

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



REGISTERED **SHOW CAUSE NOTICE**

Sukhdev Singh,
S/o Madan Singh, VPO Thuhi,
Tehsil Nabha, District Patiala.

Versus

Public Information officer,
o/o Station House Officer,
Police Station Sadar, Nabha,
District Patiala.

Public Information officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
o/o Inspector General of Police,
Patiala Range, Patiala

Appeal Case No. 4800 of 2021 (Video Conference Proceedings)

PRESENT:

Sukhdev Singh (Appellant) 98144-41338
Sudhir Sharma Advocate (for the Appellant)
ASI Hakam Singh (for the Respondent) 62399-82833

ORDER:

(To be read in continuity with earlier orders on 28.4.2022)

1. The RTI application is dated **17.5.2021** vide which the appellant has sought information **regarding the constitution of an SIT in response to his application dated 8.6.2007**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.6.2021** and Second Appeal was filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **28.4.2022**.

2. Both parties are present. At the last hearing on 28.4.2022, the SHO-Police Station Sadar Nabha was impleaded as deemed PIO in this Appeal Case and directed to submit a notarized affidavit giving a pointwise reply to this RTI application. The SHO-cum-PIO, Police Station Sadar Nabha has failed to comply. As per ASI Hakam Singh from the office of SSP, Patiala, the PIO-cum-SHO, Police Station Sadar Nabha was duly informed about the Commission's direction. Furthermore, a copy of Order Dated 28.4.2022, was also sent to the PIO-cum-SHO, Police Station Sadar Nabha.

3. In view of the above, the PIO-cum-SHO, Police Station Sadar Nabha, is issued this Show Cause Notice.

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Appeal Case No. 4800 of 2021 (Video Conference Proceedings)

4. The respondent **PIO-cum-SHO, Police Station Sadar Nabha**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **17.5.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

5. The PIO-cum-SHO, Police Station Sadar Nabha, is further directed to be present in person along with requested information/notarized affidavit as directed by this Commission at the last hearing, to this Commission.

6. 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

7. Next hearing on 11.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Near Rose Garden, Madhya Marg, Sector 16, Chandigarh.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

12.8.2022

Cc: Senior Superintendent of Police,
Patiala, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Sukhdev Singh,
S/o Madan Singh,
VPO Thuhi, Tehsil Nabha,
District Patiala.

Versus

Public Information officer,
o/o Station House Officer,
Police Station Sadar, Nabha,
District Patiala.

Public Information officer,
o/o Station House Officer,
Police Station Kotwali, Nabha,
District Patiala.

Public Information officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
o/o Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 4801 of 2021 (Video Conference Proceedings)

PRESENT:

Sukhdev Singh (Appellant) 98144-41338
ASI Hakam Singh (for the Respondent) 62399-82833

ORDER:

(To be read in continuity with earlier orders on 28.4.2022)

1. The RTI application is dated **4.6.2021** vide which the appellant has sought information **regarding missing persons from 1.1.2007 to 31.5.2021 reported to Police Stations Kotwali and Sadar, Nabha**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.6.2021** and Second Appeal was filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **28.4.2022**.

2. Both parties are present. At the last hearing on 28.4.2022, PIO-cum-SHO, Police Station Sadar, Nabha and PIO-cum-SHO, Police Station Kotwali, Nabha, were impleaded as deemed PIO in this Appeal Case and directed to submit notarized affidavit along with pointwise reply to the RTI application as sought in this RTI applications. Both PIO's have failed to comply with the Commission's direction. This is despite informed by the Commission and directed by the office of SSP, Patiala.

3. In view of the above, the Commission deems it fit to serve the PIO-cum-SHO, Police Station Sadar, Nabha and PIO-cum-SHO, Police Station Kotwali, Nabha, with this Show Cause Notice.

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Appeal Case No. 4801 of 2021 (Video Conference Proceedings)

4. The respondent **PIO-cum-SHO, Police Station Sadar, Nabha and PIO-cum-SHO, Police Station Kotwali, Nabha**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **4.6.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

5. The afore said PIO's are further directed to be present in person along with the requested information/notarized affidavit at the next hearing of this Appeal Case.

6. 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

7. Next hearing on 11.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Near Rose Garden, Madhya Marg, Sector 16, Chandigarh.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

12.8.2022

Cc: Senior Superintendent of Police,
Patiala, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Amandeep Singh,
S/o Gurwinder Singh,
Village Todarwal, PO Babarpur,
Tehsil Nabha, District Patiala.

Versus

Public Information officer,
o/o Station House Officer,
Police Station Bhadson,
Patiala.

Public Information officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
o/o Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 5195 of 2021 (Video Conference Proceedings)

PRESENT:

Raj Singh (for the Appellant) 91158-25305
ASI Hakam Singh (for the Respondent) 62399-82833

ORDER:

(To be read in continuity with earlier orders on 28.4.2022)

1. The RTI application is dated **19.8.2021** vide which the appellant has sought information **regarding FIR No. 76/2021 at Police Station Bhadson Nabha**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.9.2021** and Second Appeal was filed in the Commission on **16.11.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **28.4.2022**.

2. Both parties are present. At the last hearing on 28.4.2022, the SHO-cum-PIO Police Station Bhadson, was impleaded as deemed PIO in this case and directed to submit duly notarized affidavit regarding the status of FIR No. 76/2021 and the information sought in this RTI application. The PIO-cum-SHO, Police Station Bhadson has failed to comply. In view of this, the Commission deems it fit to issue the PIO-cum-Inspector, Rajwinder Kaur, with this Show Cause Notice.

3. The respondent **PIO-cum-Inspector, Rajwinder Kaur from Police Station Bhadson, Patiala**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **19.8.2021**.

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Appeal Case No. 5195 of 2021 (Video Conference Proceedings)

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

4. The PIO-cum-SHO, Bhadson, is further directed to appear in person along with notarized affidavit sought vide this Commission's Order of 28.4.2022. Said affidavit must include a pointwise reply to the RTI application.

5. 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

6. **Next hearing on 11.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Near Rose Garden, Madhya Marg, Sector 16, Chandigarh.**

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

Chandigarh
12.8.2022

Cc: Senior Superintendent of Police,
Patiala, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Daizy Mohan,
S/o Hukam Chand,
14248, St. No. 2 A, Ganesh Nagar,
Bathinda.

Versus

Public Information officer,
o/o Deputy Commissioner,
Patiala.
First Appellate Authority,
Deputy Commissioner,
Patiala.

Appeal Case No. 4799 of 2021 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **29.4.2022**)

1. The RTI application is dated **31.5.2021** vide which the appellant has sought information **regarding tenders / quotations**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **3.7.2021** and Second Appeal was filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **29.4.2022**.
2. Both parties are absent without intimation for the second successive hearing. Examination of the case file shows that the information requested by the appellant vide his RTI application Dated 31.5.2021, was denied by the respondent PIO vide Letter No. 670 Dated 13.8.2021, citing Section 8(1)(j) of the RTI Act, 2005.
3. The Commission has examined the RTI application and holds that the requested information does not in any way qualify for exemption as personal information. The aforesaid decision of the PIO is herewith set-aside.
4. This RTI application was submitted on 31.5.2021 and the requested information has not been provided to the appellant till date. Furthermore, the respondent PIO has not deemed it fit to attend two successive hearings at this Commission despite being notified. In view of this, the Commission deems it fit to issue the Show Cause Notice to the PIO office of Deputy Commission, Patiala.

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Appeal Case No. 4799 of 2021 (Video Conference Proceedings)

5. The respondent **PIO o/o Deputy Commissioner, Patiala**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **31.5.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

6. 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

7. **Next hearing on 11.10.2022 at 11.30 am via Video Conference Facility at DC Office, Patiala.**

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

Chandigarh
12.8.2022

Cc: Deputy Commissioner,
Patiala, for information and further necessary action.

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Sham Sunder,
C-85, New Cantt Road,
Faridkot.

Versus

Public Information officer,
o/o Improvement Trust,
Patiala.

First Appellate Authority,
Improvement Trust,
Patiala.

Appeal Case No. 5287 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Jastinderpal Singh, Junior Assistant (for the Respondent) 96468-76574

ORDER:

(To be read in continuity with earlier orders on 29.4.2022)

1. The RTI application is dated **2.8.2021** vide which the appellant has sought information **regarding FDRs**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.9.2021** and Second Appeal was filed in the Commission on **24.11.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **29.4.2022**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO states that a reply was sent to the appellant vide Letter No. SPL-1 Dated 16.9.2021. Said reply was however, neither received by the appellant nor has been submitted to this Commission.

3. The Commission directs the respondent PIO as under:

- 1] To submit a copy of reply sent to the appellant vide Letter No. SPL-1 Dated 16.9.2021, to this Commission as well as the appellant.
- 2] To submit a fresh reply to point no. 2 of the RTI application.
- 3] To submit duly attested copies of the account statements pertaining to both FDR / account numbers cited in the RTI application, to the appellant with a copy to this Commission.

4. **Next hearing on 11.10.2022 at 11.30 am via Video Conference Facility at DC Office, Patiala.**

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

Chandigarh
12.8.2022