

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
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Sh. Sohan Lal Jain,
H No-1355, 1st Floor,
Sector-68, Mohali.

... Complainant

Versus

Public Information Officer,
O/o Secretary,
Department of health & Family Welfare,
Sector-34-A, Chandigarh.

...Respondent

Complaint Case No. 15 of 2021

PRESENT: Sh.Sohan Lal as the Complainant
None for the Respondent

ORDER:

The complainant through RTI application dated 19.10.2020 has sought information regarding action taken on the application dated 06.05.2017 sent to the Chief Minister for action against Dr Sudesh Gupta (now civil surgeon Sangrur) & others – a copy of rule on the basis of which action has been taken – posting order of Sr Assistant & other officials worked at Pb Civil secretariat from 06.02.1989 to till date - action taken on application dated 01.12.2016 and other information as enumerated in the RTI application concerning the office of Secretary, Department of Health & Family Welfare, Pb Chandigarh. The complainant was not provided with the information after which he filed a complaint in the commission.

The case last came up for hearing on 11.05.2021 through video conferencing at DAC Mohali. Both the parties were absent. The case was adjourned.

Hearing dated 10.08.2021:

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

Since it is a complaint case and the complainant has come to the Commission without going to the First Appellate Authority, the case is remanded back to the First appellate Authority with the direction to consider this as an appeal case and dispose of the same within a period of 30 days as prescribed under the RTI Act.

However, since the respondent is absent on 2nd consecutive hearing nor has sent any reply to the RTI application as well as there has been an enormous delay of more than ten months in attending to the RTI application, the Commission hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

To come up for further hearing on **13.12.2021** at 11.00 AM through video conference facility available in the office of Deputy Commissioner, Mohali.

Sd/-

(Khushwant Singh)
State Information Commissioner

Chandigarh
Dated :10.08.2021

CC to:First Appellate Authority,
Secretary, Department of Health & Family Welfare,Pb Chandigarh.



Sh Baldev Singh, S/o ShGurdiyal Singh,
Village Bhaini, Tehsil Dharmkot.
Distt Moga.

... Complainant

Versus

Public Information Officer,
O/o DFSC,
Moga.

...Respondent

Complaint Case No. 138 of 2021

PRESENT: Sh.Baldev Singh as the Complainant
Sh.Surinder Sharma, Inspector O/o DFSC for the Respondent

ORDER: Facts of the case:-

That the complainant through RTI application dated 27.11.2020 has sought information regarding reasons for suspending the ration card of the card holders which were issued during the Akali Govt for supply of ration under National Food Security Act 2013 but discontinued during the present Govt in respect of card holders Manjit Kaur, Sukhvinder Kaur-Sarabjit Kaur-Harjinder Kaur-Sarabjit Kaur –Raj Kaur and the details of new cards issued during the present Govt. and other information as enumerated in the RTI application from the office of District Food Supply Controller, Moga. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 25.01.2021.

That the case last came up for hearing on 07.05.2021 video conferencing at DAC Moga. As per the respondent, the information had been sent to the complainant on 19.04.2021, with a copy to the commission through email.

That the PIO in the reply, had mentioned that a re-verification-2017 survey was conducted and since the concerned card holders did not deposit the re-verification survey form, their ration cards were suspended and thereafter from April 2017 to Nov.2020, no new ration cards were issued by the department.

It was decided that the information stands provided to the best possible extent.

However, being a complaint case, the Commission was more inclined to look into the conduct of the PIO in handling this RTI Application. Since there had been a delay of more than five months in providing the information, the PIO was issued a show cause notice **under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time and directed to file reply on an affidavit.**

That the case has come up for **hearing today** through video conferencing at DAC Moga. The Respondent present pleaded that the information has already been provided.

At the last hearing, due to the delay in providing the information, the PIO was issued a show cause notice and directed to file a reply on an affidavit. .

The PIO is absent nor has filed a reply to the show cause notice.

Complaint Case No. 138 of 2021

Since the responsibility to ensure the timely transmission of the information to the appellant lies on the PIO, the PIO-District Food Supply Controller, Moga is hereby held guilty for not providing the information on time as prescribed under section 7, which is within 30 days of the receipt of the request. He is also held guilty of repeated defiance of the orders of the Punjab State Information Commission to provide the information. Moreover, the PIO has chosen not to reply to the show cause, which can be inferred that the PIO has nothing to say on the matter.

Hence, given the above facts a penalty of **Rs.10,000/-** is imposed on the PIO- District Food Supply Controller, Moga, which will be deposited in the Govt. Treasury. The PIO is directed to duly inform the Commission about the compliance of the orders by producing a copy of the challan as evidence of depositing the penalty in the Govt Treasury.

Further, the Commission is of the view that since the appellant has had to suffer undue inconvenience to get the information, it is a fit case for awarding compensation to the appellant u/s 19(8)(b) of the RTI Act.

The PIO- District Food Supply Controller, Moga is directed to pay an amount of **Rs.3000/-** via demand draft 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 is directed to duly inform the commission of the compliance of the order and submit proof of having compensated the appellant.

To come up for compliance on **14.12.2021** at 11.00 AM through video conference facility available in the office of Deputy commissioner, Moga.

Chandigarh
Dated:10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.Ravinder Singh Gill,
986, Near Dev Hotel,
Main Bazar, Moga.

...Appellant

Versus

Public Information Officer,
O/o SDM,
Moga.

First Appellate Authority,
O/o SDM,
Moga.

.... Respondent

Appeal Case No. 1165 of 2020

PRESENT: Sh.Ravinder Singh as the Appellant
Sh.Sandeep Kumar, JA-RTI Branch O/o Tehsildar Moga for the
Respondent

ORDER:

The appellant through an RTI application dated 23.10.2019 has sought information regarding status of action taken on the application dated 15.10.2019 relating to cancellation of rapat dated 13.06.2011 and mutation no.69186 & 23095 as per decision of SDM Moga and other information concerning the office of SDM Moga. The appellant was not provided with the information after which the appellant filed first appeal before the first appellate authority on 06.12.2019 which took no decision on the appeal.

The case was first heard on 06.10.2020. The respondent present pleaded that the appellant had earlier filed a similar appeal case No.3502/2018 for seeking exactly the same information which was disposed off by Dr.Pawan Kumar Singla, State Information Commissioner on 23.06.2020 since the information was provided and the appellant was satisfied with the reply of the PIO. The Commission also received a reply of the PIO through email which was taken on the file of the Commission.

The appellant was absent and vide letter received in the Commission on 25.09.2020 informed that the information is incomplete since as per order of the First Appellate Authority, the information from patwari halka Moga Mahil Singh-II has been provided but it is incomplete, however, the information from patwari halka Moga Mahil Singh-I has not been provided.

Having gone through the record, it was found that the appellant had earlier filed a similar appeal case for seeking exactly the same information which was disposed off by the Id bench of Dr.Pawan Kumar Singla on 23.06.2020 whereas in the certificate submitted to the Commission, the appellant has certified that no appeal or complaint has earlier been filed, pending or decided by any of the State Information Commissioner.

The appellant was directed to personally appear before the Commission on the next date of hearing and plead his case.

On the date of hearing on **28.01.2021**, the appellant informed that as per order/decision of First Appellate Authority-cum-SDM Moga, the information provided by Patwari Halka Mahil Singh-II is incomplete till the information from Patwari Halka Moga Mahil Singh-I is provided.

The Commission also received a letter from the appellant on 21.01.2021 which was taken on the file of the Commission.

Appeal Case No. 1165 of 2020

Regarding plea of the respondent that the information has already been provided to the appellant in a similar appeal case No.3502/2018 which was disposed off by the SIC Dr.Pawan Kumar Singla, the Commission having gone through the record found that the appellant in this appeal case had sought information regarding action taken on the application dated 15.10.2019 whereas in the appeal case No.3502/2018, the appellant had sought information regarding action taken on his application dated 18.06.2018. Hence the PIO was directed to clarify whether the matter of complainant dated 18.06.2018 in appeal case No.3502/2018 and complaint dated 15.10.2019 in the present case is same or different.

On the date of last hearing on **07.05.2021**, the respondent present from the office of SDM Moga informed that the information has to be provided by the Tehsildar Moga. The representative from the office of Tehsildar Moga had not brought the sought information.

The appellant was absent. Having seen the copy of RTI application and order of Ld.SIC in appeal case No.3502/2018 submitted by the PIO O/o SDM Moga, it was concluded that the information sought in both the cases is different and not same as claimed by the PIO.

The PIO- Tehsildar Moga was directed to provide complete information to the appellant within ten days and send a compliance report to the Commission.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga. As per appellant, the PIO has not provided the complete information despite the order of the Commission.

The respondent has asked for some clarification regarding the khasra number which the appellant has provided during the hearing. The respondent further informed that the information has to be provided by the concerned Patwari.

The respondent is directed to procure the information from the concerned Patwari and provide to the appellant within 10 days and send a compliance report to the Commission.

The case is adjourned. To come up for further hearing on **14.12.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Moga.

Chandigarh
Dated: 10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to Tehsildar Moga.



Sh.Jagjit Singh,
R/o VPO Sekha kalan, Tehsil
Bagha Purana,
Distt.Moga .

...Appellant

Versus

Public Information Officer,
O/o DC, Moga.

First Appellate Authority,
O/o DC,
Moga.

Respondent

Appeal Case No. 1683 of 2020

PRESENT: Sh.Jagjit Singh as the Appellant
Smt.Rajwinder Kaur APIO O/o SDM Moga- Sh.Ravinder Singh,Forest Guard
O/o Punjab Forest Corporation – Sh.Badaldin O/o Tehsildar Rampuraphul
for the Respondent

ORDER:

The appellant through RTI application dated 11.09.2019 has sought information regarding ownership of bir on the both sides of main road from Bhagta to Barnala road before coming into jurisdiction of Forest Department – year of including into forest department – total land in name of Sohan Singh and Sahib singh and other information concerning the office of DC Moga. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 16.03.2020 which took no decision on the appeal.

The case was first heard on 06.10.2020. The respondent present pleaded that as per report collected from the Naib Tehsildar Sambalpur, the information that has been sought by the i.e. jamabandi of the land relating to Sohan Singh s/o Kasuria Singh of village Dayalpura Bhaika Tehsil Rampura Phul, relates to Tehsil Rampura Phul, District Bathinda.

The PIO however, did not transfer the RTI application to the concerned PIO. As per appellant, the RTI application was filed to Director Land Records, Jalandhar and since the information was not provided, the appellant filed first appeal before the First Appellate Authority which transferred the same to First appellate Authority-DC Moga and the DC Moga further transferred the RTI application to Tehsildar Baghapurana but the Tehsildar Baghapurana had not transferred it to the concerned PIO.

The Tehsil Office Baghapurana in spite of identifying and transferring the RTI application to the concerned public authority, would possibly hold this information and got the signature of the appellant asking him to state that this information does not pertain to them but pertains to Rampuraphul, District Bathinda. The Commission had taken a very serious view of this anomaly of the PIO and PIO-Tehsildar Baghapurana was directed to explain the reasons for holding the information and not identifying and transferring the RTI application to the concerned public authority within the time prescribed under the RTI Act.

The appellant pleaded that this information lies with the Director of Land Records Jalandhar. The Commission accepted the plea of the appellant and impleaded the PIO-Land Records, Jalandhar the original office where the appellant had filed RTI application and directed the PIO-Director Land Records to provide the information and if the information does not exist, to identify the correct public authority and transfer the same to that particular authority.

On the date of hearing on 28.01.2021, as per respondent, the information did not pertain to them and they had already replied to the appellant.

The Commission also received a letter from the PIO-cum-Tehsildar Baghapura stating that as per report of Naib Tehsildar Samalpur, the information that has been sought by the appellant relates to village Dayalpura under Tehsil Rampura Phul, Bathinda.

As per appellant, the information lies with the Director of Land Records, Jalandhar. The PIO-Land Records was absent.

The PIO-Director of Land Records, Jalandhar was given one more opportunity to look at the RTI application(a copy of which was attached with the order) and provide the information to the appellant. The PIO-Land Record was also directed to appear on the next date of hearing and explain the reasons for not complying with the order of the Commission.

On the date of last hearing on **07.05.2021**, Sh.Amarjit Singh, Suptd. a present from the office of Director Land Record informed that since the information that has been sought by the appellant relates to village Dayalpura under Tehsil Rampura Phul, Bhatinda and Forest Department, the RTI application has been transferred to them vide letter dated 16.03.2021. The Commission also received a reply of the PIO-Director Land Record on 23.03.2021 which was taken on the file of the Commission.

The PIO-Punjab State Forest Development Corporation Ltd. Mohali and PIO-Tehsildar Rampuraphul were impleaded and directed to look at the RTI application transferred by Director Land Records on 16.03.2021 and provide information to the appellant as per the RTI Act. A copy of the RTI application was attached with the order for the benefit of both PIOs.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga. The respondent present from the Forest Department has brought the information and handed it over to the appellant.

The respondent present from the office of Tehsildar Rampuraphul informed that the information concerning them has already been sent to the appellant vide letter dated 29.04.2021.

The appellant is still not satisfied.

The Commission observes that since there is disagreement of what has been provided and what has been sought, the appellant is directed to inspect the record by visiting the office of PIO-Tehsildar Rampuraphul and contacting Sh.Badaldin in their office on 02.09.2021 at 11.00 AM and get the relevant information. The PIO is directed to assist the appellant in every way to inspect the record relating to the information that he has sought and provide the relevant information.

The case is adjourned. To come up for further hearing on **14.12.2021 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Moga.

Chandigarh
Dated: 10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to:1. PIO-Tehsildar, Rampuraphul,
District Bathinda

2. PIO-Punjab Forest Development Corporation Ltd.
Forest Complex, Sector 68, Kumbra Road,
Mohali.



Sh.Tejinder Singh,
Civil Court Tehsil Complex,
Backside Sanjh Kender,
Phillaur.

... Appellant

Versus

Public Information Officer,
O/o SDM, Dharamkot,
District Moga.

First Appellate Authority,
SDM, Dharamkot, advt aparna mal 7596080634
District. Moga.

...Respondent

Appeal Case No. 2327 of 2020

PRESENT: None for the Appellant
Sh.Harmandeep Singh, O/o SDM- Dharamkot for the Respondent

ORDER:

The appellant through RTI application dated 01.05.2020 has sought information regarding vehicle numbers of vehicles registered from Nov.2019 to Jan.2020 alongwith fee collected – detail of record vintage numbers re-issued for vehicles during 2017 to Jan.2020 – date submitted in SAARTH/PARIVAHAN software and other information from the office of SDM Dharamkot. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 28.06.2020 which took no decision on the appeal.

On the date of first hearing on 28.01.2021, the respondent present pleaded that the appellant was asked vide letter dated 03.07.2020 to specify the vehicle numbers for which the information is required since the details of registration copies cannot be obtained from the system till a specific number is fed to the software, but the appellant did not respond.

The Commission agreed with the plea of the respondent and directed the appellant that if he wants further information, he should specify the number of vehicles.

Regarding point-4, the Commission saw no reasons for providing so many registration copies of third parties unless there is a compelling public interest. No public interest had been brought to my notice as evidence for me to allow revelation of this information.

The appellant was absent. The appellant was directed to appear personally on the next date of hearing to plead his case, otherwise it will be decided ex parte.

On the date of last hearing on **07.05.2021**, the respondent present reiterated his plea as taken at the last hearing.

The appellant was absent and vide letter received in the Commission on 20.04.2021 sent his reply which was taken on the file of the Commission. The appellant was given one more opportunity to appear before the Commission on the next date of hearing and pursue his case.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga/ Ludhiana. The appellant is absent and vide email has sought exemption on medical grounds.

The case is adjourned. To come up for further hearing on **14.12.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, **Moga**. The appellant to appear through VC at DAC Ludhiana.

Chandigarh
Dated: 10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Trilochan Singh,
H No-848-A, M.I.G, Jamalpur Colony,
District Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o SDM-cum-
Licensing and Registration,
Dharamkot, Distt Moga.

First Appellate Authority,
O/o SDM,
Dharamkot, Distt Moga.

...Respondent

Appeal Case No. 2551of 2020

PRESENT: None for the Appellant
Sh.Harmandeep Singh O/o SDM Dharamkot for the respondent

ORDER:

The appellant through RTI application dated 10.05.2020 has sought information regarding details of PB-76 series allotted after giving charge of registration authority to SDM Dharamkot –details of bids for VIP/fancy numbers – series allotted to commercial and noncommercial vehicles along with the vehicles being used for agriculture purpose – NOC obtained from outstate vehicles while issuing these series – details relating to reassignment to outstate vehicles and other information as enumerated in the RTI application from the office of SDM Dharamkot. The appellant was not provided with the information after which the appellant filed first appeal before the first appellate authority on 20.06.2020 which took no decision on the appeal.

The case was first heard on 26.02.2021. The respondent present pleaded that since the information sought by the appellant is in question form, it cannot be provided and the reply has been sent to the appellant. The appellant was absent.

The Commission however, made it clear that the information if exists in the custody of the public authority, even though it is sought in question form, it be provided.

The PIO was directed to relook at the RTI application and provide point-wise information to the appellant within 15 days. However, NOC regarding point-4 be not provided. If the information is not available, to give appropriate point-wise reply on an affidavit.

The case was last heard on **07.05.2021**. The appellant was absent and vide letter received in the Commission on 20.04.2021 informed that the PIO has not provided the information.

The respondent present pleaded that the point-wise information/reply has been sent to the appellant vide letter dated 03.05.2021 with a copy to the Commission.

A copy of the reply was sent to the appellant with the order and the appellant was directed to point out the discrepancies if any, in writing to the PIO with a copy to the Commission, and the PIO was directed to remove the same. The appellant was also directed to appear personally at the venue of the video conferencing on the next date of hearing and pursue his case.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga/Ludhiana. As per respondent, the information has already been provided to the appellant.

At the last hearing, the appellant was directed to point out the discrepancies and appear before the Commission to pursue his case. The appellant is absent on 3rd consecutive occasion. The appellant vide email has informed that the PIO has not supplied the complete information. As per the appellant's email, the information that has been sought is in the custody of the SDM office.

The appellant is given one last opportunity to appear on the next date of hearing and pursue his case otherwise it will be decided ex parte.

I am marking this case to the PIO-SDM Dharamkot to relook at the RTI application and provide all the information that is accessible and in the custody of the department.

To come up for further hearing on **14.12.2021 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Moga. The appellant is directed to appear through video conferencing at DAC Ludhiana.

Chandigarh
Dated:10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

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Chandigarh.

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Sh H.S Hundal,
203, Judicial Courts, Sector-76,
Mohali.

... Appellant

Versus

Public Information Officer,
O/o Tehsildar,
Moga.

First Appellate Authority,
O/o SDM,
Moga.

...Respondent

Appeal Case No. 514 of 2020

PRESENT: Sh.H.S.Hundal as the Appellant (on phone)
Sh.Sandeep Kumar, JA-RTI Branch O/o Tehsildar Moga for the Respondent

ORDER:

The case was first heard on 07.07.2020 through video conferencing at DAC Moga. The respondent present pleaded that the information has been sent to the appellant vide letter dated 06.07.2020. The appellant was absent and vide email informed that he has received a photo copy of reply on his whatsapp from the PIO, which was incorrect and wrong facts had been mentioned in the reply.

The appellant was directed to point out the discrepancies, if any in writing to the PIO with a copy to the Commission. The PIO was directed to remove the discrepancies.

On the date of hearing on **01.09.2020**, both the parties were absent. The appellant vide email has informed that the discrepancies in the information has been pointed out to the PIO O/o Tehsildar Moga vide email dated 16.07.2020 with a copy to the Commission. The appellant further informed that he contacted Mr.Mangaljit Singh, Reader to the Tehsildar Moga who informed that the entire staff had been on strike and had requested for some more time to provide the information. The appellant stated that he has no objection if the Hon'ble Court grants additional time to the PIO to provide the complete point-wise information.

The PIO was directed to sort out the discrepancies as pointed out by the appellant via email dated 16.07.2020.

On the date of hearing on 28.01.2021, as per respondent, the discrepancies as pointed out by the appellant had been sorted out and the information was provided to the appellant on 22.11.2020. As per appellant, no information was provided by the PIO despite his many visits to the office of the PIO.

The PIO was given one last opportunity to sort out the discrepancies as pointed out by the appellant and send the complete information to the appellant through a registered post with a copy to the Commission within 10 days of the receipt of the order.

Appeal Case No. 514 of 2020

On the date of last hearing on **07.05.2021**, the appellant who was present via a mobile phone informed that the PIO has not provided the complete information after the discrepancies were pointed out. The Commission also received an email from the appellant in this regard which was taken on the file of the Commission.

The PIO was given one last opportunity to remove the discrepancies as pointed out by the appellant on 16.07.2020 and send complete information in a sealed envelope to the Commission. The information should reach the Commission by Friday the 14th May, 2020,.

The appellant may collect the information from the office of the Commission.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga/Mohali. As per appellant, despite visiting the office of PIO many times, the discrepancy has not been removed and complete information has not been provided by the PIO.

At the last hearing, the PIO was directed to remove the discrepancies and send complete information in a sealed envelope to the Commission by 4th May, 2021. The PIO did not comply with the order of the Commission and sent nothing.

The Commission observes that since there is constant disagreement on the information that has been provided and what has been sought, under the powers vested under section 18(2) of the RTI Act, I am marking this case to the Deputy Commissioner, Moga to enquire into the matter and submit complete report that whether the information that has been provided is true, complete and in accordance with the information that has been sought.

To come up for further hearing on **14.12.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, **Moga**. The appellant to appear through VC at DAC Mohali.

Chandigarh
Dated: 10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to Deputy Commissioner, Moga

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Sh H.S Hundal,
203, Judicial Courts, Sector-76,
Mohali.

... Appellant

Versus

Public Information Officer,
O/o Tehsildar,
Moga.

First Appellate Authority,
O/o SDM,
Moga.

...Respondent

Appeal Case No. 515 of 2020

PRESENT: Sh.H.S.Hundal as the Appellant
Sh.Sandeep Kumar, JA-RTI Branch O/o Tehsildar Moga for the Respondent

ORDER:

The case was first heard on 07.07.2020. The respondent present pleaded that the information has been sent to the appellant vide letter dated 06.07.2020. The appellant was absent and vide email has informed that he had received a photo copy of reply on his whatsapp from the PIO, which was incorrect and wrong facts had been mentioned in the reply.

The appellant was directed to point out the discrepancies, if any in writing to the PIO with a copy to the Commission. The PIO was directed to remove the discrepancies.

On the date of hearing on **01.09.2020**, both the parties were absent. The appellant vide email has informed that the discrepancies in the information has been pointed out to the PIO O/o Tehsildar Moga vide email dated 16.07.2020 with a copy to the Commission. The appellant further informed that he contacted Mr.Mangaljit Singh, Reader to the Tehsildar Moga who informed that the entire staff had been on strike and had requested for some more time to provide the information. The appellant stated that he has no objection if the Hon'ble Court grants additional time to the PIO to provide the complete point-wise information.

The PIO was directed to sort out the discrepancies as pointed out by the appellant via email dated 16.07.2020.

On the date of hearing on 28.01.2021, as per respondent, the discrepancies as pointed out by the appellant had been sorted out and the information had been provided to the appellant on 22.11.2020. As per appellant, no information was provided by the PIO despite his many visits to the office of the PIO.

The PIO was given one last opportunity to sort out the discrepancies as pointed out by the appellant and send complete information to the appellant through a registered post with a copy to the Commission within 10 days of the receipt of the order.

Appeal Case No. 515 of 2020

On the date of last hearing on **07.05.2021**, the appellant who was present on mobile phone and informed that despite order of the Commission to provide information within ten days, the PIO has not provided the complete information but sent a copy of same reply/letter dated 20.12.2020 via registered mail which was signed by previous PIO who has already relieved on 15.12.2020 and that 20.12.2020 happens to be a Sunday. The Commission also received an email from the appellant in this regard which was taken on the file of the Commission.

The respondent present from the office of Tehsildar Moga assured to provide the complete information within ten days.

The PIO was given one last opportunity to remove the discrepancies as pointed out by the appellant on 16.07.2020 and send complete information in a sealed envelope to the Commission. The information should reach the Commission positively by Friday the 14th May, 2020, otherwise the Commission will be constrained to issue a show cause notice to the PIO under section 20 of the RTI Act.

The appellant may collect the information from the office of the Commission.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga/Mohali. As per appellant, despite visiting the office of PIO many times, the discrepancy has not been removed and complete information has not been provided by the PIO.

At the last hearing, the PIO was directed to remove the discrepancies and send complete information in a sealed envelope to the Commission by 4th May, 2021. The PIO did not comply the order of the Commission and sent nothing.

The Commission observes that since there is constant disagreement on the information that has been provided and what has been sought, under the powers vested under section 18(2) of the RTI Act, I am marking this case to the Deputy Commissioner, Moga to enquire into the matter and submit complete report that whether the information that has been provided is true, complete and in accordance with the information that has been sought.

To come up for further hearing on **14.12.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, **Moga**. The appellant to appear through VC at DAC Mohali.

Chandigarh
Dated: 10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to Deputy Commissioner, Moga



Sh. H.S Hundal,
203, Judicial Courts,
Sector-76,mohali.(9878500082).

...Appellant

Versus

Public Information Officer,
O/o Tehsildar, Moga.

First Appellate Authority,
O/oSDM,
Moga.

.....Respondent

Appeal Case No. 666 of2020

PRESENT: Sh.H.S.Hundal as the Appellant(On mobile Phone)
Sh.Sandeep Kumar for the Respondent

ORDER:

The case was first heard on 06.10.2020. Both the parties were absent.

The Commission observed that there has been an enormous delay eleven months in attending to the RTI application. The Commission taking a serious view of this, directed the PIO to provide the information and be present or be represented at the next date of hearing along with the explanation for delay in attending to the RTI application.

On the date of hearing on 28.01.2021, as per respondent, the information had been provided to the appellant on 22.11.2020. As per appellant, no information was provided by the PIO despite his many visits to the office of the PIO.

The PIO was given one last opportunity to send the complete information to the appellant through a registered post with a copy to the Commission within 10 days of the receipt of the order.

On the date of last hearing on **07.05.2021**, the appellant was present via a mobile phone and informed that the PIO has not provided the information. The Commission also received an email from the appellant in this regard which has been taken on the file of the Commission.

The respondent present from the office of Tehsildar Moga assured to provide the complete information within ten days.

The PIO was given one last opportunity to remove the discrepancies as pointed out by the appellant on 16.07.2020 and send complete information in a sealed envelope to the Commission. The information should reach the Commission by Friday the 14th May, 2020.

The appellant may collect the information from the office of the Commission.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga/Mohali. As per appellant, despite visiting the office of PIO many times, the discrepancy has not been removed and complete information has not been provided by the PIO.

Appeal Case No. 666 of 2020

At the last hearing, the PIO was directed to remove the discrepancies and send complete information in a sealed envelope to the Commission by 4th May, 2021. The PIO did not comply the order of the Commission and sent nothing.

The Commission observes that since there is constant disagreement on the information that has been provided and what has been sought, under the powers vested under section 18(2) of the RTI Act, I am marking this case to the Deputy Commissioner, Moga to enquire into the matter and submit complete report that whether the information that has been provided is true, complete and in accordance with the information that has been sought.

To come up for further hearing on **14.12.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, **Moga**. The appellant to appear through VC at DAC Mohali.

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Sd/-
(Khushwant Singh)
State Information Commissioner

CC to Deputy Commissioner, Moga

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
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Visit us: - www.infocommpunjab.com



Sh H.S Hundal, 203, Judicial Courts,
Sector-76,mohali.(9878500082).

...Appellant

Versus

Public Information Officer,
O/o Tehsildar, Moga.

First Appellate Authority,
O/o SDM,
Moga.

.....Respondent

Appeal Case No. 866 of 2020

PRESENT: Sh.H.S.Hundal as the Appellant(On Mobile Phone)
Sh.Sandeep Kumar for the Respondent

ORDER:

The appellant through RTI application dated 31.10.2019 has sought information regarding copy of orders designating revenue officers as circle Revenue officers in the Districts with names, designation and tenures of CROs in entire district – copy of notification/provisions of Govt as per which circle revenue officers are appointed/designated – register maintained as per section 6(3) of Punjab Transparency Act – details of services in which CRO is designated officer – details of all cases that were taken up suo moto either by appellate authority or by commission and other information concerning the office of Tehsildar Moga. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 01.12.2019 which took no decision on the appeal.

The case came up for hearing first on 06.10.2020 through video conferencing at DAC Moga. Both the parties were absent.

The Commission observed that there has been an enormous delay eleven months in attending to the RTI application. The Commission taking a serious view of this, directed the PIO to provide the information and be present on the next date of hearing along with the explanation for delay in attending to the RTI application.

On the date of hearing on 28.01.2021, as per respondent, the information has been provided to the appellant on 22.11.2020. As per appellant, no information was provided by the PIO despite his many visits to the office of the PIO.

The PIO was given one last opportunity to send the complete information to the appellant through a registered post with a copy to the Commission within 10 days of the receipt of the order.

On the date of last hearing on **07.05.2021**, the appellant was present via a mobile phone and informed that the PIO has not provided the information. The Commission also received an email from the appellant in this regard which has been taken on the file of the Commission.

Appeal Case No. 866 of 2020

The respondent present from the office of Tehsildar Moga assured to provide the complete information within ten days.

The PIO was given one last opportunity to remove the discrepancies as pointed out by the appellant on 16.07.2020 and send the complete information in a sealed envelope to the Commission. The information should reach the Commission by Friday the 14th May.

The appellant may collect the information from the office of the Commission.

Hearing dated 10.08.2021:

The case has come up for hearing today through video conferencing at DAC Moga/Mohali. As per appellant, despite visiting the office of PIO many times, the discrepancy has not been removed and complete information has not been provided by the PIO.

At the last hearing, the PIO was directed to remove the discrepancies and send complete information in a sealed envelope to the Commission by 4th May, 2021. The PIO did not comply with the order of the Commission and sent nothing.

The Commission observes that since there is constant disagreement on the information that has been provided and what has been sought, under the powers vested under section 18(2) of the RTI Act, I am marking this case to the Deputy Commissioner, Moga to enquire into the matter and submit complete report that whether the information that has been provided is true, complete and in accordance with the information that has been sought.

To come up for further hearing on **14.12.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, **Moga**. The appellant to appear through VC at DAC Mohali.

Chandigarh
Dated: 10.08.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to Deputy Commissioner, Moga