



Sh. Jaswinder Singh  
S/o Sh. Gurdev Singh  
Village Lambhwali  
Tehsil Jaito, Distt. Faridkot.

Appellant

Versus

Public Information Officer  
O/o Panchayat Secretary  
Gram Panchayat, Lambhwali  
Tehsil Jaito, Distt. Faridkot.

First Appellate Authority  
O/o Block Development & Panchayat Officer  
Jaito, District Faridkot.

Respondents

**Appeal Case No.2270/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.12..2017	Nil	26.03.2018	Nil	22.05.2018

**Present:**                      **Appellant-**      **Sh. Jaswinder Singh.**  
   **Respondents-** **Sh. Manmohan Singh, Panchayat Secretary;**  
   **Sh. Mohinder Singh, J.E.**

**ORDER**

The following order was made by the bench on 30.07.2019:

30.04.2019

*“The case has been committed to this Bench on transfer from the Bench of the then Commissioner Shri Ajit Singh Chanduraian.*

*It has come up today. The respondent is absent. The perusal of the file suggests that the respondent is acting indifferently and is consistently refraining from attending the proceedings or providing the information. The Commission is inclined to take a view that he is willfully and malafidely sitting over the information. This is in violation of Section 7(i) of RTI Act.*

*The PIO/respondent is hereby issued show cause notice to explain in a self- attested affidavit as to why a penalty at the rate of Rs.250/- per day of delay in providing the information upto Rs.25,000/-, be not imposed under Section 20(1) of RTI Act, 2005 on them for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.*

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*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 date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.”*

30.07.2019

*“Shri Resham Singh, Panchayat Secretary comes present. He submits that, as was assured on the last date of hearing, the information available with him has been transmitted. However, according to him, copies of the Measurement Book have not been provided. The Commission has already issued a show cause notice to the PIO. Deeming him as PIO, who has failed to supply the information so far, the show cause notice issued on 30.04.2019 is now directed against the J.E. Shri Mohinder Singh, Block Jaito. He is directed to appear in person on the next date after providing the record to the information seeker and explain his conduct as to why penalty proposed in the aforesaid order should not be imposed on him.”*

The matter has come up today. Sh. Mohinder Singh, J.E, is present. He says that the information available with him has been provided to the information seeker. The appellant is satisfied. The respondents further say that similar information has also been

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**Appeal Case No.2270/2019**

arranged to deliver on the intervention of another bench chaired by Sh. A.S Kaler, Ld. SIC.

The Commission feels that the appellant has been sufficiently informed. The appellant does not seek further relief.

The matter is **disposed**.

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
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Email:psic22@punjabmail.gov.in



Sh. Hardial Singh,  
S/o Sh. Sher Singh,  
R/o VPO Dhablan,  
Tehsil & Distt. Patiala.

Appellant

Versus

Public Information Officer,  
O/o District Development and Panchayat Officer,  
Patiala.

First Appellate Authority  
O/o District Development & Panchayat Officer,  
Patiala.

Respondents

**Appeal Case No.1248/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
26.11.2018	Nil	25.01.2019	Nil	02.04.2019

**Present:** Appellant- Sh. Hardial Singh.  
Respondents- None.

**Order**

On the last date of hearing, the respondents have handed over some information to the appellant. The appellant submits that it is deficient and irrelevant on some scores. He has made point wise observations with regard to the same. The copy of it has been placed on record. It may be transmitted to the respondents. The appellant further says that the inadequacies in the information had already communicated to them vide memo dated 26.08.2019. The respondents are directed to respond to his observations at the earliest, failing which, it shall be presumed that they are willfully withholding the information.

The matter shall be heard on **17.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



Sh. Sher Singh S/o Sh.Babu Ram  
R/o Village Jainti Majri  
Tehsil Kharar, District Mohali.

Complainant

Versus

Public Information Officer,  
O/o Tehsildar, Kharar,  
Distt. Mohali.

Respondent

**Complaint Case Nos.237 & 238/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
15.01.2019	Nil	Nil	Nil	11.03.2019

**Present:** Complainant- Sh. Sher Singh,  
Respondent- Sh. Harmesh Kumar, O/o Tehsildar, Kharar.

**ORDER**

The following order was passed on 06.08.2019:

02.05.2019

*"Since the Appellant and the Respondent in both the above appeals is the same, these shall be disposed by a single order.*

*The Complainant has sought a copy each of Mutation No.9889 and 26370 sanctioning the transfer of land situated in Village Karoran, Tehsil Kharar, District Mohali following a compromise arrived between the interested parties.*

*The respondents are absent. The Commission takes serious note as the Respondents have neither given any reply to the notice of the Commission nor have arranged to provide information to the Complainant. The respondents are advised to do the needful forthwith, failing which, penal consequences shall follow".*

20.06.2019

*The case has come up today. The respondents have neither filed reply to the complaint nor have complied with the order reproduced above. Apparently, the Tehsildar, Kharar has rendered himself liable for imposition of penalty. He is hereby desired to show cause as to why penalty be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the complainant.*

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**Complaint Case No.237 & 238 /2019**



*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 a written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.*

06.08.2019

*“The issue is taken up today. Shri Harmesh Kumar O/o Tehsildar, Kharar has brought along a copy of the mutation No.26370 which has been sanctioned on the basis of registered sale deed. Certified copy has been handed over to the complainant on spot. The Commission takes a strong view of the fact that despite show cause notice having been issued to the Tehsildar, he has not bothered to take due cognizance of the orders of Commission. Copy of the compromise deed on the basis of which mutation No.9889 was sanctioned has still not been provided to the complainant. He is directed to do the same without further delay. Meanwhile, he shall submit his explanation in writing on the show cause notice already issued to him. The Commission would like to stress that no further opportunity shall be afforded and the penal consequences shall be imposed on the basis of facts on record.”*

The case has come up today. The aforesaid order still remains to be complied with. The copy of the registered sale deed, on the basis of which mutation number 26370 has been sanctioned, is not being made available to the information seeker. Sh. Harmesh Kumar, appearing on behalf of the respondents, is clueless about the entirety of the



**Complaint Case No.237 & 238 /2019**

issue. The Commission takes a strong exception of his behavior. The Tehsildar, Kharar, is hereby directed to come present in person along with the record and explain his conduct. May it be noted that he is already under show cause notice. Any dereliction shall warrant the penal consequences for sure.

To come up on **17.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



Smt Gurjeet Kaur,  
W/o Shri Prabhdyal Singh,  
R/o VPO Khamra, Jalandhar.  
M: 9914552002

Appellant

Versus

Public Information Officer,  
O/o Panchayat Secretary,  
Gram Panchayat, Khamra,  
Distt Jalandhar.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Jalandhar.

Respondents

**Appeal Case No. 2815/2018**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
19.02.2018	Nil	27.04.2018	Nil	14.08.2018

**Present:** Appellant- Advocate Sh. Shiv Kumar Sonik, Counsel;  
Respondents- Sh. Mahesh Kumar, BDPO, Jalandhar.

**ORDER**

This should be read in the continuation of order passed on 30.07.2019.

Sh. Mahesh Kumar, BDPO, submits that Sh. Charanjeet Singh, Panchayat Secretary, has fallen sick and is unable to attend the proceedings. The medical certificate issued by a doctor has also been taken on record. He further states that it is in his knowledge that a bank draft for the amount to be refunded to the appellant has already been made and since the Panchayat Secretary is indisposed, that could not be transmitted to the appellant. He assures the Commission that he shall monitor it and arrange to get it delivered quickly. He further submits that he has recently joined and undertakes to arrange inspection of entire record in contention and provide the appellant certified copies of the requisite information

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**Appeal Case No. 2815/2018**

without further delay.

To come up on **29.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
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Email:psic22@punjabmail.gov.in



Sh.Sukhwinder Rattan,  
H.No.214/107,Krishna Street,  
Doraha, District Ludhiana.

Complainant

Versus

Public Information Officer,  
O/o Municipal Council,  
Kurali, District Mohali.

Respondent

**Complaint Case Nos.621&622/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.05.2019, 29.05.2019	Nil	Nil	Nil	18.07.2019

**Present:**

**Complainant- Sh. Sukhwinder Rattan;**

**Respondent- Sh. Varinder Jain, E.O, Municipal Council, Kurali.**

**ORDER**

Since the complainant and the respondent are the same, the case shall be disposed with a single order.

Sh. Varinder Jain, Executive Officer, Municipal Council, submits that the information sought is quite exhaustive and it is not feasible for them to provide it without compromising their normal work. The Commission agrees with it. The respondents are directed to allow an inspection to the complainant on mutually agreed date and time for the inspection of the record requisitioned. The Commission feels that dispensation of 150 pages to the maximum should serve the purpose relevant to the cause of the information seeker.

To come up on **17.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

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Email:psic22@punjabmail.gov.in



Sh. Iqbal Singh Rasulpur,  
Vill. Rasulpur, Tehsil Jagraon,  
District-Ludhiana.

Appellant

Versus

Public Information Officer  
O/o Home Affairs & Justice Department,  
Punjab, Chandigarh.

First Appellate Authority,  
O/o Secretary to the Govt. of Punjab,  
Deptt. Of Home Affairs & Justice, Pb.  
Punjab Civil Sectt.-1, Chandigarh.

Respondents

**Appeal Case No.2546/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
18.01.2019	Nil	11.03.2019	Nil	15.07.2019

**Present:** Appellant- None;  
Respondents- Sh. Ranjiv Sharma, Senior Assistant.

**ORDER**

The appellant is absent. Sh. Ranjiv Sharma, Senior Assistant, appearing on behalf of respondents, says that they have looked for the notification and shall arrange to send it quickly.

The matter shall be reheard on **17.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

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Sh. Kashmira Singh  
S/o Sh. Assa Singh,  
Asstt. Sub Inspector No.204,  
Mohali Economic Offences Wing (I)  
Near Police Station, Phase-I, Mohali.

Appellant

Versus

Public Information Officer,  
O/o Director General of Police,  
Punjab Police HQs, Sector-9,  
Chandigarh.

First Appellate Authority,  
O/o Director General of Police,  
Punjab Police HQs, Sector-9,  
Chandigarh.

Respondents

**Appeal Case No.2560/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
05.02.2019	Nil	09.04.2019	Nil	16.07.2019

**Present:** Appellant- None.  
Respondents- Head Constable Sh. Parshotam Kumar, O/o DGP, Pb, Chandigarh.

**ORDER**

The appellant had sought a copy of the tentative seniority list and some allied information. The respondents submit that the seniority list of C-2 candidates is yet to be finalized, so it cannot be provided.

The Commission understands that the tentative seniority list is desirable to be published for seeking objections of the officials likely to be affected, if any. It can only be finalized by the competent authority after disposing the objection. It is desired that the tentative seniority list, in case it has been drafted, be provided to the appellant and displayed on their website and the copy of the link should also be provided to the information seeker.

To come up on **24.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

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Sh.Sarabjit Singh Gill,  
H 60-35-P/376-1, Street NO.8  
Maha Singh Nagar,  
PO Dhandri Kalan, Ludhiana.

Appellant

Versus

Public Information Officer,  
O/o Commissioner of Police  
Ludhiana.

First Appellate Authority,  
O/o Commissioner of Police,  
Ludhiana.

Respondents

**Appeal Case No.2581/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
10.04.2019	Nil	22.05.2019	Nil	18.07.2019

**Present:** Appellant- None.  
Respondents- SI Sh. Pawandev Singh, Incharge RTI Cell, Ludhiana.

**ORDER**

The appellant is seeking the details of the investigation made in the matter of an FIR Number 43 dated 28.02.2017 under section 324, 506, etcetera of IPC. The respondents say that the issue as yet has not been finalized. They are seeking protection under section 8(1)(h) of the RTI Act on the plea that its revelation at this stage will affect the prosecution adversely. The matter has already been committed to the court after completion of the investigation. The Commission agrees with the submission of the respondents. The detailed reply filed by the respondents before the Commission should be endorsed to the appellant within 10 days.

The appeal is **disposed**. However, the appellant may approach the competent court for the information as the file with the investigation report has already been sent by the respondents to the magistrate as reported by the respondents.

**Disposed.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



Sh. Gurmeet Singh,  
S/o Sh. Surmukh Singh,  
2072, Bhai Mastan Singh Nagar,  
Sri Muktsar Sahib.

Appellant

Versus

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Sri Muktsar Sahib.

First Appellate Authority,  
O/o District Development & Panchayat Officer,  
Sri Muktsar Sahib.

Respondents

**Appeal Case No.1345/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
16.12.2018	Nil	23.01.2019	Nil	09.04.2019

**Present:** Appellant- Sh. Gurmeet Singh,  
Respondents- Sh. Iqbal Singh, Assistant Engineer, Sri Muktsar Sahib.

**ORDER:**

The following order was passed on 30.07.2019:

18.06.2019:-

*"The appellant has sought the information about the estimates of the interlocking work having been executed in the streets of Village Chibranwali, District Sri Muktsar Sahib during the period from 01.04.2017 to 30.11.2018 along with the cross sections.*

*Shri Vijaypal Singh, Panchayat Secretary has brought along a copy of the information purported to have been sent to the appellant. Its perusal suggests it to be a wishy-washy and abstract. The concerned Junior Engineer reportedly is silent and is not sharing the information.*

*The Commission considers him to be a deemed PIO and desires him to provide the information of the estimates of the works along with entries in the Measurement Book to the information seeker within 10 days positively from the receipt of this order, failing which it shall be considered as a willful obstruction of flow of the information and the penal consequences shall follow."*

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**Appeal Case No.1345/2019**

30.07.2019

*“Shri Hakam Singh, BDPO Sri Muktsar Sahib has come present to represent the Junior Engineer. He submits that in compliance with the order passed by the Commission, a copy of the cross-section of the work done, as submitted by the Junior Engineer, has been provided to the appellant. We have seen it. It does not fulfill the technical requirement of describing the details in terms of the measurement of the work executed. The Commission is also intrigued to find that the Measurement Book as on date despite the work having been completed about a month ago, has not been written. While directing the BDPO to provide the details of the cross-section, as discussed above, the Commission desired the Director, Rural Development & Panchayats, Punjab to look into this serious irregularity and take appropriate action.”*

The case has come up today. Sh. Iqbal Singh, A.E, has come present and says that the technical details available on the Measurement Book have been provided to the information seeker. However, the details of the bills and vouchers are with Panchayat Secretary who is on leave due to indisposition of his son. Sh. Iqbal Singh, A.E, assures that as soon as he joins, he would arrange to provide the copies of the documents to the information seeker.

The Commission underlines that this is a long standing case any further delay by the Panchayat Secretary in providing the information shall invite the imposition of

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**Appeal Case No.1345/2019**

penalty for sure and other consequential implications

To come up on **22.10.2019 at 11.30 AM.**

**12.09.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



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Shri Anil Kumar Garg,  
# 2852, Block-C,  
Ranjit Avenue,  
Amritsar-143001

Appellant

Versus

Public Information Officer,  
O/o The Director,  
Public Instruction (Colleges),  
Sikhiya Bhawan, E Block 4<sup>th</sup> Floor,  
PSEB Complex, Phase-VIII, Mohali.

First Appellate Authority,  
O/o The Director,  
Public Instruction (Colleges),  
Sikhiya Bhawan, E Block 4<sup>th</sup> Floor,  
PSEB Complex, Phase-VIII, Mohali.

Respondents

**Appeal Case No.3728/2017**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
04.07.2017	Nil	10.08.2017	Nil	11.10.2017

Present: None.

**ORDER**

None is present. The matter shall be heard on **22.10.2019 at 11.30 AM.**

12.09.2019

Sd/-  
(Yashvir Mahajan)  
State Information Commissioner