

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Helpline No- 0172-2864100 Phone No- 0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Sukhchain Singh, S/o Sh. Ajit Singh,
Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

Appellant

V/s.

(Regd. Post) Public Information Officer,
O/o The Executive Officer,
Nagar Council Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)
Encl RTI Application

First Appellate Authority,
O/o The Regional Deputy Director,
Local Govt. Punjab, Amritsar.

Respondent

Appeal Case No. 2990 of 2019
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Sukhchain Singh is present.
Sh. Palwinder Singh, Junior Assistant along with Sh. Harinder Singh, Clerk is present from the Department.

ORDER:

This order may be read with the reference of the previous order dated 03.03.2021.

In today's hearing, the Appellant states that incomplete information has been supplied to him.

On this, the Respondent / PIO, Sh. Palwinder Singh request for an adjournment relating to this case and as they are unable to trace the RTI request from the files brought to the Commission.

In view of above, the concerned PIO is directed to supply the requisite information to the Appellant by hand or through registered post before the next date of hearing, failing which an action would be taken against the concerned PIO and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date. **A copy of this RTI Application be sent to the concerned PIO through registered post along with this order.**

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 12.03.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Sukhchain Singh, S/o Sh. Ajit Singh,
Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

Appellant

V/s.

Public Information Officer,
O/o The Executive Officer,
Nagar Council, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Local Govt., Punjab, Amritsar.

Respondent

Appeal Case No. 215 of 2020
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Sukhchain Singh is present.
Sh. Palwinder Singh, Junior Assistant along with Sh. Harinder Singh, Clerk is present from the Department

ORDER:

This order may be read with the reference of the previous order dated 03.03.2021.

In today's hearing, the Appellant states that incomplete information has been supplied to him and the information relating to point number 07 is pending in nature. He further mentions about an email dated 01.03.2021, which is taken on record.

On this, the Respondent / PIO, Sh. Palwinder Singh states that the information has been supplied to him. He further mentions about an email dated 01.03.2021, which is taken on record.

The Appellant, Sh. Sukhchain Singh also handed over the letter dated 06.02.2018 to the Respondent / PIO as well as to the Commission during the proceedings of the Court.

In view of above, the Respondent / PIO is directed to supply the requisite information (i.e. clarifying the facts relating to point number 07 of the RTI request and reply the letter dated 06.02.2018 accordingly) to the Appellant by hand or through registered post before the next date of hearing, failing which an action would be taken against the concerned PIO and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 12.03.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Sukhchain Singh, S/o Sh. Ajit Singh,
Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

Appellant

V/s.

Public Information Officer,
O/o The Executive Officer,
Nagar Council, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director, Local Govt. Punjab,
Amritsar.

Respondent

Appeal Case No. 217 of 2020
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Sukhchain Singh is present.
Sh. Palwinder Singh, Junior Assistant along with Sh. Harinder Singh, Clerk is present from the Department

ORDER:

This order may be read with the reference of the previous order dated 03.03.2021.

In today's hearing, the Appellant states that only information relating to point number 01 is pending. He further mentions about an email dated 01.03.2021 which has been sent to the Commission.

On further discussion with the Respondent / PIO, Sh. Palwinder Singh states that work has been done under the supervision of EO / SO. He further mentions the email dated 01.03.2021 which has been sent to the Commission and is taken on record.

In view of above, the Respondent / PIO is directed to supply the requisite information (i.e. clarifying the facts relating to point number 01 of the RTI request and clarify the letter dated 31.12.2015 (ਲੜੀ ਨੰਬਰ 103) accordingly) and further submit the attested copy of the information to the Appellant by hand or through registered post before the next date of hearing, failing which an action would be taken against the concerned PIO and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 12.03.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Sukhchain Singh, S/o Sh. Ajit Singh,
Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

Appellant

V/s.

Public Information Officer,
O/o The Executive Officer,
Nagar Council, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director, Local Govt. Punjab,
Amritsar.

Respondent

Appeal Case No. 218 of 2020
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Sukhchain Singh is present.
Sh. Palwinder Singh, Junior Assistant along with Sh. Harinder Singh, Clerk is present from the Department

ORDER:

This order may be read with the reference of the previous order dated 03.03.2021.

In today's hearing, the Appellant states that information relating to point number 4, 5, 6 and 7 are pending only. He further mentions about an email dated 01.03.2021 which has been sent to the Commission.

On further discussion with the Respondent / PIO, Sh. Palwinder Singh states that the information has already been sent to the Appellant and further mentions about an email dated 01.03.2021 which has been sent to the Commission and the same is taken on record.

Furthermore, Sh. Palwinder Singh states that he doesnot have the report and the 'nishandae / ਨਿਸ਼ਾਨਦੇਇ' of the same has already been done.

In view of above, the Respondent / PIO is directed to supply the proper written reply relating to remaining points as mentioned above, to the Appellant along with a copy to the Commission by the next date of hearing.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

Sh. Palwinder Singh states that in all the cases which are presented today a concerned inspector was going to come but due to some issue he was unable to appear which is unacceptable from future hearing, as the concerned person should appear from next time who is well adverse with the case.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 12.03.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Kamal Kishore Shukla,
R/o H. No. 500, Sector 20-A, Chandigarh.

Appellant

V/s.

(Regd. Post) Public Information Officer,
O/o The Director, Technical Education
& Industrial Training Department, Sector 36-A, Chandigarh.

First Appellate Authority,
O/o The Director, Technical Education
& Industrial Training Department, Sector 36-A, Chandigarh.

Respondent

Appeal Case No. 4661 of 2019
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Kamal Kishore is present.
Sh. Sanjeev Kumar, Senior Assistant along with Sh. Ashok Kumar, Junior Assistant is present from the Department

ORDER:

This order may be read with the reference of the previous order dated 22.02.2021.

In today's hearing, the Appellant states that information relating to point number 2 is pending and further requests for the same. He submits a letter dated 08.05.2018 to the Commission which is taken on record.

On further discussion with the Respondent / PIO, Sh. Sanjeev Kumar states that the concerned report is under investigation and showed the documents which proves the same.

On further discussion with the parties, Sh. Kamal Kishore shows the letter number 124 dated 19.02.2021, letter number 138 dated 18.02.2021 and letter dated 15.07.2020 in the Court..

Commission takes a serious view against the PIO for the delay in providing the complete information to the Appellant till date.

Final opportunity is given to the concerned PIO and PIO is directed to supply the requisite information to the Appellant by hand or through registered post before the next date of hearing, failing which an action would be taken against the concerned PIO and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 12.03.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Ravi Kant,
S/o Sh. Sansari Lal,
Krishna Bazar, Ward Number 04, Dhariwal (Punjab)

Appellant

V/s.

(Regd. Post) Public Information Officer,
O/o The Executive Officer, Nagar Council,
Dhariwal.

(Regd. Post) First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Punjab, Amritsar.

Respondent

Appeal Case No. 18 of 2020
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Ravi Kant is present.
None is present from the Department.

ORDER:

This order may be read with the reference of the previous order dated 08.03.2021.

In today's hearing, the Appellant states that the status of the case is same as per the last order passed by the Commission. He further mentions about an email dated 11.03.2021 which has been sent to the Commission and a letter dated 12.03.2021 which has been handed over in the Commission is taken on record.

None appears on behalf of the Department and neither the PIO comes present today. But an email dated 12.03.2021 from Sh. Baljeet Singh, APIO has been received in the Commission vide which he has requested for another date as he would not be able to attend the Court due to personal reason. As on the last hearing, the directions were clearly given to Sh. Baljit Singh, Superintendent to appear in the Commission on the next date of hearing and if he would not be able to appear today then the PIO should have appeared today or a concerned person who has knowledge about this case should have appeared today.

The Department has wasted the time of the Court as well of the Appellant.

The Commission took a serious view of this casual approach of the Respondent/ PIO, moreover, the requisite information has not been supplied by the Respondent/ PIO to the information seeker even after the directions were given by the Commission vide various orders as discussed above.

Accordingly, for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, **a penalty of Rs. 2500/- (Rupees Two Thousand Five Hundred Only)** is imposed upon the concerned **Public Information Officer office of The Executive Officer, Nagar Council, Dhariwal.**

A copy of this order be sent to him through registered post.

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services

Sub-Major Head .. 60 - Other Services

Appeal Case No. 18 of 2020



{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

2/2

Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services 60
Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be submitted to the Commission on the next date of hearing.

Final opportunity is also given to the PIO concerned to supply complete information to the Appellant with a copy to the Commission.

The Appellant is directed to confirm whether he has received the remaining information from the Respondent/ PIO or not.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties through registered post.

Dated: 12.03.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

CC:
(Regd. Post) Public Information Officer,
O/o The Executive Officer, Nagar Council,
Dhariwal.

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Ravi Kant,
S/o Sh. Sansari Lal,
Krishna Bazar, Ward Number 04, Dhariwal (Punjab)

Appellant

V/s.

(Regd. Post) Public Information Officer,
O/o The Executive Officer, Nagar Council,
Dhariwal.

(Regd. Post) First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Punjab, Amritsar.

Respondent

Appeal Case No. 4417 of 2019
{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

Present : The Appellant, Sh. Ravi Kant is present.
None is present from the Department.

ORDER:

This order may be read with the reference of the previous order dated 08.03.2021.

In today's hearing, the Appellant states that the status of the case is same as per the last order passed by the Commission. He further mentions about an email dated 11.03.2021 which has been sent to the Commission and a letter dated 12.03.2021 which has been handed over in the Commission is taken on record.

None appears on behalf of the Department and neither the PIO comes present today. But an email dated 12.03.2021 from Sh. Baljeet Singh, APIO has been received in the Commission vide which he has requested for another date as he would not be able to attend the Court due to personal reason. As on the last hearing, the directions were clearly given to Sh. Baljit Singh, Superintendent to appear in the Commission on the next date of hearing and if he would not be able to appear today then the PIO should have appeared today or a concerned person who has knowledge about this case should have appeared today.

The Department has wasted the time of the Court as well of the Appellant.

The Commission took a serious view of this casual approach of the Respondent/ PIO, moreover, the requisite information has not been supplied by the Respondent/ PIO to the information seeker even after the directions were given by the Commission vide various orders as discussed above.

Accordingly, for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, **a penalty of Rs. 2500/- (Rupees Two Thousand Five Hundred Only)** is imposed upon the concerned **Public Information Officer office of The Executive Officer, Nagar Council, Dhariwal.**

A copy of this order be sent to him through registered post.

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services

Sub-Major Head .. 60 - Other Services

Appeal Case No. 4417 of 2019



{Heard in Court Room at O/o SIC, Punjab, Chandigarh }

2/2

Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services 60
Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be submitted to the Commission on the next date of hearing.

Final opportunity is also given to the PIO concerned to supply complete information to the Appellant with a copy to the Commission.

The Appellant is directed to confirm whether he has received the remaining information from the Respondent/ PIO or not.

This case is adjourned to 09.04.2021 at 12:00 Noon and both the parties are directed to be present on the next date of hearing i.e. 09.04.2021 which is going to be heard at State Information Commission, Punjab, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties through registered post.

Dated: 12.03.2021

**Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab**

CC:

**(Regd. Post) Public Information Officer,
O/o The Executive Officer, Nagar Council,
Dhariwal.**