

PNJAB STATE INFORMATION COMMISSION
Red Cross Building (Near to Rose Garden)
Sector-16, Chandigarh

Contact No. 0172-2864115, Fax No. 0172-2864125

Visit us @ www.infocommpunjab.com, Email-ID psic25@punjabmail.gov.in

Sh. Lal Chand Virhe (9417467183)
R/o Village Garhi Sheru, Rahon Road,
PO-Mattewara, VIA Basti Jodhewal,
Tehsil & District Ludhiana-141007

Appellant

Versus

Public Information Officer
O/o – SHO, Police Station, Meharban,
Rahon Road, Ludhiana-141007

Respondent

First Appellate Authority
O/o- The Commissioner of Police,
Ludhiana-141001

Appeal Case No. 626,627,628,629,630,631,632 of 2020
Cisco Webex Proceeding

Present: Appellant: Sh. Lal Chand Virhe
Respondent: Sh. Harsh Pal Singh (SI) 9478169639

ORDER

1. This order may be read with reference to the previous order dated 04.08.2020.
2. Appellant Sh. Lal Chand Virhe states that partial information has been received so far.
3. Respondent, SI Harsh Pal Singh states that "he is currently posted as I/c P.P. Mattewara, P.S. Meharban, Ludhiana. The information pertaining to the RTI applications (i.e in AC no. 626, 627, 628, 629, 630, 631, and 632 of 2020) is held with HC Sanjeev Kumar, 1124/Ldh, who was absent from his duty due to medical illness. The data has been collected and will be provided to the appellant very soon". He further urged for an adjournment in all the above-mentioned cases, so that the compliance of the said orders be made.
4. In the View of the submission made by the respondent authority, **the cases are adjourned to 11.11.2020 at 11:00 am through Cisco Webex** with the directions to file a reply/ supply the information before the next date of hearing positively.
(Steps: Install Cisco Webex < Click on JOIN MEETING< Write Meeting number – 918232900)
5. Announced in the Court, copy of the order to be sent to the parties.

Sd/-

Chandigarh
Dated 14.09.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
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Sh. Rakesh Kumar Gupta, (9814924851)
S/o 8/237, Jagrao Road, Mandi Mullapur,
Distt Ludhiana- 141101

Appellant

Versus

Public Information Officer
O/o Deputy Commissioner of
Police, Mini Secretariat, Ludhiana.

Public Information Officer
(Regd. Post) O/o Thana Salem Tabri,
Ludhiana.

First Appellate Authority
O/o Commissioner of
Police, Mini Secretariat, Ludhiana.

Respondents

Appeal Case No.:2593 of 2019
Cisco Webex Proceeding

Present: Appellant : Sh. Rakesh Kumar Gupta
Respondent: Sh. Ramesh Kumar. ASI (9915603000)

ORDER

1. This order may be read with reference to the previous order dated 08.06.2020 vide which appellant was directed/ advised for record inspection. Accordingly, the case was fixed for today.
2. Appellant, Sh. Rakesh Kumar Gupta contended that with compliance of previous order the appellant visited the office of PIO on 11-9-2020 for inspection. There in the inspection, information pertaining to para 5(c) 2,3,4,8,12,13,17 and 18 stands provided whereas information pertaining to **para 5(c) 1,6,7,9,10,11,14,15 and 16 stands not provided**. He further added that information has been identified and the PIO has stated that the information will be provided after taking consent from his seniors. An email dated 14.09.2020 is received by the appellant mentioning the same.
3. On this, respondent, Sh. Ramesh Kumar pleaded that a letter has been sent to the Police Station Salem Tabri Ludhiana (by name) vide reference no. 410-D dated 12.09.2020 to look after the matter. A copy of which is received by the bench of undersigned via email. This email is taken on record with supporting enclosures.
4. After hearing both the parties and examining the records placed in the case file, _respondent PIO Sh. Jatinder Kumar(ASI) (98150-91073) O/o Police Station Salem Tabri Ludhiana and respondent PIO O/o Deputy Commissioner of Police, Mini Secretariat, Ludhiana are directed to provide the information/reply on the part of information which the appellant solicited (point no. are mentioned above), before the next date of hearing positively.

Another opportunity is given to both the parties to present the case on next date of hearing , falling to which the case would be decided on merit basis.

5. Matter is adjourned till next date of hearing i.e. on **09.11.2020** through **Cisco Webex at 11:00 A.M**

Appeal Case No.:2593 of 2019
Cisco Webex Proceeding

(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)

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

Sd/-

Chandigarh
Dated: 14.09.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Rakesh Kumar Gupta, (9814924851)
S/o 8/237, Jagrao Road, Mandi Mullapur,
Distt Ludhiana- 141101

Appellant

Versus

Public Information Officer
O/o Secretary Home
Punjab Secretariat-1,
Sector-1 Chandigarh

First Appellate Authority
O/o Secretary, Home
Punjab Secretariat, Chandigarh

Respondent

Appeal Case No.: 3392 of 2019
Cisco Webex Proceeding

Present: Appellant: Sh. Rakesh Kumar Gupta.
Respondent: Absent

ORDER

1. This order may be read with reference to the previous order dated 04.08.2020 vide which appellant was directed/ advised for record inspection. Accordingly, the case was fixed for today.
2. Appellant, Sh. Rakesh Kumar Gupta contended that with compliance of previous order the appellant visited the office of PIO on 03-08-2020 for inspection. He further added that information has been identified against the discrepancies pointed by him, on which PIO has stated that the information will be provided after taking consent from his seniors. An email dated 14.09.2020 is received by the appellant mentioning the same.
3. Respondent PIO, is not present for today's hearing.
4. In the view of above, respondent PIO is directed to provide the information/reply on the part of information which the appellant has solicited at the time of inspection, before the next date of hearing positively.

Another opportunity is given to both the parties to present the case on next date of hearing, failing to which the case would be decided on merit basis.

5. Matter is adjourned till next date of hearing i.e. on **09.11.2020** through **Cisco Webex at 11:00 A.M**

(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)

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

Sd/-

Chandigarh
Dated: 04.08.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sector 16, Chandigarh.
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Shri Rajesh Kumar,
S/o Shri Narinder Kumar,
House No 5092, Street No 4,
Old Police Station Road, New Shimlapuri, Ludhiana.,

Complainant

Versus

Public Information Officer
O/o Police Commissioner, Ludhiana.

Public Information Officer
Head Officer (By Name)
Police Station Focal Point ,
Ludhiana.

Respondents

Complaint Case No.: 105 of 2020
Cisco Webex Proceeding

Present: Appellant: Shri Rajesh Kumar
Respondent: Sh. Ramesh Kumar, ASI, (9915603000)

ORDER

1. This order may be read with reference to the previous order dated 04.08.2020 vide appellant was directed/ advised for record inspection. Accordingly, the case was fixed for today.
2. Representative of respondent PIO, Sh. Ramesh Kumar pleaded that complainant, Shri Rajesh Kumar has visited his office for record inspection. There the complainant has asked to "provide the enquiry report of letter bearing no. 880767 dated 22.01.2016 filed in ADCP-II Ludhiana" which was not available in the office record, therefore the sought information has not been provided to him.
3. Appellant, Shri Rajesh Kumar states that enquiry report of letter bearing no. 880767 dated 22.01.2016 filed in ADCP-II as enumerated in RTI application has not been provided yet.
4. Post deliberation, the respondent authority is directed to collect the requisite information as enumerated in RTI application from ADCP-II Ludhiana and provide to the complainant. In case the same is not available a written reply of the same will be provided by the respondent under intimation to the commission.
Another opportunity is given to both the parties to present the case on next date of hearing positively, failing to which the case would be decided on merit basis.
5. Matter is adjourned till next date of hearing i.e. on **09.11.2020** through **Cisco Webex at 11:00 A.M**

(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)

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

Sd/-

Chandigarh
Dated 14.09.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Ved Prakash 8872099139
#186, Govind Vihar, Baltana
Distt. Zirakpur.

Appellant/Complainant

Versus

Public Information Officer
O/o Executive Officer,
Municipal Council,
Zirakpur, SAS Nagar.

Respondents

First Appellant Authority
O/o Deputy Director,
Local Bodies,
Patiala.

Complaint Case No.: 1082 of 2019
(Cisco Webex Proceedings)

Present: Nobody

ORDER:

1. This order may be read with reference to the previous order dated 25.08.2020 vide which the Commission observed that despite imposition of penalty on the PIO and compensation in the above mentioned appeal case, which was duly remitted by O/o EO, MC, Zirakpur, S.A.S. **The respondent authority appeared clueless in respect of the nuances of the RTI Act and again appeared without proper explanation for non-compliance of the order of the Commission dated 03.10.2019.** The respondent authority was warned to be careful with the timeline and refrain from delaying in the compliance of court orders. The Commission gave a last opportunity to the respondent authority to comply with previous order with the directions to **duly inform the Commission of the compliance of the order and submit proof of having compensated the appellant.** Accordingly, the case is fixed for today.
2. The aforementioned case was allocated to the bench of undersigned for the compliance of order passed by the bench of Ld. SIC Sh. Yashvir Mahajan dated 03.10.2019 vide which was Disposed therein, **Penalty of Rs. 10,000/-** was imposed on the concerned PIO, O/o EO, MC, Zirakpur, S.A.S Nagar and **Compensation of Rs. 3000/-** was awarded to the Appellant.
3. Commission has taken a serious view against this lapse on part of the concerned Public information officer and has directed the Drawing and Distributing officer (**Sh. Sandeep Tiwari Executive Officer, MC, Zirakpur, S.A.S**) to recover the penalty amount from the salary of concerned PIO and send a compliance report to the Commission positively before the next date of hearing.
4. Penalty amount to be deposited in the Government treasury under head 0070-Other Administrative Services-60-Other Services-800-Other Receipts-86-Fees under the Right to Information Act.

Complaint Case No.: 1082 of 2019
(Cisco Webex Proceedings)

5. The matter is adjourned for further hearing on 11.11.2020 at 11.00 AM through CISCO Webex.

(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)

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

Sd/-

Chandigarh
Dated: 14.09.2020

(Dr.Pawan Kumar Singla)
State Information Commissioner

Reg. Post **Sh. Mukesh Kumar (XEN),**
Municipal Council,
Zirakpur, SAS Nagar.

Reg. Post
Sh. Sandeep Tiwari Executive Officer,
Municipal Council,
Zirakpur, SAS Nagar.

Reg. Post
Sh. Rajiv Kumar (JE, Civil)
O/o Executive Officer,
Municipal Council,
Zirakpur, SAS Nagar.

(To ensure the compliance of this order before next date of hearing)