

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: psic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



Sh. Raj Singh s/o Sh. Inder Singh,
VPO Walle Shah Uthar (Behak),
Tehsil & Distt. Fazilka

....Appellant

Vs

Sh. Lakhbir Singh,
Public Information Officer-cum-
Block Development and Panchayats Officer,
Fazilka.

Sh. Harpreet Singh B.D.P.O.
Public Information Officer-cum-
Block Development and Panchayats Officer,
Fazilka.

First Appellate Authority
o/o Block Development and Panchayats Officer,
Fazilka

....Respondents

Appeal Case No. 2783 of 2021
(Video Conference Proceedings)

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

Order

This order may be read with the reference to the previous order dated
16.6.2022.

2. Both the parties are absent without any intimation to the Commission. It is pertinent to mention here that both appellant and PIO were present during the last hearing dated 16.6.2022. A copy of order dated 16.6.2022 was sent to the parties including Sh. Lakhbir Singh Ex-BDPO Fazilka now posted as Education Panchayat Officer, **Rani ka Baag**, Verka Block, Amritsar through registered post intimating them the proceedings and next date of hearing. Also a copy of order dated 16.6.2022 was sent to Director, Rural Development and Panchayat department, Punjab, Mohali through registered post. As such, the officers of Directorate, Rural Development and Panchayat Department, Punjab were in knowledge of the proceedings in this case.

3. Due to defying attitude in dealing with the case a show cause notice was issued to the PIO for the imposition of penalty and a compensation amounting to Rs.3000/- was awarded in favour of the appellant dated 30.11.2021. Thereafter, the case was adjourned

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: psic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



AC 2783/2021

number of times to comply with the order of the Commission and to supply the information. Due to non compliance of the order of the Commission the compensation was increased from Rs.3000/- to Rs.10,000/- and a show cause notice was issued on 27.4.2022 to Sh. Lakhbir Singh, BDPO Fazilka now posted as Education Panchayat Officer, Rani Ka Baag, Verka Block, Amritsar for imposition of penalty. It is also a fact on record that the orders dated 16.6.2022 were sent to Sh. Lakhbir Singh, Education Panchayat Officer as he was well versed with the proceedings of the case. But he is again absent today without intimation and also has not sent any reply to the show cause notice issued to him on 27.4.2022.

4. Viewing the attitude of the respondent towards the non compliance of the order of the Commission dated 16.6.2022, the compensation amount of Rs 10000/- is enhanced to Rs 25000/- payable to the appellant in the interest of justice. The Public Information Officer is directed to pay the compensation amount through Government exchequer before the next date of hearing and **the case file is being sent to the Financial Commissioner, Rural Development & Panchayat Deptt., Pb. with the recommendation to take disciplinary action against Sh. Lakhbir Singh BDPO Fazilka now posted as Education Panchayat Officer at Amritsar(Mobile - 9592150133) for the non compliance of the order of the Commission.**

5. That Sh. Harpreet Singh present B.D.P.O Fazilka cum PIO was present in the last hearing dated 16.6.2022 and he is also well versed with the proceedings of the case. He has also not attended the today's hearing. Therefore, Shri Harpreet Singh, Public Information Officer, is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay/denial of the information to the RTI applicant and to show cause why compensation under section 19(8) of the RTI Act, 2005, may not be paid to the appellant for causing willful delay/denial of the information for detriment suffered by him.

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

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: psic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



AC 2783/2021

date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte, on merit.

6. A last opportunity is afforded to the appellant to establish his Public Interest involved in seeking the third party information before the next date of hearing failing which ex-parte decision will be taken, on merit.

7. To come up on 10.8.2022 at 12.30 P.M. to be heard through video conference facility available in the office of the Deputy Commissioner, Fazilka/ Amritsar.

sd

Dated 13.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab.

CC

**Financial Commissioner,
Rural Development & Panchayat Deptt.,Pb
Punjab Civil Secretariat-2, Sector 9, Chandigarh**

Director, (By name)

Rural Dev. & Panchayats Punjab,
Vikas Bhawan, Sector 62, Mohali.

**Sh. Lakhbir Singh (M 9592150133)
Education Panchayat Officer,
Rani ka Baag, Verka Block, Amritsar**

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: psic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



Sh. Suresh Kumar Aggarwal,
#2585/2A, Jagat Nagar,
Basti Jodhewal, Ludhiana-141007.

....Appellant

Vs

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

First Appellate Authority
O/o Deputy Commissioner, Ludhiana.

....Respondents

Appeal Case No. 67 of 2022
(Video Conference Proceedings)

Present:- Shri Suresh Kumar Aggarwal, appellant.
Shri Paramjit Singh, Clerk, Sh. Hardip Singh Patwari M 9877387802 on behalf of the respondents.

Order

This order may be read with reference to previous order dated 30.6.2022 vide which the appellant was absent and sought adjournment. Accordingly the case was adjourned and fixed for hearing today i.e. 13.7.2022.

2. That on perusal of the RTI application, it is noticed that the appellant has sought voluminous information and he has not complied with the order dated 22.6.2022 wherein he was afforded a last opportunity to submit his written submissions to seek the specific information.

3. That now the appellant is hereby given again a last opportunity to submit his written submissions to seek specific information along with the specific time period before the next date of hearing, failing which the decision will be taken ex-parte, on merit. Further, both the parties are directed to remain present on the next date of hearing.

4. To come up on 10.8.2022 at 12.30 P.M to be heard through video conference facility available in the office of the Deputy Commissioner, Ludhiana.

sd

(Suresh Arora)

Chief information Commissioner, Punjab.

Dated 13.7.2022

@s

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: psic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



Sh. Bawa Singh Jassal, M 987760624
Sudhar Bazar, New Abadi, Akalgarh,
PO KCG Sudhar,
Distt. Ludhiana.

Appellant

Vs

Public Information Officer,
Deputy Commissioner,
Ludhiana.

First Appellant Authority,
Deputy Commissioner, Ludhiana.

Chief Administrator,
cum Public Information Officer Glada, Ludhiana

Superintendent,
cum Public Information Officer,
o/o S.D.M. Raikot, Distt. Ludhiana

Respondents

Appeal Case No. 1696 of 2022
(Video Conference Proceedings)

Present: Sh. Bawa Singh Jassal, appellant.
Sh. Vikram Pal Singh, Sr. Assistant on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 16.6.2022.

2. The representative of the respondents states that information pertaining to encroachment of land of Air Force station Halwara has been sent to the appellant vide letter 4637-38 dated 12.7.2022. He has sent a copy of the same to the Commission which is taken on record. The letter is self explanatory and relevant part of the letter is reproduce below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਵੱਲੋਂ ਪਾਈ ਗਈ ਆਰ.ਟੀ.ਆਈ ਕਿ ਏਅਰ ਫੋਰਸ ਸਟੇਸ਼ਨ ਹਲਵਾਰਾ ਦੀ (ਸਰਕਾਰੀ) ਜ਼ਮੀਨ (ਦਿਲਬਾਗ ਇੰਨਕਲੇਵ) ਤੇ ਪ੍ਰਾਈਵੇਟ ਕਲੋਨੀਆਂ ਬਣਾ ਕੇ ਕਬਜ਼ਾ ਕੀਤਾ ਜਾ ਰਿਹਾ ਹੈ। ਇਸ ਦੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਨੂੰ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਮਿਤੀ 29.06.2022 ਨੂੰ ਆਪ ਦੇ ਨਾਲ ਵਧੀਕ ਮੁੱਖ ਪ੍ਰਸ਼ਾਸਕ, ਗਲਾਡਾ ਜੀ ਵੱਲੋਂ ਸਮੇਤ ਰੈਗੂਲੇਟਰੀ ਸਟਾਫ ਮੌਕਾ ਦੇਖਿਆ ਗਿਆ। ਆਪ ਵੱਲੋਂ ਦਿਲਬਾਗ ਇੰਨਕਲੇਵ ਕੋਲ ਮੌਕੇ ਤੇ ਜਾ ਕੇ ਕਿਹਾ ਗਿਆ ਕਿ ਇਸ ਜਗ੍ਹਾ ਤੇ Airforce ਦੀ ਜਗ੍ਹਾ ਹੋਣ ਦੇ ਬਾਵਜੂਦ ਕੁਝ ਪ੍ਰਾਈਵੇਟ ਵਿਅਕਤੀਆਂ ਵੱਲੋਂ ਕਬਜ਼ਾ ਕੀਤਾ ਗਿਆ ਹੈ। ਦਿਲਬਾਗ ਕਲੋਨੀ ਏਅਰ ਫੋਰਸ ਹਲਵਾਰਾ ਦੀ ਆਪਣੀ ਵਿਕਸਿਤ ਕੀਤੀ ਗਈ ਰਿਹਾਇਸ਼ੀ ਕਲੋਨੀ ਹੈ। ਆਪ ਦੀ ਸ਼ਿਕਾਇਤ ਨੂੰ ਮੁੱਖ ਰੱਖਦੇ ਹੋਏ ਵਧੀਕ ਮੁੱਖ ਪ੍ਰਸ਼ਾਸਕ ਗਲਾਡਾ ਜੀ ਵੱਲੋਂ ਪੱਤਰ ਨੰਬਰ 4503 ਮਿਤੀ 07.07.2022 (ਕਾਪੀ ਨੰਬੀ) ਰਾਹੀਂ Incharge Airforce Station Halwara ਨੂੰ ਸਮੇਤ ਆਪ ਵੱਲੋਂ ਕੀਤੀ ਸ਼ਿਕਾਇਤ ਭੇਜਦੇ ਹੋਏ ਲਿਖਿਆ ਗਿਆ ਹੈ ਕਿ ਜੇਕਰ ਉਹਨਾਂ ਦੀ ਜ਼ਮੀਨ ਤੇ ਕੋਈ ਨਜ਼ਾਇਜ਼ ਕਬਜ਼ਾ ਹੋਇਆ ਹੈ ਤਾਂ ਉਹ ਡਿਮਾਰਕੇਸ਼ਨ ਕਰਵਾ ਲੈਣ।

ਸ਼ਿਕਾਇਤ ਵਿੱਚ ਦਰਜ ਇਕ ਹੋਰ ਅਣ ਅਧਿਕਾਰਤ ਕਲੋਨੀ ਨਾਮਦੇਵ ਨਗਰ ਬਾਰੇ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਇਸ ਕਲੋਨੀ ਦੇ ਕਲੋਨੀਕਾਰ ਵਿਰੁੱਧ ਐਫ.ਆਈ.ਆਰ ਦਰਜ ਕਰਨ ਲਈ ਦਫਤਰ ਵੱਲੋਂ ਲੋੜੀਂਦਾ ਰੈਵੀਨਿਊ ਰਿਕਾਰਡ ਪ੍ਰਾਪਤ ਕਰ ਲਿਆ ਗਿਆ ਹੈ ਅਤੇ ਕਲੋਨੀਕਾਰ ਵਿਰੁੱਧ ਐਫ.ਆਈ.ਆਰ ਦਰਜ ਕਰਵਾਉਣ ਲਈ ਪੁਲਿਸ ਵਿਭਾਗ ਨੂੰ ਲਿਖਿਆ ਜਾ ਰਿਹਾ ਹੈ। ਇਹ ਆਪ ਦੀ ਸੂਚਨਾ ਹਿਤ ਹੈ ਜੀ।

3. The appellant feels satisfied with reply of the PIO but he submits before the Commission that his complaint was dated 20.7.2020 and RTI was dated 11.10.21 and requests the

Contd. P/2

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



Appeal Case No. 1696 of 2022

Commission to provide him the chronologically action taken on his complaint from 20.7.20 to 30.12.2021.

4. In view of the above, the respondent PIO is hereby, directed to provide the information pertaining to the action taken on appellant's complaint dated 20.7.2022 from dated 20.7.2020 to 31-12.2022. The representative of the respondents has assured to provide the information within a month. The case is adjourned. A copy so received from the PIO is being **sent** to the appellant.

5. To come up on 16.8.2022 at 12.30 P.M. to be heard through video conference facility available in the officer of the Deputy Commissioner, Ludhiana.

Dated 13.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab,

cc

Smt. Surabhi Malik, I.A.S.

Deputy Commissioner,
Ludhiana.

Shri Gurjinder Singh

District Revenue Officer.

Cum Public Information Officer,

o/o Deputy Commissioner, Ludhiana.