

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

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Helpline No.0172-2864100(From 10.00 AM to 04.00 PM on working days)



Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Motor Vehicle Registration Authority,
Tarn Taran.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Amritsar.

....Respondents

AC No.1091 of 2020

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

ORDER

(Heard through Webex)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex/ on mobile phone. He states that he has not received the information as yet.
3. The PIO O/o SDM Tarn Taran has not attended the hearing through Cisco Webex. However, a letter dated 27.07.2020 is available in the relevant case file. According to this letter, the PIO has informed that Registering Authority has come into existence w.e.f. 17.08.2017 and no files relating to registration were received and only the on-line data is available in the official record. It is further stated therein that the information as available in the office, has been sent to the appellant.
4. Post detailed examination of case file, the Bench decides to give the appellant another chance and directs the PIO to call the appellant to his office to show him the relevant official records to enable him to identify additional information in the case. The information identified by the appellant be provided to him and the directions of the Bench be complied with.
5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

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

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Vehicle Registration Authority,
O/o Sub Divisional Magistrate,
Khanna, District Ludhiana.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Ludhiana.

....Respondents

AC No.1088 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Shri Jasbir Singh, Clerk O/o SDM, Khanna, District Ludhiana**
on behalf of PIO.

ORDER:

(Heard Through Video Conferencing)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex/ on mobile phone. He states that he has not received the information as yet.
3. Shri Jasbir Singh, Clerk O/o SDM Khanna, District Ludhiana attends the hearing through Cisco Webex. He states that reply has already been given to the appellant vide letter dated 15.07.2020, wherein it has been stated that the work of new registrations was being done at district level from 2014 to 2017 and from the year 2018, it was started at Sub Division level. It has further been stated that information regarding registrations from 2018 to September, 2020 can be accessed on the website <https://privahan.gov.in>.
4. Post deliberations, PIO is directed to call the appellant to his office on 22.09.2020 at 11.30 AM and allow the appellant access to the official records to enable him to identify the information as available in the official records. The appellant be also made aware of the link in the official website from which this information can be accessed and downloaded. PIO should also provide hard copies of the information to the appellant.



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AC No.1088/2020

5. The PIO will also file an affidavit, before next hearing, duly signed by the PIO and attested by the Notary Public, to the effect that complete information in AC No.1088 of 2020, as available in the official records, has been provided to the Appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

Sd-/
**(Lt Gen Ajae Kumar Sharma(Retd))
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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Motor Vehicle Registration Authority,
Moga.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Faridkot.

....Respondents

AC No.1089 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Smt. Usha Rani, Superintendent O/o SDM, Moga/ PIO.**

ORDER

(Heard through Webex/Mobile Phone)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through Cisco Webex/ on mobile phone. He states that no information has been provided to him as yet in the instant appeal case.
3. Smt. Usha Rani, Superintendent O/o SDM Moga attends the hearing through Cisco Webex. She states that the information is ready with them. As directed on the previous hearing, the appellant was called to the office but he did not come to their office to inspect the records.
4. On the asking of the Bench, the appellant states that he made repeated attempts to contact the PIO but there was no response to his calls and as such, he could not visit office of PIO.
5. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 18.09.2020 at 11.30 AM. The PIO will allow the appellant access to the official records to enable him to identify the information he requires. The information so identified will be provided to the appellant.
6. PIO is also directed to file an affidavit, before the next hearing duly signed by the PIO and attested by the Notary Public to the effect that complete information in AC No.1089 of 2020, as available in the official records, has been provided to the Appellant. Nothing has been concealed therein. The information



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AC No.1089/2020

supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

Sd/-
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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer
Vehicle Registration Authority,
O/o Sub Divisional Magistrate,
Nabha, District Patiala.

First Appellate Authority
O/o Secretary, Regional
Transport Authority, Patiala.

....Respondents

AC No.1086 of 2020

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

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex/ on mobile phone. He states that no information has been provided to him as yet in the instant appeal case.
3. The PIO O/o Vehicle Registering Authority, SDM Nabha, District Patiala has not attended the hearing through Cisco Webex.
4. On the asking of the Bench, the appellant states that he had visited the office of SDM Nabha to inspect the official records and to identify the information as required vide his RTI application. However, he was not entertained at all and was told that at first, they will ascertain as to which of the other offices have given him such information, only then they will think of providing him the information. It amounts to non-compliance of the directions given by the Bench on the previous hearing.
5. The Bench, on perusal of case file, also finds that an affidavit has been received from the PIO stating that one tractor was registered in the name of one Rupinder Singh who, vide his letter dated 01.09.2020, has refused to give consent to share information regarding the registration of his tractor.



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AC No.1086/2020

5. The Bench observes that the appellant has sought copies of the bills on the basis of which registration of Swaraj Tractors was done by the Vehicle Registration Authority, Nabha. The Bench is of the opinion that this is the official record and is in the public domain, being available on the relevant portal of the Vehicle Registration Authority. As such, the information asked for by the appellant cannot be termed as personal and third party information. The PIO is directed to make available to the appellant the information asked for by him.

6. PIO is also directed to file another affidavit, before next hearing, duly signed by the PIO and attested by the Notary Public to the effect that information in AC No.1086 of 2020, as available in the official records, has been provided to the Appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

Sd/-
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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Vehicle Registration Authority,
O/o Sub Divisional Magistrate,
Rajpura, District Patiala.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Patiala.

....Respondents

AC No.1087 of 2020

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

ORDER

(Heard through Webex)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex/ on mobile phone. He states that no information has been provided to him as yet in the instant appeal case.
3. The PIO O/o Vehicle Registering Authority, SDM Rajpura, District Patiala has not attended the hearing through Cisco Webex.
4. On perusing the case file, the Bench finds that a letter dated 17.07.2020, diarised in the Commission office on 30.07.2020, has been received from the PIO stating that the appellant has sought copies of the bills on the basis of which the Swaraj Tractors have been registered by the office of SDM Rajpura. Giving reference to decision of Hon'ble Supreme Court in CWP No.27734 of 2012 that the information sought is not in the public interest, it has been stated that the information cannot be supplied under Section 8(1)(j) of RTI Act, regarding which appellant has already been informed vide letter dated 06.11.2019.

Cont...P-2



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AC No.1087/2020

5. The Bench observes that the appellant has sought copies of the bills on the basis of which registration of Swaraj Tractors was done by the Vehicle Registration Authority, Rajpura. The Bench is of the opinion that the information sought is not third party as it is available on the relevant portal and the information also is being obtained from Swaraj Tractors (commercial venture) and not from individuals. As such, the contention of the PIO that the information asked for by the appellant cannot be supplied stands over ruled.

6. PIO is also directed to file affidavit, before the next hearing, duly signed by the PIO and attested by the Notary Public to the effect that information in AC No.1087 of 2020, as available in the official records, has been provided to the Appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Vehicle Registration Authority,
Pathankot.

Public Information Officer,

O/o Secretary, Regional
Transport Authority, Gurdaspur.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Gurdaspur.

....Respondents

AC No.1084 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **None on behalf of the PIO**

ORDER

(Heard through Webex)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex/ on mobile phone. He states that no information has been provided to him as yet in the instant appeal case.
3. The PIO O/o Secretary, Regional Transport Authority, Gurdaspur has not attended the hearing through Cisco Webex nor any information has been supplied to the appellant.
4. From the perusal of the case file, the Bench observes that on the previous hearing, PIO was directed to call the appellant to inspect the official records to enable him to identify the information he requires. He was also directed to provide the information as identified by the appellant as also to file an affidavit to this effect. But the directions of Bench have not been complied with.



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AC No.1084/2020

5. The PIO O/o Secretary, Regional Transport Authority, Gurdaspur is issued show cause notice to explain his absence and to explain 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 non-compliance of the directions given by the Bench on the previous hearing. 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, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a 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 proceeding against him ex-parte.

7. The PIO is also directed to provide the complete information to the appellant as per is RTI application as also to file an affidavit as directed on the previous hearing before the next hearing. The original copy of the affidavit be sent to the appellant and photocopy thereof be sent to the Commission for record.

8. With the aforesaid directions, the matter is adjourned. To come up for hearing **on 28.10.2020 at 11.30 AM through Cisco Webex**. Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

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

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

O/o Assistant Transport Officer,
Bathinda.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Bathinda.

....Respondents

AC No.1879 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Shri Baljit Singh, Section Officer/PIO, O/o Secretary, R.T.A. Bathinda.**

ORDER

(Heard through Cisco Webex)

1. The RTI application is dated 18.12.2019 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 20.02.2020 and the second appeal was filed in the Commission on 14.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 16.09.2020 by the Commission through Cisco Webex. As such, the case has been heard today through Cisco Webex. Shri Shakti Bhushan, appellant attends the hearing through Cisco Webex He states that no information has been supplied to him as yet.

3. Shri Baljit Singh, Section Officer, PIO O/o Secretary, Regional Transport Authority, Bathinda attends the hearing through Cisco Webex. He states that the appellant has sought copies of bills on the basis of which Swaraj Tractors were registered from 01.01.2014 till date. He further states that reply to the appellant has been given vide letter dated 08.01.2020 and again on 18.03.2020 stating therein that the information is in question form and hence, being denied.

4. Post deliberations, the Bench over-rules the PIO and directs him to provide the information and decides that the appellant will visit the office O/o PIO on 26.10.2020 at 11.30AM and the PIO will show him the relevant official records to enable the appellant to identify the information he requires. The information so identified by the appellant will be provided to him.



5. PIO is also directed to file an affidavit before the next hearing duly signed by the PIO and attested by the Notary Public to the effect that information in AC No.1879 of 2020, as available in the official records, has been provided to the Appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

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



Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanola,
District Barnala.

.....Appellant

Versus

Public Information Officer
Vehicle Registration Authority
O/o SDM, Bagha Purana, Distt Moga.

First Appellate Authority
O/o Secretary, Regional
Transport Authority,
Faridkot.

....Respondents

AC No.1880 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Shri Naresh Kumar, Superintendent/PIO, O/o SDM Baghapurana, Distt. Moga.**

ORDER

(Heard through Webex)

1. The RTI application is dated 04.10.2019 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 20.02.2020 and the second appeal was filed in the Commission on 14.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 16.09.2020 by the Commission through Cisco Webex. As such, the case has been heard today through Cisco Webex. Shri Shakti Bhushan, appellant attends the hearing through Cisco Webex He states that no information has been supplied to him as yet.

3. Shri Naresh Kumar, Superintendent/PIO, O/o SDM Baghapurana, District Moga attends the hearing through Cisco Webex. He states that the appellant has been supplied requisite information vide letter dated 27.11.2019.

4. On the asking of the Bench, the appellant states that he had received a letter dated 05.11.2019 whereby he was asked to deposit Rs.1800/- as fee for supply of 900 pages, whereas he has been provided only 21 pages on deposit of Rs.42/-. He requests to know regarding non supply of the remaining pages for which the fee was demanded from him.



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AC No.18802020

5. During deliberations, the PIO clarifies that 900 pages were the total contents of various files from which 21 pages of information has been culled out and given to the appellant. The Bench then directs the appellant to visit the office O/o PIO on any working day and the PIO to show him the relevant official records to enable the appellant to identify additional documents he may require. The documents so identified by the appellant be provided to him.

6. PIO is also directed to file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that information in AC No.1880 of 2020, as available in the official records, has been provided to the Appellant. Nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 28.10.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
16.09.2020**

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