned.

On the date of hearing on 17.08.2021, as per the appellant, the PIO had not supplied the information.

The respondent present informed that since the information relates to the office of Civil Surgeon Ludhiana, the RTI application was transferred to them on 28.05.2021.

The PIO-Civil Surgeon Ludhiana was impleaded in the case and directed to look at the RTI application transferred by the office of Punjab Health System Corporation, Pb Mohali on 28.05.2021 and provide the information to the appellant as per available record and send a compliance report to the commission.

On the date of the hearing on 03.11.2021, the appellant informed that the PIO has not supplied the information.

The respondent present pleaded that they have sent the information to the PIO- Civil Surgeon Ludhiana. As per the respondent, Dr. Manu Vij was the PIO O/o Civil Surgeon, Ludhiana.

The PIO-Civil Surgeon Ludhiana was absent nor complied with the order of the Commission. There has been an enormous delay of more than one year in providing the information, a show-cause **notice** under section 20 of the RTI Act was issued to Dr.Manu Vij-PIO-Civil Surgeon, Ludhiana and directed to file a reply on an affidavit. The PIO was also directed to provide information within 10 days of the receipt of the order.

The case was last heard on 15.03.2022 through video conferencing at DAC Ludhiana/Mohali. As per the respondent, the information has been supplied to the appellant vide letter dated 22.12.2021 with a copy to the Commission. The respondent further informed that since Dr. Manu Vij has to attend a court case at Ludhiana, she has requested some more time to file a reply to the show-cause notice.

The appellant was absent nor had communicated any discrepancies.

The PIO was given one last opportunity to file a reply to the show-cause notice otherwise it will be presumed that she has nothing to say on the matter and the Commission will take penal action against the PIO under section 20 of the RTI Act.

**Hearing dated 09.08.2022**

The case has come for hearing today through video conferencing at DAC Ludhiana. The appellant is absent nor is represented.

The respondent present pleaded that the available information has been provided to the appellant vide their letter dated 22.12.2021 and copy of the same has been sent to the Commission.

Dr. Manju Vij, PIO O/o Civil Surgeon, Ludhiana is absent and the PIO has not filed reply to the appellant. Thus, the Commission draws the inference that the PIO has nothing to say in the matter even though the PIO was given a number of opportunities to reply to the Show Cause Notice. As such, in exercise of the powers conferred by Section 20(1) of the RTI Act, 2005, a penalty to the tune of Rs.5000/- (Rupees five thousand only) is imposed upon the PIO to be deducted from the salary and deposited in the State Treasury under the relevant head. The PIO is directed to send a copy of challan No. and date as confirmation of having deposited the penalty before the next date of hearing.

The case is adjourned. To come up for further hearing on **05.12.2022** at 11.00 AM through video conference facility available in the office of Deputy Commissioner, Ludhiana.

**Chandigarh**  
**Dated 09.08.2022**

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

**CC to: Dr. Manju Vij**  
**PIO-Civil Surgeon,**  
**Civil Hospital, Ludhiana**



Sh Trilochan Singh,  
# 848-A, M.I.G Flat,  
Jamalpur Colony,  
Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
Cum- District Health Officer  
O/o Civil Surgeon, Ludhiana.

**First Appellate Authority,**  
O/o Food & Drugs Administrator,  
Kharar.

...Respondent

**Appeal Case No. 1245 of 2021**

**PRESENT: None for the Appellant**  
**None for the Respondent**

**ORDER:**

The case first came up for hearing 29.07.2021 through video conferencing at DAC Ludhiana. Both the parties were absent.

The Commission received a letter on 21.06.2021 from the Appellate Authority cum District Health Officer O/o Civil Surgeon Ludhiana stating that the information has already been provided to the appellant by Food Safety Officer vide letter dated 22.02.2021.

The appellant vide email informed that the information is incomplete.

On the date of the hearing on **10.11.2021**, both the parties were absent.

The PIO was issued a **show-cause notice under section 20 of the RTI Act 2005 and directed to file a reply on an affidavit**. The PIO was again directed to provide complete information to the appellant within 10 days of the receipt of the order.

The case last came up for hearing on 21.03.2022 through video conferencing at DAC Ludhiana. Both the parties were absent. The PIO has also not filed a reply to the show-cause notice.

The PIO was given one last opportunity to file a reply to the show-cause notice otherwise it will be presumed that the PIO has nothing to say on the matter and the Commission will take penal action against the PIO under section 20 of the RTI Act.

**Hearing dated 09.08.2022 :**

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant is absent nor is represented.

The PIO is absent nor is represented. However, vide letter dated received in the Commission on 18.07.2022, that information has been provided to the appellant on 15.07.2022.

Since the District Health Officer-cum-PIO O/o the Civil Surgeon Ludhiana is flouting the spirit of the RTI Act continuously and not only shown utter disregard for the Commission's repeated orders in replying to the Show Cause and not appearing before the commission despite various orders, to secure the presence of the PIO before the commission, a bailable Warrant of the District Health Officer-cum-PIO O/o the Civil Surgeon Ludhiana is issued u/s 18(3) of the RTI Act through Senior Superintendent of Police, Ludhiana for his presence before the Commission on **05.12.2022**.

To come up for further hearing on **05.12.2022 at 11.00 AM**.

**Chandigarh**  
**Dated: 09.08.2022**

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

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

In case: Trilochan Singh Vs. The District Health Officer-cum-Public Information Officer  
O/o Civil Surgeon, Ludhiana.

**APPEAL CASE NO. 1245 of 2021**

**UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005**

Next Date of Hearing: **05.12.2022**

To

**The Senior Superintendent of  
Police, Ludhiana**

Whereas District Health Officer-cum-PIO O/o Civil Surgeon, Ludhiana 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 District Health Officer-cum-PIO O/o Civil Surgeon, Ludhiana to appear before the undersigned at Red Cross Building, Near Rose Garden, Sector 16, Chandigarh on **05.12.2022 at 11.00A.M.**

**Chandigarh  
Dated:09.08.2022**

**(Khushwant Singh)  
State Information Commissioner**



Sh. Pargat Masih,  
Office Address- 33 Foot Road,  
Ghai Market, Gobind Nagar,  
Street No-1, Opposite Takar Wali Building,  
Chandigarh Road, Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o District Social Security Officer,  
Ludhiana.

**First Appellate Authority,**  
O/o District Social Security Officer,  
Ludhiana.

...Respondent

**Appeal Case No. 4116 of 2020**

**Present:       None for the Appellant**  
**None for the Respondent**

**Order:**

The case first came up for hearing on 17.03.2021 through video conferencing at DAC Ludhiana. The appellant claimed that the PIO has not provided the information. The Commission received a reply of the PIO dated 10.02.2021 through email which was taken on the file of the Commission.

In the reply, the PIO mentioned that the appellant is running a business of contracts in a house nearby this institution and unnecessarily interfering in the functioning of the management of the school since he wants to take over the management of this institution, for which a complaint has also been filed against Pargat Masih on 17.08.2020 in police station Jamalpur. The PIO further mentioned in the reply that the school is being run for the welfare of blind girls/boys and the responsibility for the security of these children lies on the DSSO and its staff whereas Sh. Pargat Masih has sought information regarding the decisions taken by the SSSO and its staff which cannot be provided keeping in view the welfare and security aspect of the children.

Having gone through the RTI application especially points 1 and 3, and hearing both the parties, the Commission was of the view that the information that is being sought is purely about the list of members and office bearers etc, of the Committee constituted in the Govt School for blinds, to make the decision for allowing blind children to attend any function, competition or any other programme outside, and parting with this information cannot pose any security threat to the institution about which the information is being sought. Moreover, the respondent has written a long response about the concerns but has not availed of any exemption as provided under the RTI ACT to deny the information. However, that does not imply that the commission has not taken cognizance of the concern raised by the respondent in parting with the information.

Given the above, Information was to be provided for points 1 & 3.

The commission carefully assessed the sought information in point -2 and keeping in mind the concerns raised by the PIO, directed the PIO to submit the information regarding point-2 in a sealed envelope to the commission.



On the date of the hearing **15.06.2021**, both the parties were absent. The case was adjourned.

On the hearing date on **18.08.2021**, the appellant informed that the PIO has supplied the information on point 1 only.

The respondent was absent on 2<sup>nd</sup> consecutive hearing nor had complied with the previous order of the commission to send information regarding point-2 to the Commission in a sealed envelope as well as not supplied the information to the appellant on point-3.

There has been an enormous delay of more than one year and ten months in providing the information and the PIO had not complied with the order of the Commission. The PIO was issued a **show-cause under Section 20 of the RTI Act 2005 and directed to file a reply on an affidavit.**

On the date of the last hearing on **09.02.2022**, both the parties were absent. The PIO was given one last opportunity to file a reply to the show-cause notice otherwise, it will be presumed that the PIO has nothing to say on the matter and the Commission will act against the PIO as per provisions of section 20 of the RTI Act.

The case last came up for hearing on 11.04.2022 through video conferencing at DAC Ludhiana. Mrs. Inderpreet Kaur-DSCO was present and informed that the remaining information has also been provided to the appellant.

The appellant was absent nor was represented.

The PIO had not filed a reply to the show-cause notice. The PIO was given one more opportunity to file a reply to the show-cause notice otherwise, it will be presumed that the PIO has nothing to say on the matter and the Commission will take penal action against the PIO under section 20 of the RTI Act.

**Hearing dated 09.08.2022 :**

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant is absent nor is represented.

Smt. Inderpreet Kaur, DSSO-cum-PIO is absent. The PIO has not filed reply to the show-cause notice. The PIO was given a number of opportunities to reply to the Show Cause Notice issued under Section 20(1) of the Act. As such in exercise of the powers conferred by Section 20(1) of the RTI Act, 2005, **a penalty to the tune of Rs.10000/- (Rupees Ten Thousand only) is imposed upon the PIO** to be deducted from the salary and to be deposited in the State Treasury under the relevant head. The PIO is directed to send a copy of challan No. and date as confirmation of having deposited the penalty before the next date of hearing.

The case is adjourned. To come up for further hearing on **05.12.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

**Chandigarh**  
**Dated 09.08.2022**

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