

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com
Email:psic22@punjabmail.gov.in



Sh. Iqbal Singh Rasulpur, General Secretary,
University Human Rights Organisation
VPO Rasulpur, Tehsil Jagraon,
District Ludhiana-142035.

Complainant

Versus

Public Information Officer,
O/o Addl. Director General of Police, IVC,
Punjab, Chandigarh.

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

Respondent

Complaint Case No.19/2017

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
13.06.2016	Nil	Nil	Nil	27.12.2016

Present: Sh. Iqbal Singh Rasulpuri, complainant is absent

Smt. Neeta Singh, Dy.D.A.– for respondents.

ORDER:

The following order was passed on 25.6.2019:-

“The respondents are seeking time to respond to the application of the complainant.

According to them, the Security and Intelligence Agencies scheduled under Section 24 of the Act are exempt from the purview of the RTI Act. The complainant has also filed a written submission, a copy of which has already been handed over to the respondents.

The issue shall be argued on 16.07.2019 at 11.30 AM”.

The case has come up today. On the request of the complainant, the case is adjourned.

To be heard on **05.09.2019 at 11.30 am.**

16.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Kartorh Singh,
S/o Sh. Didar Singh,
R/o Village-Behk Fattu,
District Ferozpur.

Complainant

Versus

Public Information Officer,
O/o Director,
Rural Development & Panchayat Department,
SAS Nagar (Mohali)

Respondent

Complaint Case No.320/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
04.12.2018	Nil	Nil	Nil	27.02.2019

Present: Sh.Kartorh Singh, complainant is present.
Sh.Avtar Singh, Senior Assistant, O/o Director, Rural Development & Panchayat Department, Mohali.

ORDER:

The complainant is seeking information about the personnel matters of one Shri Parminder Singh Randhawa, Supdt. O/o BDPO Makhu. Most of the points of RTI application relate to his personal information. However, the complainant is alleging misuse of office. There have been instances of dereliction of duty as well. The Commission finds that substantial information has already been transmitted to the complainant. The respondents may also provide him the number of the leaves availed by him during last couple of years.

To come up on **29.08.2019 at 11.30 AM.**

16.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Er. Arun Garg S/o Sh. Sham Lal
R/o House No. 40-41, Central Town,
Village-Lalton Kalan, Distt.- Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
Mohali.

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

Respondents

Appeal Case No.1187/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
08.12.2018	Nil	01.02.2019	Nil	28.03.2019

Present: Shri Arun Garg, Appellant is absent.
Sh. Nidhan Singh, SI PS Sunny Enclave, Kharar on behalf of respondents.

ORDER:

The Commission made the following observations on 28.05.2019:-

"The appellant has sought exemption from appearance in the court on account of his ill health which is granted.

The respondents say that the complaint is pending before Deputy Superintendent of Police, Kharar. In this situation, no information can be provided. The perusal of the record does not suggest the contents of complaint. The reply is also vague. The respondents should candidly inform him the status of his case. In case they intend to withhold the information, they should specify the reasons and the provisions under which they intend to withhold the information".

The case has come up today on 16.07.2019. The DSP Kharar has requested that he is unable to attend the hearing due to his pre-occupation in another case in the High Court of Punjab & Haryana. It transpires that the appellant is seeking information on the matter which is being probed on the allegations of an intentional loss and fudging of record in Forensic Lab. to their grave detriment. The matter, according to the respondents, is being probed. It shall be appropriate to await its completion so that the appellant can be appropriately informed.

The matter shall be heard on **19.09.2019 at 11.30 AM.**

16.07.2019

Sd/-
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State Information Commissioner

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Sh. Gurmeet Singh,
S/o Sh. Surmukh Singh,
District Anti Corruption Front 2072,
Bhai Mastan Singh Nagar,
Sri Muktsar Sahib.

Appellant

Versus

Public Information Officer,
O/o Assistant Excise & Taxation Commissioner,
Excise and Taxation Department,
Sri Muktsar Sahib.

First Appellate Authority,
O/o Deputy Excise and Taxation Commissioner,
Ferozepur.

Respondents

Appeal Case No.1212/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.10.2018	20.11.2018	18.12.2018	Nil	26.03.2019

Present: Sh.Gurmeet Singh, appellant is absent.
Sh.Vikram Thakur, ETO is present on behalf of respondents.

ORDER:

The following order passed pass on 28.05.2019:-

“The appellant is seeking to know the details of gate passes issued by one Shri Manjinder Singh, Sales Tax Inspector from 01.04.2017 to 20.10.2017 for movement of liquor in Distt. Sri Muktsar Sahib. He has also desired to know the details of the complaints made by the contractors and his employees against Shri Manjinder Singh, Sales Tax Inspector.

The respondent Shri Rajan Mehta, AETC-cum-PIO has requested to be excused from presence on account of his illness. The First Appellate Authority has sought exemption from compliance under Section 8(1)(d) and 8(1)(j) of the RTI Act. The appellant refutes this contention of the respondents for invalidly invoking Section 8 of RTI Act as the information sought relates to public activities of the official and has nothing do with the personal information. The respondents are directed to respond to the aforesaid submissions of appellant in writing before next date of hearing.

The matter is deferred to be heard on 16.07.2019 at 11.30 AM.”



Appeal Case No.1212/2019

The appellant is absent. Shri Vikram Thakur, ETO of Excise & Taxation Department says that the information sought is humongous. As much as about 15000 gate passes were issued during the period under consideration. The Commission feels that the provision of such an indiscriminatory and voluminous information shall disproportionately erode the resources of the public authority. It is also not clear as to how this information would serve the public cause. In the second point of the RTI application, the appellant seeks a copy of the complaint made to the Department by an official of the private Contractor. The third party has requested not to divulge his information to the appellant. According to him, it may cause some possible harm to him.

The appellant is absent. He has not come out with plausible explanation as to how the revelation of such information will out-weigh the alleged harm relating to the third party. In view of the same, the Commission is not inclined to provide access to the information sought.

Disposed.

16.07.2019

**Sd/-
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Prof. Kirtypal Singh,
R/o 29, VPO-Rajpur Bhaian,
District-Hoshiarpur.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block II, Hoshiarpur.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Hoshiarpur.

Respondents

Appeal Case No.1180/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
15.12.2018	Nil	18.01.2019	Nil	23.03.2019

Present: The Appellant Sh.Kirtypal Singh is absent.
None is present on behalf of respondents.

ORDER:

The appellant is absent.

The appellant has sought information about the detail of *Wardbandi* done in village Rajpur Bhayian (Hoshiarpur) for the conduct of Panchayat elections in the year 2018. He has also sought a coloured copy of the site plan duly suggesting the area inhabited in each ward.

The respondents represented by Sukhwinder Singh, Supdt. BDPO Office, Block-II, Hoshiarpur submit that this information has already been provided. He is seeking information repeatedly and is wasting resources of the public authority needlessly. They have shown us a copy of the orders of Deputy Commissioner delineating the wards in the above village. Its dispatch to him figures in their file.

The Commission has been informed that the case seeking same information has already been heard in Appeal No.3044 of 2018 by Smt. Preety Chawla. That being the case, the Commission feels that the appellant has been informed sufficiently. No more intervention is required.

Disposed.

16.07.2019

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Sh.Pawan Kumar Sharma,
R/o # 585, Phase-2,
SAS Nagar (Mohali).

Appellant

Versus

Public Information Officer,
O/o Sr. Superintendent of Police,
S.A.S.Nagar (Mohali)

First Appellate Authority,
O/o Sr. Superintendent of Police,
S.A.S.Nagar (Mohali)

Respondents

Appal Case No.1058 of 2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
13.04.2018	Nil	30.05.2018	Nil	14.03.2019

Present: Sh. Pawan Kumar, Appellant is absent.
Mrs. Rupinder Kaur, Lady Constable , O/o SSP Mohali is present on behalf of the Respondent.

ORDER

The information asked for by the appellant concerns the traffic congestion and the measures which have been taken by the Police, especially during the opening and closing time of the schools. Some allied information about enforcement of the traffic rules has also been sought by him. The respondents have sent him reply vide their memo dated 04.07.2019, a copy of which has been shown by the respondents to the Commission.

The appellant is absent. The Commission feels that he is satisfied with the information provided to him. The Commission is not inclined to make any further intervention.

Disposed.

16.07.2019

**Sd/-
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Mr.Amandeep Tiwana,
R/o VPO Chanarthala Kalan,
District- Fatehgarh Sahib

Complainant

Versus

Public Information Officer,
O/o Sr. Superintendent of Police,
Sri Fatehgarh Sahib.

Respondent

Complaint Case No.396/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
09.02.2019	Nil	Nil	Nil	24.04.2019

Present: Sh.Aamardeep Singh, complainant is absent.
ASI Ranjit Singh, I/c RTI, O/o SSP Fatehgarh Sahib –for respondents.

ORDER:

The following order was made by the Commission on 25.06.2019:-

“On the request of the parties, the matter is adjourned.

Meanwhile, the respondent has submitted a copy of the reply to the Commission with its endorsement to the complainant which has been taken on record”.

The complainant is absent. The complainant intends to know the follow-up action being taken by the Police under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007. The requisite information relating to the above subject has already been supplied by the respondents. The complainant has expressed his satisfaction over the same. An endorsement to this effect has been shown to the Commission.

There is no further requirement to pursue the issue. **Disposed.**

16.07.2019

**Sd/-
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State Information Commissioner**

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Smt. Tej Kaur,
W/o Sh. Randhir Singh,
R/o #29, 2nd Floor, State Institute of
Health & Family Complex,
Phase-6, SAS Nagar (Mohali)

Appellant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
SAS Nagar (Mohali).

First Appellant Authority
O/o Director General of Police,
Punjab Police Headquarters
Sector-9A, Chandigarh

Respondents

Appeal Case No.1099/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
31.08.2018	Nil	23.10.2018	Nil	19.03.2019

Present: Smt.Tej Kaur, Appellant in person
None is present on behalf of respondents.

ORDER:

None is present on behalf of the respondents. The Commission takes a very serious view of the defiance of the respondents in the matter. The appellant has been made to run from pillar to post. This Commission had passed order on 15.05.2018, specifically directing the respondents to inform the appellant the outcome of his complaint. However, the appellant alleges that no communication, whatsoever, has been conveyed by the Police to her till today. The respondents are directed to throw light on the same, besides informing the appellant.

To come up on **13.08.2019 at 11.30 AM.**

16.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Jasbir Singh
Village Bholapur Jhabewal,
P.O. Ramgarh, Ludhiana,
District Ludhiana

Appellant

Versus

Public Information Officer-cum,
Sub Divisional Magistrate,
Dera Bassi, District SAS Nagar(Mohali).

First Appellant Authority
O/o Sub Divisional Magistrate,
Dera Bassi, District SAS Nagar(Mohali).

Respondents

Appeal Case No.1129/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
19.12.2018	Nil	21.01.2019	Nil	25.03.2019

Present: Sh. Jasbir Singh, Appellant is present.

None is present on behalf of respondents.

ORDER:

The PIO has requested for an adjournment as he has been rendered immobile following an injury.

The matter shall be heard on **22.08.2019 at 11.30 AM.**

16.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. D.R. Singla,
4961, Sector-38 (West)
Chandigarh.

Complainant

Versus

Public Information Officer,
O/o Sr. Superintendent of Police,
S.A.S.Nagar (Mohali)

Respondent

Complaint Case No.170 of 2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
26.11.2018	Nil	Nil	Nil	12.02.2019

Present: Sh.D.R. Singla, Complainant is absent.
ASI Harminder Singh, City Police, Kharar- on behalf of the Respondent.

ORDER

The appellant has sought the outcome of a complaint made by him against one Sh.Sohan Singh and others. The Police says that the matter is still under probe. As and when the same is completed, the report as well as action taken report shall be provided to the appellant.

To come up on **25.09.2019 at 11.30 AM.**

16.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Mukhtiar Singh,
S/o Sh. Sewa Singh,
R/o Village Jionpura (Dugal),
Tehsil-Patran, Distt. Patiala.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Patran, Distt. Patiala.

Respondent

Complaint Case No.70/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
26.07.2018	Nil	Nil	Nil	15.01.2019

**Present: Sh. Mukhtiar Singh, Complainant is absent.
None on behalf of the Respondent.**

ORDER

None is present. The Commission takes very strong exception on the conduct of the BDPO Patran. Despite the lapse of more than 3 months, he has neither filed a reply to the show cause notice nor has appeared in person. The Commission is unaware as to whether he has provided the information or not. Final opportunity is afforded to the respondent, else the matter shall be decided on the basis of record available on file.

To come up on **29.08.2019 at 11.30 AM.**

16.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Jasbir Singh
Village Bholapur Jhabewal,
P.O. Ramgarh, Ludhiana,
District Ludhiana

Appellant

Versus

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

First Appellant Authority
O/o Commissioner of Police,
Ludhiana.

Respondents

Appeal Case No.1735/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
01.02.2018	Nil	15.03.2019	Nil	06.05.2019

Present: Sh. Jasbir Singh, Appellant is present.

SI Pawandev Singh, I/c RTI, O/o Commissioner of Police, Ludhiana
is present on behalf of respondents.

ORDER:

The appellant sought to know the outcome of a complaint made by him in a case of sexual harassment by a Doctor of an adolescent which appeared in the local newspapers on 04.01.2019. The respondent says that the matter is still under investigation and the revelation at this stage shall impact their investigation. He further submits that the appellant shall be informed about the outcome of the complaint as and when the same is completed.

The Commission agrees with the submissions made by the respondents. The matter is adjourned. To be heard on **03.12.2019 at 11.30 AM.**

16.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Jasbir Singh
Village Bholapur Jhabewal,
P.O. Ramgarh, Ludhiana,
District Ludhiana

Appellant

Versus

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

First Appellant Authority
O/o Commissioner of Police,
Ludhiana.

Respondents

Appeal Case No.1736/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
01.02.2018	Nil	15.03.2019	Nil	06.05.2019

Present: Sh. Jasbir Singh, Appellant is present.

SI Pawandev Singh, I/c RTI, O/o Commissioner of Police, Ludhiana
is present on behalf of respondents.

ORDER:

The appellant claims to be a public spirited activist. He is seeking the action having been taken by the Police to monitor the sale of acid in the market as its easy access is resulting into many cases of vicious acid attacks on hapless victims. The respondent says that the matter is under investigation. As and when the same is completed, the appellant shall be informed.

The Commission agrees with the submissions made by the respondents and desires them to complete the enquiry expeditiously. The matter is adjourned. To be heard on **03.12.2019 at 11.30 AM.**

16.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Jasbir Singh
Village Bholapur Jhabewal,
P.O. Ramgarh, Ludhiana,
District Ludhiana

Appellant

Versus

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

First Appellant Authority
O/o Deputy Commissioner,
Ludhiana.

Respondents

Appeal Case No.1738/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
01.02.2018	Nil	15.03.2019	Nil	06.05.2019

Present: Sh. Jasbir Singh, Appellant is present.
Shri Boota Singh, Clerk O/o Deputy Commissioner, Ludhiana
is present on behalf of respondents.

ORDER:

The appellant has sought to know the action having been taken by the office of Deputy .Commissioner, Ludhiana on an enquiry report submitted by the Sub Divisional Magistrate (East), Ludhiana on 15.05.2019 against some officials alleging the evasion of registration and stamp duty. The respondents have neither informed him nor have filed a written reply in the Commission.

The respondents represented by Sh.Boota Singh, say that an appeal on this issue is pending with the Bench of Smt. Preety Chawla. They have also shown us a copy of the interim order passed by the above referred Bench. The Commission feels that it shall be futile to deal the issue which is already under consideration of another bench in the Commission. The appeal is disposed with the advice to the appellant to pursue the matter in the Bench of Smt. Preety Chawla. **Disposed.**

16.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Ashok Kumar,
R/o #214, Pine Homes,
Dhakoli, Zirakpur,
District SAS Nagar(Mohali).

Appellant

Versus

Public Information Officer,
O/o Deputy Commissioner,
District Administrative Complex,
Secor-76, SAS Nagar(Mohali).

First Appellate Authority,
O/o Deputy Commissioner,
District Administrative Complex,
Secor-76, SAS Nagar(Mohali).

Respondents

Appeal Case No.1071/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
12.02.2018	Nil	11.01.2019	Nil	26.03.2019

Present: Sh. Ashok Kumar, Appellant
Sh. Davinder Singh, Clerk with Ravinder Kumar, Steno – for Respondents.

ORDER

The following order was passed on 21.05.2019:-

“The appellant has sought information about the execution of sale deeds with reference to the agreements made between the parties as mentioned in the original application. The respondents say that despite having been called on numerous occasions, the appellant has failed to appear before him to clinch the issue. The appellant denies the above contention of the Tehsildar. Be that as it is, the respondents are directed to allow the appellant inspection of the relevant record if the same does not attract any exemption under Section 8 of the Act. It shall be clinched on 10.06.2019 at 11.00 AM in the office of Tehsildar, Dera Bassi. The respondents shall give them certified copies of the documents on payment of requisite fee”.



-2-

Appeal Case No.1071/2019

The case has come up today. The appellant along with his counsel and respondents have been heard. The appellant is alluring to the evasion of stamp duty and registration fee by registration of under valued sale deeds, much less of the amounts mentioned in the agreements.

The respondents submit that they had looked into the matter. The appellant has failed to intimate them the particulars of the documents thus registered, enabling them to provide him the copies of the registered sale deeds. The appellant is putting the onus on the Sub Registrar to find out such documents on the clue from the copies of the agreements furnished to him.

The Commission understands that the laws and the rules are in place under Registration and Stamp Duty Act to deal with the cases of such short levies. In the absence of making any specific reference, the respondents are not obliged to sift the information which probably may not materially exist. The appellant having failed to provide a definite description of the information sought, the respondents cannot be faulted with for its refusal.

The appeal is misplaced and is **disposed**.

16.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**