

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Sh. Gagandeep Singh Threeke, 9780471680
SCO No. 26, Shant Park,
Main Sua Road,
Threeke,
District Ludhiana 142028.

....Appellant

Vs

Public Information Officer
o/o Director,
Rural Development & Panchayat Deptt., Pb.
Vikas Bhawan, Sector 62,
Mohali

First Appellate Authority
o/o Director,
Rural Development & Panchayat Deptt., Pb.
Vikas Bhawan, Sector 62,
Mohali

Public Information Officer
o/o the District Development and Panchayats Officer,
Ludhiana.

Public Information Officer
o/o the Block Development and Panchayats Officer,
Block Ludhiana-1,
Ludhiana.

....Respondents

Appeal Case No. 1655 of 2020
(Video Conference Proceedings)

Present:- Sh. Gagandeep Singh Threeke, appellant.
Sh. Manjit Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.9.2020.

2. The appellant states that incomplete information has been provided by the respondents i.e. the copy of the letter written by the Block Development and Panchayats Officer to the Panchayat Secretary. The representative of the respondents handed over the same to the appellant during the course of hearing.

3. After hearing both the parties, the appellant is advised to go through the same and point out the deficiency, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission. Also the directions are issued to both the parties to remain present on the next date of hearing at Chandigarh.

4. To come up on 9.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana/Cisco Webex.

sd

Dated: 11.11.2020

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Gagan Deep Singh Threeke M 9780471680
SCO 26, Shanti Park,
Main Sua Road, Threeke,
District Ludhiana.

..Appellant

Public Information Officer,
o/o Panchayat Secretary,
Gram Panchayat Threeke,
c/o Block Development and Panchayats Officer,
Block Ludhiana-1
Distt. Ludhiana.

First Appellate Authority,
c/o Block Development and Panchayats Officer,
Block Ludhiana-1
Distt. Ludhiana.

..Respondents

Appeal Case No. 1170 of 2020
(Cisco Webex Proceedings)

Present:- Sh. Gagandeep Singh Threeke, appellant.
Sh. Manjit Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.9.2020.

2. The appellant states that the respondent-Public Information Officer is knowingly not supplying the complete information. However, the representative of the respondents states that the complete information has been supplied to the appellant by Sh. Kiranpal Singh, Panchayat Secretary but due to his illness he was unable to attend the hearing. He also states that he has availed the leave after getting it sanctioned from the Block Development and Panchayats Officer.

3. It is a fact on record that show cause notice was issued to Sh. Kiranpal Singh Panchayat Secretary for the imposition of penalty and to award the compensation in favour of the appellant due to non supply of information but no reply has been received from him till date. One last opportunity is granted to Sh. Kiranpal Singh, Panchayat Secretary to file the reply regarding show cause notice issued to him before the next date of hearing failing which the ex-parte decision will be taken on the next date.

4. Also the directions are issued to both the parties to remain present on the next date of hearing at Chandigarh along with the original record/information supplied to take the matter to its logical end.

5. To come up on 9.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana/Cisco Webex.

Dated: 11.11.2020

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Paramjit Singh,
House No. 1426-D,
Model Town Extension,
District Ludhiana.

.....Appellant

Vs

Public Information Officer,
o/o Director, Governance Reforms, Punjab,
Plot no. D-241, Industrial Area,
Phase 8 B, Mohali

Public Information Officer,
O/o Deputy Commissioner,
Mini Secretariat,
Ludhiana.

First Appellate Authority,
O/o Deputy Commissioner,
Mini Secretariat,
Ludhiana.

..... Respondents

Appeal Case No. 919 of 2020

(Cisco Webex/phone proceedings)

Present: Sh. Paramjit Singh, appellant, on phone.

Sh. Vinesh Gautam, 9878424584 on phone on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 21.9.2020.

2. The appellant states that he has not received the copy of sewa kendra's contract. However, the representative of the respondents states that the same are available on the web-link and the same has been sent to the Commission through email, which is taken on record.

3. Therefore, the appellant is advised to see the link below, which have been received from the respondents:-

New Agreement of ZONE 1, 2 & 3 SEWA KENDRA'S CONTRACTS - <https://bit.ly/SK-CONTRACT>

Old Agreement of ZONE 1, 2 & 3 SEWA KENDRA'S CONTRACTS - https://drive.google.com/drive/folders/1VhiVLK3cFB436YPEcBGwlvGD-w_mvX6M?usp=sharing

4. Also the appellant is advised to go through the same and point out deficiency, if any, in the information so supplied by the respondents to the respondent-Public Information Officer with a copy to the Commission.

5. To come up on 1.12.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana /cisco webex.

sd

Dated: 11.11.2020

(Suresh Arora)

Chief Information Commissioner,

PUNJAB STATE INFORMATION COMMISSION

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Sh. Kuldip Singh, 84274 60800
r/o H.No. 271, 1st Floor,
Sector 78, SAS Nagar Mohali

....Appellant

Vs

Public Information Officer
o/o Superintendent, PCS branch,
Punjab Civil Secretariat-1,
Chandigarh.

First Appellate Authority
o/o Under Secretary, Personnel, Deptt.,
PCS Branch,
Punjab Civil Secretariat-1,
Chandigarh.

....Respondents

Appeal Case No. 1757 of 2020

Present:- Sh. Kuldip Singh, appellant.
Sh. Pardeep Kumar, Sr. Asstt. on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 1.10.2020.

2. The appellant states that the respondents may be directed to supply the information. He has also sent the submissions through whatsapp and through email, which are taken on record. However, the representative of the respondents states that some points of the RTI application are not clear and the remaining information has already been supplied to the appellant.

3. Copies of submissions made by the appellant and the respondents is taken on record.

4. After deliberations with the parties concerned, going through the submissions, facts of the case, judicial pronouncements and the information sought being in larger public interest and also as per the mandate of the RTI Act, 2005 to ensure transparency and with the mutual understanding the parties are directed as follows:-

(i) Regarding Point No. 1(i), 1(ii) & 1(iii) of the RTI application – The respondent-Public Information Officer is directed to adopt the procedure as per Section 11 of the RTI Act, 2005 regarding supply of 3rd party information i.e. No Report Certificate pertaining to the 5 candidates selected in the year 2018 from the A2 register from their service record since 2010 and supply the copy of complaint(s) along with the noting, if so received up to three months from the date of selection of the candidates. The respondent-Public Information Officer is also directed to take appropriate decision thereafter, and the same be conveyed to the Commission before the next date of hearing.

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Appeal Case No. 1757 of 2020

-2-

(ii) Regarding Point No.2 – The representative of the respondents states that the concerned file is being traced but till date nothing has been traced. Therefore, the directions are issued to the respondent-Public Information Officer to trace the file in this regard and supply the information to the appellant and in case the file is not traceable, then an undertaking must be filed in this regard before the next date of hearing.

(iii) Regarding Point No. 3, 4 & 5 – the appellant shows his satisfaction with the information so supplied by the respondents.

(iv) Regarding Point No. 6 & 7 – With regard to providing the copies of complaints received regarding No Report Certificate/A.C.R. of the 25 candidates selected during the year 2015-2016 from A2 Register up to three months from the date of selection thereof after following the procedure laid down as per Section 11 of the RTI Act, 2005. The respondent-Public Information Officer is also directed to take appropriate decision thereafter, and the same be conveyed to the Commission before the next date of hearing.

4. To come up on 5.1.2021 at 12.30 PM at Chandigarh.

Dated: 11.11.2020

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Major Khan s/o Sh. Dial Khan,
VPO Hoshiarpur,
Tehsil Kharar, Mohali

....Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Block Majri,
District Mohali.

First Appellate Authority
o/o District Development and Panchayats Officer,
Mini Secretariat, Mohali

....Respondents

Appeal Case No. 1039 of 2020

Present:- Sh. Major Khan, appellant at Chandigarh.
Sh. Surinderpal Singh, Panchayat Secretary, Hoshiarpur Block Majri
9814820893, 9814508516 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 27.10.2020.

2. The representative of the respondents states that he has brought the three pages of the proceeding book concerning Point No. 6, 9 and 10 of the RTI application along with the written submissions regarding Point No.8 of the RTI application that the copy of the bill of the Jee Sports, Zirakpur regarding purchase of sports material for the Gym is not available in the official record so the copy of the same cannot be given to the appellant. Copy of the submissions along with the copies of three pages of the proceeding book is taken on record and handed over the same to the appellant during the hearing. After going through the same the appellant shows his satisfaction over the provided information but requested for the compensation due to delay, financial loss and harassment caused to him. The representative of the respondents also submitted the reply regarding show cause notice issued to him, which is taken on record.

3. It is a fact on record that a show cause notice was issued to the respondent-Public Information Officer for imposition of penalty and award of compensation in favour of the appellant on 27.10.2020 due to delay in providing the information.

4. The perusal of the file shows that in this case, application for information was filed on 19.11.2019 by the appellant and the complete information has been supplied to him in a year i.e. on 11.11.2020. It is, thus apparent from the response of the respondent-PIO that there has been delay in providing the information. Appellant had also suffered financial loss in getting the information. There are systemic deficiencies in the manner of receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

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-2-

5. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 5000/- (Rupees Five thousand only) by way of compensation to the appellant. This amount shall be payable by the public authority concerned i.e. office of the Block Development and Panchayats Officer, Majri from the State Exchequer to the appellant before the next date of hearing.

6. The decision regarding imposition of penalty will be taken on the next date of hearing.

7. To come up 27.11.2020 at 12.30 PM at Chandigarh.

Dated: 11.11.2020

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC

District Development and Panchayats Officer,
(By name) (Regd)
Mini Secretariat,
Mohali.

To ensure compliance of this order.

Block Development and Panchayats Officer, (By name) (Registered) -do-
Block Majri, District Mohali

Sh. Surinderpal Singh, Panchayat Secretary, (Registered)
c/o Block Development and Panchayats Officer,
Block Majri, District Mohali.