

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



Davinder Singh,
S/o Sh. Mohan Singh,
353, Phase-2,
Mohali.

Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority,
PUDA Bhawan, Sector-62, Mohali.

First Appellate Authority,
o/o Greater Mohali Area Development Authority,
PUDA Bhawan, Sector-62, Mohali.

Appeal Case No. 1080 of 2020 (Video Conference Proceedings)

PRESENT:

Appellant (Absent)

Gurvinder Singh, APIO-cum-AEO (for the respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 23.7.2020 and 24.9.2020)

1. The RTI application is dated **5.11.2019** vide which the appellant has sought **information regarding Plot No. 353 Phase-2, SAS Nagar (Mohali)**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.12.2019**, and second appeal was filed in the Commission on **11.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **24.9.2020**.

2. The appellant is absent without intimation. The respondent PIO-cum-AEO, Gurvinder Singh, as directed at the last hearing on 24.9.2020, submitted a copy of the affidavit that was submitted in Appeal Case 4010 of 2019 regarding an identical RTI application by this appellant, That appeal case was heard and disposed of by SIC, Lt. Gen. Ajae Kumar Sharma.

3. The respondent PIO was however, also directed to inform this Commission in writing as to whether any police case / FIR was registered after the loss of the requested record was discovered. He was also directed to state in writing whether any responsibility was fixed and departmental / criminal action initiated against any employee for the loss of aforesaid record, which is required to be maintained in perpetuity. He has failed to comply.

4. The respondent PIO is granted one final opportunity to fully comply with the directions issued by this Commission at para No.4 of its order of 24.9.2020.

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Appeal Case No. 1080 of 2020 (Video Conference Proceedings)

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 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

13.11.2020

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Aruna Devi,
w/o Bharat Bhushan Mattu,
322, Maskeen Nagar, PO Netaji Nagar, Salem Tabri,
Ludhiana.

Versus

Public Information Officer,
o/o Estate Officer, GMADA,
Mohali.

First Appellate Authority,
o/o Chief Administrator, GMADA,
Mohali.

Appeal Case No. 2842 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Gurvinder Singh, APIO-cum-AEO (for the respondent) 98786-02071

ORDER:

(To be read in continuity with earlier order on 11.10.19, 28.11.19, 30.1.2020, 24.7.2020, and 25.9.2020)

1. The RTI application is dated **6.5.19** vide which the appellant has sought **information pertaining to her complaint of 6.3.17 in six points**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **11.6.19**, and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.9.2020**.

2. The appellant is absent without intimation. The respondent PIO-cum-AEO, Gurvinder Singh has, as directed at the last hearing, submitted a pointwise reply to the RTI application. However, in response to point No. 5 to the RTI application, he has stated that the information pertains to the different office i.e. "Mandal Engineer GAMADA". The respondent PIO is directed to retrieve the information pertaining to point 5 and supply to the appellant before the next hearing.

3. 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

Contd. ...2

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Appeal Case No. 2842 of 2019 (Video Conference Proceedings)

4. Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
13.11.2020

PUNJAB STATE INFORMATION COMMISSION

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Kulwant Kaur,
172, N.A.C., Mani- Majra.
U.T., Chandigarh.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Fazilka.

Complaint Case No. 794 of 2019 (Video Conference Proceedings)

PRESENT:

Kulwant Kaur (Complainant) 94643-13688
Mohan Lal, SP, (for the Respondent) 98723-06065

ORDER:

(To be read in continuity with earlier orders on 7.11.19, 8.1.2020, 20.2.2020, 24.7.2020, and 25.9.2020)

1. The complainant, **Kulwant Kaur**, filed this RTI application dated **15.6.19** and sought information **regarding the inquiry report on her application bearing Diary No. A-82 (CC-4) dated 19.2.2018 CR No. 106.** from the PIO o/o **Director, Bureau of Investigation, Pb., Chandigarh.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **2.9.19**. The case was last heard on **25.9.2020**.
2. Both the parties are present through Video Conference. The complainant attended the hearing in DC office in Mohali and respondent attended the hearing in DC office at Fazilka. As directed at the last hearing on 25.9.2020, the respondent PIO represented by SP Headquarter, Mohan Lal, has submitted a fresh Affidavit in compliance of this Commission's orders of 20.2.2020. However, the original affidavit is yet to be handed over to the complainant.
3. The respondent PIO is directed to have an original affidavit be delivered to the complainant by hand and to obtain a receipt from her. A copy of the receipt be scanned and emailed to this Commission at the earliest.
4. 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

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Complaint Case No. 794 of 2019 (Video Conference Proceedings)

5. Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

(ASIT JOLLY)

State Information Commissioner

Chandigarh

13.11.2020

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Balwinder Singh,
40, Ward No. 8,
VPO Ghanaur,
Patiala.

Versus

Public Information Officer,
o/o Assistant Inspector General (Personnel-1)
Punjab Police Headquarters,
Sector 9, Chandigarh.

First Appellate Authority,
o/o Inspector General of Police,
Punjab Police Headquarters,
Sector-9, Chandigarh.

Appeal Case No. 3318 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Constable Manmehak Pal Singh (Respondent)

ORDER:

(To be read in continuity with earlier orders on 14.11.19, 27.2.2020, 24.7.2020, 25.9.2020)

1. The RTI application is dated **10.5.19** vide which the appellant has sought **information by way of the final order on his appeal to the DGP on 13.12.18 and other documents**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **13.7.19** and second appeal was filed in the Commission on **6.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.9.2020**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO has failed to comply with this Commission's Order of 25.9.2020. He is granted one final opportunity to comply, failing which penal action as per the RTI Act will be initiated.

3. 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

Contd. ...2

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Appeal Case No. 3318 of 2019 (Video Conference Proceedings)

4. Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
13.11.2020

PUNJAB STATE INFORMATION COMMISSION

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Iqbal Singh Rasulpur,

Village Rasulpur,
Tehsil Jagraon,
District Ludhiana.

Versus

Public Information Officer,

o/o Director General of Police,
Punjab, Chandigarh.

First Appellate Authority,

o/o Additional Chief Secretary,
Home Affairs and Justice Department,
Punjab, Chandigarh.

Appeal Case No. 4237 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on **24.1.2020, 22.7.2020, and 24.9.2020**)*

1. The RTI application is dated **3.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.8.19** and second appeal was filed in the Commission on **14.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **24.9.2020**.

2. Both the parties are absent. Under the circumstances, this appeal case is adjourned for its next hearing.

3. 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

4. **Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

13.11.2020

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Karnail Singh,

s/o Late Sarwan Singh,
106, Street No. 4,
Sidhu Colony Bhadson Road,
District Patiala.

Versus

Public Information Officer,

o/o Director General of Police,
Punjab Police Headquarters,
Sector- 9 C, Chandigarh.

First Appellate Authority,

o/o Director General of Police,
Punjab Police Headquarters,
Sector- 9 C, Chandigarh.

Appeal Case No. 3922 of 2019 (Video Conference Proceedings)

PRESENT:

Karnail Singh (Respondent)

Constable, Manmehak Pal Singh (for the respondent) 79869-73371

ORDER:

(To be read in continuity with earlier orders on 26.12.19 and 14.2.2020, 24.7.2020, and 25.9.2020)

1. The RTI application is dated **14.5.19** vide which the appellant has sought **information by way of copies of original promotion letters of DSPs mentioned in Letter No. 1/34/2016-311/dsp dated 21.4.16**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **18.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.9.2020**.
2. Both the parties are present through Video Conference in the office DC, Mohali. The respondent PIO, represented by Constable Manmehak Singh, had, as directed by this Commission at the last hearing, sent copies of 26 pages with a covering letter supplied to the appellant, to this Commission. The appellant however, stated that the documents supplied by the respondent PIO are only copies of "orders" and don't include copies of the promotion letters requested in his RTI application of 14.5.19.
3. The respondent PIO is given an opportunity to respond to the appellant's aforesaid contention in writing.

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Appeal Case No. 3922 of 2019 (Video Conference Proceedings)

4. 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

5. **Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

13.11.2020

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Maninder Kaur,
w/o Manpreet Singh,
c/o Bhavish Rauni (Advocate),
Chamber No. 509, Yadvindra Court Complex,
Patiala.

Versus

Public Information Officer,
o/o Director, Technical Education & Industrial Training,
Branch-1, Room No. 201,
2nd Floor, Mini Secretariat,
Sector-9, Punjab, Chandigarh

Complaint Case No. 677 of 2019 (Video Conference Proceedings)

PRESENT:

J M Singh (for the Complainant) 82890-24144
Respondent (Absent)

ORDER:

(To be read in continuity with earlier order on 4.10.19, 21.11.19, 24.1.2020, 31.7.2020, and 25.9.2020)

1. The complainant, Maninder Kaur, filed this RTI application dated 20.5.19, and sought **information by way of official letters, copies of receipt registers, noting pages of files etc..** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on 6.8.19. This complaint case was last heard on 25.9.2020.
2. The respondent PIO is absent but has intimated his/her inability to attend this hearing due to reasons explained in an email to this Commission. Meanwhile, in an email dated 10.11.2020, the complainant has contended that the respondent PIO's contention at the last hearing that the requested information is too voluminous and runs into several thousand pages is incorrect. He state that he has merely sought copies of the dispatch register for a specific period. He contended that these should be no more than 15 – 20 pages.
3. The respondent PIO is given one final opportunity to furnish copies of dispatch register as requested in the RTI application before the next hearing. Failure to comply could invite a penal action as per the RTI action 2005.

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Complaint Case No. 677 of 2019 (Video Conference Proceedings)

4. 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

5. **Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

13.11.2020

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Maninder Kaur,
w/o Manpreet Singh,
c/o Bhavish Rauni (Advocate),
Chamber No. 509, Yadvindra Court Complex,
Patiala.

Versus

Public Information Officer,
o/o Director, Technical Education & Industrial Training,
Branch-1, Room No. 201,
2nd Floor, Mini Secretariat,
Sector-9, Punjab, Chandigarh

Complaint Case No. 678 of 2019 (Video Conference Proceedings)

PRESENT:

J M Singh (for the Complainant) 8289024144
Respondent (Absent).

ORDER:

(To be read in continuity with earlier order on 4.10.19, 21.11.19, 24.1.2020, 31.7.2020, and 25.9.2020)

1. The complainant, Maninder Kaur, filed this RTI application dated **20.5.19**, and sought **information by way of official letters, copies of receipt registers, noting pages of files etc..** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **6.8.19**. This complaint case was last heard on **25.9.2020**.
2. The respondent PIO is absent but has informed this Commission of his inability to attend this hearing. At the last hearing on 25.9.200, the respondent was granted an adjournment to be able to collect the requested record from various concerned branches. He/she has however failed to supply the despite the passage of nearly two months.
3. The respondent PIO is given one final opportunity to furnish the requested record before the next hearing, failing which, penal action under the RTI act 2005 could be initiated.
4. 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

Contd. ...2

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Complaint Case No. 678 of 2019 (Video Conference Proceedings)

3. Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
13.11.2020

PUNJAB STATE INFORMATION COMMISSION

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REGISTERED

Sukhchain Singh,

s/o Ajit Singh,
Sonam Mohalla, Ward No. 11,
Fatehgarh Churian,
Tehsil Batala, District Gurdaspur.

Versus

Public Information Officer,

o/o Personal Department,
(PCS Branch), Civil Secretariat,
Punjab, Chandigarh.

First Appellate Authority,

o/o Chief Secretary, Government of Punjab,
Personal Department, Civil Secretariat,
Punjab, Chandigarh.

Appeal Case No. 3631 of 2019 (Video Conference Proceedings)

Present:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 9.1.2020, 20.2.2020, 24.7.2020, 25.9.2020)

1. The RTI application is dated **20.5.17** vide which the appellant has sought information **regarding enquiry report of Vigilance Department**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.7.17** and second appeal was filed in the Commission on **26.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.9.2020**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO is absent for the third time in succession without any intimation. The Commission takes a very serious view of the respondent PIO's conduct.

3. The respondent PIO 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 wilful delay/denial of the information requested by the appellant as far back as on **20.5.2017**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) proviso 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*.”

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Appeal Case No. 3631 of 2019 (Video Conference Proceedings)

4. Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
13.11.2020

Cc: Chief Secretary, Government of Punjab,
Personal Department, Civil Secretariat,
Punjab, Chandigarh, for information and further necessary action.

PUNJAB STATE INFORMATION COMMISSION

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Email: psic21@punjabmail.gov.in



Parminder Singh

S/o Nirmal Singh,
Village Malwal, Kadim,
Tehsil & District Ferozepur.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Mini secretariat,
Patiala.

Complaint Case No. 142 of 2020 (Video Conference Proceedings)

PRESENT:
(Complainant) Absent
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 24.7.2020 and 25.9.2020)

1. The complainant, **Parminder Singh**, filed this RTI application dated **25.9.2019** and sought information **regarding Head Constable Karnail Singh, Belt No. 1794**, from the PIO o/o **Senior Superintendent of Police, Patiala**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **30.1.2020**. The case was last heard on **25.9.2020**.

2. Both parties are absent without intimation. This case is adjourned to its next hearing of 13.1.2021.

3. **Next hearing on 13.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
13.11.2020