



Parveen Kumar Sayal,
"Sayal & Company",
Octroi Contractor,
Sirhind, Distt. – Fatehgarh Sahib - 140406(Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 1715 of 2021

Present : None on behalf of the appellant.
Sh. Sandeep Kumar, Senior Assistant(Establishment), for the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 22.12.2020. First appeal is dated 03.02.2021. Second
appeal has been received in the Commission on 05.04.2021.

On the last date of hearing, held on 29.09.2021 ;

- i) Sh. N. K. Sayal (representative of the appellant) stated that no information was supplied to him by the respondent PIO.
- ii) Neither the respondent PIO nor any of his representative is present in today's hearing.
- iii) A show-cause notice was issued vide orders dated 14.07.2021 with the directions to the concerned PIO to appear before the Commission personally but he did not visit the Commission to attend the hearing, moreover, the requisite information was not supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 14.07.2021.
- iv) For making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) was imposed upon the concerned Public Information Officer.
- v) Last opportunity was also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant through registered post or e-mail with a copy to the Commission.
- vi) An opportunity was given to the appellant to confirm whether he received the information and also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The appellant, Sh. Parveen Kumar Sayal, is not present in today's hearing.

Sh. Sandeep Kumar, Senior Assistant(Establishment Branch), who appeared on behalf of the respondent PIO in today's hearing, states that the concerned official has been expired and seeks an adjournment in this case.

Last opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information or a proper reply as per queries raised by the appellant through RTI request to him through registered post or e-mail with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

Last opportunity is also given to the respondent PIO concerned to comply with the order dated 29.09.2021 passed by the Commission by paying penalty of Rs. 5,000/- in the Treasury of Punjab Government.

The amount of penalty will be deposited in the Treasury of Punjab under the head.....

Major Head	.. 0070 -Other Administrative Services
Sub-Major Head	.. 60 - Other Services
Minor Head	.. 800 - Other Receipts
Sub-Head	.. 86 - Fee under the Right to Information Act, 2005
Detailed Head	.. 0070 Other Administrative Services
	60 Other Services- 800- Other Receipts-
	86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

Both the parties (the appellant and concerned PIO) are directed to be present with the information/reply (was/would be supplied in the instant appeal-case) during the proceedings of the instant appeal-case on the next date of hearing fixed before the bench of the undersigned so that facts of this case could be cleared.

If the above-said PIOs would not appear before the Commission to attend the hearing, action would be taken against them as per provisions of the RTI Act.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Harshinder Singh
S/o Sh. Suba Singh,
Rasulpur (Rohi) Kallar,
40, Khuh Zorha Phatak,
Amritsar - 143001(Punjab)

....Appellant

V/s

(Regd. Post) i) Public Information Officer,
O/o The Superintendent - 1,
O/o The Director, Local Government, Punjab,
Municipal Service Cell, Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh
Encl : RTI request

(Regd. Post) ii) Public Information Officer,
O/o The Superintendent
O/o The Director, Local Government, Punjab,
LG – I Branch, Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh
Encl : RTI request

First Appellate Authority,
O/o The Director, Local Government, Punjab,
Municipal Service Cell, Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 1762 of 2021

Present : Sh. Harshinder Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 30.12.2020. First appeal is dated 30.01.2021. Second appeal has been received in the Commission on 06.04.2021.

On the last date of hearing, held on 29.09.2021 ;

- i) Sh. Mannveer Singh, Senior Assistant of office of Secretary to Government of Punjab, Deptt. of Local Government LG - I Branch, stated that in compliance to the order dated 14.07.2021, a reply sent vide letter no. 1538 dated 11.10.2019 to the office of Commissioner, Municipal Corporation, Amritsar with the directions to complete the enquiry by involving the appellant in the investigation and send the enquiry report.
- ii) The appellant stated that the information sought for by him is regarding an enquiry report on a complaint, which has been filed to the PIO of office of Superintendent Grade – 1 of Municipal Service Cell of office of Director, Local Government, Punjab, Chandigarh not to the Commissioner, Municipal Corporation, Amritsar, hence, the reply given by LG-1 Branch is not satisfactory.
- iii) The respondent PIO concerned of office of Municipal Service Cell of office of Director, Local Government, Punjab, Chandigarh was directed to send certified copies of the required information or a specific reply, in writing, as present status report under his signatures regarding action taken report on the RTI request filed by the appellant to the appellant with a copy to the Commission.
- iv) An opportunity was given to the appellant to confirm whether he received the information/reply or not.

The appellant, Sh. Harshinder Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Neither the respondent PIO or representative of office of Superintendent of L G – Branch nor respondent PIO or representative of office of Municipal Services Cell of his representative is present in today's hearing. They have also not sent any intimation regarding his non-availability. Moreover, the requisite information has also not been supplied by the respondent PIO/PIO concerned to the information-seeker even after the directions were given by the Commission vide orders dated 29.09.2021. The Commission took a serious view of this casual approach of the respondent PIO.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to ;

- i) Public Information Officer office of Superintendent of LG-I Branch ;
- ii) Public Information Officer office of Municipal Services Cell ;

The PIOs are also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. They may note that in case they do not file their submission and does not avail themselves of the opportunity of personal hearing on the next date fixed, it will be presumed that they have nothing to say and the Commission shall proceed to take further proceedings against them ex-parte. A copy of this order be sent to them through registered post .

The PIO/PIOs concerned are also directed to supply the certified copies of the required information (whichever query/queries relates to their office) or after collecting the same from the concerned office/branch, to the appellant through registered post or e-mail with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

Both the above-said respondent parties (PIO of office of Superintendent of LG-1 Branch and PIO of office of Superintendent of Municipal Services Cell) are directed to be present with the information (was/would be supplied in the instant appeal-case) during the proceedings of the instant appeal-case on the next date of hearing fixed before the bench of the undersigned so that facts of this case could be cleared.

If the above-said PIOs would not appear before the Commission to attend the hearing, action would be taken against them as per provisions of the RTI Act.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl : RTI request

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

P. D. Bansal,
94, City Homes Colony,
Near Spring Dale School,
Khanna (Punjab)

.... Complainant

V/s

- (Regd. Post) i) Public Information Officer,
O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh
- (Regd. Post) ii) Public Information Officer,
O/o The Superintendent
O/o The Director, Local Government, Punjab,
LG – III Branch, Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh
- (Regd. Post) iii) Public Information Officer,
O/o The Superintendent
O/o The Director, Local Government, Punjab,
Establishment Branch, Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh ... Respondents

Complaint Case No. 411 of 2021

Present : Sh. P. D. Bansal, the complainant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 20.07.2020. The complaint has been received in the Commission on 05.04.2021.

On the last date of hearing, held on 29.09.2021 ;

- i) The complainant stated that no information was supplied by the respondent PIO.
- ii) Neither the respondent PIO nor any of his representative was present despite the fact that a copy of the order dated 14.07.2021 passed by the Commission was sent to Public Information Officer office of office of Principal Secretary to Government of Punjab Deptt. of Local Government alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request.
- iii) A show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned under the provisions of the RTI Act, 2005.
- iv) An opportunity was given to the respondent PIO concerned to supply the certified copies of the required information to the complainant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission.
- v) An opportunity was given to the appellant to confirm whether he received the information and also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The complainant, Sh. P. D. Bansal, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date.

Neither the respondent PIO nor any of his representative is present in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 45594 dated 17.11.2021 signed by Superintendent (Establishment)-cum-PIO of office of Director, Local Government, Punjab, Chandigarh, which has been received in the Commission vide Diary No. 26149 dated 22.11.2021, has intimated the Commission that a copy of the RTI request of the appellant has been transferred under 6 (3) of the RTI Act to Superintendent office of LG-III Branch. It is taken on record.

The above-mentioned reply dated 17.11.2021 sent by respondent, which is after more than four months of the proceedings of this case and at present stage, is not acceptable.

The PIO/PIOs concerned (PIO of office of Superintendent of LG-III Branch and PIO of office of Superintendent of Establishment Branch) are directed to supply the certified copies of the required information (whichever query/queries relates to their office) or after collecting the same from the concerned office/branch, to the appellant through registered post or e-mail with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

Both the above-said respondent parties (PIO of office of Superintendent of LG-III Branch and PIO of office of Superintendent of Establishment Branch) are directed to be present with the information (was/would be supplied in the instant appeal-case) during the proceedings of the instant appeal-case on the next date of hearing fixed before the bench of the undersigned so that facts of this case could be cleared.

If the above-said PIOs would not appear before the Commission to attend the hearing, action would be taken against them as per provisions of the RTI Act.

The appellant is also directed to remain present during the proceedings of the instant appeal-case on the next date of hearing fixed.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

The case is adjourned to 2nd March, 2022 (Wednesday) at 11:30 Noon for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Jagsir Singh
S/o Sh. Gajjan Singh,
Ward No. 07, Moonak,
Distt. - Sangrur(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o The Executive Officer,
Nagar Panchayat,
Moonak, Distt. - Sangrur(Punjab)

...Respondents

Complaint Case No. 417 of 2021

Present : Sh. Jagsir Singh, the appellant in person.
Sh. Purshotam Parocha, Dealing Hand, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 18.01.2021. The complaint has been received in the Commission on 06.04.2021.

On the last date of hearing, held on 29.09.2021 ;

- i) The complainant stated that no information was supplied to him by the respondent PIO.
- ii) Sh. Bal Krishan, Executive Officer, stated that a reply was sent to the complainant vide letter no. 1074 dated 27.09.2021 intimating him that the information sought him through RTI request is in nature of 'questions' and inspection of official record can be done by him.
- iii) The complainant was advised to visit the office of the respondent PIO to inspect the relevant official record on 05.10.2021 at 11:00 A. M. to identify the information.
- iv) The respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record during his visit to the office on 05.10.2021 at 11:00 A. M and supply the required information to the appellant, after inspection.
- v) An opportunity was given to the complainant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

The appellant, Sh. Jagsir Singh, who appeared in person in today's hearing, states that he visited the office of the respondent but incomplete information has been given to him by the respondent PIO.

Sh. Purshotam Parocha, Dealing Hand, appeared on behalf of the respondent PIO in today's hearing but he is not fully aware of the facts of the instant appeal-case. He also intimates that Sh. Bal Krishan, Executive Officer (who was present in earlier date of hearing, held on 29.09.2021) has been transferred and Sh. Mukesh Singla is presently working as Executive Officer.

Contd...2/-

Last opportunity is given to the respondent PIO (who is presently working as PIO) to supply the certified copies of the required information to the complainant through registered post or e-mail with a copy to the Commission. He is also directed to remain present with the relevant official record in the office of State Information Commission, Punjab before the bench of the undersigned on the next date of hearing fixed.

An opportunity is also given to the complainant to confirm whether he received the information or not.

If the respondent PIO would not appear before the Commission to attend the hearing, action would be taken against him as per provisions of the RTI Act.

If the appellant would not attend the hearing fixed, it would be assumed that he is not willing to pursue the case further and the case would be decided on merits.

After examining the documents placed on record, it is found that a show-cause notice, vide orders dated 14.07.2021, was issued to the respondent PIO office of Executive Officer, Nagar Panchayat, Moonak and no reply has been received from the concerned PIO till date.

As there is delay in supplying the requisite information to the information-seeker, I find it a fit case for imposition of penalty upon the concerned PIO (the then PIO), who was working as PIO when the RTI application was moved by the appellant on 18.01.2021.

For making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned Public Information Officer (the then PIO, who was working as PIO when the RTI application was moved by the appellant on 18.01.2021) office of Executive Officer, Nagar Panchayat, Moonak.

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....

Major Head	.. 0070 -Other Administrative Services
Sub-Major Head	.. 60 - Other Services
Minor Head	.. 800 - Other Receipts
Sub-Head	.. 86 - Fee under the Right to Information Act, 2005
Detailed Head	.. 0070 Other Administrative Services
	60 Other Services- 800- Other Receipts-
	86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be submitted to the Commission on the next date of hearing.

Contd...3/-

A copy of this order be sent through registered post to the Director, Local Government, Punjab, Chandigarh to intimate that who was concerned PIO on 18.01.2021 (when the RTI application was moved by the appellant) in the office of Executive Officer, Nagar Panchayat, Moonak in this particular case and also ensure that penalty amount of Rs. 10,000/- be deposited in the Treasury of Punjab Government in the above-mentioned Head or be deducted from the salary of the concerned PIO (who was posted as PIO on 18.01.2021, when the RTI application was moved by the appellant) and compliance report be sent to the Commission by the next date of hearing.

The case is adjourned to 2nd March, 2022 (Wednesday) at 11:30 A. M. for hearing in Court Room office of State Information Commission, Punjab, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post) The Director,
 Deptt. of Local Government, Punjab,
 Municipal Bhawan, Sector 35 - A,
 Plot No. 03, Chandigarh

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Shakti Bhushan
S/o Sh. Kewal krishan,
Gali Bhani Sahib, Ward - 08,
Dhanaula, Distt. – Barnala (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Motor Vehicle Registration Department,
O/o Regional Transport Authority,
Sangrur (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh (Punjab)

...Respondents

Appeal Case No. 1297 of 2019

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 08.11.2018. First appeal is dated 19.12.2018. Second appeal has been received in the Commission on 03.04.2019.

On the last date of hearing, held on 29.09.2021 ;

- i) The appellant, Sh. Shakti Bhushan, appeared in person in today's hearing.
- ii) Ms. Kulwinder Kaur, Superintendent office of State Transport Commissioner, Punjab, Chandigarh, stated that a file regarding deduction of penalty was sent for approval of the concerned authority and a reply vide letter no. 24236 dated 28.09.2021 was received from D. C. (F & A) intimating that till date Pension/Provincial pension of the concerned PIO (on whom penalty was imposed) was not approved and whenever, approval of higher authorities would be given deduction of penalty amount would be done.
- iii) Another opportunity was given to the respondent PIO concerned to comply with the order dated 18.09.2019 passed by the Commission by paying penalty of Rs. 5,000/- in the Treasury of Punjab Government and send a copy of challan receipt to the Commission.

Neither the appellant, Sh. Shakti Bhushan nor the respondent is present in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 24250 dated 28.09.2021 signed by PIO office of State Transport Commissioner, Punjab, Chandigarh, which has been received in the Commission vide Diary No. 22404 dated 04.10.2021, has intimated the Commission that pension of the concerned PIO (who is Sh. Gurcharan Singh Sandhu, the then PIO-cum-Secretary (Retd.), Regional Transport Authority, Sangrur) has not been approved and whenever his pension would be released, deduction of penalty amount of Rs. 5000/- (which was imposed vide order dated 18.09.2019) would be made. It is taken on record.

Nevertheless, last opportunity is given to the respondent PIO concerned to comply with the order dated 18.09.2019 passed by the Commission by paying penalty of Rs. 5,000/- in the Treasury of Punjab Government.

The amount of penalty will be deposited in the Treasury of Punjab under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

A copy of this order be sent through registered post to the office of State Transport Commissioner, Punjab, Chandigarh, to ensure compliance of the above-announced order.

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

(Regd. Post) The State Transport Commissioner, Punjab,
Sector 17, Chandigarh

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Shakti Bhushan S/o Sh. Kewal krishan,
Gali Bhani Sahib, Ward - 08,
Dhanaula, Distt. – Barnala (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Motor Vehicle Registration Department,
O/o The Secretary, Regional Transport Authority,
Faridkot (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh (Punjab)

...Respondents

Appeal Case No. 1304 of 2019

Present : None on behalf of the appellant.
Sh. Sanjeev Kumar, Junior Assistant, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 08.11.2018. First appeal is dated 07.01.2019. Second

appeal has been received in the Commission on 03.04.2019.

On the last date of hearing, held on 29.09.2021 ;

- i) Sh. Sanjeev Kumar, Clerk office of Regional Transport Authority, Faridkot, stated that the requisite information was supplied to the appellant.
- ii) The appellant stated that incomplete information was supplied to him by the respondent PIO as he has demanded information regarding sale Bills of registration of Swaraz Tractors.
- iii) An opportunity was given to the respondent PIO concerned Regional Transport Authority, Faridkot to send a reply, in writing, to the appellant with a copy to the Commission specifically mentioning that available information regarding sale Bills of registration of Swaraz Tractors is supplied.
- iv) Ms. Kulwinder Kaur, Superintendent office of State Transport Commissioner, Punjab, Chandigarh, stated that a reply vide letter no. 24252 dated 28.09.2021 was received from D. C. (F & A) intimating that order dated 04.12.2019 and 19.08.2020 passed by the Commission, through which penalty of Rs. 10,000/- (penalty already imposed Rs. 5000/- (vide orders dated 04.12.2019) + enhanced Rs. 5000/- (vide orders dated 19.08.2020) was imposed upon the PIO and necessary deduction would be made from the salary (released for the month of September, 2021) of the concerned PIO.
- v) Another opportunity was given to the respondent PIO concerned to comply with the order dated 04.12.2019 and 19.08.2020 passed by the Commission by paying penalty of Rs. 10,000/- (penalty already imposed Rs. 5000/- (vide orders dated 04.12.2019) + enhanced Rs. 5000/- (vide orders dated 19.08.2020) in the Treasury of Punjab Government and send a copy of challan receipt to the Commission.

The appellant, Sh. Shakti Bhushan, is not present in today's hearing.

Sh. Sanjeev Kumar, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 24251 dated 28.09.2021 signed by PIO office of State Transport Commissioner, Punjab, Chandigarh, which has been received in the Commission vide Diary No. 22403 dated 04.10.2021, has intimated the Commission that penalty amount of Rs. 10,000/- (which was imposed vide order dated 18.09.2019) would be deducted from the salary of the concerned PIO(Sh. Gurnam Singh, A.T.O. office of Regional Transport Authority, Faridkot. It is taken on record.

Nevertheless, last opportunity is given to the respondent PIO concerned to comply with the order dated 04.12.2019 and 19.08.2020 passed by the Commission by paying penalty of Rs. 10,000/- /- (penalty already imposed Rs. 5000/- (vide orders dated 04.12.2019) + enhanced Rs. 5000/- (vide orders dated 19.08.2020) passed by the Commission by paying penalty of Rs. 10,000/- in the Treasury of Punjab Government.

The amount of penalty will be deposited in the Treasury of Punjab under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

A copy of this order be sent through registered post to the office of State Transport Commissioner, Punjab, Chandigarh, to ensure compliance of the above-announced order.

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

(Regd. Post) The State Transport Commissioner, Punjab,
Sector 17, Chandigarh (Punjab)

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Balwinder Singh Laadi,
H. No. 418, Street – 05,
Nanaksar Tehdi Raod,
Simlapuri, Ludhiana - 141003(Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Malerkotla, Distt. - Sangrur(Punjab)

First Appellate Authority,
O/o The Executive Officer,
Nagar Council,
Malerkotla, Distt. - Sangrur (Punjab)

...Respondents

Appeal Case No. 1609 of 2021

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 12.01.2021. First appeal is dated 12.02.2021. Second
appeal has been received in the Commission on 30.03.2021.

On the last date of hearing, held on 22.09.2021, the respondent PIO was directed to
supply the remaining information at point no. 04, 05 and 06 of the RTI request to the appellant.

Neither the appellant, Sh. Balwinder Singh Laadi nor the respondent PIO present in
today's hearing. They have also not sent any intimation regarding their non-availability.

The respondent PIO has also not sent any document, showing that the remaining
information at point no. 04, 05 and 06 of the RTI request, has been supplied to the appellant or not.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is
issued to Public Information Officer concerned of office of Executive Officer, Nagar Council,
Malerkotla, as to why penalty be not imposed upon him for willful delay/denial in supplying the
information to the RTI applicant under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail
himself of the opportunity of personal hearing on the next date fixed through facility of
Software/application 'CISCO Webex Meetings', it will be presumed that he has nothing to say and
the Commission shall proceed to take further proceedings against him ex-parte. A copy of this
order be sent to him through registered post.

Last opportunity is given to the respondent PIO concerned to supply the certified
copies of the remaining information to the appellant through registered post or e-mail with a copy
to the Commission by the next date of hearing

An opportunity is also given to the appellant to confirm whether he has received
the information and also to represent his case in person or through his representative on the next
date fixed or the case would be decided on merits.

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing
through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 13th December, 2021



Inderjit Singh
S/o Sh. Sukhdev Singh,
V.P.O. – Sabhra(Patti Narad Ki),
Tehsil – Patti,
Distt. – Tarn Taran - 143416(Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Executive Engineer,
P.W.D. (B & R), Construction Division - 2,
Amritsar (Punjab)

Encl: Order dated 22.09.2021

First Appellate Authority,
O/o The Superintending Engineer,
P.W.D. (B & R), Batala Road, Amritsar (Punjab)

...Respondents

Appeal Case No. 2309 of 2020

Present : Sh. Inderjit Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 19.05.2020. First appeal is dated 29.06.2020. Second appeal has been received in the Commission on 26.08.2020.

The appellant, Sh. Inderjit Singh, who appeared in person in today's hearing, orally states that he has received irrelevant information.

Neither the respondent PIO nor any of his representative is present in today's hearing.

After examining the documents placed on record, it is found that order dated 22.09.2021 passed by the Commission in the name of the Public Information Officer office of Executive Engineer, P.W.D. (B & R), Construction Division - 2, Amritsar is received back in the office of the Commission as 'undelivered' through Diary No. 24322 dated 27.10.2021. It is taken on record.

Nevertheless, a copy of this order be again sent through Registered Post to Public Information Officer office of Executive Engineer, P.W.D. (B & R), Construction Division - 2, Amritsar alongwith order dated 22.09.2021 with the directions to supply the certified copies of the required information as per queries raised by him through RTI request, through registered post or e-mail to the appellant. If any information, to any query/queries raised by the appellant through RTI request, is not available or not maintained in the official record, he/she (respondent-PIO concerned) will send/file a reply, in writing in the shape of an affidavit, to the appellant with a copy to the Commission, by the next date of hearing.

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

Encl: Order dated 22.09.2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Kamal Dev S/o Sh. Garib Dass,
House Number 57, Street Number 09,
Mohalla Sunder Nagar,
Amritsar(Punjab)

...Appellant

V/s.

(Regd. Post) Public Information Officer
O/o The District Manager,
Punjab State Warehousing Corporation,
Bank of Baroda Building,
The Mall, Ferozepur (Punjab)

First Appellate Authority
O/o The District Manager,
Punjab State Warehousing Corporation,
Ferozepur(Punjab)

...Respondents

Appeal Case No. 2425 of 2020

Present : Sh. Kamal Dev, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 08.05.2020. First appeal is dated 25.06.2020. Second appeal has been received in the Commission on 02.09.2020.

Neither the respondent PIO nor any of his representative is present in today's hearing.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 4388 dated 09.11.2021 signed by District Manager, Punjab State Warehousing Corporation, Ferozepur, which has been received in the Commission through an e-mail, has intimated the Commission that the requisite information has already been supplied to the appellant. It is taken on record.

The appellant, Sh. Kamal Dev, who appeared in person in today's hearing, orally states that incomplete information has been given to him by the respondent PIO as he has received information at point no. 02 i. e. Insecticide Register for the period of year 2000, 2001 and 2002 and information at point no. 03 regarding statement of Wheat Crop Year for the period of year 1999-2000, year 2002-2003 and year 2004 - 2005 is still pending.

As the appellant has neither pointed out any deficiency in the information supplied to him to the respondent PIO nor sent any letter to the Commission.

Nevertheless, a copy of this order be sent through registered post to Public Information Officer office of District Manager, Punjab State Warehousing Corporation, Ferozepur, with the directions to supply the remaining information, after removing the deficiencies (which would be pointed out) to the appellant through registered post or e-mail by the next date of hearing with a copy to the Commission.

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

Date : 13th December, 2021

State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Amandeep Singh Gill
S/o Sh. Nirmal Singh Gill,
Street No. 15, Peeru Banda,
Salem Tibri, Ludhiana-141008(Punjab)

...Complainant

V/s.

i) Public Information Officer,
O/o Block Development and
Panchayat Officer,
Block Ghall Khurd,
Distt. Ferozepur(Punjab)

ii) Public Information Officer,
(Regd. Post) O/o Village Development Officer (V.D.O.),
O/o Gram Panchayat,
Khuh-Chah-Parsia, Block Ghall Khurd,
Distt. Ferozepur(Punjab)

...Respondents

Complaint Case No. 450 of 2019

Present : None on behalf of the appellant.
Sh. Paramjit Singh, Panchayat Secretary-cum-PIO office of Gram Panchayat,
Khuh-Chah-Parsia, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 10.01.2019. The compliant has been received in the
Commission on 13.05.2019.

The appellant, Sh. Amandeep Singh Gill, is not present in today's hearing.

Sh. Paramjit Singh, Panchayat Secretary-cum-PIO office of Gram Panchayat,
Khuh-Chah-Parsia, who appeared in person in today's hearing, states that the requisite
information has already been supplied to the appellant in the instant appeal-case and penalty of
RS. 5000/- imposed upon him vide orders dated 16.11.2020 has been deposited.

After examining the documents placed on record, it emerges that Penalty was
imposed upon the concerned respondent-PIOs i. e. i) PIO of office of B.D.P.O., Block Ghal Khurd,
Distt. Ferozepur and ii) PIO of office of Village Development Officer, Gram Panchayat, Khuh-Chah-
Parsia, Block Ghall Khurd, Distt. Ferozepur, to comply with the orders dated 16.11.2020 passed by
the Commission by depositing penalty (jointly or individually) of Rs. 10000/- (penalty already
imposed Rs. 5000/- (vide orders dated 07.07.2020) + enhanced (announced today) Rs. 5000/- = Rs.
10,000/-) into the Government Treasury and a copy of challan receipt be sent to the Commission
by the next date of hearing to establish the fact that order of the Commission has been complied
with.

It also emerges that the respondent PIO office of Gram Panchayat, Khuh-Chah-
Parsia, has complied the order dated 16.11.2020 by paying penalty of Rs. 5000/- (which was
imposed upon him vide orders dated 16.11.2020 but the concerned PIO of office of V.D.O., Block
Ghall Khurd has not complied with the orders dated 16.11.2020.

Contd...2/-

Last opportunity is given to the respondent PIO concerned office of V.D.O., Block Ghall Khurd to comply with the orders dated 16.11.2020 passed by the Commission by depositing the pending penalty amount of Rs. 5000/- in the Treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

A copy of this order be sent to District Development and Panchayat Officer, Ferozepur through registered post with the advice to ensure compliance of the above-said order.

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

Date : 13th December, 2021

State Information Commissioner
Punjab

(Regd. Post)

Public Information Officer,
O/o District Development and
Panchayat Officer,
Mini Secretariat, Ferozepur (Punjab)

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Jasbir Singh,
Village – Bholapur Jhabewal,
P.O. - Ramgarh,
District – Ludhiana (Punjab)

....Appellant

V/s

- (Regd. Post) i) Public Information Officer,
O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan,
Sector 35 - A, Plot No. 03,
Chandigarh
- (Regd. Post) ii) Public Information Officer,
O/o The Director,
Deptt. of Local Government,
Municipal Bhawan,
Sector 35 - A, Plot No. 03,
Chandigarh First Appellate Authority,

O/o The Principal Secretary
to Government. of Punjab,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 1667 of 2021

Present : Sh. Jasbir Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 16.10.2020. First appeal is dated 16.11.2020. Second appeal has been received in the Commission on 01.04.2021.

The appellant, Sh. Jasbir Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent so far.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 2501 dated 26.07.2021 signed by Assistant Town Planner (Town Planning Wing), which has been received in the Commission vide Diary No. 16679 dated 28.07.2021, has intimated the Commission that the requisite information (sought by the appellant) does not relate with Deptt. of Local Government. He also intimated that the information demanded through RTI request is regarding an unauthorized colony in Bholapur Village of District Ludhiana, which does not relate with Deptt. of Local Government and probably comes under related Gram Panchayat or Rural Development Office. It is taken on record.

Neither the concerned respondent PIOs (office of Principal Secretary to Government of Punjab, Deptt. of Local Government and office of Director, Deptt. of Local Government, Punjab) nor any of their representative is present in today's hearing. The Commission took a serious view of this casual approach of the respondent PIOs.

Contd...2/-

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to :

- i) Public Information Officer office of Principal Secretary to Government. of Punjab, Deptt. of Local Government ;
- ii) Public Information Officer office of Director, Local Government, Punjab ;

They may note that in case they do not file their submission and does not avail themselves of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that they have nothing to say and the Commission shall proceed to take further proceedings against them ex-parte. A copy of this order be sent to them through registered post .

The case is adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 13th December, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

P. S. :

Sh. Rajeev Kumar, Building Inspector from Town Planning Branch of office of Director, Local Government, Punjab, appeared after the hearing of the instant appeal-case was over. He was read out the above order.

The case stands adjourned to 7th March, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.