

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

Whatsapp No. 6284820189



Sh. Ashok Kapoor,
8 C, Kitchlu Nagar,
Ludhiana-141001.
M : 9855556210

Appellant

Vs

Public Information Officer,
O/o Tehsildar(West),
Ludhiana.

First Appellate Authority -cum-
Deputy Commissioner,
Ludhiana.

....Respondents

Appeal Case No. 3059 of 2020

(Video Conference/Phone proceedings)

Present:- Sh. Ashok Kapoor, appellant.

Sh. Amandeep 9417000060, 7355280016 on behalf of the respondents.

ORDER

The RTI application is dated 14.3.2020 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 20.5.2020 and second appeal was filed in the Commission on 14.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has sought the copy of Rojnamcha Register in respect of visit to site on 20.7.2017 but nothing is being supplied by the respondent-Public Information Officer. However, the representative of the respondents states that there are number of Rojnamcha's on the said dates and a letter bearing No. 46 dated 15.6.2020 was issued to the appellant to provide the Rapat Number so that the sought information may be supplied. Copy of the said letter has also been sent to the Commission, which is taken on record.

3. But, after deliberations, the representative of the respondents assures that the information will be supplied to the appellant before the next date of hearing.

4. Accordingly, the case is adjourned with the directions to the respondent-Public Information Officer to supply the same before the next date of hearing as has been assured by him failing which the penalty provisions will be invoked.

5. To come up on 25.1.2021 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: 13.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Kuldip Kumar Kaura M9814440385

R/o # 5C,

Phase 1 Urban Estate,

Focal Point,

Ludhiana.

....Appellant

Vs

Public Information Officer,

o/o Tehsildar, (East)

Ludhiana.

First Appellate Authority,

o/o Sub Divisional Megistrate, (East)

Ludhiana.

....Respondents

Appeal Case No. 2341 of 2020

(Video Conference proceedings)

Present:- Sh. Kuldip Kumar Kaura, appellant.

Sh. Gurmeet Singh Mann, Tehsildar East 9872948650 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.11.2020.

2. The representative of the respondents states that in compliance with the orders of the Commission, the procedure under Section 11 of the RTI Act, 2005 was adopted and a letter was issued to the 3rd party Ms Kulwant Kaur w/o Jasjit Singh resident of # 7-C, Phase 1, Urban Estate Phocal Point, District Ludhiana. He further states that the 3rd party has objected and requested that her personal information should not be supplied so the appellant has been informed accordingly. However, the appellant contended that the information may be supplied in the public interest as Ms Kulwant Kaur was appointed in the ETT cadre against the reserved category post to which she did not belong to and later on she was dismissed from service by the Education Department on the grounds that she had taken the appointment on the forged reserved category certificates. The appellant also states that he is having the dismissal orders along with her school record/certificate(s) mentioning the category. The appellant further states that he is sending the said dismissal orders and school record/certificate(s) through whatsapp/email but no such documents have been received from him up till now.

3. Accordingly, the appellant is advised to submit the copy of dismissal orders of Ms Kulwant Kaur along with the school record/certificate(s) before the next date of hearing to take the matter to its logical end.

4. To come up on 27.1.2021 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: 13.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Gurdas Singh 98727 14202

Village Baje Wala, Block Ghal Khurd,

Tehsil and Distt Ferozepur.

....Appellant

Vs

Sh. Jaswant Singh,

Registered

Public Information Officer-cum-

Block Development and Panchayats Officer,

Ghal Khurd,

Tehsil and Distt Ferozepur

First Appellate Authority

o/o District Development and Panchayats Officer,

Ferozepur.

....Respondents

Appeal Case No. 3049 of 2020
(Video Conference Proceedings)

Present:- Sh. Gurdas Singh, appellant

None on behalf of the respondents.

ORDER

The RTI application is dated 30.6.2020 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 4.8.2020 and second appeal was filed in the Commission on 14.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information has been provided by the respondents so far. Nobody is present on behalf of the respondents, viewing the attitude in dealing with the RTI application of the appellant Sh. Jaswant Singh, Public Information Officer o/o the Block Development and Panchayats Officer is thus issued a show cause notice to explain in a self-attested affidavit as to why a compensation to the appellant for detriment suffered by him under section 19(8) of the RTI Act, 2005 may not be awarded.

5. In addition to the written reply, the Public Information Officer is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before awarding the compensation on the next date of hearing. He may take a note that in case he does not file his written reply and do 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.

6. One last opportunity is granted to the respondent-Public Information Officer to supply the complete information to the appellant before the next date of hearing under intimation to the Commission failing which the case will be recommended for disciplinary proceedings as well as the penalty provisions will be invoked on the next date of hearing.

7. To come up 23.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur/cisco webex.

Sd/

Dated: 13.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Kamaljit 9814440010

r/o Ward No.8,

Sant Prem Singh Nagar, Tanda,

District Hoshiarpur

....Appellant

Vs

Dr. Dhara Kakkar, **Registered**
Public Information Officer-cum-
Block Development and Panchayats Officer
Tanda, Hoshiarpur

....Respondent

Complaint Case No. 665 of 2020

(Video Conference Proceedings)

Present:- Sh. Kamaljit, complainant along with an Advocate.
Sh. Iqbal Singh, Clerk 7710440305 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.11.2020.

2. The appellant states that no information has been provided by the respondents so far.

3. Dr. Dhara Kakkar 7710440305 was directed to remain present during the next date of hearing to submit whether the sought information is available in the office of the Block Development and Panchayats Officer that relates to 118 villages of Block Tanda or not. The respondent-PIO is absent without intimation. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondent seriously, Dr Dhara Kakkar 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 her 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. She may take a note that in case she does not file her written reply and does not avail herself of the opportunity of personal hearing on the next date, it will be presumed that she has nothing to say and the Commission will proceed ex-parte.

4. Dr Dhara Kakkar, Block Development and Panchayats Officer is also directed to remain present on the next date of hearing failing which the ex-parte decision will be taken in this case. She is also directed to file the reply before the next date of hearing, whether the sought information is available in the office of the Block Development and Panchayats Officer that relates to 118 villages of Block Tanda or not?

5. To come up on 23.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Hoshiarpur/cisco webex.

Sd/

Dated: 13.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.