

PUNJAB STATE INFORMATION COMMISSION
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Ms. Prabhdeep Kaur (98785-00082)

S/o Sh. Harsharanbir Singh,
#673, 1st Floor, Phase 6, Mohali.

Appellant

Versus

Public Information Officer

O/o SSP SAS Nagar (Mohali).

First Appellate Authority

O/o Inspector General of Police,
Roopnagar Range, Roopnagar.

Respondent

Appeal Case No.: 351 of 2019

Present: Sh. H.S. Hundal the representative of appellant is present.
Sh. Ravinder Singh, ASI (9501020266) present along with Sh. Gurbinder Singh,
SA from O/o IGP, Roopnagar, on the behalf of respondent.

ORDER

1. The case may be read with the reference of previous order dated **04.09.2019 at 12.00 Noon.**

2. On previous hearing dated 07.05.2019, Sh. H.S. Hundal, the representative of appellant demanded action on respondent PIO for not supplying information on time as the purpose of getting requisite information has already been defeated therefore he refused to collect information/reply stating that purpose of information has been demolished. He further added that even when information/reply was given on 20.02.2019, that too was irrelevant. In view of above, it was observed that an important issue is involved in this case. Therefore, the case file was sent to the Deputy Registrar to place it before the Hon'ble Chief Information Commissioner to constitute a Larger/Division Bench to hear and decide this case by the bench of one of undersigned (i.e. SIC Dr. Pawan Kumar Singla).

Thereafter, a Division Bench consisting of undersigned SIC's was constituted by the then Hon'ble CIC Sh. Yashvir Mahajan on 20 May 2019. According the case was fixed for hearing on 04.09.2019 at 12:00 Noon.

3. On hearing dated 04.09.2019, the representative of appellant, Sh. H.S. Hundal referenced the email by appellant dated 04.09.2019 requesting therein to penalizing the concerned respondent PIO under section 20 (1) and 20 (2) of RTI Act and to award adequate compensation to the appellant for loss and detriment caused due to evasive behavior of concerned respondent PIO and denial of information for more that 11 months (at that time).

In the view of above, the undersigned Division Bench gave one opportunity to respondent PIO to file a proper detailed reply to present it before the undersigned Bench, that why the RTI application was not entertained within stipulated time.



4. A written reply has been received in the Commission vide diary no. 18795 dated 27.09.2019 signed by APIO O/o SSP District SAS Nagar in compliance to directions dated 04.09.2019. It is mentioned therein that information sought for was retrieved from Complaint Branch and sent to appellant vide their office reference no. 974/G/RTI dated 07.01.2019 with regard to RTI application 04.10.2018, which is taken on record.
5. Sh. Ravinder Singh, ASI brought into light that information sought in RTI application was required in person and the appellant didn't visited their office in 30 days of filing RTI application to their office but still their office performed their responsibility and send the information to the appellant on 07.01.2019 after retrieving it from Complaint Branch (as mentioned above in point no. 4 of this order).
6. Sh. H.S. Hundal also stated that the information received on 20.02.2019 is incorrect and incomplete. He also requested to file his rejoinder.
7. After hearing both the parties and going through the case file, the decision of this appeal case had been **Reserved** at this instant until any further orders are pronounced.
8. Send copy of orders to the parties

Sd/-
(Sh. Khushwant Singh)
State Information Commissioner

Sd/-
(Dr. Pawan Kumar Singla)
State Information Commissioner

Chandigarh
16.10.2019 at 12.00 Noon

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PS to SIC (KS) for kind information