



Sh. Naresh K Gupta,
Whistle Blower,
R/o Chowk No-1, Jaitu,
Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Faridkot.

First Appellate Authority,
O/o SSP,
Faridkot.

...Respondent

Appeal Case No. 3270 of 2020

PRESENT: Sh.Naresh Kumar Gupta as the Appellant
Sh.Ramesh Kumar, ASI(RTI Branch) O/o SSP Faridkot for the Respondent

ORDER:

The appellant through RTI application dated 03.08.2020 has sought information regarding details of applications & reports received from any authority in connection with Naresh Kumar Gupta along with a copy of the application & other copies enclosed – copies of despatch and receipt register of DSP office from Sept.2019 till date – a copy of parwana if any – a copy of the record relating to No.1908/PC-9/19 in last 11 months – Belt No.of all DSP staff members and other information as enumerated in the RTI application concerning the office of SSP Faridkot. The appellant was not provided with the information after which the appellant filed first appeal before the First Appellate Authority on 15.09.2020 which took no decision on the appeal.

The case first came up for hearing on 31.03.2021 through video conferencing at DAC Faridkot. The appellant claimed that the PIO has not provided the information.

The respondent present pleaded that since the enquiry is pending, the information cannot be provided and the reply has been sent to the appellant vide letter dated 26.02.2021.

Having gone through the RTI application, reply of the PIO and hearing both the parties, the following was concluded:

Point-1	As per the respondent, the information has been provided. As per the appellant, the information is incomplete	The PIO to give in writing on an affidavit that the information that has been provided is complete and no other information is available
Point-2	As per the respondent, the Information cannot be provided since it contains subject matter of other secret/confidential letters	The PIO to provide a copy of the register after severing the subject matter (Section 10).
Point-3	Not provided	PIO to provide information
Point-4	As per the respondent, the appellant did not appear before the enquiry officer for enquiry, the enquiry is pending	To be decided at the next date of hearing. However, the DSP is asked to file a suitable reply that how the disclosure of information will hamper the investigation process.

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Point-5	As per the respondent, the information has been provided. As per the appellant, the information is incomplete since the PIO has not provided the belt number of DSP & ASI Jasbir Singh	To provide complete information
Point-6	As per the respondent, no proceedings are available in the record	The PIO to give this in writing on an affidavit
Point-7	As per the respondent, no proceedings are available in the record	The PIO to give this in writing on an affidavit
Point-8	As per the respondent, no permission was obtained	The PIO to give this in writing on an affidavit

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Faridkot. The respondent present pleaded that in compliance with the order of the Commission, complete information has been supplied to the appellant vide letter dated 11.06.2021 with a copy to the Commission along with an affidavit. The Commission has received a reply from the PIO on 15.06.2021 which has been taken on the file of the Commission.

The appellant informed that he has not received the complete information as per the order of the Commission.

I have gone through the reply of the PIO and find that it is incomplete and not on an affidavit.

The PIO is directed to relook at the earlier order and provide complete information to the appellant as per the order of the Commission. If the information is not available, to give in writing on an affidavit that the information that has been provided is true, complete and no other information is available in the record. The affidavit should be on stamp paper duly attested by Notary Public.

To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Faridkot.

Chandigarh
Dated:16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
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Sh. Rajinder Kumar, S/o. Sh. Mehar Chand,
Ward NO-2, Supreme Enclave,
Near Vishvkarma Bhawan,
Link Road, Mansa.

... Appellant

Versus

Public Information Officer,
O/o Director,
Local Govt, Sector-35-A,
Chandigarh.

First Appellate Authority,
O/o Director,
Local Govt, Sector-35-A,
Chandigarh.

...Respondent

Appeal Case No. 3216 of 2020

PRESENT: Sh.Rajinder Kumar as the Appellant
Sh.Jang Bahadur for the Respondent

ORDER:

The appellant through RTI application dated 30.07.2020 has sought information regarding the decision taken by Director Local Govt on general meeting of NC Mansa – remarks of EO dated 06.03.2020 and other information as enumerated in the RTI application concerning the office of Director Local Govt. Pb Chandigarh. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 31.08.2020 which took no decision on the appeal.

The case last came up for hearing on 31.03.2021 through video conferencing at DAC Mansa. As per the appellant, the PIO had not provided the information.

The respondent present pleaded that the information has already been supplied to the appellant vide letter dated 17.08.2020. The respondent also submitted a copy of the information to the Commission which was sent to the appellant along with the order.

The appellant was directed to point out the discrepancies if any, to the PIO with a copy to the Commission and the PIO was directed to remove the same.

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Mansa. As per the respondent, the information has been provided to the appellant vide letter dated 17.08.2020.

However, the appellant alleges that the PIO is misleading the court since the document which the respondent claims to have sent along with the letter dated 17.08.2020 is signed by the authorities only on 11.09.2020 and 21.01.2020. The appellant has also sent a letter dated 30.04.2020 which was received in the Commission on 04.05.2020 along with a copy of documents signed by the authorities on 11.09.2020 and 21.10.2020.

Appeal Case No. 3216 of 2020

Since there is prima-facie evidence that the PIO may have mislead the court, the PIO is directed to **show cause why penalty should be not imposed under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time as well as for misleading the court.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mansa. The PIO to appear through VC at DAC Mohali.

Chandigarh
Dated 16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Rajinder Kumar, S/o. Sh. Mehar Chand,
Ward NO-2, Supreme Enclave,
Near Vishvkarma Bhawan,
Link Road, Mansa.

... Appellant

Versus

Public Information Officer,
O/o Director,
Local Govt, Sector-35-A,
Chandigarh.

First Appellate Authority,
O/o Director,
Local Govt, Sector-35-A,
Chandigarh.

...Respondent

Appeal Case No. 3217 of 2020

PRESENT: Sh.Rajinder Kumar as the Appellant
Sh.Jang Bahadur for the Respondent

ORDER:

The appellant through RTI application dated 24.07.2020 has sought information regarding FIR No.11 dated 02.08.2017 PC Act 1988 Thana Vigilance Bureau Bathinda against Rajinder Kumar Clerk of NC Mansa – a copy of the letter dated 06.09.2019 – a copy of the letter in reference to which letter dated 06.09.2019 was written – a copy of DO letter dated 16.01.2020 of Punjab Vigilance Bureau and other information as enumerated in the RTI application concerning the office of Director Local Govt. Pb Chandigarh. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 31.08.2020 which took no decision on the appeal.

The case last came up for hearing on 31.03.2021 through video conferencing at DAC Mansa. As per the appellant, the PIO had not provided the information.

The respondent present pleaded that the information has already been supplied to the appellant vide letter dated 17.08.2020. The respondent also submitted a copy of the information to the Commission which was sent to the appellant along with the order.

The appellant was directed to point out the discrepancies if any, to the PIO with a copy to the Commission and the PIO was directed to remove the same.

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Mansa. As per the appellant, he has received the information from the PIO on 20.04.2021 which is incomplete since the PIO has not supplied the information on point1 & 3 and the information on point-2 is not attested. The appellant has pointed out the discrepancies vide letter received in the Commission on 04.05.2021 which has been taken on the file of the Commission.

Appeal Case No. 3217 of 2020

A copy of the letter is being sent to the PIO, and the PIO is directed to sort out the discrepancies and provide complete information. If the information is not available on the record, to give in writing on an affidavit that the information that has been provided is true, complete and no other information is available in the record relating to this RTI application.

To come up for further hearing on **25.10.2021** at 11.00 AM through video conference facility available in the office of Deputy Commissioner, Mansa. The PIO to appear through VC at DAC Mohali.

Chandigarh
Dated:16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

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Ward NO-2, Supreme Enclave,
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... Appellant

Versus

Public Information Officer,
O/o Director,
Local Govt, Sector-35-A,
Chandigarh.

First Appellate Authority,
O/o Director,
Local Govt, Sector-35-A,
Chandigarh.

...Respondent

Appeal Case No. 2865 of 2020

Present: Sh.Rajinder Kumar as the Appellant
Sh.Jung Bahadur for the Respondent

ORDER:

The appellant through RTI application dated 06.07.2020 has sought information regarding a copy of letter No.149-50 dated 20.01.2020 relating to personal views of EO on the resolution passed in a general meeting of NC Mansa on 17.01.2020 and letter No.216-17 dt.24.01.2020 and other information as enumerated in the RTI application concerning the office of Director Local Govt. Punjab, Chandigarh. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 07.08.2020 which took no decision on the appeal.

The case last came up for hearing on 03.03.2021 through video conferencing at DAC Mansa. The appellant claims that the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information within 15 days of the receipt of this order and send a compliance report to the Commission. Failure to comply would attract proceedings under section 20 of the RTI Act.

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Mansa. As per the respondent, complete information has been provided to the appellant on 12.03.2021.

As per the appellant, the PIO has not provided the information on point-1.

The PIO is directed to provide information on point-1 within 15 days of the receipt of this order and send a compliance report to the Commission.

To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mansa. The PIO to appear through VC at DAC Mohali.

Chandigarh
Dated 16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Lajpat Rai, S/o Sh . Harbans Lal,
H O-B-3/287, Romana Street,
Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o SDM, Jatio,
Faridkot.

First Appellate Authority,
O/o SDM, Jatio,
Faridkot.

...Respondent

Appeal Case No. 3128 of 2020

Present: Sh.Lajpat Rai as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 27.07.2020 has sought information regarding the application forwarded by DC Faridkot – enquiry reports and other information as enumerated in the RTI application concerning the office of SDM Jaito. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 31.08.2020 which took no decision on the appeal.

The case last came up for hearing on 08.03.2021 through video conferencing at DAC Faridkot. The respondent was absent.

Having gone through the RTI application, the Commission observed that the RTI application is not legible. The appellant was directed to send a typed legible copy of the RTI application with a copy to the PIO.

The PIO was directed to provide whatever information is available in the record as per the RTI Act.

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Faridkot. The appellant has sent a legible typed copy of the RTI application. As per the appellant, the PIO has not supplied the information.

The respondent is absent on 2nd consecutive hearing nor has complied with the order of the Commission. The commission has taken a serious view of this.

The PIO is given one more opportunity to provide information to the appellant whatever available in the record and appear before the Commission on the next date of hearing along with the explanation for the delay in providing the information, otherwise, the Commission will be constrained to take action against the PIO as per provisions of section 20 of the RTI Act.

To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Faridkot.

Chandigarh
Dated 16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Lajpat Rai, S/o Sh . Harbans Lal,
H O-B-3/287, Romana Street,
Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Faridkot.

First Appellate Authority,
O/o SSP,
Faridkot.

...Respondent

Appeal Case No. 3144 of 2020

Present: Sh.Lajpat Rai as the Appellant
Sh.Ramesh Kumar, ASI(RTI Cell) O/o SSP Faridkot for the Respondent

ORDER:

The appellant through RTI application dated 09.06.2020 has sought information regarding complete files/action taken report on the applications filed vide No.413-LR/ASP Jaito 1912.2019, 382/IPC/R ASP 15/10/19. 458-5PC/2019 – SA register of PS Jaito 1.1.2018 to 01.03.2019, 28.05.2019 to 01.07.2019, 21.08.2019 to 31.12.2019, 01.01.2020 to 28.02.2020, 01.05.2020 till date – Case file No.29/2018 dated 03.04.2018, Case file No.80 dated 30.05.2019 and other information as enumerated in the RTI application concerning the office of SSP Faridkot. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 12.06.2020 which took no decision on the appeal.

The case last came up for hearing on 08.03.2021 through video conferencing at DAC Faridkot. As per the respondent, the information has been provided to the appellant vide letter dated 01.03.2021. As per the appellant, the information was incomplete on points 1,3 & 4 and the PIO has not supplied the information on point-2 stating that since the entry register contains some more record relating to security and secrecy documents, it cannot be provided.

Hearing both the parties, the appellant was directed to point out the discrepancies relating to points 1,3 & 4 in writing to the PIO with a copy to the Commission and the PIO was directed to remove the same. Regarding point-2, the appellant was directed to inspect the record on 12.03.2021 at 12.00 Noon and get the relevant information that is permitted under the RTI Act. The PIO was directed to allow inspection of the record to the appellant on the given date and time and provide the information as discussed during the hearing.

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Faridkot. As per the respondent, the discrepancies on points 1,3 & 4 has been sorted out and the information has been supplied to the appellant.

As per the appellant, the PIO has provided only a copy of the enquiry report on 413-LR/ASP Jaito dated 19.12.2019 but has not provided information on complaint 382/IPC/R Asp 15.10.2019 and 458-5PC/2019. The appellant further informed that he inspected the record relating to point-2 but the PIO has not supplied the information.

Appeal Case No. 3144 of 2020

As per the respondent, no further information on points 1,3 &4 is available in the record.

The PIO is directed to sort out the discrepancies. If the information is not available, give an affidavit that the information that has been provided on points 1, 3 & 4 is true, complete and no other information is available in the record. The affidavit should be on stamp paper duly attested by Notary Public. Regarding point-2 the respondent is directed to bring the record to the Commission at the next date of hearing.

To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Faridkot.

Chandigarh
Dated 16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh. Lajpat Rai, S/o Sh. Harbans Lal,
H O-B-3/287, Romana Street,
Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Faridkot.

First Appellate Authority,
O/o SSP,
Faridkot.

...Respondent

Appeal Case No. 3145 of 2020

Present: Sh.Lajpat Rai as the Appellant
Sh.Ramesh Kumar, ASI for the Respondent

ORDER:

The appellant through RTI application dated 09.06.2020 has sought information regarding complete files/action taken report on the applications filed in SSP office No.167-PC/2/19- dt.03.10.2019, 142-PC/2/19 dt.16.09.2019, 125/PC/2/19 dt.20.08.2019, 1763/PC/9/19 dt.23.10.2019, p23/PC/9/19 dt. 5.06.2019, 1195-PC/9/17 dt.07.09.2017, 322/PC/3/19 dt.06.07.2019, 8457-C/28.05.2019, 923-PC/9/19 dt.05.06.2019, 1195/PC/9/17-07.09.2019 and action that was taken on complaints filed on 15.01.2020 to 04.02.2020 in DC office Faridkot and other information as enumerated in the RTI application concerning the office of SSP Faridkot. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 12.06.2020 which took no decision on the appeal.

The case last came up for hearing on 08.03.2021 through video conferencing at DAC Faridkot. The respondent present pleaded that the information has been supplied to the appellant vide letter dated 01.03.2021. As per the appellant, the provided information was incomplete.

Hearing both the parties, the appellant was directed to point out the discrepancies in writing to the PIO with a copy to the Commission and the PIO was directed to remove the discrepancies and provide the information as per the RTI.

Hearing dated 16.06.2021:

The case has come up for hearing today through video conferencing at DAC Faridkot. As per the respondent, the discrepancies have been sorted out and the available information has been supplied to the appellant and that no further information is available in their record.

As per the appellant, the information is incomplete.

The PIO is directed to sort out the discrepancies. If the information is not available, give an affidavit that the information that has been provided is true, complete and no other information is available in the record relating to this RTI application. The affidavit should be on stamp paper duly attested by Notary Public.

To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Faridkot.

Chandigarh
Dated 16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh.Karamjit Singh, S/o Sh Joginder Singh,
Thuthian Wali Road, Near Maal Mandi,
Ward NO-1, Mansa.

... Complainant

Versus

Public Information Officer,
O/o Director,
Social Security of Women and Child Development
Deptt, Pb, Chandigarh.

...Respondent

Complaint Case No. 116 of 2021

Present: **None for the Appellant**
 None for the Respondent

ORDER:

The complainant through RTI application dated 01.09.2020 has sought information regarding leave availed by Kuljeet Kaur Anganwari worker Center No.134, Bhatti Basti, Mansa from 01.01.2020 to 22.08.2020 – the name of the person who receives the ration in the centre in place of Kuljeet Kaur and other information as enumerated in the RTI application concerning the office of Director Social Security of Women & Child Development Department Pb Chandigarh. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 15.01.2021.

The case has come up for hearing today through video conferencing at DAC Mansa. Both the parties are absent.

The case is adjourned. To come up for further hearing on **25.10.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mansa. The PIO to appear through video conferencing at DAC Mohali.

Chandigarh
Dated 16.06.2021

Sd/-
(Khushwant Singh)
State Information Commissioner