

**Bhupinder Singh,**  
3142 B, Sector 39-D,  
CHANDIGARH

Versus

**Public Information Officer,**  
O/o. Director National Health Mission, Punjab,  
Sector- 38,  
CHANDIGARH.

**Complaint Case No. 683 of 2019**

**PRESENT :**

Bhupinder Singh (Complainant) **81466-60492.**  
Amit Sharma (for the Respondent) 88720-90023.

**ORDER:**

1. The RTI application is dated 1.7.19 vide which the appellant has sought information pertaining to 'action taken' on Letter No. E9(1)Punjab 2019-1815 dated 30.5.19 . A complaint was filed in the Commission on 6.8.19 under Section 18 of the Right to information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 13.9.19.
3. The respondent PIO, represented by Amit Sharma, program assistant, submitted that information requested pertains to the Department of Health & Family Welfare, to which the complainant's information request was transferred on 10.7.19 and once again on 24.7.19.
4. The complainant says that his main aim is to get the requested information and not any penal action against the respondent PIO, in this instance the **PIO, Department of Health & Family Welfare, Punjab.**
5. Since Section 18 of the RTI Act is restricted to 'complaints', this **Commission, with the concurrence of the complainant, REMANDS this complaint case to be taken up as a 'First Appeal' by the First Appellate Authority, o/o Department of Health & Family Welfare, Punjab.**

Sd/-  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh.  
13.9.19.

Cc:  
-PIO, Department of Health & Family Welfare, Punjab, Sector-34 A, Chandigarh.  
- FAA, Department of Health & Family Welfare, Punjab Sector-34 A, Chandigarh.

**Tejinder Singh (Advocate),**  
Civil Court, Tehsil Complex,  
Backside SanjhKendar, Phillaur,  
District Jalandhar.

Versus

**Public Information Officer,**  
O/o Municipal Council Rampura Phul.

**First Appellate Authority,**  
O/o Deputy. Director, Local Government,  
Bathinda.

**Appeal Case No.2796of 2019**

**PRESENT:**

Appellant is ABSENT  
Jagjit Singh (for the Respondent) 84272-12815.

**ORDER:**

1. The RTI application is dated 16.5.19 vide which the appellant has sought information pertaining to dimensions of footpaths, encroachments thereupon, details of vehicles with the Municipal Council etc.. First appeal was filed with the First Appellate Authority (FAA) on 16.6.19, and the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 13.9.19.
3. The respondent PIO, represented by Jagjit Singh, pump operator has submitted a reply accompanied by only a portion of the information requested. He has undertaken to provide the remaining information within 10 days.
5. The respondent PIO, Shivinder Kumar Garg, EO MC Rampura Phul as well as the appellant are requested to apprise the Commission as and when this information is furnished.
6. Next hearing on 23.10.19 for **COMPLIANCE**.

Sd/-  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh.  
13.9.19.

**Nirmaljit Singh,**  
S/o Jora Singh, H.No. 2976,  
Phase-VII,  
Mohali.

Versus

**Public Information Officer,**  
O/o. DPI (EE), Punjab  
Mohali.

**First Appellate Authority,**  
O/o.DPI (EE), Punjab,  
Mohali.

**Appeal Case No.2806 of2019**

**PRESENT :**

Nirmaljit Singh (Appellant) 99888-85115.  
Manjit Inder Singh (for the Respondent)84274-02199.

**ORDER:**

1. The RTI application is dated 1.4.19 vide which the appellant, a former employee of the Punjab Mandi Board, has sought information regarding the a letter from the DEO for shutting down an “illegally running” school in Village Mataur. First appeal was filed with the First Appellate Authority(FAA) on 2.5.19, and the second appeal was filed in the Commission on 2.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 13.9.19.
- 3.The respondent PIO, represented by ManjitInder Singh, superintendent has submitted the information requested by appellant and the appellant says he is satisfied.
4. The Commission is nonetheless concernedat the avoidable delay in furnishing the information requested by the appellant on 1.4.19.
5. The respondent PIO is cautioned against such lapses in future.
6. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh.  
13.9.19.

**Madhu Sharma,**  
W/o Swatantar Sharma,  
4811/1, Sector 38(West),  
Chandigarh

Versus

**Public Information Officer,**  
O/o Executive Engineer,  
Water Supply & Sanitation,  
Division 3, Ludhiana.

**First Appellate Authority**  
O/o S.E.,  
Water Supply & Sanitation Circle,  
Ludhiana.

**Appeal Case No.2810 of 2019**

**PRESENT :**

Swatantar Kumar (ex-SDO Irrigation, for the Appellant)  
Manjit Singh (for the Respondent)99155-00606.

**ORDER :**

1.The RTI application is dated 1.6.19 vide which the appellant has sought information by way of various documents pertaining to four private contractors. First appeal was filed with the First Appellate Authority(FAA) on 3.7.19, and the second appeal was filed in the Commission on 2.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)

2.Notice was issued to the parties for the first hearing in the Commission on 13.9.19.

3. The appellant, represented by her husband Swatantar Kumar, submitted that the information provided is incomplete.

4. The respondent PIO, represented at this hearing by Harjit Singh, senior assistant, is directed to arrange for the appellant to inspect the available record at Ludhiana on 24.10.19& 25.10.19. The appellant can get up to 100 pages copied free of cost. For any additional pages, the appellant pay the public authority, the cost of photocopying.

5. Both, the respondent PIO and the appellant are requested to apprise this Commission when the RTI application has been addressed to the satisfaction of the appellant.

6. Next hearing on 6.11.19 for **COMPLIANCE**.

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh.  
13.9.19

**Surjit Singh,**  
S/o Gokal Singh,  
VPO Jarg, Tehsil Payal,  
District Ludhiana.

Versus

**Public Information Officer,**  
o/o DPI (EE), Punjab,  
Mohali.

**First Appellate Authority**  
-cum-Secretary, Department of Education,  
Mohali.

**Appeal Case No.2812 of 2019**

**PRESENT:**

Surjit Singh (Appellant) 9855900321  
Jitender Singh (for the Respondent) 98154-67866.

**ORDER:**

1.The RTI application is dated 4.5.19 vide which the appellant has sought information by way of the public authority's "failure" to conduct inquiry against some persons, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 31.5.19 and second appeal was filed in the Commission on 2.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)

2. Notice was issued to the parties for the first hearing in the Commission on 13.9.19.

3. The respondent PIO, represented by Jitender Singh, senior assistant, contended that the appellant has been filing repeated RTI applications demanding the same information. He also submitted a copy of an earlier order by SIC Yashvir Mahajan (in complaint case No.1065 of 2018) which was dismissed as the appellant's conduct was "vexatious" and designed to "harass" the public authority.

4. This Commission directs the respondent PIO to submit proof of his contention by way of copies of earlier RTI applications filed by the appellant, as well as a copy of SIC Yashvir Mahajan's order in Complaint Case 1065 of 2018.

5. Next hearing on 4.10.19.

Sd/-  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh.  
13.9.19

**Mukhtiar Singh,**  
S/o Jagir Singh,  
H.No. 396, PUDA  
(MCB-Z-2/03262),  
Model Town, Phase-2,  
Bathinda.

Versus

**Public Information Officer,**  
o/o Executive Engineer, Improvement Trust,  
Bathinda.

**First Appellate Authority**  
o/o. Regional Deputy Director Local Government,  
Bathinda.

**Appeal Case No.2832 of 2019**

**PRESENT:**

The Appellant is ABSENT.  
Rippin Kumar (for the Respondent)96463-51000.

**ORDER :**

- 1.The RTI application is dated 13.5.19 vide which the appellant has sought information by way of attested copies of directions from the Improvement Trust to the Director Local Bodies, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority(FAA) on 28.6.19 and second appeal was filed in the Commission on 2.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the commission on 13.9.19.
3. The appellant Mukhtiar Singh has stated in an email to the Commission, that he is satisfied with the information furnished by the respondent PIO.
4. This Commission is, nonetheless, deeply concerned at the unnecessary delay of four months caused by the respondent PIO, who did not even heed to the instructions of the FAA on 30.7.19.
5. The respondent PIO, Gora Lal, executive officer, Improvement Trust Bathinda is cautioned against such grave lapses in the future.
6. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh.  
13.09.2019.

**Pawan Kumar Sharma** (Advocate),  
S/o Late Sh. Bhagwant Kishore,  
585, Phase-II,  
Mohali.

Versus

**Public Information Officer,**  
o/o .Superintending Engineer,  
Water Supply & Sanitation, Punjab,  
Chandigarh.

**First Appellate Authority**  
o/o Superintending Engineer,  
Water Supply & Sanitation, Punjab,  
Chandigarh.

**Appeal Case No.2848 of 2019**

**PRESENT:**

Pawan Kumar (Appellant) 94539-50619  
Ramanpreet Singh, SDE (for the respondent) 84277-54491

**ORDER:**

1. The RTI application is dated 15.2.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 21.5.19 and the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act 2005 (RTI Act)
2. Notice was issued to the parties for the first hearing in the Commission on 13.9.19.
3. After an unacceptable lapse of 7 long months since the RTI application was filed (on 15.2.19), the respondent PIO has supplied information for the second time in a manner that is apparently to suppress the facts.
4. The respondent PIO is directed to submit a detailed and point-wise reply to the appellant's RTI application from the record held by the public authority, in this instance, the Water Supply & Sanitation department, Punjab. He is however free to omit information that is already in the public domain, like instructions from the World Bank etc. Even in such instances, it would be prudent for the respondent PIO, Anil Kumar, executive engineer, to inform the appellant on where (which website etc) the information is available.
5. **Next hearing on 6.11.19.**

Sd/-  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh.  
13.09.2019.



**Sahib Singh**

S/o Raja Ram, Village Tandi, PO Loroa,  
District Jalandhar.

Versus

**Public Information Officer,**

O/o Chairman, Water Supply & Sanitation  
Managing Committee,  
Village Tandi, PO Loroa,  
District Jalandhar.

**First Appellate Authority**

O/o BDPO Bhogpur,  
District Jalandhar.

**Appeal Case No.2835 of 2019**

**PRESENT :**

Sahib Singh (Appellant)  
Respondent PIO is ABSENT

**ORDER:**

1. The RTI application is dated 21.5.19 vide which the appellant has sought information regarding electricity bills pertaining to the present and former chairman's residences in village Tandi from July 2013 to May 2019, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 10.6.19 and the second appeal was filed in the Commission on 6.8.19 under section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 13.9.19.
3. This Commission notes, with concern and distress, that the respondent PIO has not bothered to respond to the appellant's request for information. In addition, he / she has apparently also chosen to IGNORE this Commission's notice.
4. This Commission has been apprised that the chairpersons of village water supply & sanitation schemes / projects are the village Sarpanches.
5. Under the circumstances, the BDPO Bhogpur and the Superintending Engineer (SE), Water Supply & Sanitation, Jalandhar Circle are directed to ensure COMPLIANCE.
6. The respondent PIO is directed to appear in person at the next hearing on 23.10.19. failing which this Commission will initiate appropriate steps to ensure compliance.

Sd/-

**(ASIT JOLLY)**

State Information Commissioner

Chandigarh.

13.09.2019.

Cc:

Superintending Engineer (SE),  
Water Supply & Sanitation,  
Jalandhar Circle.