

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



Naresh Kumar Gupta,
S/o Sh. Nihal Chand Gupta,
Chowk No. 1, Jaitu,
District Faridkot.

Versus

Public Information officer,
o/o District Attorney,
District Court,
District Faridkot.

First Appellate Authority,
o/o Directorate of Prosecution & Litigation Punjab,
Sector-17-C, Chandigarh.

Appeal Case No. 2058 of 2021 (Video Conference Proceedings)

PRESENT:

Naresh Kumar Gupta (Appellant) 98727-61372
Yogesh Kasrija, APIO-cum-Deputy District Attorney, (for the Respondent) 94170-76982
Satnam Singh, ADA (for the Respondent)

ORDER:

1. The RTI application is dated **25.1.2021** vide which the appellant has sought information **regarding enquiry report on application No. 1908/PC-9/2019**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **3.4.2021** and Second Appeal was filed in the Commission on **28.4.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.
2. Both parties are present. The respondent PIO, represented by APIO-cum-Deputy District Attorney, Yogesh Kasrija and Satnam Singh, ADA, are present. The respondent had submitted a detailed reply to this Commission's Notice of hearing wherein he has clarified that all the information pertaining to District Attorney, Faridkot, has been given to the appellant and rest of the information pertaining to the office of SSP, Faridkot. Ordinarily part of this application should have been transferred to office of SSP Faridkot, under Section 6 (3) of the RTI Act 2005.
3. The respondent PIO is herewith directed to now transfer Points No. 1, 2, 3, 6, and 7 of this RTI application to the PIO office of SSP, Faridkot, under intimation to the appellant as well as this Commission.
4. **Next hearing on 3.3.2022 at 11.00 am via Video Conference Facility at DC Office.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021

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Sham Sunder,
S/o Sh. Nand Lal,
C-85, New Cantt Road,
District Faridkot.

Versus

Public Information officer,
o/o Municipal Corporation,
District Patiala.
First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Moti Bagh,
District Patiala.

Appeal Case No. 1654 of 2021 (Video Conference Proceedings)

PRESENT:

Sham Sunder (Appellant) 62392-44597

Sandeep Jain, APIO-cum-Accountant (for the Respondent) 98143-41586

ORDER:

1. The RTI application is dated **4.12.2020** vide which the appellant has sought information **regarding record put up to the LA for getting opinion etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **11.2.2021** and Second Appeal was filed in the Commission on **26.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.

2. Both parties are present. The respondent PIO, represented by Sandeep Jain, APIO-cum-Accountant, stated that all the information has been given to the appellant. The appellant however, contends that he has received information pertaining to points 1 to 4. Nothing has been supplied for points 5, 6 and 7 of the RTI application.

3. The respondent PIO is directed to submit a written pointwise reply to points 5, 6 and 7 of the RTI application along with the requested information. A copy of the same also be sent to this Commission.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

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Appeal Case No. 1654 of 2021 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 3.3.2022 at 11.00 am via Video Conference Facility at DC Office, Patiala.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

10.11.2021

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Sham Sunder,
S/o Sh. Nand Lal,
C-85, New Cantt Road,
District Faridkot.

Versus

Public Information officer,
o/o Municipal Corporation,
Moti Bagh,
District Patiala.
First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
District Patiala.

Appeal Case No. 2516 of 2021 (Video Conference Proceedings)

PRESENT:

Sham Sunder (Appellant) 62392-44597

Sandeep Jain, APIO-cum-Accountant (for the Respondent) 98143-41586

ORDER:

1. The RTI application is dated **11.2.2021** vide which the appellant has sought information **regarding financial loss to Municipal Corporation, Patiala,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.3.2021** and Second Appeal was filed in the Commission on **26.5.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.
2. Both parties are present. The appellant states that he has received no reply to this RTI application since it was submitted to the PIO on 11.2.2021. The respondent PIO, represented by Sandeep Jain, APIO-cum-Accountant, who attended this Hearing in Appeal Case No. 1654 of 2021, states that he has neither aware of this RTI application nor the Notice of Hearing from this Commission.
3. The respondent PIO is directed to search his record pertaining to present Appeal Case. In case the notice of hearing has been misplaced, he must inform the Commission to procure a fresh copy of this Second Appeal.
4. **Next hearing on 3.3.2022 at 11.00 am via Video Conference Facility at DC Office, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021

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Sukrit Sharda,

S/o Sh. Jatinder Sharda,
50/186, Old Shahpur Road,
District Pathankot-145001

Versus

Public Information officer,

o/o Executive Engineer,
Punjab Mandi Board,
District Amritsar-143001

First Appellate Authority,

o/o Chief Engineer (North),
Punjab Mandi Board,
Punjab Mandi Bhawan,
Sector-65-A, S.A.S Nagar (Mohali-160062)

Appeal Case No. 2044 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Amritpal Singh, APIO-cum-SDO (for the Respondent) 96461-35677

ORDER:

1. The RTI application is dated **3.2.2021** vide which the appellant has sought information **regarding the cashbook maintained from 1.4.2020 to 31.1.2021, along with bill/vouchers, MB etc.** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.3.2021** and Second Appeal was filed in the Commission on **27.4.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.

2. The appellant is absent without intimation. The respondent PIO represented by Amritpal Singh, APIO-cum-SDO, XEN, Punjab Mandi Board, claimed that his office did not receive the original RTI application. He also contended that the information requested by the appellant is very voluminous and would have been collected. On further deliberations, the respondent agreed that point no. 1 of the RTI application pertains to a single cash book, whereas point no. 2, wherein the appellant has sought copies of MBs, he contends that these will be some 40 in number, each of 100 pages.

3. The respondent PIO is herewith directed to supply duly certified copies of the information sought by the appellant at point no. 1. Regarding point no. 2, the respondent PIO is to inform the Commission exactly how many MBs would need to be copied. The Commission will take an informed decision after receiving the respondent PIO's reply. The respondent PIO must comply with the above within 15 days of this order.

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Appeal Case No. 2044 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 9.2.2022 at 11.00 am via Video Conference Facility at DC Office, Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

10.11.2021

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Sukrit Sharda,

S/o Sh. Jatinder Sharda,
50/186, Old Shahpur Road,
District Pathankot-145001

Versus

Public Information officer,

o/o Executive Engineer,
Punjab Mandi Board,
District Fazilka-151123

First Appellate Authority,

o/o Chief Engineer (North),
Punjab Mandi Board,
Punjab Mandi Bhawan,
Sector-65-A,
S.A.S Nagar (Mohali-160062)

Appeal Case No. 2046 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Sukhwinder Singh, SDO (for the Respondent) 98887-86729

ORDER:

1. The RTI application is dated **3.2.2021** vide which the appellant has sought information **regarding the cash book maintained from 1.4.2020 to 31.1.2021, with bills/vouchers, MBs etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.3.2021** and Second Appeal was filed in the Commission on **27.4.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.

2. The appellant is absent without intimation. The respondent PIO represented by Sukhwinder Singh, SDO, XEN, Punjab Mandi Board, Fazilka, stated that the information requested by the appellant was very voluminous, comprising some 50 MBs of 200 pages each and four cash books totaling to approximately 1000 pages. The respondent PIO wrote to the appellant 3 times on 22.2.2021, 30.4.2021, and 24.8.2021 informing him of the huge volume involved and inviting him to the office, where he could point out specific information which would then be given to him. All the three aforesaid letters were sent by registered post. The appellant however, did not reply to any of the letter and nor did he visit the respondent's office.

3. The respondent PIO is requested to send copies of the dispatch register and postal receipt where by the aforesaid reply and letters were written to the appellant.

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Appeal Case No. 2046 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 13.1.2022 at 11.00 am via Video Conference Facility at DC Office, Fazilka.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

10.11.2021

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Sukrit Sharda,

S/o Sh. Jatinder Sharda,
50/186, Old Shahpur Road,
District Pathankot-145001

Versus

Public Information officer,

o/o Executive Engineer,
Punjab Mandi Board,
District Moga-142001

First Appellate Authority,

o/o Chief Engineer (North),
Punjab Mandi Board,
Punjab Mandi Bhawan,
Sector-65-A,
S.A.S Nagar (Mohali-160062)

Appeal Case No. 2047 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Jasbir Singh, XEN (for the Respondent) 98888-77324

ORDER:

1. The RTI application is dated **3.2.2021** vide which the appellant has sought information **regarding cash book maintained with effect from 1.4.2020 to 31.1.2021, bill/vouchers, MBs,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.3.2021** and Second Appeal was filed in the Commission on **27.4.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.

2. The appellant is absent without intimation. The Respondent PIO, represented by Jasbir Singh, XEN from Punjab Mandi Board, Moga, stated that the information could not be supplied within stipulated time because of the situation arising of the pandemic. He has brought the information amounting to 1864 pages to this hearing. Considering the volume involved, the appellant is given the option of either personally collecting said information from the office of Punjab Mandi Board, Moga, or, alternatively, arrange to pay the postal charges for the information to be sent to him by registered post/speed post.

3. The appellant is advised to inform both the respondent as well as this Commission as to how he proposes to receive the information.

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Appeal Case No. 2047 of 2021 (Video Conference Proceedings)

4. Next hearing on 28.1.2022 at 11.00 am via Video Conference Facility at DC Office, Moga.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021

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Yogesh Mahajan, S/o Late Sh. Kuldip Raj Mahajan,
President of Anti Corruption Council,
Opposite Water Tank,
Municipal Market, Mission Road,
District Pathankot.

Versus

Public Information officer,
o/o Executive Engineer (C),
Mandi Board Division, District Faridkot.
First Appellate Authority,
o/o Chief Engineer (North),
Mandi Board, Chandigarh.

Appeal Case No. 1647 of 2021 (Video Conference Proceedings)

PRESENT:

Yogesh Mahajan (Appellant) 98143-54649 (via Cisco Webex)
Deepak Kumar, SDO (for the Respondent) 94631-58569

ORDER:

1. The RTI application is dated **6.1.2021** vide which the appellant has sought information **regarding financial / comparative statements approved by the competent authority for works by e-tendering and tender works undertaken between 6.1.2020 and 6.1.2021 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.1.2021** and Second Appeal was filed in the Commission on **31.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.

2. Both parties are present. The respondent PIO represented by Deepak Kumar, SDO, states that letter (No. 251 dated 15.1.2021) was written to the appellant, raising a demand of Rs. 10,714.00 as cost of copying etc. for the requested information. The said letter was sent to the appellant by registered post. The appellant, present via Cisco Webex, confirms that he received the letter but did not agree to pay amount demanded because in his estimate the information amounted to only "100 to 200 pages." He had also stated this in his First Appeal dated 27.1.2021. The respondent however, contends that the amount is correct and includes the cost of copying 4657 pages.

3. The respondent PIO is herewith directed to determine the cost of the sending 4657 pages by registered post to the appellant and intimate the appellant regarding the cost of copying (Rs. 10,714/-) plus the cost of dispatch by registered post. Thereafter, the appellant is advised to deposit the sum if he wants to receive the information. Both parties are to intimate this Commission as soon as the information received.

4. **Next hearing on 9.2.2022 at 11.00 am via Video Conference Facility at DC Office, Faridkot.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
10.11.2021

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Yogesh Mahajan,
S/o Late Sh. Kuldip Raj Mahajan,
President of Anti Corruption Council,
Opposite Water Tank,
Municipal Market,
Mission Road,
District Pathankot.

Versus

Public Information officer,
o/o Executive Engineer (C),
Mandi Board Division,
District Sri Muktsar Sahib.
First Appellate Authority,
o/o Chief Engineer (North),
Mandi Board, Punjab,
Chandigarh.

Appeal Case No. 1807 of 2021 (Video Conference Proceedings)

PRESENT:

Yogesh Mahajan (Appellant) 98143-54649 (via Cisco Webex)
Jasbir Singh, Superintendent (for the Respondent)

ORDER:

1. The RTI application is dated **6.1.2021** vide which the appellant has sought information **regarding financial / comparative statements for e-tendering, tenders called through L&C societies, work orders etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.1.2021** and Second Appeal was filed in the Commission on **7.4.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.
2. Both parties are present. The respondent PIO, represented by Jasbir Singh, Superintendent, stated that the requested information was sent to the appellant vide Letter No. 10813-14 Dated 2.11.2021. The appellant states that he has received the information and has pointed out some deficiencies in his letter to the PIO Dated 9.11.2021.
3. The respondent PIO is directed to examine the list of deficiencies and provide the missing information to the appellant. In case such information is not available, the respondent PIO must intimate the appellant in writing with a copy to this Commission.

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Appeal Case No. 1807 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 14.1.2022 at 11.00 am via Video Conference Facility at DC Office, Sri Muktsar Sahib.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

10.11.2021

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Tarundeep Monga,
S/o Late Sh. Om Prakash Monga,
668, Ekta Nagar,
District Ferozepur-152002

Versus

Public Information officer,
o/o XEN, Punjab Mandi Board (C),
District Tarn Taran.
First Appellate Authority,
o/o Superintendent Engineer,
Punjab Mandi Board,
District Amritsar.

Appeal Case No. 432 of 2021 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
Manroop Singh, Clerk (for the Respondent) 93744-60003

ORDER:

1. The RTI application is dated **9.6.2020** vide which the appellant has sought information **regarding agreements with contractors in 2018-19 and 2019-20**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.10.2020** and Second Appeal was filed in the Commission on **12.1.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **10.11.2021**.

2. The appellant is absent. The respondent PIO, represented by Manroop Singh, Clerk, Punjab Mandi Board, Tarn Taran, states that the requested information (approximately 700 pages) was sent to the appellant vide Letter No. 676 Dated 21.10.2021. Since the appellant is not present, the Commission grants him one opportunity to examine the information given to him on 21.10.2021 and communicate deficiencies if any, to the respondent PIO with a copy to this Commission.

3. **Next hearing on 14.1.2022 at 11.00 am via Video Conference Facility at DC Office, Tarn Taran.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021

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Jaswant Sarpal,
S/o Darbari Lal Sarpal,
2220/2, Arian Street, i/s Mahan Singh Gate,
District Amritsar.

Versus

Public Information Officer,
o/o Commissioner of Police, Amritsar.
First Appellate Authority,
o/o Commissioner of Police, Amritsar.

Appeal Case No. 4193 of 2019 (Video Conference Proceedings)

PRESENT:

Jaswant Sarpal (Appellant) 94654-77771

Sub Inspector, Prem Singh (for the respondent) 94639-64361

ORDER:

(To be read in continuity with earlier orders on **23.1.2020, 19.6.2020, 27.8.2020, 29.1.2021, and 2.9.2021**)

1. The RTI application is dated **20.8.19** vide which the appellant has sought information **regarding copies of letter dated 27.6.19 to Commissioner of Police, Amritsar, action taken report on said letter, police report and investigation report etc.** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.9.19** and Second Appeal was filed in the Commission on **7.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **2.9.2021**.

2. Both parties are present. As directed by this Commission at the hearing on 29.1.2021, the respondent PIO has submitted a fresh affidavit.

3. Order RESERVED.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021

PUNJAB STATE INFORMATION COMMISSION

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Kamal Deep Kaur,
W/o Ajay Pal Singh,
VPO Gumtala, Opp. Govt. Dispensary,
Amritsar.

Versus

Public Information Officer,
o/o Joint Commissioner, Municipal Corporation,
Amritsar.

Public Information Officer,
o/o Commissioner, Municipal Corporation,
Amritsar.

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

Appeal Case No. 2059 of 2021 (Video Conference Proceedings).

PRESENT:

Kamal Deep Kaur (for the Appellant) 98721-39640
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 27.8.2021)

1. The RTI application is dated **27.01.2021** vide which the appellant has sought information **regarding the Municipal Commissioner's order dated 14.08.20 etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.02.2021** and Second Appeal was filed in the Commission on **28.04.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.08.2021**.

2. The respondent PIO is absent without intimation. At the last hearing on 27.8.2021, a Show Cause Notice was issued to the respondent PIO wherein he was granted opportunity to file a written reply and be heard in person. The PIO has failed to comply with the Commission's direction.

3. The respondent PIO is given this final warning that if he/she fails to reply this Commission's Show Cause Notice of 27.8.2021, strict penal consequences will follow.

4. **Next hearing on 9.2.2022 at 11.00 am via Video Conference Facility at DC Office, Amritsar.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021

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Kamal Deep Kaur,
W/o Ajay Pal Singh,
VPO Gumtala, Opp. Govt. Dispensary,
Amritsar.

Versus

Public Information Officer,
o/o Joint Commissioner, Municipal Corporation,
Amritsar.

Public Information Officer,
o/o Commissioner, Municipal Corporation,
Amritsar.

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

Appeal Case No. 2060 of 2021 (Video Conference Proceedings).

PRESENT:

Kamal Deep Kaur (for the Appellant) 98721-39640
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 27.8.2021)

1. The RTI application is dated **10.2.2021** vide which the appellant has sought information **regarding her complaint dated 14.9.20 to the Commissioner Municipal Corporation Amritsar,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.3.2021** and Second Appeal was filed in the Commission on **28.04.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.08.2021**.

2. The respondent PIO is absent without intimation. At the last hearing on 27.8.2021, a Show Cause Notice was issued to the respondent PIO wherein he was granted opportunity to file a written reply and be heard in person. The PIO has fail to comply with the Commission's direction.

3. The respondent PIO is given this final warning that if he/she fails to reply this Commission's Show Cause Notice of 27.8.2021, strict penal consequences will follow.

4. **Next hearing on 9.2.2022 at 11.00 am via Video Conference Facility at DC Office, Amritsar.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
10.11.2021