

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864115, Email: - psic25@punjabmail.gov.in
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Sh. Rakesh Sharma (98884-01973)

R/o 182/12, Main Bazar, Katra Parja,
I/s Hathi Gate, Amritsar

Appellant

Versus

Public Information Officer

O/o Nagar Nigam, Ranjit Avenue,
Amritsar

First Appellate Authority

O/o Commissioner, Nagar Nigam,
Ranjit Avenue, Amritsar

Respondent

Appeal Case No.: 3298 of 2018

Present: Sh. Rakesh Sharma, the appellant in person.
For the respondent: Sh. Jagdev Singh (ATP) along with Sh. Sanjeev Devgan (ATP).

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Appellant, Sh. Rakesh Sharma states that requisite information and compensation cheque has been received from the respondent PIO. He added that he is satisfied with the supplied information.
3. Respondent, Sh. Jagdev Singh submits the following documents which are taken on record:
 - An acknowledgement signed by the appellant dated 18.07.2019 stating that he has inspected and satisfied with the supplied information.
 - A copy of cheque of compensation amounting Rs. 1,500/- with the remarks by the appellant dated 02.08.2019 stating as received D.D. 1500 Rupees.
 - A copy of challan of penalty deposited amounting Rs. 10,000/-.
4. Respondent, Sh. Jagdev Singh also submits a reply dated 14.10.2019 stating that requisite information has already been supplied to the appellant and requested to close this case.
5. After hearing both the parties and examining the case file, it is observed that no cause of action is left in this case. Therefore, the instant appeal case is **disposed of & closed**.
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Rajesh Gupta (94639-90768)

C/o Civil Veterinary Hospital,
VPO Karoran, Tehsil Kharar,
District SAS Nagar

Appellant

Versus

Public Information Officer

O/o Director,
Dept. of Animal Husbandry, Punjab,
Livestock Complex, Sector-68,
SAS Nagar

First Appellate Authority

O/o Director,
Dept. of Animal Husbandry, Punjab,
Livestock Complex, Sector-68,
SAS Nagar

Respondent

Appeal Case No.: 3467 of 2018

Present: Sh. Rajesh Gupta, the appellant in person.
For the respondent: Sh. K.P.S. Pasricha (APIO).

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Appellant, Sh. Rajesh Gupta states that no information has been received after the previous order of the Commission dated 04.09.2019.
3. Respondent, Sh. K.P.S. Pasricha states that no record has been received from Establishment Branch- I & II in connection with point no. 11. He submits a reply vide letter no. 482 dated 14.10.2019 signed by PIO, O/o Director, Dept. of Animal Husbandry, Punjab, Livestock Complex, Sector-68, SAS Nagar dated 14.10.2019 stating as follows:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਦੱਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਮਾਨਯੋਗ ਪੰਜਾਬ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨ ਜੀ ਵੱਲੋਂ ਹੋਏ ਹੁਕਮਾਂ ਅਨੁਸਾਰ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਮੰਗੀ ਸੂਚਨਾ ਨੁਕਤਾ ਵਾਈਜ਼ ਪਹਿਲਾ ਹੀ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ:ਆਰ.ਟੀ.ਆਈ.1/78/18-19/ 75 ਮਿਤੀ 28.1.19 ਨੂੰ ਮੁਹੱਇਆ ਕਰਵਾ ਦਿੱਤੀ ਗਈ ਸੀ ਹੁਣ ਇਸ ਤੋਂ ਇਲਾਵਾਂ ਇਸ ਦਫਤਰ ਵਿੱਚ ਹੋਰ ਕੋਈ ਸੂਚਨਾ ਉਪਲਬਧ ਨਹੀਂ ਹੈ ਜੀ। (Point no 11 as per R78 application)

4. He also handed over a reply dated 14.10.2019 to the appellant during the hearing and a copy of the same is taken on record which is as follows:

I'm concur with the letter no. 1/78/18-19/482 dated 14/10, it is intimated that as mentioned in this letter, that no document is available in respect to point no - 11 of R78 application.

(The above is as per verbal order of P/O Public Commission R78 Shri. Pasricha, Dept. of AH - [Signature])

Appeal Case No.: 3467 of 2018

5. After hearing both the parties and examining the case file, it is observed that reply/information relates point no. 11 was pending from the respondent PIO as per the previous order of the Commission dated 19.08.2019. I am of the considered view that supplied reply by the respondent, Sh. K.P.S. Pasricha dated 14.10.2019 today during the hearing as per para 3 and 4 of this order are satisfactory and no cause of action is left in this case. Therefore, the instant appeal case is **disposed of & closed**.

6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Rajesh Gupta (94639-90768)

C/o Civil Veterinary Hospital,
VPO Karoran, Tehsil Kharar,
District SAS Nagar

Appellant

Versus

Public Information Officer

O/o Additional Chief Secretary, Govt. of Punjab,
Department of Animal Husbandry, Punjab,
Mini Secretariat, Sector-9, Chandigarh

First Appellate Authority

O/o Additional Chief Secretary, Govt. of Punjab,
Department of Animal Husbandry, Punjab,
Mini Secretariat, Sector-9, Chandigarh

Respondent

Appeal Case No.: 3852 of 2018

Present: Sh. Rajesh Gupta, the appellant in person.
For the respondent: Sh. K.P.S. Pasricha (APIO) along with Sh. Jaswinder Singh (Officiating Assistant).

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Respondent, Sh. K.P.S. Pasricha states that requisite information in connection with point no. 1 to 4 and 6 relates with third party and third party denied disclosing their information so it could not be supplied to the appellant. He submits a reply vide letter no. 5006 dated 14.10.2019 along with copy of letter no. 4316 dated 04.09.2019 stating as follows:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਦੀ ਪ੍ਰਤੀਬੇਨਤੀ ਮਿਤੀ:13.04.2018 ਦੇ ਸਬੰਧ ਵਿੱਚ ਨੁਕਤਾ ਨੰ: 5 ਬਾਰੇ ਇਸ ਵਿਭਾਗ ਦੇ ਆਰਡਰ ਨੰ:16/04/2019ਪਪ1(2)/3532 ਮਿਤੀ:24.07.2019 ਰਾਹੀਂ ਲੇਜ਼ੀਂਦਾ ਜਵਾਬ ਦੇ ਦਿੱਤਾ ਜਾ ਚੁੱਕਾ ਹੈ। ਆਪਦੀ ਪ੍ਰਤੀਬੇਨਤੀ ਦੇ ਨੁਕਤਾ ਨੰਬਰ 1 ਤੇ 4 ਅਤੇ 6 ਬਾਰੇ ਸਬੰਧਤ ਅਧਿਕਾਰੀਆਂ/ਯੂਨੀਅਨ ਦੇ ਨੁਮਾਇੰਦੇਆ ਵੱਲੋਂ ਉਨ੍ਹਾਂ ਦੀ ਨਿੱਜੀ ਜਾਣਕਾਰੀ ਸਾਂਝੀ ਕਰਨ ਬਾਰੇ ਸਹਿਮਤੀ ਨਾ ਦੇਣ ਕਰਕੇ ਆਪ ਨੂੰ ਸੂਚਨਾ ਮਹੱਈਆ ਨਹੀਂ ਕਰਵਾਈ ਜਾ ਸਕਦੀ।

3. Appellant, Sh. Rajesh Gupta shows his dissatisfaction on the supplied reply.
4. After discussing with both the parties and examining the case file, respondent, Sh. K.P.S. Pasricha handed over the copies of issued letters to the third parties to the appellant and which is sufficient. Therefore, no cause of action is left in this case. Hence, the instant appeal case is **disposed of & closed.**
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. R.P. Gupta (94639-90768)
#738/41-A, Chandigarh

Appellant

Versus

Public Information Officer
O/o The Chief Secretary,
Mini Secretariat, Chandigarh

Public Information Officer
O/o Additional Chief Secretary, Govt. of Punjab,
Department of Animal Husbandry, Punjab,
Mini Secretariat, Sector-9, Chandigarh

Public Information Officer
O/o Director,
Dept. of Animal Husbandry, Punjab,
Livestock Complex, Sector-68,
SAS Nagar

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

Respondent

Appeal Case No.: 3995 of 2018

Present: Sh. Rajesh Gupta on behalf of the appellant.
For the respondent: Sh. Kuldeep Singh (APIO)

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Respondent, Sh. Kuldeep Singh states that he has brought information relates with point no. 1 and 2 which was available in the official record and handed over to the appellant during the hearing.
3. On this, representative of the appellant, sh. Rajesh Gupta requested for an adjournment in this case.
4. After hearing both the parties and examining the case file, another opportunity is given to the appellant to go through the supplied information and point out deficiency specifically, if any, in writing to the respondent PIO along with a copy to the Commission, failing to which case will be decided on merit basis.
5. Both the parties are advised to represent this case on the next date of hearing positively to clear the facts of this case.
6. Matter is adjourned for further hearing on **11.11.2019 at 11:00 AM.**
7. Announced in the Court. Copy of the order to be sent to the parties

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Vishal Joshi (99140-59768)
1697/12, Street Chhaju Mishar,
Chowk Farid,
Amritsar

Appellant

Versus

Public Information Officer
O/o MC, Amritsar

First Appellate Authority
O/o Commissioner, MC,
Ranjit Avenue, Amritsar

Respondent

Appeal Case No.: 219 of 2019

Present: Nobody on behalf of the appellant.
For the respondent: Sh. Sanjay Kanwar (Executive Engineer)

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Respondent, Sh. Sanjay Kanwar states that requisite information has already been supplied to the appellant. He presented a copy of the supplied information during the hearing.
3. Appellant, Sh. Vishal Joshi is not present for today's hearing but an email dated 13.10.2019 has been received from the appellant by the bench of undersigned stating that requisite information has not been received from the respondent PIO.
4. After hearing the respondent and examining the case file, a last and final opportunity is given to the appellant, Sh. Vishal Joshi to represent this case on the next date of hearing positively to clear the facts of this case, failing to which case will be decided on merit basis.
5. Respondent PIO is advised to represent this case on the next date of hearing positively.
6. Matter is adjourned for further hearing on **11.11.2019 at 11:00 AM**.
7. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Amir Chand S/o Sh. Beli Ram,
House No. 589, Street No. 2,
Ram Vihar, PO Basti,
Jodhewal, Raho Road, Ludhiana

Appellant

Versus

Public Information Officer
Cum Superintendent,
O/o Deputy Commissioner, Jalandhar

Public Information Officer
O/o DDPO, Jalandhar

First Appellate Authority
O/o Deputy Commissioner,
Jalandhar

Respondent

Appeal Case No.: 383 of 2019

Present: Nobody on behalf of the appellant.
For the respondent: Sh. Gurchetan Singh (PS, Block Phillaur)

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Respondent, Sh. Gurchetan Singh states that reply has already been supplied to the appellant and requested to close this case.
3. Appellant, Sh. Amir Chand is not present for today's hearing but a letter dated 07.10.2019 has been received in the Commission vide diary no. 19742 dated 11.10.2019 stating that self declaration has been supplied to him is not attested by the respondent PIO. This letter is taken on record.
4. After hearing the respondent and examining the case file, respondent PIO is directed to send the attested copy of self declaration to the appellant before the next date of hearing positively.
5. Both the parties are advised to represent this case on the next date of hearing positively to clear the facts of this case.
6. Matter is adjourned for further hearing on **11.11.2019 at 11:00 AM**.
7. Announced in the Court. Copy of the order to be sent to the parties

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Amar Dass Mann (80544-11287)

S/o Sh. Sampooran Singh,
R/o Village Dharpura, Tehsil Abohar,
District Fazilka.

Appellant

Versus

Public Information Officer

O/o Principal, GSSS Dharampura,
Tehsil Abohar, District Fazilka.

First Appellate Authority

O/o DEO (SE), Fazilka.

Respondent

Appeal Case No.: 691 of 2019

Present: Sh. Amar Dass Mann, the appellant in person.
Nobody on behalf of the respondent.

ORDER

1. This order may be read with reference to the previous order dated 04.09.2019.
2. Appellant, Sh. Amar Dass Mann states that he has visited the respondent's office twice but till date no information has been supplied to him.
3. Neither the respondent PIO, O/o Principal, GSSS Dharampura, Tehsil Abohar, District Fazilka nor respondent PIO, O/o DEO (SE), Fazilka is present for today's hearing nor did they filed reply in this regard, which shows no regard to the Notice and Orders of the Commission.
4. After examining the case file, it is observed that respondent PIO on the previous hearing held on 14.08.2019, Sh. Kulwant Singh, O/o DEO (SE), Fazilka was directed to appear in person on the next date which was 04.09.2019 along with relevant documents relates with this case.

On 04.09.2019, a last and final opportunity was given to the respondent, Sh. Kulwant Singh, O/o DEO (SE), Fazilka to represent this case and matter was fixed for further hearing on 14.10.2019 i.e. today but he is failed to represent this case today.

5. In view of the above, Sh. Kulwant Singh respondent PIO, O/o DEO (SE), Fazilka will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition to his submission, the PIO is 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. A copy of this order to be sent to him through **registered post** for his ready reference.

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, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. Matter is adjourned for further hearing on **11.11.2019 at 11:00 AM.**
7. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh
Dated: 14.10.2019

(Dr. Pawan Kumar Singla)
State Information Commissioner

Show Cause

Sh. Kulwant Singh (PIO),
(Regd. Post) O/o DEO (SE), Fazilka.