

PUNJAB STATE INFORMATION COMMISSION

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

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Helpline No. 0172-2864100 (10:00 AM to 04.00 PM on working days)



Shri Jaswinder Singh,
S/o Shri Jagar Singh,
VPO Balahri Kalan,
Tehsil & Distt. Fatehgarh Sahib.

..... Appellant

Versus

Public Information Officer,
O/o Block Development and
Panchayat Officer, Khera,
District Fatehgarh Sahib.

First Appellate Authority,
O/o Deputy Commissioner,
Fatehgarh Sahib.

.....Respondent

Appeal Case No. 4022 of 2021

Present:- (i) Appellant- absent.
(ii) Shri Labh Singh, Panchayat Secretary, Gram Panchayat, Balahri Kalan, District Fatehgarh Sahib, on behalf of the PIO.

ORDER

(Heard through cisco webex/on mobile phone)

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Jaswinder Singh, appellant has not come present to attend the hearing in person before the Bench or through CISCO Webex.
3. Shri Labh Singh, Panchayat Secretary, Gram Panchayat, Balahri Kalan, O/o BDPO, Block Khera, District Fatehgarh Sahib comes present to attend the hearing through CISCO Webex. He states that the appellant has been handed over information today by hand.
4. Shri Jaswinder Singh, appellant is contacted on mobile phone. He states that the Panchayat Secretary Shri Labh Singh has provided him information relating to his tenure and not relating to the tenure of previous Panchayat Secretary as he has not been provided copy of Gram Panchayat resolution passed in July, 2019 and that he has not been provided complete information.
5. Shri Labh Singh, Panchayat Secretary is apprised of the version of the appellant. He states that he will check up with the records and supply information as sought by the appellant.

6. Post deliberations, the PIO is directed to supply complete information to the appellant. He is also directed to bring along the entire relevant record along with copy of the information supplied and produce the same before the Bench on the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11:30 am in Commission's office at Chandigarh.** Copies of the Order be sent to the concerned parties.

**Chandigarh
15.03.2022**

Sd/-
**((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy to (By Regd.Post)

Shri Labh Singh, Panchayat Secretary, Gram Panchayat, Balahri Kalan, Tehsil & Distt. Fatehgarh Sahib.



Shri Balwant Singh,
S/o Shri Narain Singh,
R/o VPO Karni Khara,
Tehsil & Distt. Fazilka.

..... Appellant

Versus

Public Information Officer,
O/o Addl. Deputy Commissioner (Dev.),
Fazilka.

First Appellate Authority,
O/o Deputy Commissioner,
Fazilka.

..... Respondent

Appeal Case No. 4113 of 2021

Present:- (i) **Shri Balwant Singh, Appellant.**
(ii) **None present on behalf of the PIO.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Balwant Singh, appellant comes present to attend the hearing through CISCO Webex. He states that he has not been provided any information by the PIO so far.
3. The PIO, O/o ADC (Development), Fazilka has not come present to attend the hearing in person before the Bench or through CISCO Webex nor he has deputed any of his representative to attend the hearing.
4. The Bench observes that neither the PIO has come present nor has deputed any of his representatives to attend the hearing nor any information has been supplied to the appellant. The PIO was absent during the previous hearing also. This attitude of the PIO is viewed adversely.
5. The PIO O/o Addl. Deputy Commissioner (Development), Fazilka is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and for not supplying information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by her in getting the information.

6. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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.

7. The PIO is directed to supply information to the appellant before the next hearing and ensure to come present in person before the Bench, bringing along the entire relevant record.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the orders be sent to the concerned parties.

Chandigarh
15.03.2022

Sd/-
(Lt Gen Ajae Kumar Sharma, (Retd))
State Information Commissioner, Punjab

Copy to (By Regd. Post)

Public Information Officer, O/o Addl. Deputy Commissioner(Dev.), Fazilka.

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Shri Gurbachan Singh,
S/o Shri Teja Singh,
10, Street No.2, Guru Gobind Avenue,
Near Radha Swami Satsang Ghar,
Sher Shah Suri Road, Bye Pass, Attari,
Chehratta, Distt. Amritsar.

..... Appellant

Versus

Public Information Officer,
O/o Asst. XEN (West),
Technical Sub Division, PSPCL,
Amritsar.

First Appellate Authority,
O/o Superintending Engineer,
Operational PSPCL, Amritsar.

.....Respondent

Appeal Case No. 4103 of 2021

Present:- (i) **Appellant - absent.**
(ii) **None on behalf of the PIO.**

ORDER

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Gurbachan Singh, appellant has not come present to attend the hearing through CISCO Webex. He has, however, sent a letter dated 09.03.2022 stating that he has been provided incomplete/false information by the PIO and he is not satisfied with the same.
3. The PIO, O/o Assistant Executive Engineer(West), Technical Sub Division, PSPCL, Amritsar has also not come present to attend the hearing in person before the Bench or through CISCO Webex nor he has deputed any of his representative to attend the hearing.
4. The Bench observes that during the previous hearing, Shri Dharminder Singh, SDO (West Sub Division) had come present to attend the hearing in person before the Bench and had stated that the information was sent to the appellant vide letter dated 24.12.2021. The Bench further observes that the appellant had not come present to the attend the previous hearing and the efforts made to contact him on phone had also not yielded any result. As such, he was advised to come present before the Bench in person but today again, he is absent for the hearing.

5. In the absence of the appellant and the PIO, the Bench is unable to proceed further in the matter and deems it appropriate to adjourn the matter. The PIO is directed to supply complete information to the appellant before the next hearing and ensure to come present in person before the Bench on the next hearing. The appellant is also requested to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11:30 am in Commission's office at Chandigarh.** Copies of the Order be sent to the concerned parties.

**Chandigarh
15.03.2022**

Sd/-
**((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Sushil Kumar,
1410, Phase-1,
Urban Estate, Dugri Road,
Ludhiana.

..... Appellant

Versus

Public Information Officer,
O/o Nodal Officer (RTI Cell),
PSPCL, Patiala.

First Appellate Authority,
O/o Chief Engineer,
Operational Central Zone,
PSPCL, Ludhiana.

.....Respondent

Appeal Case No. 4084 of 2021

Present:-

- (i) **Shri Sushil Kumar, Appellant - absent.**
- (ii) **Shri Sunil Jain, Deputy Secretary (Inquiry) and Shri Pal Singh, Sr. Asstt., PSPCL, Patiala in person.**
- (iii) **Shri Gurpreet Singh, XEN, PSPCL, Khanna and Shri Parminder Singh, Sr.XEN, Works, O/o Chief Engineer, P&M Division, PSPCL Ludhiana, in person.**

ORDER

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Sushil Kumar, appellant has not come present to attend the hearing in person before the Bench or through CISCO Webex.
3. Shri Sunil Jain, Deputy Secretary (Inquiry) and Shri Pal Singh, Sr. Asstt., PSPCL, Patiala come present to attend the hearing in person before the Bench and states that the information as per the official record has been sent to the appellant through registered post.
4. Shri Gurpreet Singh, Addl.SE, PSPCL, Khanna and Shri Parminder Singh, Sr.XEN, P&M Division, PSPCL Ludhiana also come present to attend the hearing in person before the Bench. They state that the information as per the official record pertaining to them has been sent to the appellant through registered post.
5. Since the appellant is absent for today's hearing. As such, he is contacted on mobile phone. However, in spite of repeated attempts made to contact him through mobile phone, there is no response from the appellant. During the previous hearing, the Bench had made him clear that in case he fails to attend the hearing, the Bench would be constrained to decide the case based on the documents available on file.

6. Post deliberations, the Bench, however, directs the PIOs, i.e. Deputy Secretary (Inquiry), PIO, Dy.Chief Engineer, Technical, PSPCL, Patiala and PIO, P & M Division, PSPCL, Khanna, District Ludhiana to give another opportunity and call the appellant for inspection of records and to provide him information as may be identified by him, before the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11:30 am before the Bench in Commission's office at Chandigarh.** Copies of the Order be sent to the concerned parties.

**Chandigarh
15.03.2022**

Sd/-
**((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Makhan Singh,
S/o Shri Jagir Singh,
Village Bika, SBS Nagar.

..... Appellant

Versus

Public Information Officer,
O/o Executive Engineer, PSPCL,
Banga, Distt. Nawanshahar.

First Appellate Authority,
O/o Chief Engineer, Zonal,
PSPCL, Jalandhar.

.....Respondent

Appeal Case No. 4075 of 2021

Present:- (i) **Shri Makhan Singh, Appellant**
(ii) **None on behalf of the PIO.**

ORDER

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Makhan Singh, appellant comes present to attend the hearing in person before the Bench. He states that he has not been supplied any information so far. He also states that he was called to office by the PIO and his RTI application was also taken and retained with them and he is being harassed.
3. Neither the PIO has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing.
4. The Bench observes that during previous hearing, Shri Kanwaldeep Singh, Revenue Accountant, Sub Division, PSPCL, Mukandpur had attended the hearing through CISCO Webex, stating to have supplied information to the appellant, after obtaining from Sub Division, PSPCL Mukandpur, through registered post on 28.04.2021. But the appellant denies the receipt of any information. The Bench observes that the directions of the Bench have still not been complied with. The attitude of the PIO is viewed adversely.
5. The PIO O/o XEN, PSPCL Banga, District Nawanshahar is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and for not complying with the directions of Bench. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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.

7. The PIO is directed to supply information to the appellant before the next hearing and ensure to come present in person before the Bench, bringing along the entire relevant record. The appellant is also advised to come present in person.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the orders be sent to the concerned parties.

Chandigarh
15.03.2022

Sd/-
(Lt Gen Ajae Kumar Sharma, (Retd))
State Information Commissioner, Punjab

Copy to (By Regd. Post)

Public Information Officer, O/o XEN, Sub Division, PSPCL, Banga, Distt. Nawanshahar.



Shri Bhupinder Punj,
S/o Shri Braham Parkash,
186, VPO Lohara, Ludhiana.

..... Appellant

Versus

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

First Appellate Authority,
O/o Director General of Police,
Punjab, Chandigarh.

.....Respondent

Appeal Case No. 4026 of 2021

Present:- (i) **Shri Bhupinder Punj, Appellant.**
(ii) **Shri Ravi Kumar, Constable O/o Police Commissioner, Ludhiana,**
on behalf of the PIO in person.

ORDER

(Heard in person/through cisco webex)

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Bhupinder Punj, appellant comes present to attend the hearing through CISCO Webex.
3. Constable Ravi Kumar O/o Police Commissioner, Ludhiana, comes present in person before the Bench to attend the hearing on behalf of the PIO. He states that the information has been sent to the appellant by registered post on 12.03.2022.
4. On the asking of the Bench, the appellant states that he has not received any information as yet. The Bench observes that since the information has been sent only on 12.03.2022, it might be in transit. As such, the appellant is advised to point out deficiencies, if any, to the PIO after receipt of information.
5. That PIO is directed that on receipt of deficiencies, if any, pointed out by the appellant, the deficiencies be removed and rectified information be supplied to the appellant before the next hearing. He is also directed to come present in person before the Bench on the next hearing.
6. With the aforesaid directions the matter is adjourned. **To come up for hearing on 22.06.2022 at 11:30 am in Commission's office at Chandigarh.** Copies of the Order be sent to the concerned parties.

Chandigarh
15.03.2022

Sd/-
((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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Smt Renu Sood,
1118, Sector 43-B,
Chandigarh.

..... Appellant

Versus

Public Information Officer,
O/o DPI (SE), Punjab,
Vidya Bhawan, Phase-8,
SAS Nagar (Mohali).

First Appellate Authority,
O/o DPI (SE), Punjab,
Vidya Bhawan, Phase-8,
SAS Nagar (Mohali).

.....Respondent

Appeal Case No. 4079 of 2021

Present:- (i) **Smt. Renu Sood, Appellant present in person.**
(ii) **Shri Jaswinder Singh, Senior Assistant, Establishment-4 Branch, O/o DPI (SE), Punjab, Mohali, on behalf of the PIO, in person.**

ORDER

1. This order may be read with reference to the order dated 28.12.2021 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Smt. Renu Sood, appellant comes present to attend the hearing in person before the Bench. She states that an enquiry was conducted against her and she has sought copy of enquiry report as also copies of Annexures 1 to 5 mentioned in the enquiry report submitted by one Dr. Charanjit Singh, Inquiry Officer-cum-Dy.DEO (SE), Ludhiana, which have not been provided to her. She has, however, been provided copy of enquiry report.
3. Shri Jaswinder Singh, Senior Assistant, Establishment-4 Branch, O/o DPI (SE), Punjab comes present to attend the hearing in person before the Bench. He states that enquiry report was sent by Dr. Charanjit Singh, Inquiry Officer-cum-Dy.DEO (SE), Ludhiana vide his letter dated 27.07.2020 which has been provided to the appellant vide letter dated 01.06.2021. However, the said enquiry report was not supported with the Annexures as referred to by the appellant.
4. Post deliberations, the PIO is directed that the copies of the annexures as sought by the appellant be collected from the Enquiry Officer concerned and the same be provided to the appellant before the next date of hearing.

Cont..P-2

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11:30 am before the Bench in the Commission's office at Chandigarh.** Copies of the Order be sent to the concerned parties.

**Chandigarh
15.03.2022**

**Sd/-
((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**



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Shri Ajit Singh Talwandi
R/o Village Niku Chak,
PO Hajipur, Tehsil Mukerian,
District Hoshiarpur.

.....Appellant

Versus

Public Information Officer

O/o Chairman,
Punjab State Power Corporation
Limited (PSPCL), Patiala.

First Appellate Authority,

O/o Chairman,
Punjab State Power Corporation
Limited (PSPCL), Patiala.

...Respondents

AC No.126/2022

Present:

- (i) **Shri Ajit Singh Talwandi, Appellant.**
- (ii) **Shri Harsh Sharma, Sr.XEN, Sub Division, PSPCL, Mukerian, Distt. Hoshiarpur, on behalf of PIO.**

ORDER:

(Heard through Cisco Webex)

1. The RTI application is dated 01.09.2021 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 12.10.2021 and the second appeal was filed in the Commission on 23.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 15.03.2022 through cisco webex. Shri Ajit Singh Talwandi, appellant comes present to attend the hearing through cisco webex.
3. Shri Harsh Sharma, Sr.XEN, Sub Division, PSPCL, Mukerian, District Hoshiarpur comes present to attend the hearing through cisco webex. He states that the appellant was allotted electricity connection under W.S.C. which is given to the consumers having electricity load less than 1 KW, however, on surprise and random checking of the premises of the appellant, the load was found above 1 KW and accordingly, a penalty of Rs.1562/- was imposed on him. The appellant, vide his RTI application dated 01.09.2021, has sought information with regard to the action taken by the Powercom in this connection. He further that the appellant was supplied information by SDO Powercom, Hajipur vide registered letter dated 27.09.2021 and this information was also sent by Divisional Office vide letter dated 13.10.2021 by registered post. Consequent upon filing of appeal in this

Cont..P-2



-2-

AC No.126/2022

regard by the appellant to Chief Engineer, North Zone, Jalandhar, the appellant was afforded opportunity of personal hearing on 16.12.2021 but the appellant did not come for the hearing. The representative of PIO further states that an official was also sent at residence of appellant on 30.11.2021 to provide information by hand but he refused to take the same. The same information has again been sent to him vide letter dated 20.12.2021.

4. On the asking of the Bench, the appellant refutes the version of the representative of PIO and states that the officials of the PSPCL forcibly entered his house and made a report of using electricity load above the sanctioned load, whereas there is no such deviation made by him. He alleges that such action by the officials of PSPCL has been done at the instance of a person with whom he has a land dispute and he had made complaint against him. He states that he is being harassed and wants an impartial enquiry into this matter.

5. Post deliberations, the Bench observes that so far as conducting of an enquiry into the matter, it is an executive action and the Commission is only empowered to ensure provision of information to the appellant. As such, the Bench directs the PIO to bring along the entire relevant record as also the copy of information supplied to the appellant and produce the same before the Bench on the next hearing. The PIO is also directed to come present in person before the Bench on the next hearing. The appellant is advised to come present in person to attend the hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
15.03.2022**

**Sd/-
((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**



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Shri Harjinder Singh Brar,
#3132, Sector-27D,
Chandigarh-160019.

.....Appellant

Versus

Public Information Officer
O/o Dy.Chief Engineer, HRD,
Punjab State Power Corporation
Limited (PSCPL), Patiala.

First Appellate Authority-cum-
O/o Chief Engineer, HRD,
Punjab State Power Corporation
Limited (PSCPL), Patiala.

....Respondents

AC No.125 of 2022

Present: (i) **Appellant- absent.**
(ii) **Shri Harmanjit Singh, Superintendent, Gazetted-5 Branch, HRD,PSPCL, Patiala, on behalf of the PIO.**

ORDER:

(Heard through cisco webex)

1. The RTI application is dated 09.07.2021 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 04.09.2021 and the Second Appeal was filed in the Commission on 23.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 15.03.2022 in Commission's office at Chandigarh. Shri Harjinder Singh Brar, appellant has not come present to attend the hearing in person before the Bench or through cisco webex. He has, however, sent a letter dated 09.03.2022 pointing out deficiencies in the information supplied on points (b) & (c) as also non provision of information on point (a) and (d) of his RTI application.
3. Shri Harmanjit Singh, Superintendent, Gazetted-5 Branch, HRD, PSPCL, Patiala, comes present to attend the hearing through cisco webex. He states that information to the appellant has been provided on points (b) & (c). However, as regards the information sought on points (a) & (d) regarding the copy of instructions sought which provide for dealing with a matter within three working days, they are in the process of finding out such instructions.

Cont..P-2



4. The Bench also apprises Shri Harmanjit Singh of the version of appellant that the information provided on point (b) & (c) is irrelevant.
5. Post deliberations, the PIO is directed to supply complete information on points No.(a) to (d) as sought by the appellant before the next hearing.
6. With the aforesaid directions, **the matter is adjourned. To come up for hearing on 22.06.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

Chandigarh
15.03.2022

Sd/-
(Lt Gen Ajae Kumar Sharma, (Retd))
State Information Commissioner, Punjab

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RED CROSS BUILDING, NEAR ROSE GARDEN,
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Helpline No.: 0172-2864100 (From 10.00 AM to 04.00 PM on working days)**

Shri Bichh Bhan
S/o Shri Saroop Chand
R/o H.No.33, Kahangarh Road,
Patran, District Patiala.

.....Appellant

Versus

Public Information Officer
O/o Block Development and
Panchayat Officer (BDPO),
Patran, District Patiala.

First Appellate Authority
O/o Block Development and
Panchayat Officer (BDPO),
Patran, District Patiala.

...Respondents

AC No.5374/2021

PRESENT : (i) **Appellant- absent.**
(ii) **None on behalf of the PIO/respondent.**

ORDER:

1. The RTI application is dated 26.08.2021 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 04.10.2021 and the Second Appeal was filed in the Commission on 29.11.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 15.03.2022 through cisco webex. Shri Bichh Bhan, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.
3. The PIO O/o BDPO, Patran, District Patiala has also not come present to attend the hearing in person before the Bench or through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of PIO.
4. In the absence of appellant and the PIO, the Bench is unable to proceed further and as such, deems it appropriate to adjourn the matter. The Bench, however, directs the PIO to supply information to the appellant before the next hearing as also ensure to come present in person before the Bench on the next date of hearing.



5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
15.03.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

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Helpline No.:0172-2864116(10.00 AM to 04.00 PM on working days)



Shri Milan,
R/o Milan Niwas,
New Dana Mandi,
Salem Tabri, Ludhiana
Pin-141008.

.....Appellant

Versus

Public Information Officer
O/o Police Commissioner,
Ludhiana.

First Appellate Authority-cum-
O/o Police Commissioner,
Ludhiana.

....Respondents

AC No.5642 of 2021

Present: (i) Shri Milan, Appellant.
(ii) None on behalf of the PIO.

ORDER:

(Heard through cisco webex)

1. The RTI application is dated 22.09.2021 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 31.10.2021 and the Second Appeal was filed in the Commission on 13.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 15.03.2022 through cisco webex. Shri Milan , appellant comes present to attend the hearing through cisco webex. He states that no information has been supplied to him as yet. He further states that he had also visited the concerned Police Station, but he is being harassed and alleges use of un-parliamentary language by ASI Satnam Singh of P.S. Salem Tabri, Ludhiana.

3. Neither the PIO O/o Commissioner of Police, Ludhiana has come present in person before the Bench or through cisco webex to attend the hearing on behalf of the PIO nor he has supplied information to the appellant. This attitude of the PIO is viewed adversely.

4. The PIO O/o Commissioner of Police, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and for not supplying information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by her in getting the information.

5. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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. The PIO is directed to supply information to the appellant before the next hearing and ensure to come present in person before the Bench, bringing along the entire relevant record. The appellant is also advised to come present in person.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the orders be sent to the concerned parties.

Chandigarh
15.03.2022

Sd/-
(Lt Gen Ajae Kumar Sharma, (Retd))
State Information Commissioner, Punjab

Copy to (By Regd. Post)

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

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com Cisco Webex Code:15857-23975

Helpline No.:0172-2864116(10.00 AM to 04.00 PM on working days)



Shri Manjeet Singh Maan,
Village Daba, Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Assistant Commissioner of Police,
Ludhiana.

First Appellate Authority-cum-

O/o Assistant Commissioner of Police,
Ludhiana.

....Respondents

AC No.5503 of 2021

Present: (i) **Shri Manjeet Singh Maan, Appellant.**
(ii) **None on behalf of the PIO.**

ORDER:

(Heard in person /on mobile phone)

1. The RTI application is dated 24.09.2021 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 28.10.2021 and the Second Appeal was filed in the Commission on 03.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 15.03.2022 through cisco webex. Shri Manjeeet Singh Maan, appellant comes present in person before the Bench to attend the hearing. He states that he had received some piece of land in heritance which has been grabbed by one Avtar Singh in connivance with the officials of Revenue Department and he had made complaints to the Police authorities in this regard seeking action taken report on his complaint. But the same has not been provided to him so far.

3. Neither the PIO O/o Assistant Commissioner of Police, Ludhiana has come present in person before the Bench or through cisco webex to attend the hearing on behalf of the PIO nor he has supplied information to the appellant. This attitude of the PIO is viewed adversely.

4. The PIO O/o Assistant Commissioner of Police, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and for not supplying information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by her in getting the information.

5. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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. The PIO is directed to supply information to the appellant before the next hearing and ensure to come present in person before the Bench, bringing along the entire relevant record. The appellant is also advised to come present in person.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 22.06.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the orders be sent to the concerned parties.

**Chandigarh
15.03.2022**

Sd/-
**(Lt Gen Ajae Kumar Sharma, (Retd))
State Information Commissioner, Punjab**

Copy to (By Regd. Post)

Public Information Officer, O/o Assistant Commissioner of Police, Ludhiana.