

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
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Sh. Sandeep Kumar Maluja,
S/o Sh. Om. Parkash, R/o Street No 2,
Near Shani Dev Mandir,
Patel Nagar, Malout.
Distt. Sri Muktsar Sahib.: 9646546613

Appellant

Vs

Public Information Officer,
O/o Revenue Minister, PB,
Punjab Civil Secretariat-1,
Chandigarh.

First Appellate Authority
O/o Revenue Minister, PB,
Punjab Civil Secretariat-1,
Chandigarh.

Sh. Harbans Singh, **Registered**
Tehsildar
Barnala

Respondents

Appeal Case No. 1915/2021
(Video Conference Proceedings)

Present:- Sh. Sandeep Kumar Maluja, appellant.
Sh. Gurdev Singh, Sr. Asstt 9914301496 on behalf of the respondents.

ORDER

The RTI application is dated 4.11.2020 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 21.12.2020 and second appeal was filed in the Commission on 16.4.2021 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 representative of the respondents states that the information/reply has already been sent to the appellant. However, the appellant states that the respondents be directed to supply the information pertaining to Point No. 3 of the RTI application as the same does not fall under the category of third party. Regarding Point No. 4 of the RTI application the appellant states that a complaint is pending against Sh. Harbans Singh, Tehsildar. He has sent the documentary evidence in support of his statement, which is taken on record.

3. After hearing both the parties, Sh. Harbans Singh, Tehsildar Barnala is impleaded as necessary party to file the submissions, if any, pertaining to the Point No. 3 of the RTI

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Appeal Case No. 1915 of 2021

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application vide which the appellant has sought his property returns up to 2.11.2020, which is being **sent** along with this order. In the absence of response from Sh. Harbans Singh, Tehsildar, Barnala before the next date of hearing, the present case will be decided on merit on the next date of hearing.

4. Regarding Point No. 4 of the RTI application the respondent-Public Information Officer is directed to file a response viz a viz submissions made by the appellant. A copy of the documents sent by the appellant is also being **sent** along with this order.

5. To come up on 16.8.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sri Muktsar Sahib.

Dated: 13.7.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Bharat Bhushan Mattu 9779928472

153 Akash Nagar, Near Green Land School,

Central post Office, District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Deputy Commissioner,

District Ludhiana

First Appellate Authority

o/o Commissioner,

Patiala Division, Patiala.

Public Information Officer(By name) **Registered**

o/o the Municipal Corporation,

District Ludhiana

....Respondents

Appeal Case No. 1462 of 2021

(Video Conference Proceedings)

Present:- Sh. Bharat Bhushan Mattu, appellant.

Sh. Pardeep, Sr. Asstt. 9417376731 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 15.6.2021.

2. The appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that the application of the appellant has already been sent to the Municipal Corporation, Ludhiana action taken of which has been sought by the appellant. Thereafter, the appellant states that the information pertaining to Point No. 1 & 4 relates to the Deputy Commissioner, District Ludhiana.

3. Accordingly, the Public Information Officer o/o the Deputy Commissioner, District Ludhiana is directed to send the reply/supply the information pertaining to Point No.1 & 4 of the RTI application. He is also directed to transfer the RTI application of the appellant under Section 6(3) of the RTI Act, 2005 to the Public Information Officer o/o the Municipal Corporation, Ludhiana, who is impleaded as necessary party in this case. The Public Information Officer o/o the Municipal Corporation, District Ludhiana is also directed to file the reply/supply the information to the appellant before the next date of hearing under intimation to the Commission. A copy of the RTI application is being **sent** along with this order.

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Appeal Case No. 1462 of 2021

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4. After the hearing was over, the appellant has sent the submission regarding the misbehaviour of the respondents and requested to take action against the representative of the respondents and schedule the next date of hearing through cisco webex only. A copy of the submission made by the appellant is taken on record and is being sent to the Deputy Commissioner, District Ludhiana for further necessary action as per the law.

5. To come up on 11.8.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana (for the respondents) and for the appellant through cisco webex.

Dated: 13.7.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC

Sh. Varinder Sharma, IAS
Deputy Commissioner,
District Ludhiana

To look into the matter and ensure
compliance of this order.

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Shri Dilbagh Chand (Naib Subedar Retd), S/o Shri Ramji Dass,
R/o - Village - Hayatpur,
PO Hambowal,
Tehsil Samrala, Distt Ludhiana.
M : 9814414473; 9463262669

..Appellant

Vs

Sh. Avtar Singh,
Public Information Officer , **Registered**
O/o Addl. Deputy Commissioner(Development),
Ludhiana.

First Appellate Authority
O/o Adll. Deputy Commissioner (Development),
Ludhiana.

Sh. Joginder Singh,
Public Information Officer **Registered**
o/o the Deputy Commissioner,
Ludhiana

....Respondent(s)

Appeal Case No. 519/2021
(Cisco Webex Proceedings)

Present:- Sh. Dilbagh Chand, appellant.
Sh. Manjinder Singh on behalf of Sh. Joginder Singh, D.R.O.-cum-Public Information Officer o/o Deputy Commissioner, District Ludhiana Sh. Jaswinder Singh, Supdt o/o District Development and Panchayats Officer and Sh. Rama Kant, Supdt o/o Block Development and Panchayats Officer, Machhiwara . 9815196874. 9988003512

ORDER

This order may be read with reference to the previous order dated 15.6.2021.

2. The appellant states that he has not received the information pertaining to Point No. 1 and 2 of the RTI application. He further requests for the compensation due to harassment. However, the representative of the respondents on behalf of the Block Development and Panchayats Officer Machhiwara assured that he will file the reply/supply the information before the next date of hearing pertaining to Point No. 1 & 2 of the RTI application.

3. The Public Information Officer o/o the Addl. Deputy Commissioner (Dev.) is absent without intimation. He has neither filed the reply regarding show cause notice issued to him nor he has submitted any response regarding the information. The perusal of the file shows that in this case, application for information was filed on 8.11.2019 but after lapse of more than 1½ year, incomplete information has been supplied to the appellant.

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Appeal Case No. 519 of 2021

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It is, thus apparent from the response of the respondent-PIO that there has been delay in providing the information. Appellant had also suffered financial loss in getting the information. There are systemic deficiencies in the manner of receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

5. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 5000/- (Rupees Five thousand only) by way of compensation to the Appellant. This amount shall be payable from the State Exchequer before the next date of hearing by the office of the Addl. Deputy Commissioner (Development), Ludhiana.

6. The reply has also been received from Sh. Joginder Singh, District Revenue Officer-cum- Public Information Officer o/o the Deputy Commissioner, Ludhiana, which is taken on record and the decision on the same will be taken in the next date of hearing.

7. To come up on 16.8.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana/cisco webex.

Dated: 13.7.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC

Sh.Amit Kumar Panchal, IAS
Addl. Deputy Commissioner (Dev.)
District Administrative Complex,
Ludhiana.

Registered

To ensure compliance of this
order.

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Sh. Jatin Kumar Gupta,
33, New Vikas Nagar,
Baltana,
Zirakpur.

M : 7276200004

....Appellant

Vs

Public Information Officer,
O/o Secretary,
Personnel Department, PB,
Chandigarh.

First Appellate Authority
O/o Secretary,
Personnel Department, PB,
Chandigarh.

....Respondent(s)

Appeal Case No. 623/2021

(Cisco Webex/Telephone Proceedings)

Present:- None on behalf of the appellant.

Sh. Jagdish Singh, 9988321188 P.P. 1 Branch, on behalf of the respondents.
9914400197

ORDER

This order may be read with reference to the previous order dated 6.5.2021.

2. The appellant is absent but he has sent the written submission, which is taken on record. However, the representative of the respondents states that he has brought 85 pages of Government instructions issued from time to time regarding the sought information along with him to hand over the same to the appellant. But due to the absence of the appellant, the representative of the respondents placed on record 85 pages. As the appellant is absent, therefore he is advised to get the same from the office of the Commission as per his convenience and file the rejoinder, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission.

3. To come up on 11.8.2021 at 12.30 PM at Chandigarh.

Dated: 13.7.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Gurdeep Singh Kahlon S/o Late Sh. Boorh Singh,

C/o Kahlon Association,

Opposite Gurudwara Sri Kutia Sahib,

Jamalpur, Chandigarh Road,

Ludhiana-141010.

M : 9779508115

Complainant

Vs

Public Information Officer,

O/o Deputy Commissioner,

Ludhiana.

Respondents

Complaint Case No. 510/2021

Present:- None on behalf of the complainant.

Ms Prabjot Kaur, Sr. Asstt. Establishment Branch 9915233869 on behalf of the respondents.

ORDER

The RTI application is dated 3.4.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 27.4.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The complainant is absent without intimation. However, the representative of the respondents states that the information has already been supplied to the complainant and also a copy of the forwarding letter bearing No. 2113 dated 5.7.2021 has been sent to the Commission, which is taken on record.

3. Accordingly, a copy of the letter bearing No. 2113 dated 5.7.2021 is being **sent** along with this order to the complainant to file the rejoinder, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission.

4. To come up on 11.8.2021 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: 13.7.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh.Jagmohan Singh Makkar,
334, G.T. Road,
Salem Tabri, Ludhiana.

Appellant

Vs

Public Information Officer,
O/o Sub Registrar,
Jagraon, Ludhiana.

First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Respondents

Appeal Case No. 1860/2021
(Video Conference Proceedings)

Present:- Sh. Jagmohan Singh Makkar, appellant.
Sh. Daljit Singh, clerk o/o Sub Registrar, Jagraon on behalf of the
respondents. 9988226304

ORDER

The RTI application is dated 2.11.2020 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 28.12.2020 and second appeal was filed in the Commission on 9.4.2021 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 received the complete information and is satisfied with the same, except pertaining to Point No. 2 & 5 of the RTI application. Regarding Point No. 2 of the RTI application, the appellant states that the list of VASIKAs entered from 1.1.2018 to 31.12.2019 may be supplied. Regarding Point No. 5 of the RTI application the appellant states that the respondent-Public Information Officer has supplied the list of colonies where the registry cannot be done without NOC but the Khasra Numbers of that colonies have not been supplied and requested for the same.

3. Accordingly, the respondent-Public Information Officer is directed to file the reply/supply the information as per para 2 above before the next date of hearing and in case the same is not available/could not be printed then an undertaking may be filed.

4. To come up on 29.7.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 13.7.2021

Sd/
(Suresh Arora)
Chief Information Commissioner, Punjab.

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Sh. Kamalpreet Singh,
134, Basant City,
Threekay, Post Office-Lalton Kalan,
Ludhiana-142022. M : 7719791331

Complainant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Amritsar.

Respondents

Complaint Case No. 443/2021
(Video Conference Proceedings)

Present:- Sh. Kamalpreet Singh, complainant.
Ms Neelam Malhotra 7986453314 Sr. Asstt. and Ms Dalbir Kaur, Sr. Asstt. on
behalf of the respondents.

ORDER

The RTI application is dated 1.3.2021 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 9.4.2021 under Section 18 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 supplied by the respondents so far. He also states that the office of the Deputy Commissioner, District Amritsar has to supply the information whereas his request has been sent to Civil Surgeon, District Amritsar. He also states that a specific reply has also been received from the Civil Surgeon, District Amritsar that the information does not relate to his office. The appellant further requested to direct the respondent-Public Information Officer o/o the Deputy Commissioner, District Amritsar to supply the information.

3. Accordingly, the respondent-Public Information Officer is directed to file the reply/supply the information as has been sought by the appellant before the next date of hearing. He is also directed that in case the part of the information relates to the other office then the RTI application of the appellant be transferred under Section 6(3) of the RTI Act, 2005 to the authority concerned under intimation to the Commission before the next date of hearing.

4. To come up on 11.8.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar.

Dated: 13.7.2021.

Sd/
(Suresh Arora)
Chief Information Commissioner, Punjab.

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Sh. Ajay Nand/. Ajay Kumar Mehta,
C-118 East Mohan Nagar,
Chamrang Road, Amritsar. M : 9814646309

Appellant

Vs

Public Information Officer,
O/o Chief Secretary, Govt of Punjab,
Chandigarh.

First Appellate Authority
O/o Chief Secretary, Govt of Punjab,
Chandigarh.

Respondents

Appeal Case No. 1840/2021
(Video Conference Proceedings)

Present:- Sh. Ajay Kumar Mehta, appellant.
Sh. Rakesh Bhandari, Under Secretary-cum-Public Information Officer
9876857799 and Ms Seema Singh, Public Information Officer o/o the Chief
Secretary, 9872975226 on behalf of the respondents.

ORDER

The RTI application is dated 21.1.2021 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 2.3.2021 and second appeal was filed in the Commission on 9.4.2021 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 respondent-Public Information Officer o/o Chief Secretary states that four memorandums were received from the Governor Office pertaining to year 2020 and the same has already been sent to the Financial Commissioner Taxation.

3. The Public Information Officer o/o the Governor, Punjab states that Point No. 1 of the RTI application of the appellant has already been transferred to the Chief Secretary, Punjab under Section 6(3) of the RTI Act, 2005 vide which the appellant has sought the copies of memorandums submitted by Sh. Sukhbir Singh Badal, Sh. Sukhdev Singh Dhindsa, Sh. Ranjit Singh Brahmpura and Aam Aadmi Party. Regarding Point No. 2 of the RTI application the respondent-Public Information Officer states that the information has already been sent to the appellant and regarding Point No.3 he states that post No. RP875689740IN dated 14.9.2020 has not been received in the office so the response has already been sent to the appellant vide endorsement No. 351 dated 28.1.2021.

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Appeal Case No. 1840 of 2021

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4. However, the appellant states that the information pertaining to Point No. 2 of the RTI application has not been supplied duly certified. In addition he also states that on the one hand the respondent-Public Information Officer is transferring the point No. 1 of the RTI application to the Chief Secretary, Punjab vide which the memorandums submitted by Sh. Sukhbir Singh Badal, Sh. Sukhdev Singh Dhindsa, Sh. Ranjit Singh Brahmura and Aam Aadmi Party has been sought whereas the office of the Governor Punjab had already supplied the similar documents under Point No. 2 of the RTI application pertaining to the memorandums related to Sh. Partap Singh Bajwa and Sh. Shamsher Singh Dulo.

5. Accordingly, the Public Information Officer o/o the Governor Punjab is directed to supply the attested copy of the information pertaining to Point No. 2 of the RTI application before the next date of hearing. He is also directed to file the response regarding Point No. 1 of the RTI application, keeping in view the submissions made by the appellant as per para 4 above, before the next date of hearing.

6. To come up on 16.8.2021 at 12.30 PM at Chandigarh.

Dated: 13.7.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.