

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864111,

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Jagshir Singh,
s/o Sh. Gian Singh,
9/20, Mandi Mullanpur,
District Ludhiana – 141101

Versus

Public Information Officer,
o/o Additional Director General of Police,
Punjab Police Headquarters,
Sector-9, Chandigarh.

First Appellate Authority,
o/o Inspector General of Police,
Punjab Police Headquarters,
Sector-9, Chandigarh.

Appeal Case No. 3407 of 2019

PRESENT:

Jagshir Singh (Appellant) 81958-00345
Purshotam Kumar, Head Constable (for the Respondent) 94171-31510

ORDER:

1. The RTI application is dated **29.06.19** vide which the appellant has sought **information regarding the postings, attendance, salary, official vehicles, leave etc. pertaining to one DSP Maninder Bedi**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **29.8.19** and second appeal was filed in the Commission on **16.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. Both parties are present, but heard separately as the appellant arrived late, and the respondent PIO, represented by Head Constable Purshotam Kumar, had to leave early.

3. The respondent PIO is directed to submit a pointwise reply in writing, responding to each of the 5 points in the appellants RTI application. He is also directed to either supply the information requested or cite specific legal premise for seeking exemption from the disclosure.

4. **Next hearing on 17.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Jagshir Singh,
s/o Sh. Gian Singh,
9/20, Mandi Mullanpur,
District Ludhiana – 141101

Versus

Public Information Officer,
o/o Superintendent,
Central Jail, Tajpur Road,
Ludhiana.

First Appellate Authority,
o/o Superintendent,
Central Jail, Tajpur Road,
Ludhiana.

Appeal Case No. 3408 of 2019

PRESENT:

Jagshir Singh (Appellant) 81958-00345

Parwinder Singh, APIO-Cum-Assistant Jail Superintendent (for the Respondent) 81461-94660

ORDER:

1. The RTI application is dated **27.06.19** vide which the appellant has sought **information by way of a copy of the inquiry report of a complaint sent by registered post on 21.1.19 along with copies of the statements recorded and action taken report etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.6.19** and second appeal was filed in the Commission on **16.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. Both parties are present. The respondent PIO, represented by APIO-Cum-Assistant Jail Superintendent, Parwinder Singh, has submitted that the information (9 pages) was sent to the appellant vide letter No. 9955 on 29.10.19. The appellant confirmed that he has received 9 pages, but stated that the information furnished pertains to only point No. 2 of his RTI application. He said the respondent has not supplied the information at points No. 1 and 3.

3. The respondent PIO is directed to submit a written reply either furnishing the information requested at points 1 and 3 of the RTI application, or, cite specific legal premise for claiming exemption from disclosure.

4. **Next hearing on 17.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
15.11.19

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Sat Narain Bansal,
127, Phulkian Enclave,
District Patiala – 147004

Versus

Public Information Officer,
o/o Additional Director Internal Audit (Revenue),
Punjab Finance Department,
Plot No. 2-B, Sector-33 A, Chandigarh.
First Appellate Authority,
o/o Additional Director Internal Audit (Revenue),
Punjab Finance Department,
Plot No. 2-B, Sector-33 A, Chandigarh.

Appeal Case No. 3413 of 2019

PRESENT:

Sat Narain Bansal (Appellant) 97791-89592
Arvind Pal Singh, Auditor(for the Respondent)80546-04369

ORDER:

1. The RTI application is dated **12.06.19** vide which the appellant has sought **information by way of copies of communications to the Chief Engineer Canals regarding Para 7 and Serial No. 10 of the internal audit report etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.7.19** and second appeal was filed in the Commission on **16.6.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. Both parties are present. The respondent PIO, represented by Auditor, Arvind Pal Singh, has submitted a copy of the information, which according to him was first supplied to the appellant on 11.7.19 and again on 13.8.19. However, the appellant is not satisfied with the respondent's reply.

3. Although this Commission agrees with the respondent PIO, that substantial portion of this RTI request is in the form of questions or queries, which are not admissible as per the RTI Act, to, nonetheless, to assist the appellant, the respondent PIO is directed to arrange an inspection of the record in the office of Additional Director, Internal Audit (Revenue) on 3.12.19.

4. **Next hearing on 17.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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K.N.S. Sodhi,
1634, Sector-70,
Mohali.

Versus

Public Information Officer,
o/o Municipal Corporation,
Sector-68, Sahibzada Ajit Singh Nagar,
First Appellate Authority,
o/o Municipal Corporation,
Sector-68, Sahibzada Ajit Singh Nagar,

Appeal Case No. 3420 of 2019

PRESENT:

(Appellant) Absent

Satweer Kaur APIO-Cum-Superintendent (for the Respondent) 98887-73676

ORDER:

1. The RTI application is dated **18.4.19** vide which the appellant has sought **information pertaining to the MC's recommendations regarding formation of ward committees etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **26.6.19** and second appeal was filed in the Commission on **17.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. The appellant is absent without intimation to the Commission. The respondent PIO, represented by APIO-cum-Superintendent, Satweer Kaur, has submitted a reply sent to the appellant on 8.11.19 stating that, (a) the appellant's queries are not specific and (b) there is no record pertaining to that requested by the appellant, in the office of MC Mohali.

3. The respondent PIO is directed to submit an affidavit stating that there is no record available pertaining to points 1 to 7 of the appellant's RTI application. The respondent PIO is also directed to explain in writing why it has taken more than six months to address this RTI application. Failing this, the Commission will be constrained to initiate penal action against the respondent PIO as per RTI Act.

4. **Next hearing on 17.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Tejinder Pal Singh Walia,
s/o Surjit Singh Walia,
175, Phase-2,
Mohali.

Versus

Public Information Officer,
o/o Municipal Corporation,
Sector-68, Sahibzada Ajit Singh Nagar.
First Appellate Authority,
o/o Municipal Corporation,
Sector-68, Sahibzada Ajit Singh Nagar.

Appeal Case No. 3443of 2019

PRESENT:

Tejinder Pal Singh Walia(Appellant) 81466-16666
Sunil Sharma, APIO-Cum-SDO(for the Respondent) 97800-21352

ORDER:

1. The RTI application is dated **6.3.19** vide which the appellant has sought information regarding cremation and burial grounds in SAS Nagar, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **22.4.19** and second appeal was filed in the Commission on **18.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.
2. Both parties are present. The respondent PIO, represented by APIO-cum-SDO, Sunil Sharma, is present, but has failed to supply the requested information despite being ordered to do so by the FAA at its hearing on 13.8.19.
3. This Commission directs the respondent PIO to appear at the next hearing in person along with the requested information or citing specific legal premise for denying the information. His reply should be in writing and also explain the long delay in addressing this RTI application. Failing this, the Commission will be constrained to initiate penal action as per the RTI Act.
4. **Next hearing on 17.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Tejinder Pal Singh Walia,
s/o Surjit Singh Walia,
175, Phase-2,
Mohali.

Versus

Public Information Officer,
o/o Municipal Corporation,
Sector-68, Sahibzada Ajit Singh Nagar.
First Appellate Authority,
o/o Municipal Corporation,
Sector-68, Sahibzada Ajit Singh Nagar.

Appeal Case No. 3444of 2019

PRESENT:

Tejinder Pal Singh Walia(Appellant) 81466-16666
Avneet Kaur, SDO (for the Respondent) 96460-68500

ORDER:

1. The RTI application is dated **6.3.19** vide which the appellant has sought **information pertaining to tenders and works allotted for laying tiles on footpaths and berms etc.,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **22.4.19** and second appeal was filed in the Commission on **18.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.
2. Both parties are present. The respondent PIO, represented by SDO, Avneet Kaur, is present, but has failed to supply the requested information despite being ordered to do so by the FAA at its hearing on 13.8.19.
3. This Commission directs the respondent PIO to appear at the next hearing in person along with the requested information or citing specific legal premise for denying the information. The reply should be in writing and also explain the long delay in addressing this RTI request. Failing this, the Commission will be constrained to initiate penal action against the PIO as per the RTI Act.
4. **Next hearing on 17.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Surinder Kaur,
w/o Malkit Singh,
Street No. 4, Guru Nanak Nagar,
Kacha Malk Road,
Jagraon,
District Ludhiana – 142026

Vs

.....Appellant

Public Information Officer,
o/o Director General of Police,
Punjab Police Headquarters,
Sector-9, Chandigarh.
Public Information Officer,
o/o Senior Superintendent of Police (Rural),
Ludhiana.
First Appellate Authority,
o/o Director General of Police,
Punjab Police Headquarters,
Sector-9, Chandigarh.

Appeal Case No. 3461 of 2019

PRESENT:

(Appellant) Absent

Gurmeet Singh, ASI, O/o Director Bureau of Investigation (for the Respondent) 94117-44546

ORDER:

1. The RTI application is dated **7.5.19** vide which the appellant has sought information regarding the action taken report on her daughter Kulwant Kaur's petition transferred by the CBI vide its letter of 3.4.19, as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (FAA) on **5.7.19** and second appeal was filed in the Commission on **18.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. The appellant is absent, but has stated her inability to attend this hearing via email.

3. The respondent PIO, represented by ASI Gurmeet Singh, office of the Director Bureau of investigation, Punjab, has submitted that this RTI application was transferred to SSP (Rural), Ludhiana, first on 15.7.19 and again on 8.11.19.

4. This Commission directs the respondent PIO to explain in writing, the two month delay in transferring the RTI application to the office of SSP (Rural), Ludhiana. And the PIO o/o SSP Rural Ludhiana, is directed to furnish the requested information on priority with a written reply to this Commission, explaining the continuing delay in addressing this RTI Request for four months after it was transferred to him.

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5. Next hearing on 17.1.20 at 11.00 am.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Danishwar Ali,
s/o Haji Aquil Ahmad,
1469, Sector-22 B,
Chandigarh.

Versus

Public Information Officer,
o/o Chief Executive Officer,
Punjab Waqf Board,
SCO: 1062-1063, Sector: 22-B,
Chandigarh.
First Appellate Authority,
o/o Punjab Waqf Board,
SCO: 1062-1063, Sector: 22-B,
Chandigarh.

Appeal Case No. 3463of 2019

PRESENT:

Danishwar Ali (Appellant) 94173-23370

Tayeeb Hasan Falahi, PIO-cum-Education & Development Officer (Respondent) 97810-23786

ORDER:

1. The RTI application is dated **12.6.19** vide which the appellant has sought **information pertaining to the Waqf Board Chairman's salary etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **17.7.19** and second appeal was filed in the Commission on **16.9.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. Both parties are present. The appellant Danishwar Ali has admitted that he has received the requested information, which was sent to him on 30.10.19. He, however, wants the respondent PIO penalised for the delay in furnishing the information.

3. Awhile attributing the delay to the large volume of work in his office as well as that the requested information had to be retrieved from other branches, the respondent PIO also stated for the record that the first appeal which the appellant contends, he personally submitted to the PWB Chairman on 17.7.19, was, in fact, never received in the office.

4. After perusing the facts on file, this Commission is of the opinion that this RTI request has been adequately addressed. However, the respondent PIO is advised to be more proactive in addressing RTI applications in future. This RTI application was made on 13.6.19 which is some four months ago and should have been ordinarily addressed within the stipulated 30 days.

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5. This Commission sees no further cause for action and this appeal case is herewith **CLOSED**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Ram Murti(senior citizen),
s/o Jaswant Rai,
Sadhu Colony, Jalandhar Road,
Mehta Chowk – 143114,
Tehsil Baba Bakala,
District Amritsar.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Amritsar (Rural),
Amritsar.

Complaint Case No. 813 of 2019

PRESENT:

(Complainant) Absent

Harpal Singh, ASI (for the Respondent) 97800-16624

ORDER:

1. The complainant, **Ram Murti**, filed this RTI application dated **21.5.19** and sought **information pertaining to the action taken on his application of 13.4.19**, from the PIO o/o **Senior Superintendent of Police, Amritsar**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **10.09.19**. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. The complainant is absent without intimation to this Commission. The respondent PIO represented by ASI Harpal Singh, submitted that the file pertaining to this complaint case came to him only yesterday and requested another hearing to submit a reply in writing.

3. **Next hearing on 8.1.20 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
15.11.19

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Satnam Singh

s/o Late Sh. Mohan Singh,
Village Tera Tajputan,
Gorala,
Tehsil Ajnala,
District Amritsar.

Versus

Public Information Officer,

o/o Senior Superintendent of Police,
Amritsar (Rural),
Amritsar.

Complaint Case No. 810 of 2019

PRESENT:

(Complainant) Absent

Harpal Singh, ASI (for the Respondent) 97800-16624

ORDER:

1. The complainant, **Satnam Singh**, filed this RTI application dated **7.5.19** and sought **information by way of documents, including a copy of the Scheduled Caste certificate, submitted by Head Constable Sukhwant Singh during his appointment on 17.10.97.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **9.9.19**. Notice was issued to the parties for first hearing in the Commission on **15.11.19**.

2. The complainant is absent without intimation to this Commission. The respondent PIO, represented by ASI Harpal Singh, has submitted a reply wherein exemption from disclosure has been sought on the plea that the information requested is "personal" to Head Constable, Sukhwant Singh.

3. However, after perusing the RTI application, this Commission sees that some of the information is not exempt as personal information since it is pertains to documents submitted by Head Constable Sukhwant Singh for seeking employment in the Punjab Police.

4. The respondent PIO is directed to retrieve the requested record and bring it to the next hearing.

5. **Next hearing on 8.1.20 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

15.11.19