

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 0093 OF 2020

Sh. Sanjeev Goyal, (9814197689)
S/o Sh. Ashok Kumar,
H. No. 148 Model Town,
Phase-I, Bathinda-151001

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Bathinda.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
Bathinda.

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

PRESENT: Sh. Sanjiv Goyal on behalf of the Appellant.
Sh. Sandeep Kataria, CSI-PIO on behalf of the Respondent.

ORDER:

This order may be read with reference to the previous order dated 16.09.2020.

2. The appellant reiterates his earlier stand that information relating to point no. 1 (Bank Statement) and Point no. 11 has not been supplied to him by the Respondents.

3. The Respondent states that information as available in their record relating to point No.11 of RTI application, duly attested, has been supplied to the Appellant through registered post on 23.09.2020 and again on 06.11.2020 containing 12 pages. Copy of Letter No.409/RTI/HQ/2445 dated 23.09.2020 addressed to the appellant received in the Commission vide diary No.13380 dated 06.10.2020 is taken on record. He further states that information pertaining to Point No.1 does not relate to their branch.

4. The appellant states that information supplied by the respondent is incomplete.

5. In view of the aforementioned, the Respondent – PIO is directed to file point-wise-reply in the shape of an Affidavit duly attested by the Notary indicating that whatever information available in their record has already been supplied and no more information relating to the instant RTI application is not available in their record. He is further directed to inform the concerned PIO to supply the information of point 1 duly attested by registered post before the next date of hearing with a copy to Commission.

5. Shri Gurpreet Singh, XEN, MC, Bathinda is impleaded as "Deemed-PIO" in this case of Point No.1 of the RTI. He is directed to supply the information, duly attested, by registered post before the next date of hearing with a copy to Commission **failing which penal proceedings as per RTI Act 2005 will follow.**

6.. The case is adjourned to **24.12.2020 at 11:00 AM through CISCO WEBEX MEETING ID No. 913428845.** Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Copy for immediate compliance is forwarded to (Regd.Post) :-

Shri Gurpreet Singh,
XEN-cum-PIO
Municipal Corporation,

Bathinda.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 0094 OF 2020

Sh. Sanjeev Goyal, (9814197689)
S/o Sh. Ashok Kumar,
H. No. 148 Model Town,
Phase-I, Bathinda-151001

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Bathinda.

First Appellate Authority
O/o Commissioner,
Municipal Corporation,
Bathinda.

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

PRESENT: Sh. Sanjiv Goyal on behalf of the Appellant.
Sh. Sandeep Kataria, CSI-cum-PIO and Shri Neeraj Garg, SDO, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 16.09.2020.

The appellant reiterates his earlier stand that information relating to point no. 2 has not been supplied to him by the Respondents.

The Respondent states that requisite information has already been provided to the Appellant as under vide letter No.580, dated 06.11.2020 :-

1. Copy of Agreement
2. Copy of Tender Notice
3. Copy of documents uploaded by the contractor
4. No. ID card of labour has not been furnished in the office.

(Copy of above letter received through e-mail in the Commission is taken on record).

However, when both the parties taken on phone, appellant states that the information supplied is not certified by the PIO. The respondent requests the court that appellant be directed to get the remaining pages of information certified from him by visiting their office on any working day. The appellant agrees that he will get the remaining pages attested from the PIO.

In view of the aforementioned, appellant is directed to get the remaining pages of information attested by visiting the O/O the PIO. The Respondent – PIO is also directed to attest the remaining pages when the appellant visits him before the next date of hearing, failing which **penal proceedings**, as per provisions of the RTI Act, 2005 will follow.

The case is adjourned to **24.12.2020 at 11:00 AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 0214 OF 2020

Sh. Sukhchain Singh, (9463518565)
Sonam Mohalla,
Fatehgarh Churian, Tehsil Batala,
District Gurdaspur.

...Appellant

Versus

Public Information Officer,
O/o Principal Secretary,
Local Government, Punjab,
Municipal Bhawan, Sector-35, Chandigarh.

First Appellate Authority,
O/o Principal Secretary,
Local Government, Punjab,
Municipal Bhawan, Sector-35, Chandigarh.

...Respondents

HEARD THROUGH CISCO WEBEX – VIDEO CONFERENCE

PRESENT: Sh. Sukhchain Singh, Appellant.
Sh. Satwinder Singh, Superintendent –cum- PIO along with Sh. Chetan,
Sr. Assistant for the Respondents.

ORDER:

This order may be read with reference to the previous order dated 16.09.2020.

The Appellant reiterates his earlier stand that the sought for information has not been provided to him by the Respondents.

The Respondent orally states that the inquiry is pending. As such, yet information sought by the Appellant cannot be provided to him.

Adjourned. To come up on **24.12.2020 at 11:00 AM** for further hearing **through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to be present on the next date of hearing to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 606 OF 2020

Sh. Sukhchain Singh, (9463518565)
Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, District Gurdaspur.

...Appellant

Versus

Public Information Officer,
O/o Deputy Director,
Urban Local Bodies,
Amritsar.

First Appellate Authority

O/o Deputy Director,
Urban Local Bodies,
Amritsar.

...Respondents

HEARD THROUGH CISCO WEBEX – VIDEO CONFERENCE

PRESENT: Sh. Sukchain Singh, Appellant.
Sh. Ramesh Kumar, E.O. O/o Municipal Council, Fatehgarh Churian.

ORDER:

1. This order may be read with reference to the previous order dated 16.09.2020.
2. The Appellant states that he went for inspection on 21.09.2020 but the respondent has not supplied the information.
3. The Respondent states that the requisite information containing 219 pages, duly attested, has already been supplied to the Appellant during his visit to their office for inspection on 21.09.2020.
4. The Appellant states that the PIO has not attached the forwarding letter with the supplied information stating that on such page so & so information is available. The Respondent is directed to provide forwarding letter to the appellant.
5. The Respondent is also directed to submit pointwise written reply regarding supply of information and file a proper affidavit duly attested by the public notary on the next date of hearing stating that no more information except the supplied one relating to the instant case, is available in their record.
6. Adjourned. To come up on **24.12.2020 at 11:00 AM** for further hearing **through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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COMPLAINT CASE NO.0349 OF 2020

Shri Manjeet Singh (9888486861)
Vocational Teacher (Retd.)
166, Ward No.13-B,
Backside Old Jain Mandir,
DHURI, District Sangrur-148024

...Complainant

Versus

Public Information Officer,
O/o Principal,
Govt. Senior Secondary School,
BALIAN Via Longowal,
District Sangrur-1480024

...Respondent

HEARD THROUGH CISCO WEBEX/TELEPHONE

PRESENT: Shri Manjeet Singh, the complainant
Shri Hardev Kumar, Principal-cum-PIO on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated 16.09.2020.

The Complainant states that the sought for information has not been supplied by the respondent till date.

The Respondent-PIO states that the information sought by the complainant pertains to the service book of Shri Chaman Lal, Vocational Teacher (retired) which is a third party information, hence, as per RTI Act 2005 cannot be disclosed / provided. In view of the above, no larger public interest is involved.

3. The Respondent-PIO is directed to submit pointwise written reply on the next date of hearing. He is further directed to be present personally on the next of hearing to present the case.

4. To come up on **24.12.2020 at 11:00 AM** for further hearing **through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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SECTOR 16, CHANDIGARH.

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APPEAL CASE NO.0921 OF 2020

Shri Sohan Singh (9872573505)
S/o Shri Pala Singh
Village Khasi Khurd,
PO Kandiana Kalan,
Tehsil & District Ludhiana.

...Appellant

Versus

Public Information Officer,
O/o Principal,
Shri Shankar Das Government
Senior Secondary School, (Boys)
Machhiwara, Distt. Ludhiana.

First Appellate Authority
O/o Director,
Public Instructions (Secondary),
Punjab School Education Board Complex,
Phase-8, S.A.S. Nagar (Mohali).

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Shri Sohan Singh, the Appellant.
Ms. Davinder Pal Kaur, Prncipal-cum-PIO, Ms. Manpreet Kaur, Clerk, O/o Principal, SSS(Boys)
Machhiwara.

ORDER:

This order may be read with the previous order dated 08.10.2020.

2. The Respondent – PIO appears and orally states that the requisite information has already been provided to the appellant. She further states that photocopy of the Service book of Shri Sohan Singh, duly attested, has also been sent to Commission which is received in the omission vide diary No.11134, dated 02.09.2020.

3. The Appellant states that some pages of information provided by the respondent are blank. He also states that the appellant has not replied to his RTI containing point 1 to 20.

4. The respondent states that whatever information available relating to RTI of the appellant has already been supplied to him vide registered letter. Copy of postal receipt No.RP 912347335 IN IVR 8280912347335 dated 26.08.2020 received in the Commission from the respondent is taken on record.

5. In the light of above, the respondent-PIO is directed to file written pointwise reply in the shape of an affidavit on non-judicial paper duly attested by the Public Notary that information relating to the instant RTI has already been supplied to the appellant and no more information is available in their record.

6. The case is adjourned to **24.12.2020 at 11:00 AM through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Sd/-

(Hem Inder Singh)
State Information Commissioner

Chandigarh
10.11.2020
Copy to Intimation and Necessary action:-

The Public Information Officer,
O/o District Education Officer(SE),
Ludhiana.

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APPEAL CASE NO. 0167 OF 2020

Sh. Lajpat Rai, (9814230616)
S/o Sh. Harbans Lal,
House No. B-3/287, Romana Street,
Jaith, District Faridkot.

Versus

...Appellant

Public Information Officer,
O/o Deputy Director,
Local Bodies, Ferozepur.

First Appellate Authority,
O/o Deputy Director,
Local Bodies,
Ferozepur.

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Shri Lajpat Rai, the appellant.
Ms. Rinki Rani, Superintendent-cum-PIO O/o Joint Dy. Director LG Ferozepur on behalf of the Respondents.

ORDER : The Appellant appears and reiterates his earlier stand that the Respondents have supplied incomplete information.

2. Ms. Rinki Rani, Superintendent-cum-PIO states that the requisite information has already been supplied to the appellant by registered post & through e-mail vide letter No.DDSS-1-2020/19122, dated 06.11.2020. The Respondent has also submitted an affidavit stating that information of the RTI has been supplied to the appellant and no more information is available in the record of Public Authority.

3. In view of the above, the information stands supplied and the original affidavit received from the Respondent is sent to the appellant. Copy of the affidavit is retained in the case file.

4. Keeping in view the foregoing, the Commission is not inclined to intervene any further and hence, **the case is disposed of and closed.** Copies of order may be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO.1022 OF 2020

Shri Sukhwinder Singh (9465650001)
Parents Association (Regd)
MACHHIWARA,
District Ludhiana.

Versus

...Appellant

Public Information Officer,
O/o The Secretary,
School Education Department, Punjab,
Punjab Civil Secretariat-II,
Sector -9, Chandigarh.

First Appellate Authority
O/o The Secretary,
School Education Department, Punjab,
Punjab Civil Secretariat-II,
Sector -9, Chandigarh.

...Respondents

HEARD THROUGH CISCO WEBEX – VC/TELEPHONE

PRESENT: None on behalf of both the parties.

ORDER:

This order may be read with the previous order dated 08.10.2020.

2. The Appellant is absent without any intimation to the Commission.

3. The Respondent is absent for the 03rd time consecutively without any intimation to the Commission. The Commission takes a serious view of this lapse on the part of respondents for taking orders of the Commission in a casual manner and thus, denying the appellant his legitimate right to get the sought for information. Therefore, viewing the delaying attitude of the respondent-PIO, a Show Cause Notice under Section 20(1) of the RTI Act 2005, is issued to him (by name) to explain the reasons through a duly attested affidavit as to why a penalty at the rate of Rs.250/- per day subject to maximum of Rs.25000/- be not imposed upon him for the delay in the supply of information. He is also afforded an opportunity of personal hearing on the next date of hearing before taking any action.

5. The appellant is advised to be present personally on the next date of hearing to present his case failing which appropriate decision will be taken in his absence.

6. The case is adjourned to **24.12.2020 at 11:00 AM** through **CISCO WEBEX meeting ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 3454 OF 2019

Sh. Lajpat Rai, (9814230616)
S/o Sh. Harbans Lal,
House No. 3/287, Romana Street,
Jaito, District Faridkot.

...Appellant

Versus

Public Information Officer,
O/o Executive Officer,
Nagar Council,
Jaito, District Faridkot.

First Appellate Authority,
O/o Deputy Director,
Local Government,
Ferozepur.

...Respondents

HEARD THROUGH CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Lajpat Rai, Appellant.
Sh. Gurdas Singh, Executive Officer – cum- PIO.

ORDER:

This order may be read with reference to the previous order dated 16.09.2020.

2. The Appellant reiterates his earlier state that information provided to him by the Respondents is unattested.
3. The Respondent – PIO is again directed to supply attested information to the appellant before the next date of hearing.
4. To come up on **09.12.2020 at 01.00 PM** for further hearing **through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 3456 OF 2019

Sh. Lajpat Rai, (9814230616)
S/o Sh. Harbans Lal,
House No. 3/287, Romana Street,
Jaitho, District Faridkot.

...Appellant

Versus

Public Information Officer,
O/o Executive Officer,
Nagar Council,
Jaitho, District Faridkot.

First Appellate Authority,
O/o Deputy Director,
Local Government,
Ferozepur.

...Respondents

HEARD THROUGH CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Lajpat Rai, Appellant.
Sh. Gurdas Singh, Executive Officer – cum- PIO.

ORDER:

This order may be read with reference to the previous order dated 16.09.2020.

2. The Appellant states that he has not received the point no. 7 (CD/Pen Drive) of his RTI application.

3. The Respondent – PIO states that the available information along with the CD has already been supplied to the Appellant. He further states that original Affidavit has already been submitted in the Commission in this regard.

4. The appellant states that he has not received the CD. Therefore, the Respondent-PIO is again directed to provide the CD to the appellant before the next date of hearing under intimation to the Commission.

5. To come up on **09.12.2020 at 01.00 PM** for further hearing **through CISCO WEBEX MEETING ID No. 913428845**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
10.11.2020

Sd/-
(Hem Inder Singh)
State Information Commissioner