

PUNJAB, STATE INFORMATION COMMISSION
Sector-16, Madhya Marg, Near Rose Garden, Chandigarh

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Sh Sohan Singh, S/o Sh Sucha Singh,
Village Bara, P.O Pathreri, Jattan,
Tehsil & Distt Roopnagar.

... Complainant

Versus

Public Information Officer,
PSPCL,
Patiala.

...Respondent

Complaint Case No. 858 of 2018

Present: None for the Complainant
Sh.Bawa Singh, APIO PSPCL, Patiala for the Respondent

Order:

The complainant through RTI application dated 23.04.2018 has sought information regarding name of the officer responsible for delay of 4 years in conducting the enquiry and in issuing charge sheet to the complainant and other information concerning the office of PSPCL Patiala. The complainant was not provided the information after which he filed complaint to the Commission on 07.08.2018.

The respondent present has informed that the information which has been sought by the appellant is available on the website of the department and the complainant can download the information from the website of the department. The respondent further informed that the complainant has already been informed of the same. The complainant is absent to plead his case and point out the discrepancy if any.

I have seen the file and observed that the PIO has not responded to the RTI application within the time prescribed under the RTI Act. The PIO is hereby directed to explain the reasons for delay in attending to the RTI application. The reply should be submitted on an affidavit.

The case is adjourned. Both the parties to be present **on 19.12.2018 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Kaka Ram, S/o Sh Ajit Singh Alias Sh Ajit Ram,
Street No-1, H No-4, Near Shiv Mandir, Ram Nagar,
Patiala.

... Complainant

Versus

Public Information Officer,
Chief Engineer, Enforcement,
PSPCL, Shakti Vihar, Patiala.

...Respondent

Complaint Case No. 872 of 2018

Present: None for the Complainant
 None for the Respondent

Order:

The Complainant through RTI application dated 29.06.2018 has sought information regarding tubewell connection No.0248 at Bathoi Khurd and other information concerning the office of Chief Engineer, Enforcement, PSPCL Patiala.. The complainant was not provided the information after which he filed complaint with the Commission on 13.08.2018.

The complainant is absent and vide email he has sought adjournment. The respondent is also absent without intimation to the Commission. In the interest of justice, one more opportunity is granted and the case is adjourned.

Both the parties to be present on **13.12.2018 at 11.00 AM** for further hearing.

Sd/-

Chandigarh
Dated: 13.11.2018

(Khushwant Singh)
State Information Commissioner

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Sh Kaka Ram, S/o Sh Ajit Singh Alias Sh Ajit Ram,
Street No-1, H No-4, Near Shiv Mandir, Ram Nagar,
Patiala.

... Complainant

Versus

Public Information Officer,
DGP, Vigilance,
PSPCL, Patiala.

...Respondent

Complaint Case No. 873 of 2018

Present: None for the Complainant
 Sh.Pakhar Singh, ASI,O/o DGP Vigilance, PSPCL Patiala for the Respondent

Order:

The Complainant through RTI application dated 29.06.2018 has sought information regarding tubewell connection No.0248 at Bathoi Khurd and other information concerning the office of DGP Vigilance PSPCL Patiala.. The complainant was not provided the information after which he filed complaint with the Commission on 13.08.2018.

The respondent present has informed that since the information relates to the office of Executive Engineer, PSPCL Balbera, they have transferred the RTI application to them vide letter dated 12.07.2018 and the complainant has been informed of the same. The respondent further informed that the SDO Balbera has also sent the information to the complainant vide letter dated 01.08.2018. The Commission is of the view that the application has been attended to by the PIO within time and there is no malafide on the part of the PIO.

During hearing, it has come to the notice of the Commission that the complainant has sought the same information but from the different authorities and that information has been provided to him in complaint case No.874. From the scrutiny of the cases No.873 & 874, it is observed that the information provided in case No.874 is equally relevant to the information sought in the cases No.872 & 873.

The complainant is absent to point out the discrepancy if any, and vide email has sought adjournment. The complainant is afforded one more opportunity to point out the discrepancy if any and to plead his cases on the next date of hearing.

The case is adjourned. Both the parties to be present **on 13.12.2018 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to :The PIO, SDO PSPCL Balbera

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Sh Kaka Ram, S/o Sh Ajit Singh Alias Sh Ajit Ram,
Street No-1, H No-4, Near Shiv Mandir, Ram Nagar,
Patiala.

... Complainant

Versus

Public Information Officer,
SDO, Sub Division,
PSPCL, Balbera.

...Respondent

Complaint Case No. 874 of 2018

Present: None for the Complainant
Sh.Harpal Singh, SDO, PSPCL Balbera and Sh.Joga Singh for the Respondent

Order:

The Complainant through RTI application dated 29.06.2018 has sought information regarding tubewell connection No.0248 at Bathoi Khurd and other information concerning the office of PSPCL Patiala.. The complainant was not provided the information after which he filed complaint with the Commission on 13.08.2018.

The respondent present has pleaded that they received the RTI application on 10.07.2018 and the same was replied vide letter dated 01.08.2018. The complainant was also called to the office telephonically for handing over the information by hand but he refused to take the information by hand. Thereafter, the information was sent to the complainant vide registered letter dated 26.09.2018 and again on 09.11.2018. A copy of the same is submitted to the Commission. The Commission is of the view that the application has been attended to by the PIO within time and there is no malafide on the part of the PIO.

During hearing, it has come to the notice of the Commission that the complainant has sought the same information but from the different authorities and that information has been provided to him in complaint case No.874. From the scrutiny of the cases No.873 & 874, it is observed that the information provided in case No.874 is equally relevant to the information sought in the cases No.872 & 873.

The complainant is absent to point out any discrepancy and vide email has sought adjournment. The complainant is afforded one more opportunity to point out the discrepancy if any and plead his cases on the next date of hearing.

The case is adjourned. Both the parties to be present **on 13.12.2018 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Raghvir Singh, S/o Sh Tara Singh,
VPO Ghungrana, Tehsil & Distt Ludhiana. Complainant
Versus

Public Information Officer,
Deputy Director,
District Bureau of Employment Generation and Training,
Ludhiana. ...Respondent

Complaint Case No. 880 of 2018

Present: Sh.Raghvir Singh as Complainant
None for the Respondent

Order:

The complainant through RTI application dated 17.02.2018 has sought information regarding year-wise name of the applicants entered in the employment register from 01.03.2014 and other information concerning the office of Deputy Director, District Bureau of Employment Generation and Training, Ludhiana. The complainant was not satisfied with the information provided by the PIO vide letter dated 09.03.2018 & 02.04.2018 after which he filed complaint with the Commission on 14.08.2018.

The respondent is absent without intimation to the Commission. I have seen the file and observed that the respondent has attended to the RTI application well in time and there is no malafide on the part of the PIO. If the complainant still feels that there is any discrepancy and the information is incomplete, the complainant is asked to go to the First Appellant Authority for further action.

The case is **disposed off and closed.**

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Vijay Kumar,
321, B-111, Near Gaushala,
Sodian Mohalla, Fazilka.

... Appellant

Versus

Public Information Officer,
Deputy Chief Engineer, (P&M),
PSPCL, Bathinda.

First Appellate Authority,
Chief Engineer,
PSPCL, Bathinda.

...Respondent

Appeal Case No. 2891 of 2018

Present: None for the Appellant
 Sh.Sudeep Sokhan, Sr.Exen, PSPCL Fazilka for the Respondent

Order:

The appellant through RTI application dated 31.03.2018 has sought information regarding action taken on the application dated 30.01.2018 and other information concerning the office of Deputy Chief Engineer, (P&M) PSPCL Bhatinda. The appellant was not satisfied with the information provided by the PIO vide letter dated 11.04.2018 after which he filed first appeal before the First Appellate Authority on 17.04.2018 which took no decision on the appeal.

The respondent present has pleaded that the record relating to the information sought by the appellant is missing and the appellant has already been informed vide letter dated 11.04.2018. The respondent was asked to provide enquiry report to ascertain that the record is actually missing. The respondent has submitted a copy of the enquiry report which is taken on the file of the Commission. The Commission feels that the application has been attended and the information has been provided to the appellant to the best possible extent.

No further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Uggar Sen Kansal, S/o Sh Kapur Chand,
H No-2127, Sector-44-C,
Chandigarh.

Appellant.

Versus

Public Information Officer

Chief Engineer, Executive Engineer,
Distribution Division, PSPCL, Budlada,
Distt Mansa.

First Appellate Authority,

Chief Executive Engineer,
PSPCL, Distribution Division,
Budlada, Distt Mansa.

...Respondent

Appeal Case No. 2924 of 2018

Present: Smt.Promila Garg Representative of Sh.Ugar Sen Kansal for the Appellant
Sh.Parampal Singh, Addl. SE, PSPCL Mansa for the Respondent

Order:

The appellant through RTI application dated 24.04.2018 has sought information regarding action taken on the letter No.4164 dated 25.10.2016 sent by the office of Chief Accounts Officer, Pension Audit -2 PSPCL Patiala through advocate Bhagwant Singh in connection with legal notice dated 04.10.2016 and other information concerning the office of Chief Engineer, Executive Engineer, Distribution Division, PSPCL, Budlada, Distt Mansa. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 16.07.2018 which took no decision on the appeal.

The respondent present has brought the information and shown to the appellant. The appellant is not satisfied and pleaded that the information is not as per the RTI application as she has sought the action taken report on the letter dated 25.10.2016. The respondent has sought adjournment to again go through the RTI application.

The PIO is directed to relook at the RTI application and provide the information to the appellant as per RTI application.

The case is adjourned. Both the parties to be present on **19.12.2018 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Sarabjeet Singh Gill,
H No-60/35-P/376-1, Street No-8,
Maha Singh Nagar, P.O Dhandari Kalan,
Ludhiana.

Appellant.

Versus

Public Information Officer
O/o CA-Cum-Director, PUDA,
Mohali.

First Appellate Authority,
O/o CA-Cum-Director, PUDA,
Mohali.

...Respondent

Appeal Case No. 2950 of 2018

Present: None for the Appellant
 Sh.Avtar Singh, Sr.Assistant (Regulatory Branch) GAMADA Mohali for the
 Respondent

Order:

The appellant through RTI application dated 14.06.2018 has sought information regarding approval of Tribune Colony set up village Kansal alongwith its area other information concerning the office of CA-cum-Director PUDA Mohali. The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 14.07.2018 which took no decision on the appeal.

The respondent present has submitted a letter dated 12.11.2018 of the APIO vide which the appellant has been informed that the information relates to Municipal Committee and appellant to contact the concerned Municipal Committee for getting the information. However, the respondent has not transferred the RTI application to the concerned PIO. The respondent is also without any authority letter and has no clue of complete case file. He has come as a mere messenger of the letter of APIO. The Commission will not entertain any representative who is not apprised of the case file.

The PIO is directed to forward the RTI application to the PIO of the concerned Municipal Committee and the PIO concerned is directed to send the information to the appellant before the next date of hearing as per RTI application. The PIO- PUDA is also directed to explain the reasons for not forwarding the RTI application to the concerned PIO within the time prescribed under the RTI Act and be present on the next date of hearing.

To come up on **08.01.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh T.P Singh,
2344, Sector-38-C,
Chandigarh.

Appellant.

Versus

Public Information Officer
O/o Chief Administrator,
GMADA, Sector-62, Mohali.

First Appellate Authority,
O/o Chief Administrator,
GMADA, Sector-62, Mohali.

...Respondent

Appeal Case No. 2955 of 2018

Present: Sh.T.P.Singh as Appellant
Sh.Vinod Kumar Clerk, Licensing Branch GAMADA and Sh.Parminder Singh, JE
Estate Office, GAMADA Mohali for the Respondent

Order:

The appellant through RTI application dated 07.06.2018 has sought information regarding approval of revised layout plan for 139 acre area of land in sector 123 Sunny Enclave Greater Mohali and other information concerning the office of o Chief Administrator, GMADA, Mohali. . The appellant was not provided the information after which he filed first appeal before the First Appellate Authority on 06.07.2018 which took no decision on the appeal.

The respondent present has pleaded that the information has been provided to the appellant and the appellant has received the same.

Since the information has been provided, no further course of action is required.

The case is **disposed off and closed**.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jasvir Singh, S/o Sh Harbans Singh,
Village Jala Khera, P.O Sular,
Distt Patiala.

Appellant.

Versus

Public Information Officer
O/o Chief Engineer,
Enforcement, PSPCL, Patiala.

First Appellate Authority,
O/o Chief Engineer,
Enforcement, PSPCL, Patiala.

...Respondent

Appeal Case No. 2994 of 2018

Present: None for the Appellant
 None for the Respondent

Order:

The Complainant through RTI application dated 28.06.2018 has sought information regarding tubewell connection No.0248 at Bathoi Khurd and other information concerning the office of Chief Engineer, Enforcement, PSPCL Patiala.. The complainant was not provided the information after which he filed complaint with the Commission on 21.07.2018.

Both the parties are absent without intimation to the Commission. In the interest of justice, one more opportunity is granted and the case is adjourned.

Both the parties to be present on **13.12.2018 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh.Gurdip Singh, S/o Sh.Chanan Singh,
215-Ajit Nagar, Sultarnwind Road,
Amritsar.

... Appellant

Public Information Officer,
President, Chief KhalsaDiwan,
GT Road, Amritsar.

First Appellate Authority,
President, Chief KhalsaDiwan,
GT Road, Amritsar.

...Respondent

Appeal Case No.1362/2018

Present: Sh.Gurdip Singh as Appellant
Sh.Manish Prabhakar, advocate on behalf of the Respondent

ORDER:

The case was first heard on **20.06.2018**. Sh.Inderjit Singh, Under Secretary was present for the respondent

Sh.Inderjit Singh was directed to submit list of all properties against which the benefit of exemption in stamp duty has been availed and Govt land, if any, allotted on concessional rates to the Society or any other financial aid from the Government. He was also directed to submit copy of constitution under which act the society is registered, name and position of nominee of the State Govt or SGPC, if any, to the Commission before 25.7.2018 and be present on the next date of hearing.

The case was again heard on **01.08.2018**: The respondent was represented through their counsel Sh.Manish Parabhakar.

During the hearing, the appellant submitted certain more documents which he said were further evidences to establish his earlier point. which is that CKDCS is a regular beneficiary of government aid and hence its functioning should be made transparent. The evidences the appellant produced were taken on record.

In the **Interim Order**, apart from the documents asked in the previous hearing on 20.06.2018, the respondent was further directed to submit in writing (i) whether CKDCS has, for any of its institutions, ever been allotted free land, availed grants, grants-in-aid or concessions from the State Govt since independence (15th, August 1947). If so, it was directed to furnish full details of the all lands/plots allotted, and what stands on them as of August of 2018. If buildings have been constructed, what are they being used for?

(ii) The names of all the educational institutions, which are beneficiaries of grants, along with the amount in rupees each institute has received as well as the total percentage of the grant in the budget of these institutions.

(iii) Details of any other grants given by various governments from to time for the functioning of CKDCS.

The case was last heard on **26.09.2018**. The order is reproduced hereunder:

“The counsel has not brought the documents which were asked in the interim orders dated 20.06.2018 & 01.08.2018. This has happened twice and both the times the counsel has given a lame excuse. The counsel representing the Chief Khalsa Diwan Charitable Society has pleaded that the documents could not be submitted since the appellant has not provided the documents which the appellant has submitted before the Commission as evidences to establish his case that CKDCS is a public authority. The documents have been provided to the advocate from the file of the Commission.

The respondent is directed to submit the following documents apart from the documents asked in the order dated 20.06.2018:

(i) Whether CKDCS has, for any of its institutions, ever been allotted free land, availed grants, grants-in-aid or concessions from the State Govt since independence (15th, August 1947). If so, it was directed to furnish full details of the all lands/plots allotted, and what stands on them as of August of 2018. If buildings have been constructed, what are they being used for?

(ii) The names of all the educational institutions, which are beneficiaries of grants, along with the amount in rupees each institute has received as well as the total percentage of the grant in the budget of these institutions.

(iii) Details of any other grants given by various governments from to time for the functioning of CKDCS.”

Hearing dated 13.11.2018:

The counsel has not brought the documents as per previous orders. The counsel pleaded that due to sudden demise of the spouse of Sh.Narinder Singh Khurana who is holding office of the main authority, the documents could not be collected.

The Commission has taken a serious view of this delay-in-tactics and hereby grants one last opportunity to CKDCS to bring the record as per the previous orders which still stands.

The case is adjourned. To come up on **07.01.2019 at 11.00 AM** for further hearing.

Chandigarh
Dated: 13.11.2018

Sd/-
(Khushwant Singh)
State Information Commissioner