

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100
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Whatsapp No. 62848-20189



Sh. Bhupinder Singh, S/o Sh. Piara Singh,
Village Ghanaula, Po Ghanauli ,
Tehsil & Distt Rupnagar.M : 9855494286

..Complainant

Vs

Public Information Officer, O/o Panchayat Secretary,
Gram Panchayat, Saini Majra Jatt Patti,
C/o Block Development and Panchayat Officer,
Block - Rupnagar,
Tehsil & Distt Rupnagar.

Public Information Officer
o/o Tehsildar, Rupnagar.

Public Information Officer
o/o the Block Development and Panchayats Officer,
Block Rupnagar,
Tehsil & Distt. Rupnagar.

....Respondents

Complaint Case No. 515/2020
(Video Conference Proceedings)

Present:- Adv. Dr. Sumati Jund, 9041775402 on behalf of the complainant.
Sh. Budh Singh, Supdt (Complaint Branch) o/o the Director, Rural
Development & Panchayat, Pb., 9888623795 9914491035 and Sh. Gurmukh
Singh, Supdt 9041775402 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 29.1.2021.

2. The representative of the respondents from the office of the Director, Rural Development & Panchayat, Pb. states that the record is around 40 years old, and in spite of his best efforts, no record has been traced regarding the sought information. However, the representative of the complainant states that the directions be given to the respondent-Public Information Officer to file an undertaking in this regard.

3. Accordingly, the respondent-Public Information Officer is directed to trace the record pertaining to the sought information else a specific undertaking be filed before the next date of hearing.

4. To come up on 31.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Rupnagar/cisco webex.

Sd/

Dated: 12.3.2021

(Suresh Arora)

Chief Information Commissioner, Punjab

CC: Sh. Budh Singh, Supdt. **Registered**
o/o Dir, Rural Development & Panchayat Deptt., Pb.
(Complaint Branch)
Vikas Bhawan, Sector 62, Mohali

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Whatsapp No. 62848-20189



Sh. Gurjit Singh 9592341836
Village Behbal Kalan, Tehsil Jaito,
Faridkot

....Appellant

Vs

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

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

Public Information Officer (By name) **Registered**
o/o the Divisional Dy. Director,
Panchayats,
Ferozepur

....Respondents

Appeal Case No. 2883 of 2020
(Video Conference Proceedings)

Present:- Sh. Gurjit Singh, appellant on phone.
Sh. Malkiat Singh, on phone 9876264851 8968600664 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 1.2.2021.

- The appellant has sought the following information:-
ਬੇਨਤੀ ਹੈ ਕਿ ਮੈਂ ਮਿਤੀ 19/3/2020 ਨੂੰ ਡਾਇਰੈਕਟਰ ਪੇਂਡੂ ਵਿਕਾਸ ਅਤੇ ਪੰਚਾਇਤ ਵਿਭਾਗ ਮੁਹਾਲੀ ਨੂੰ ਦਰਖਾਸਤ ਲਿਖੀ ਸੀ। ਪਿੰਡ ਬਹਿਬਲ ਕਲਾਂ ਪੰਚਾਇਤ ਕੋਲ ਆਈਆਂ ਗਰਾਂਟਾਂ ਵਿੱਚ ਘਪਲੇ ਬਾਜ਼ੀ ਸਬੰਧ ਵਿੱਚ ਲਿਖੀ ਸੀ। ਜੋ ਇਸ ਉਪਰ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ। ਉਸ ਦੀਆਂ ਅਟੈਸਟਿਡ ਫੋਟੋ ਕਾਪੀਆਂ ਭੇਜੀਆਂ ਜਾਣ।
- The representative of the respondents states that the copy of enquiry report has already been supplied to the appellant with a copy to the Commission, which is taken on record. However, the appellant states that there are ambiguities in the enquiry report.
- The respondent-Public Information Officer has supplied the sought information i.e. the copy of enquiry report. Therefore, the Commission observes that no further action is required to be taken in this case. Hence, the case is disposed of and closed. A copy of the enquiry report is **sent** along with this order to the appellant.

Sd/

Dated: 12.3.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Rajinder Singh S/o Sh. Nikka Singh,
Village - Lohgarh,
PO, Tanda Ramsahai,
Tehsil Mukherian,
Distt. Hoshiarpur-144214. M : 8146001351

..Appellant

Vs

Public Information Officer,
O/o Director,
Rural Development and Panchayat Department, Pb.,
Mohali.

First Appellate Authority
O/o Director,
Rural Development and Panchayat Department, Pb.,
Mohali.

....Respondents

Appeal Case No. 2136/2020

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Rajinder Singh, appellant on phone.
Sh. Kamaljeet Singh, 8360328582 9855662747 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 1.2.2021.

2. The representative of the respondents states that the complete information has already been supplied. Whereas the appellant states that the respondent-Public Information Officer has not supplied the information pertaining to funds allotted to the Panchayat Samities for medical reimbursement from April 2019 to March, 2020 and the copies of quarterly allocation of funds/demand letters to Zila Parishads/Panchayat Samities from the sale of liquor from April 2019 to September, 2019 has not been supplied.

3. Accordingly, the respondent-Public Information Officer is directed to supply the sought information to the appellant else file a specific undertaking in this regard before the next date of hearing.

4. To come up on 27.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Hoshiarpur/cisco webex.

Sd/

Dated: 12.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Adarsh Sharma 9888507770

H.No. 567, Near Telephone Tower,
New Golden Avenue,
District Amritsar

..Complainant

Vs

Sh Tara Singh, 7986422421

Public Information Officer

Registered

-cumBlock Development and Panchayats Officer

Tarsika, District Amritsar

....Respondents

Complaint Case No. 789 of 2020

(Video Conference Proceedings)

Present:- Sh. Adarsh Sharma, complainant.

Sh. Palwinder Singh, on phone 9465813585 on behalf of the respondents
8198012292.

ORDER

This order may be read with reference to the previous order dated 1.2.2021.

2. The complainant states that he has not received the information pertaining to point No. c, e, f & h of the RTI application.

3. The respondent-Public Information Officer has not complied with the orders of the Commission dated 1.2.2021. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the attitude in dealing with the RTI application of the appellant by the respondent-Public Information Officer seriously, Sh. Tara Singh, Public Information Officer-cum-Block Development and Panchayats Officer, is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing wilful delay/denial of the information to the RTI applicant.

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

4. The respondent-Public Information Officer is also directed to file the reply/supply the information pertaining to Point No. c,e,f & h of the RTI application before the next date of hearing with a copy to the Commission failing which the disciplinary action will also be recommended against him on the next date of hearing.

5. To come up on 27.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

sd/

Dated: 12.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Rohit Sabharwal (RTI Activist),
126, Model Gram,
Ludhiana-141002
Mob. No. 9417570000 & 9988251671

..Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana
First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Public Information Officer (By name) **Registered**
-cum-Superintendent,
Treasurer Charitable Endowments, Punjab,
S.C.O. No. 2, Second Floor,
Old PUDA Building, Phase 1,
Mohali.

....Respondent(s)

Appeal Case No. 76/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Ms Sukhjinder Kaur, Advocate on behalf of the appellant.
Sh. Pardeep Kumar, M.A. Branch 8054002351 on behalf of the respondents.

ORDER

The RTI application is dated 12.8.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 19.9.2020 and second appeal was filed in the Commission on 21.12.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today i.e. 12.3.2021.

2. The appellant has sent an authority letter in favour of Ms Sukhjinder Kaur to attend the hearing in this case. He has also submitted that all the representation made by Ms. Sukhjinder Kaur, Advocate will be acceptable to him. Accordingly, she is allowed to attend the hearing in this case.

3. The appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that a letter bearing No. 20021/MA dated 23.9.2020 has already been written to the appellant regarding the sought information. A copy of the said letter has also placed on record by the respondent-Public Information Officer, which is taken on record. The representative of the respondents also states that the appellant has sought the information regarding the list of award of Tamar Patra issued by the Government of Punjab/India pertaining to Ludhiana district and the appellant has been advised to contact the office of the Treasurer Charitable Endowments, Punjab, S.C.O. No. 2, Second Floor, Old PUDA Building, Phase 1, Mohali as the record related to the freedom fighter and their PPO Number/Tamar Patra is available with that office.

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Appeal Case No. 76 of 2021

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4. The response of the respondent-Public Information Officer is not tenable as per the provisions of the RTI Act, 2005, the RTI application of the appellant should have been transferred to the concerned authority in case the same is not available with the office. Accordingly, the respondent-Public Information Officer o/o the Deputy Commissioner, District Ludhiana is directed to transfer the RTI application of the appellant under Section 6(3) of the RTI Act, 2005 to the Public Information Officer-cum-Superintendent o/o Treasurer Charitable Endowments, Punjab, S.C.O. No. 2, Second Floor, Old PUDA Building, Phase 1, Mohali, who is impleaded as necessary party in this case. The Public Information Officer-cum-Superintendent o/o Treasurer Charitable Endowments, Punjab is also directed to file the reply/supply the information before the next date of hearing under intimation to the Commission. A copy of the RTI application is **sent** along with this order.

5. To come up on 26.4.2021 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: 12.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Rohit Sabharwal (RTI Activist),
126, Model Gram,
Ludhiana-141002
Mob. No. 9417570000 & 9988251671

..Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana
First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Public Information Officer (By name) **Registered**
-cum-Superintendent,
Treasurer Charitable Endowments, Punjab,
S.C.O. No. 2, Second Floor,
Old PUDA Building, Phase 1,
Mohali.

....Respondent(s)

Appeal Case No. 79/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Ms Sukhjinder Kaur, Advocate on behalf of the appellant.
Sh. Pardeep Kumar, M.A. Branch 8054002351 on behalf of the respondents.

ORDER

The RTI application is dated 10.8.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 19.9.2020 and second appeal was filed in the Commission on 21.12.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today i.e. 12.3.2021.

2. The appellant has sent an authority letter in favour of Ms Sukhjinder Kaur to attend the hearing in this case. He has also submitted that all the representation made by Ms. Sukhjinder Kaur, Advocate will be acceptable to him. Accordingly, she is allowed to attend the hearing in this case.

3. The appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that a letter bearing No. 20021/MA dated 23.9.2020 has already been written to the appellant regarding the sought information. A copy of the said letter has also placed on record by the respondent-Public Information Officer, which is taken on record. The representative of the respondents also states that the appellant has sought the information regarding the list of award of Tamar Patra issued by the Government of Punjab/India pertaining to Ludhiana district and the appellant has been advised to contact the office of the Treasurer Charitable Endowments, Punjab, S.C.O. No. 2, Second Floor, Old PUDA Building, Phase 1, Mohali as the record related to the freedom fighter and their PPO Number/Tamar Patra is available with that office.

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Appeal Case No. 79 of 2021

-2-

4. The response of the respondent-Public Information Officer is not tenable as per the provisions of the RTI Act, 2005, the RTI application of the appellant should have been transferred to the concerned authority in case the same is not available with the office. Accordingly, the respondent-Public Information Officer o/o the Deputy Commissioner, District Ludhiana is directed to transfer the RTI application of the appellant under Section 6(3) of the RTI Act, 2005 to the Public Information Officer-cum-Superintendent o/o Treasurer Charitable Endowments, Punjab, S.C.O. No. 2, Second Floor, Old PUDA Building, Phase 1, Mohali, who is impleaded as necessary party in this case. The Public Information Officer-cum-Superintendent o/o Treasurer Charitable Endowments, Punjab is also directed to file the reply/supply the information before the next date of hearing under intimation to the Commission. A copy of the RTI application is **sent** along with this order.

5. To come up on 26.4.2021 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: 12.3.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab

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Sh. Harjot Singh Harikay Advocate,
Chamber No 1011,
District Courts Complex,
Ludhiana. M : 9815000231

..Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana
First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

....Respondent(s)

Appeal Case No. 95/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Harjot Singh, appellant.

Sh. Kuldeep Kumar 9915233869 9501385203 on behalf of the respondents.

ORDER

The RTI application is dated 26.5.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 17.6.2020 and second appeal was filed in the Commission on 24.12.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today i.e. 12.3.2021.

2. The representative of the respondents states that the sought information has already been supplied to the appellant. Whereas, the appellant states that the supplied information is incomplete pertaining to Point No. 2 of the RTI application, as the action taken by the Deputy Commissioner has not been supplied.

3. The representative of the respondents assured that the same will be supplied to the appellant before the next date of hearing.

4. Accordingly, the respondent-Public Information Officer is directed to provide the action taken as has been sought by the appellant before the next date of hearing as has been assured by his representative during the course of hearing.

5. To come up on 5.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

sd

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 12.3.2021

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Sh. Dilbagh Chand (Naib Subedar Retd), S/o Sh. Ramji Dass,
Village Hayatpur,
PO Habowal,
Tehsil Samrala,
Distt Ludhiana.M : 9814414473; 9463262669

..Appellant

Vs

Public Information Officer,
O/o Principal Secretary,
Rural Development and Panchayat Department, PB,
Chandigarh.

First Appellate Authority
O/o Principal Secretary,
Rural Development and Panchayat Department, PB,
Chandigarh.

Public Information Officer **Registered**
o/o Block Development and Panchayats Officer, Machhiwara,
District Ludhiana

....Respondents

Appeal Case No. 2501 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- Sh. Dilbag Chand, appellant.
Sh. Rama Kant, Supdt in person 9815196874 9780033633 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 1.2.2021.

2. The appellant states that the respondents have supplied the documents related with my complaint action taken of which has been sought but nothing have been supplied regarding the present status of the complaint. The representative of the respondents assured that the same will also be supplied before the next date of hearing.

3. Accordingly, the case is adjourned with the directions to the respondent-Public Information Officer o/o the Block Development and Panchayats Officer to file the reply regarding status of the complaint action taken of which has been sought by the appellant/supply the information in this regard to the appellant before the next date of hearing under intimation to the Commission.

4. To come up on 22.3.2021 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: 12.3.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.