

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR – 16, CHANDIGARH

Tel No. 0172-2864116, Fax No. 0172-2864125

Visit us @ www.infocommpunjab.com; Email: psic26@punjabmail.gov.in;

APPEAL CASE NO. 141 OF 2018

Sh. Deepak Khurana,
264/16, Nai Abadi, Chhoti Pori,
Abohar-152116 (Fazilka).

...Appellant

Versus

Public Information Officer,
O/o Deputy Inspector General of Police,
Ferozepur Range,
Ferozepur.

First Appellate Authority,
O/o Inspector General of Police,
Bathinda Range,
Bathinda.

...Respondents

PRESENT: Sh. Deepak Khurana, Appellant.
Sh. Harinder Singh, D.S.P. (I), Moga for the Respondent - PIO.

ORDER: This case may be read with reference to the previous order dated:
13.09.2018.

The appellant appears and states that incomplete information has been provided to him by the Respondent – PIO.

Sh. Harinder Singh, D.S.P. (I), Moga appears on behalf of the Respondent – PIO and has brought the Self Declaration on behalf of the S.H.O. before the Commission and same is handed over to the appellant.

After going through the Self Declaration, the appellant states that irrelevant and misleading facts mentioned in the Self Declaration and returned back to the PIO.

In view of the above, the Respondent is again directed to provide the complete information to the appellant, if there is no information in the office record then file a proper affidavit by the PIO in this regard, on the next date of hearing, failing which action Show Cause Notice will be issued against him as per provisions of the RTI Act, 2005.

The case is adjourned for **27.11.2018 at 11:00 AM.**

Copies of the order are sent to the parties.

**Chandigarh
16.10.2018**

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

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APPEAL CASE NO. 493 OF 2018

Sh. Sukhwinder Singh,
O/o Anti Corruption Trust,
Machhiwara, District Ludhiana.

...Appellant

Versus

Public Information Officer,
O/o Punjab State Commission for
Protection of Child Rights,
S.A.S. Nagar (Mohali).

First Appellate Authority,
O/o Punjab State Commission for
Protection of Child Rights,
S.A.S. Nagar (Mohali).

...Respondents

PRESENT: Sh. Sukhwinder Singh, Appellant.
Sh. Rajwinder Singh Gill, Deputy Director –cum- PIO.

ORDER:

This order may be read with reference to the previous order dated:
18.09.2018.

The appellant states that incomplete and irrelevant information has
been provided to him by the Respondent – PIO.

The Respondent – PIO appears and file written submission in
response to the Show Cause Notice issued to him mentioning therein that the
information sought by the appellant has already been supplied to the appellant
through registered letter no. 2017/777, dated: 08.08.2017. He further states that
he has brought the current status report of his RTI application and copy of the
same is handed over to the appellant. He further requests that Show Cause
Notice may kindly be withdrawn.

After examining the case file, it reveals that the Respondent has
supplied the requisite information to the appellant and submitted his reply, today
in the Commission in response to the Show Cause Notice issued to him. I agree
with the plea put forth by the PIO and therefore show cause notice and
compensation is, hereby, dropped. The reply is taken on record. Thus, no further
action is required, hence this Appeal Case is **closed and disposed off**. Copies
of the order are sent to the parties.

Sd/-

Chandigarh
16.10.2018

(Prof. Viney Kapoor Mehra)
State Information Commissioner

Copy to Intimation and Necessary Action:-

The Chairman,
O/o Punjab State Commission for Protection of Child Rights,
S.A.S. Nagar (Mohali).

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APPEAL CASE NO. 1528 OF 2018

Sh. Satish Kumar Bhiri,
S/o Sh. Mulkhraj Kakkar,
93, Azad Nagar,
Ferozepur City-152002.

...Appellant

Versus

Public Information Officer,
O/o District Manager,
Markfed, Faridkot.

First Appellate Authority,
O/o District Manager,
Markfed, Faridkot.

...Respondents

PRESENT: None is present on behalf of the Appellant.
Sh. Sunil Kumar, District Manager, Markfed, Faridkot.

ORDER: This order may be read with reference to the previous order dated:
18.09.2018.

The appellant is absent from today's hearing in the Commission.

Sh. Sunil Kumar, District Manager –cum- PIO O/o District Manager, Markfed, Faridkot appears and files written reply mentioning therein that the RTI application dated: 10.02.2018 of the appellant received in the office on 12.02.2018 and the requisite information has been supplied to the appellant vide letter no. 3048, dated: 19.03.2018 through registered post after that no observation has been received from him.

The perusal of the case file reveals that the requisite information has already been supplied to the appellant. The appellant was absent on the previous two hearings dated: 14.08.2018, 18.09.2018 and today he is again absent in the Commission. The appellant has not attended the Commission thrice entailing thereby that he does not want to follow up his case further, it is presumed that he is satisfied with the provided information. In wake of aforementioned, this Appeal Case is hereby, **Closed and Disposed off.**

Copies of the order are sent to the parties.

**Chandigarh
16.10.2018**

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

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APPEAL CASE NO. 2103 OF 2018

Sh. Balwinder Singh,
Press Secretary,
PB RTI and Human Right Worker Club,
R/o Near Udhag Palace, Jalalabad (West).

...Appellant

Versus

Public Information Officer,
O/o Civil Surgeon,
Fazilka.

First Appellate Authority
O/o Civil Surgeon,
Fazilka.

...Respondents

PRESENT: Sh. Balwinder Singh, Appellant.
Dr. Mandeep Singh, District TB Medical Officer O/o Civil Surgeon,
Fazilka.

ORDER: This order may be read with reference to the previous order dated:

05.09.2018.

The appellant appears and states that incomplete information has
been provided to him by the Respondent – PIO.

Dr. Mandeep Singh, District TB Officer O/o Civil Surgeon, Fazilka
appears and states that the information sought by the appellant relating to point
no. 1 and 2 of the RTI application is third party information and cannot be
provided to him and same has been transferred to Sh. Ekant Priya Singla, Drug
Inspector O/o Civil Surgeon, Fazilka vide letter no. R.T.I./2018/86, dated:
29.01.2018 and the same is conveyed to the appellant. He further states that
information relating to point no. 3 has already been provided to the appellant.

Sh. Ekant Priya Singla, Drug Inspector O/o Civil Surgeon, Fazilka is
directed to appear in person and file his written reply regarding the RTI
application of the appellant, on the next date of hearing.

The case is adjourned for **10.12.2018 at 11:00 AM.**

Copies of the order are sent to the parties.

Chandigarh
16.10.2018

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

C.C. **Sh. Ekant Priya Singla,**
Drug Inspector
O/o Civil Surgeon, Fazilka.

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APPEAL CASE NO. 2217 OF 2018

Sh. Gagandeep Goel,
S/o Sh. Shyam Lal Goel,
223, Phase-2,
S.A.S. Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Department of Health,
Punjab Civil Secretariat,
Sector-9, Chandigarh.

First Appellate Authority
O/o Department of Health,
Punjab Civil Secretariat,
Sector-9, Chandigarh.

...Respondents

PRESENT: Adv Shrey Vasudev is present on behalf of the Appellant.
Sh. Rajinder Kumar, Sr. Assistants & Sh. Gaurav Dhiman, Clerk
O/o Director, Health & Family Welfare, Punjab.
Sh. Ramesh Singla, Pharmacist O/o Civil Surgeon, S.A.S. Nagar.

ORDER:

This order may be read with reference to the previous order dated:
05.09.2018.

Adv Shrey Vasudev appears on behalf of the appellant and states that incomplete, irrelevant information has been provided to the appellant by the Respondent – PIO.

Sh. Ramesh Singla, Pharmacist O/o Civil Surgeon, S.A.S. Nagar appears and files the reply mentioning therein that the RTI application of the appellant has been received in the office on dated: 18.04.2018 transferred from the PIO O/o DHS, Punjab and same was sent back vide this office letter no. RTI/2018/137-138, dated: 18.04.2018 under the information to the RTI applicant and to the PIO O/o DHS, Punjab, Chandigarh with the request that the required information relates with to the State Office. He further submitted that the information is in the nature of planning/instruction/directions/guidelines issued by the State Authority and at previous occasions too such type of required information has been provided by the state authorities. He further states that as per the record of the office of Civil Surgeon, S.A.S. Nagar, the required information may be considered as nil. The copy of the same is taken on record.

Sh. Rajinder Kumar, Sr. Assistant O/o Director, Health & Family Welfare, Punjab appears on behalf of the Respondent – PIO and states that the information sought by the appellant has been supplied to the appellant and copy of the same has brought today, for the perusal of the Commission.

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APPEAL CASE No. 2217 of 2018

The appellant is advised to point out the deficiencies in the provided information, within a week to the Respondent - PIO with a copy to the Commission. The Respondent – PIO (O/o DHS, Punjab) is directed to remove the same, before the next date of hearing, failing which action would be initiated against him as per provisions of the Right to Information Act, 2005.

The perusal of the case reveals that respondent has delayed the information.

In view of the above, a show cause notice under Section 20(1) of the RTI Act is issued to Ms. Shashi Bala, PIO –cum- Superintendent O/o Director, Health & Family Welfare Department, Punjab, as to why penalty should not be imposed upon her for willful delay/denial in supplying the information to the RTI applicant.

The Respondent PIO is directed to file an affidavit in response to the Show Cause Notice and appear personally on the next date fixed, otherwise it will be presumed that she has nothing to say and the Commission shall initiate ex-parte proceeding.

The Respondent – PIO O/o Civil Surgeon, S.A.S. Nagar is exempted from further appearance

A copy of this order be sent to Ms. Shashi Bala, PIO –cum- Superintendent O/o Director, Health & Family Welfare Department, Punjab, **by registered post.**

The case is adjourned to **10.12.2018 at 11:00 AM.**

Copies of the order are sent to the parties.

**Chandigarh
16.10.2018**

Sd/-
(Prof. Viney Kapoor Mehra)
State Information Commissioner

C.C.

Ms. Shashi Bala,
PIO –cum- Superintendent
O/o Director,
Health & Family Welfare Department, Punjab,
Plot No. 5, Sector-34-A, Chandigarh-160022

The Public Information Officer,
O/o Civil Surgeon,
S.A.S. Nagar (Mohali).

The Public Information Officer,
O/o Civil Surgeon,
Patiala.