

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden

Sector:16, Chandigarh

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Smt. Suman Lata,  
W/o Sh. Roshan Lal,  
Village & P.O: Bhanam,  
Tehsil:Nangal, Distt: Roopnagar.

...Appellant

Versus

**Public Information Officer,**  
O/o Tehsildar, Nangal,  
Land Record (Revenue Deptt),  
Tehsil Nangal, Distt:Roopnagar.

**First Appellate Authority**  
o/o Sub Divisional Magistrate,  
Tehsil: Nangal, Distt:Roopnagar.

...Respondent

## **APPEAL CASE NO. 3910 OF 2018**

**Alongwith**

## **APPEAL CASE NO. 3911 OF 2018**

**PRESENT:** Smt. Suman Lata, the appellant.  
Sh. D.P.Pandey, Tehsildar the respondent.

### **ORDER:**

The RTI application is dated 08.02.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 23.04.2018 and second appeal was filed in the Commission on 14.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 15.01.2019 in the Commission.

3. The appellant filed two appeals with the Commission seeking information from Tehsildar, Nangal, as in these tow appeals, the appellant and the PIO is the same, so these have been clubbed together.

4. The appellant states that till today, no satisfactory reply has been given to her by the respondent. She further states that she has suffered mental harassment due to the carelessness/negligence of the concerned Patwari.

5. The respondent files reply to the Notice of the Commission mentioning therein that the RTI application of the appellant dated 08.02.2017 and reply has been given to the appellant on 27.02.2017. He states that the information has already been

Contd....p-2

given to the appellant and he has brought the original record for the perusal of the appellant today in the Commission. He further adds that the court case is also pending in this regard and the concerned Patwari has been retried.

6. After hearing both the parties and perusing the record, it is ascertained that the information which has been sought by the appellant has been provided to her by the respondent with which she is satisfied and has given in writing that this case may please be closed but she has suffered mental harassment. The Commission, has to adjudicate as per provisions mandated by RTI Act, 2005. This is a case of grievance of the appellant who has attempted to find redressal thereof by filling second appeal in the Commission. The perception of the appellant that use of RTI Act can be employed as a mechanism for redressal of her grievance is beyond the paradigm of the Act. The Commission advises the appellant to approach the competent forum or Court for redressal of her grievance as it is unable to go outside the jurisdiction stipulated by the RTI Act. In wake of aforementioned, this Appeal Case is hereby devoid of merit and hence **closed and disposed of**. Copies of the order be sent to the parties.

**Chandigarh  
15.01.2019**

Sd/-  
**(Prof. Viney Kapoor Mehra)  
State Information Commissioner**

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Sh. Pawan Kumar Sharma, Adv.  
S/o Late Sh. Bhagwant Kishore,  
Kothi No.585,Phase-2, MOhali..

...Appellant

Versus

**Public Information Officer,**  
O/o DPI (Primary),  
District Project Director,  
Sarv Sikhiya Abhiyan,  
Second Floor, Rood No.362,  
District Administrative Complex,  
Sector:76, SAS Nagar.  
Punjab, Mohali.

**First Appellate Authority**  
o/o DPI (Primary),  
District Project Director,  
Sarv Sikhiya Abhiyan,  
Second Floor, Rood No.362,  
District Administrative Complex,  
Sector:76, SAS Nagar.  
Punjab, Mohali.

...Respondent

## Appeal Case No. 3184 of 2018

**PRESENT:** None for the parties.

### ORDER

This order may be read with reference to the previous order dated 27.11.2018.

2. The appellant is absent for today's hearing.
3. The PIO is absent for today's hearing. During the last hearing, none was also appeared on behalf of the PIO, which shows that he has no regard to the orders of the Commission.
4. Looking at the lackadaisical and highly irresponsible attitude of the respondent, **PIO o/o DPI(Primary), Punjab, Mohali** is directed to show cause as to why penalty @ 250/-per day be not imposed upon him under Section 20 (1) of the RTI Act for not sending the information to the appellant within the statutorily period and why the appellant should not be compensated for the harassment suffered by him, in getting the information.

Contd...p-2

5. The respondent-PIO is directed to file a written point-wise reply in this regard, before the next date of hearing with a copy to the appellant.

6. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice and explain his conduct and status of the complaint to enable the Commission to arrive at a reasonable/logical conclusion in the matter.

7. The matter to come up for further hearing now on **28.02.2019 at 11.30AM**. Copies of the order be sent to the parties.

**Chandigarh  
15.01.2019**

Sd/-  
**(Prof. Viney Kapoor Mehra)  
State Information Commissioner**

**Through registered post**

**CC: Public Information Officer o/o DPI(Primary), Mohali (By Name)**

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Sh. Sandeep Bahl (SEE),  
Punjab Pollution Control Board,  
Nabha Road, Patiala.

...Appellant

Versus

**Public Information Officer,**  
O/o Administrative Officer,  
Punjab Pollution Control Board,  
Patiala.

**First Appellate Authority**  
o/o Member Secy.,  
Punjab Pollution Control Board,  
Patiala.

...Respondent

## **APPEAL CASE NO. 2923 OF 2018**

**PRESENT:** (i) Sh. Sandeep Bahl, the appellant.  
(ii) Sh. Harnek Chand, ADO, the respondent.

### **ORDER:**

This order may be read with reference to the previous order dated 14.12.2018.

2. The appellant states that he has received the information except point no. 2.

3. Sh. Harnek Chand, ADO is appearing in person and states that he has recently joined and files a reply that no complaint or inquiry is pending against the appellant, as per the office record.

4. During the last hearing, Sh. Amrik Singh, ADO was directed to file an affidavit that the information which was available in their office stands supplied and nothing is pending but at today's hearing no affidavit has been filed by him. Last opportunity is given to him to appear personally and file an affidavit, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

5. The perusal of the record reveals that in this case, the appellant has tried his best to get the information from the PIO who failed to provide the

Contd....p-2

information to the applicant. He has been made to run from pillar to post for getting the information, which he could not get even after the notice was issued by the Commission in the second appeal. He has suffered unnecessary detriments/harassment in getting the information at the hands of the PIO.

6. I have also looked into all the facts and circumstances of the case. In my view this is a fit case, where award of compensation under Section 19 (8) (b) is also called for. I have no doubt in my mind that this state of affairs has also come about on account of the absence of adequate machinery for handling the RTI work in the o/o **Punjab Pollution Control Board, Patiala** is thus, responsible for the inadequate handling of the RTI requests and in the instant case as well. **I, therefore, order that compensation of Rs. 2,000/- (Rs. Two thousand only)** be paid to the appellant for the detriments suffered by him. This amount shall be payable from the funds of the o/o **Punjab Pollution Control Board, Patiala** by way of Demand Draft to the appellant within one month.

7. The matter to come up for further hearing now on **21.02.2019 at 11.30AM**. Copies of the order be sent to the parties.

Sd/-

Chandigarh  
15.01.2019

(Prof. Viney Kapoor Mehra)  
State Information Commissioner

**Through registered post**

**CC: Sh.Amrik Singh, ADO o/o Punjab Pollution Control Board, Patiala.**

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Sh. Tejinder Singh,  
R/o Village Bholapur,  
P.O: Ramgarh, Chandigarh Road,  
Ludhiana.

...Appellant

Versus

**Public Information Officer,**  
O/o M.C,  
Nawanshahar.

**First Appellate Authority**  
o/o Deputy Director,  
Local Govt., Jalandhar.

...Respondent

## **Appeal Case No. 2116 of 2018**

**PRESENT** : (i)Sh. Tejinder Singh, the appellant.  
(ii) Sh. Ram Parkash, PIO, the respondent.

## **ORDER**

This order may be read with reference to the previous order dated 05.12.2018.

2. The appellant states that he has received the information and is satisfied. He has given in writing that this case may please be closed.

3. The respondent files reply to the show cause notice today in the Commission, which is taken on record.

4. Keeping in view all the facts mentioned in the reply are found satisfactory. The show cause notice is hereby, dropped.

5. In view of the above, no further cause of action is left in the instant Appeal Case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

**Chandigarh**  
**15.01.2019**

Sd/-  
**(Prof. Viney Kapoor Mehra)**  
**State Information Commissioner**

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Sh. Gorav Gupta,  
H.No.2474, Sector:37/C,  
Chandigarh.

...Complainant

Versus

**Public Information Officer,**  
O/o Environment Engineer,  
Punjab Pollution Control Board,  
Plot No.55, Phase-II, S.A.S.Nagar.

...Respondent

## **COMPLAINT CASE NO. 1217 OF 2018**

**PRESENT:** (i) Smt. Sangeeta Gupta, on behalf of the complainant.  
(ii) Sh. Harsimran Singh, AEE is present on behalf of the respondent.

## **ORDER**

The RTI application is dated 27.08.2018 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 25.10.2018 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 15.01.2019 in the Commission.

3. The complainant has authorized his wife Sh. Sangeeta Gupta for today's hearing. She states that till today, no response has been given to her by the respondent.

4. The respondent states that first reply has been sent to the complainant on 15.10.2018 and again has been sent to him vide letter dated 08.01.2019.

5. The complainant states that she has not received this information. Copy of the same is handed over to the representative of the complainant. She states that some more time be given to her to file re-joinder in this regard.

6. The PIO is directed to appear personally alongwith proper written reply, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

7. On the request of the complainant, the matter is adjourned for **28.02.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh  
15.01.2019

Sd/-  
(Prof. Viney Kapoor Mehra)  
State Information Commissioner



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Sh.Brichh Bhan,  
S/o Sh. Saroop Chand,  
R/o H.No.33, Kahangarh Road,  
Patran, Distt:Patiala.

...Complainant.

Versus

**Public Information Officer,**  
O/o Punjab Pollution Control Board,  
Field Office, Patiala.

...Respondent

## **COMPLAINT CASE NO. 1210 OF 2018**

**PRESENT:** (i) Sh. Brichh Bhan, the complainant.  
(ii) Sh.Surinderjeet Singh, Assistant Env. Engineer is present on behalf of the respondent.

### **ORDER**

The RTI application is dated 05.01.2018 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 22.11.2018 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 15.01.2019 in the Commission.

3. The complainant states that till today, no reply has been given to him by the respondent.

4. The respondent states that he has recently joined and has requested that some more time be given to him to provide the information to the complainant.

5. Looking at the lackadaisical and highly irresponsible attitude of the respondent, **PIO o/o Punjab Pollution Control Board, Regional Office, Patiala** is directed to show cause as to why penalty @ 250/-per day be not imposed upon him under Section 20 (1) of the RTI Act for not sending the information to the complainant within the statutorily period.

Contd...p-2

6. The respondent-PIO is directed to file a written point-wise reply in this regard, before the next date of hearing with a copy to the complainant.
7. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice and explain his conduct and status of the complaint to enable the Commission to arrive at a reasonable/logical conclusion in the matter.
8. The matter is adjourned for **21.02.2019 at 11.30AM**. Copies of the order be sent to the parties.

**Chandigarh  
15.01.2019**

Sd/-  
**(Prof. Viney Kapoor Mehra)**  
**State Information Commissioner**

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Sh. Harinder Kaur,  
W/o Sh. Paramjit Singh,  
R/o Village:Babak, Tehsil: Tanda,  
Distt:Hoshiarpur.

...Complainant

Versus

**Public Information Officer,**  
O/o Suptd. Civil Hospital,  
Faridkot.

...Respondent

## **COMPLAINT CASE NO. 1228 OF 2018**

**PRESENT:** (i) Sh.Rajinder Singh, Advocate on behalf of the complainant.  
(ii) None is present on behalf of the respondent.

### **ORDER**

The RTI application is dated 23.10.2018 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 03.12.2018 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 15.01.2019 in the Commission.

3. The representative of the complainant states that a reply has been received from the respondent that the information cannot be supplied being third party information.

4. Neither the PIO is present for today's hearing nor has filed any reply to the Notice of the Commission.

5. Looking at the lackadaisical and highly irresponsible attitude of the respondent, **PIO o/o Punjab Pollution Control Board, Regional Office, Patiala** is directed to show cause as to why penalty @ 250/-per day be not imposed upon him under Section 20 (1) of the RTI Act for not sending the information to the complainant within the statutorily period.

Contd...p-2

6. The respondent-PIO is directed to file a written point-wise reply in this regard, before the next date of hearing with a copy to the complainant.
7. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice and explain his conduct and status of the complaint to enable the Commission to arrive at a reasonable/logical conclusion in the matter.
8. The matter is adjourned for **14.02.2019 at 11.30AM**. Copies of the order be sent to the parties.

**Chandigarh  
15.01.2019**

Sd/-  
**(Prof. Viney Kapoor Mehra)**  
**State Information Commissioner**

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Sh. Rakesh Kumar Gupta,  
8/237, Jagraon Road, Mandi Mullanpur,  
Distt: Ludhiana.

Appellant

Versus

**Public Information Officer,**  
o/o State Election Commission, Punjab,  
SCO:49, Sector:17/E, Chandigarh.

**First Appellate Authority**  
o/o State Election Commission, Punjab,  
SCO:49, Sector:17/E, Chandigarh.

Respondent

## **Appeal CASE NO. 147 OF 2018**

**PRESENT:** (i) None is present on behalf of the appellant.  
(ii) Sh. Gurcharan Singh, Sr. Assistant, o/o SEC and Sh. Keemti lal,  
Clerk o/o SDM, Ludhiana (West) on behalf of the respondent.

### **ORDER:**

This order may be read with reference to the previous order dated  
04.12.2018.

2. A letter has been received from the appellant in the Commission by  
email mentioning therein that he has visited the office of the respondent on  
05.12.2018 but no inspection has been facilitated to him by the respondent.

3. Sh. Keemti Lal, Clerk is appearing on behalf of the O/o SDM,  
Ludhiana (West) and files written reply mentioning therein that as per the directions  
of the Commission, the appellant has not visited their office from 05.12.2018 to  
14.01.2019. He further adds that the information as per the office record has  
already been provided to him vide letter dated 03.04.2018 and an affidavit has been  
filed in this regard on 27.09.2018.

4. After hearing the respondent and perusing the record, it is ascertained  
that an opportunity was given to the appellant for the inspection but he has not  
visited the office of the respondent and has also not attended today's hearing.  
Information which was available with the respondent has been provided to the  
appellant and an affidavit is also handed over to the appellant on 04.12.2018, during

Contd...p-2

the hearing. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The Commission advises to the appellant to seek the specific information from the respondent department by filling afresh RTI application.

5. In view of the above, no further cause of action is left in the instant Appeal Case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh  
15.01.2019

(Prof. Viney Kapoor Mehra)  
State Information Commissioner

**Through registered post**

CC: PIO o/o SDM (West), Ludhiana.

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Sh. Rakesh Kumar Gupta,  
8/237, Jagraon Road, Mandi Mullanpur,  
Distt: Ludhiana.

Appellant

Versus

**Public Information Officer,**  
o/o State Election Commission, Punjab,  
SCO:49, Sector:17/E, Chandigarh.

**First Appellate Authority**  
o/o State Election Commission, Punjab,  
SCO:49, Sector:17/E, Chandigarh.

**Public Information Officer,**  
o/o Additional Deputy Commissioner (Development)m  
-cum-Additional District Controller Officer, Ludhiana.

Respondent

## **Appeal CASE NO. 475 OF 2018**

**PRESENT:** (i) None is present on behalf of the appellant.  
(ii) Sh. Gurcharan Singh, Sr. Assistant, o/o SEC and Sh. Keemti lal,  
Clerk o/o SDM, Ludhiana (West) on behalf of the respondent.

### **ORDER:**

This order may be read with reference to the previous order dated  
04.12.2018.

2. A letter has been received from the appellant in the Commission by  
email mentioning therein that he has visited the office of the respondent on  
05.12.2018 but no inspection has been facilitated to him by the respondent.

3. Sh. Keemti Lal, Clerk is appearing on behalf of the O/o SDM,  
Ludhiana (West) and files written reply mentioning therein that as per the directions  
of the Commission, the appellant has not visited their office from 05.12.2018 to  
14.01.2019. He further adds that the information as per the office record has  
already been provided to him vide letter dated 03.04.2018 and an affidavit has been  
filed in this regard on 27.09.2018 by the PIO o/o SDM, Ludhiana and PIO o/o  
ADC(D), Ludhiana.

4. After hearing the respondent and perusing the record, it is ascertained  
that an opportunity was given to the appellant for the inspection but he has not  
visited the office of the respondent and has also not attended today's hearing.  
Information which was available with the respondent has been provided to the

Contd...p-2

appellant and affidavits were also handed over to the appellant on 04.12.2018, during the hearing. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The Commission advises to the appellant to seek the specific information from the respondent department by filling afresh RTI application.

5. In view of the above, no further cause of action is left in the instant Appeal Case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh  
15.01.2019

(Prof. Viney Kapoor Mehra)  
State Information Commissioner

**Through registered post**

CC: PIO o/o SDM (West), Ludhiana.



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Sh. Rakesh Kumar Gupta,  
8/237, Jagraon Road, Mandi Mullanpur,  
Distt: Ludhiana.

Appellant

Versus

**Public Information Officer,**  
District Election Officer,  
o/o Deputy Commissioner,  
Ludhiana.

**First Appellate Authority**  
o/o State Election Commission, Punjab,  
SCO:49, Sector:17/E, Chandigarh.

**Public Information Officer,**  
o/o Sub Divisional Magistrate,  
Ludhiana, West.

Respondent

## **Appeal CASE NO. 143 OF 2018**

**PRESENT:** (i) None is present on behalf of the appellant.  
(ii) Sh. Gurcharan Singh, Sr. Assistant, o/o SEC and Sh. Keemti lal,  
Clerk o/o SDM, Ludhiana (West) on behalf of the respondent.

### **ORDER:**

This order may be read with reference to the previous order dated  
04.12.2018.

2. A letter has been received from the appellant in the Commission by  
email mentioning therein that he has visited the office of the respondent on  
05.12.2018 but no inspection has been facilitated to him by the respondent.

3. Sh. Keemti Lal, Clerk is appearing on behalf of the O/o SDM,  
Ludhiana (West) and files written reply mentioning therein that as per the directions  
of the Commission, the appellant has not visited their office from 05.12.2018 to  
14.01.2019. He further adds that the information as per the office record has  
already been provided to him vide letter dated 03.04.2018 and an affidavit has been  
filed in this regard on 27.09.2018 by the PIO o/o SDM, Ludhiana.

4. After hearing the respondent and perusing the record, it is ascertained  
that an opportunity was given to the appellant for the inspection but he has not  
visited the office of the respondent and has also not attended today's hearing.  
Information which was available with the respondent has been provided to the

Contd...p-2

appellant and an affidavit was also handed over to the appellant on 04.12.2018, during the hearing. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace, tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The Commission advises to the appellant to seek the specific information from the respondent department by filling afresh RTI application.

5. In view of the above, no further cause of action is left in the instant Appeal Case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh  
15.01.2019

(Prof. Viney Kapoor Mehra)  
State Information Commissioner

**Through registered post**

CC: PIO o/o SDM (West), Ludhiana.

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Sh. Yashpal Wadhwa,  
President Haryana All India Anti  
Injustice Council, Post Box No.23,  
Yamuna Nagar.

...Appellant

Versus

**Public Information Officer,**  
O/o Chief Medical Officer,  
Civil Hospital, Kapurthala.

**First Appellate Authority**  
o/o Chief Medical Officer,  
Civil Hospital, Kapurthala.

...Respondent

## **APPEAL CASE NO. 3907 OF 2018**

**PRESENT:** None is present on behalf of the appellant.  
Dr. Rita Bala is present on behalf of the respondent.

### **ORDER:**

The RTI application is dated 22.08.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 27.09.2018 and second appeal was filed in the Commission on 14.11.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 15.01.2019 in the Commission.
3. The appellant is absent for today's hearing.
4. Dr. Rita Bala is appearing on behalf of the o/o SMO, Kapurthala and states that the reply has already been sent to the appellant vide letter dated 30.10.2018.
5. The respondent has not filed any written reply to the Notice of the Commission. The PIO o/o CMO, Kapurthala, FAA o/o Civil Hospital, Kapurthala and Dr. Rita Bala, all are directed to appear personally alongwith the written replies and bring the information, before the Commission, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.
6. Last opportunity is given to the appellant to follow up his case in the Commission, failing which decision shall be taken on merit.

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7. The matter to come up for further hearing now on **21.02.2018 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh  
15.01.2019

Sd/-  
(Prof. Viney Kapoor Mehra)  
State Information Commissioner

**Through registered post**

CC: (i) Dr. Rita Bala o/o SMO, Civil Hospital, Kapurthala.  
(ii) Public Information Officer o/o CMO, Civil Hospital, Kapurthala. (By Name)  
(iii) First Appellate Authority o/o Civil Hospital, Kapurthala (By name)

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden  
Sector:16, Chandigarh  
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Sh. Kamaljit Singh (H.T),  
Govt. Primary School,  
Dehni, P.O:Kiratpur Sahib,  
Tehsil: Anandpur Sahib,  
Rupnagar.

...Complainant

Versus

**Public Information Officer,**  
O/o District Education Officer (Primary),  
Roopnagar.

...Respondent

## **Complaint Case No.975 of 2018**

**PRESENT:** (i) None is present on behalf of the complainant.  
(ii) Smt. Ranjana Katyal, Deputy DEO is present on behalf of the respondent.

### **ORDER**

This order may be read with reference to the previous order dated 27.11.2018.

2. A letter has been received from the complainant in the Commission vide diary no. 1433 dated 17.01.2019 mentioning therein that he is on medical leave from 15.01.2019 to 19.01.2019, due to ill health and cannot attend today's hearing. He has also intimated the Commission through this letter that no information has been supplied to him by the respondent.

3. The respondent files an affidavit in response to the show cause notice mentioning therein that after searching the official record and diary register, it is found that the RTI applications dated 17.04.2017 and 11.04.2018 of the complainant have not been received in their office. She further adds that when they received the Notice of the Commission, the reply was sent to the complainant by email and provided the information to him by hand during the last hearing dated 27.11.2018.

4. In the order dated 27.11.2018, the show cause notice under Section 20(1) of the RTI Act was issued to the respondent-PIO to file point wise affidavit and to use the next date of hearing for personal hearing. The respondent-PIO has justified the delay in providing the information and has intimated that delay occurred in this case is

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not willful but due to the fact that RTI application was not available in the o/o PIO. She has assured that in future, she will comply with the provisions of the RTI Act and will provide the information to the applicants in time.

So far as, the question of providing the information to the complainant is concerned, the same was handed over to the complainant in the Commission during the hearing dated 27.11.2018. The complainant is advised to check the information provided to him, in case there is any deficiency in the provided information, he may point out the same to the PIO within ten days from the date of receipt of this order. The PIO is directed that as soon as any letter regarding the deficiency is received from the complainant, the deficiencies which will be pointed out by the complainant be made good immediately and complete and certified copy of information be provided to him within ten days from the receipt of the letter from the complainant. Keeping in view all the facts mentioned in the reply, the submissions made by the PIO are found satisfactory and the show cause notice is hereby, dropped.

With above said directions, the case in the Commission is **closed and disposed off. The PIO is warned to be careful in future while dealing with the RTI applications.** Copies of the order be sent to the parties.

Sd/-

**Chandigarh  
15.01.2019**

**(Prof. Viney Kapoor Mehra)  
State Information Commissioner**

# PUNJAB STATE INFORMATION COMMISSION

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Sh. Kamaljit Singh (H.T),  
Govt. Primary School,  
Dehni, P.O:Kiratpur Sahib,  
Tehsil: Anandpur Sahib,  
Rupnagar.

...Complainant

Versus

**Public Information Officer,**  
O/o District Education Officer (Primary),  
Roopnagar.

...Respondent

## **Complaint Case No.976 of 2018**

**PRESENT:** (i) None is present on behalf of the complainant.  
(ii) Smt. Ranjana Katyal, Deputy DEO is present on behalf of the respondent.

### **ORDER**

This order may be read with reference to the previous order dated 27.11.2018.

2. A letter has been received from the complainant in the Commission vide diary no. 1433 dated 17.01.2019 mentioning therein that he is on medical leave from 15.01.2019 to 19.01.2019 due to ill health and cannot attend today's hearing. He has also intimated the Commission through this letter that no information has been supplied to him by the respondent.

3. The respondent files an affidavit as directed by the Commission, during the last hearing mentioning therein that the RTI application of the complainant dated 14.06.2018 was received in their office on 05.07.2018 and the same was transferred to the concerned BPEO, Shri Anandpur Sahib on 19.07.2018. She further states that BPEO, Shri Anandpur Sahib called the complainant to appear personally in their office, so that the information could be handed over to him personally. She further adds that the information has been provided to the complainant by hand again during the last hearing dated 27.11.2018.

4. In the affidavit filed by the PIO, detailed facts of the case have been explained by her and has intimated that in case there is any delay in providing the

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information, the same is due to the irrelevant objections raised by the complainant and has tendered unconditional apology for the same. It has been assured by her that in future, the provisions of the RTI Act will be complied with properly and information will be provided to the applicants in time.

The perusal of documents received from the complainant reveals that objections raised by him are not specific. He is advised to point out any deficiency in the provided information to the PIO within ten days from the receipt of this order and the PIO is directed to consider any query made by the complainant and to give him proper reply on the basis of available record within seven days from the receipt of the communication from the complainant.

5. In view of the specific submission made by the PIO and the above directions, no further cause of action is left in this case, therefore, this case is **closed and disposed off. The PIO is warned to be careful in future while dealing with the RTI applications.** Copies of the order be sent to the parties.

Chandigarh  
15.01.2019

Sd/-  
(Prof. Viney Kapoor Mehra)  
State Information Commissioner