

PUNJAB STATE INFORMATION COMMISSION
RedCrossBuilding, Near RoseGarden,
Sector 16, Chandigarh.
Ph: 0172-2864115, Email: - psic25@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Love Kumar Dua (9815255646)

S/o Sh. Megh Raj Dua
House No. 125, Model Town,
Samrala Road, Khanna

Appellant/Complainant

Versus

Public Information Officer
O/o SSP, Khanna

First Appellate Authority
O/o SSP, Khanna

Respondent

Appeal Case No.: 1926 of 2020
Cisco Webex Proceedings

Present: Appellant : Sh. Love Kumar Dua
Respondent: ASI, Roor Singh (9780001280)

ORDER

1. This order may be read with the reference to previous order dated 12.10.2020
2. Respondent, ASI, Roor Singh pleaded that the sought information/reply has been provided to the appellant through registered post dated 25.10.2020. A copy of the same is received by the bench of undersigned via email dated 16.12.2020.
3. Appellant, Sh. Love Kumar Dua contended that he is not satisfied with the supplied information as the respondent authority has provided partial information.
4. **In the view of above, the respondent authority is directed to offer inspection of the relevant available records to the appellant at a mutually convenient date and time, within 15 days from the date of receipt of this order.** The appellant is directed to avail of the said offer within a period of **30 days** from the date of receipt of the letter of inspection from the respondent authority, failing which no further opportunity will be provided to him.
5. Matter is adjourned for further hearing on **25.01.2021 through CISCO WEBEX at 11:00 A.M.**
(Steps: Install CISO WEBEX<Click on Join Meeting <Enter meeting number 918232900).
6. Announced in the Court. Copy of the order to be sent to the parties.

Sd/-

Chandigarh
16.12.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Sukhchain Singh (9463518565)

Sonam Mohalla, FatehgarhChurian,
TehsilBatala, District Gurdaspur

Appellant/Complainant

Versus

Public Information Officer

O/o Astt. Inspector General of Police (Admn),
Technical Services, Punjab, Chandigarh

First Appellate Authority

O/o DIG, Technical Services,
Punjab, Chandigarh

Respondent

Appeal Case No.: 1788 of 2020
Heard through CISCO WEBEX

Present: Appellant : Sh. Sukhchain Singh
Respondent : ASI, Pramod Nagrath (9592902013)

ORDER

1. This order may be read with the reference to previous order dated 12.10.2020.
2. Respondent, Sh. Pramod Nagrath pleaded that the sought information has been supplied to the appellant through registered post.
3. Appellant, Sh. Sukhchain Singh states that no information has been received so far.

On this Commission asked the respondent authority to send the requisite information via email to the appellant on immediate effect.

Later the appellant, Sh. Sukhchain Singh **telephonically informed** the Commission that he is not satisfied with the supplied information, as it is partial and incomplete in nature.

4. In the view of above and going through the case file, it is revealed that, appellant is advised to **point out discrepancies** (in written form) if any in the information so supplied by the respondent, within 20 days from the issue of this order under intimation to the commission. The respondent shall make good the deficiencies, in case the same pointed out by the appellant.

Another opportunity is given to both the parties to present the case on next date of hearing positively, falling to which the case would be decided on merit basis.

5. Matter is adjourned for further hearing on **19.01.2021 through CISCO WEBEX at 11:00 A.M.**
(Steps: Install CISCO WEBEX < Click on Join Meeting < Enter meeting number 918232900).
6. Copy of the order to be sent to the parties.

Sd/-

Chandigarh
16.12.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Prem Kumar (9815591032)

#261/W-11, KartarNiwas,
Gurdaspur Road, Shrijargobindpur,
Tehsil Batala, District Gurdaspur

Appellant/Complainant

Versus

Public Information Officer

O/o Secretary, Finance Department,
Finance Expenditure-3 Branch, Punjab,
Civil Secretariat, Chandigarh

Respondent

Compliant Case No.: 395 of 2020
CISCO WEBEX Proceedings

Present: Complainant: Sh. Prem Kumar
Respondent: Absent

ORDER

1. This order may be read with reference of previous of previous order dated 12.10.2020 vide which respondent PIO is directed to collect the pending information (point no. 1) from the concerned office and supply it to the complainant before the next date of hearing. Accordingly the case is fixed for hearing today.
2. Complainant, Sh. Prem Kumar states that the sought information is still pending.
3. Respondent PIO is not present today's hearing.
4. **As nobody is preset on behalf of respondent authority** the case is adjourned to date **25.01.2021** through **Cisco Webex** at **11:00 am** with the directions to respondent PIO, to collect the pending information (point no. 1) from the concerned office and supply it to the complainant before the next date of hearing. Failing to which action under section 20(1) of RTI act will be initiated.
(Steps: Install CISO WEBEX < Click on Join Meeting < Enter meeting number 918232900).
5. Copy of the order to be sent to the parties.

Sd/-

Chandigarh
16.12.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Smt. KamaldeepKaur, (9872139640)

D/o Sh.Pritpal Singh, VPO Gumtala,
Opp.Govt Dispensary, Ward No 5,
Amritsar.

Appellant

Versus

Public Information Officer

O/o MC, Amritsar.

Sh.Sushant Bhatia (Public Information Officer)

O/o Land Department,
MC, Amritsar.

Public Information Officer

(Regd. Post) O/o MTP,
MC, Amritsar.

Respondent

First Appellate Authority

O/o Addl. Commissioner,
MC, Amritsar.

Appeal Case No.:242 of 2020
Cisco Webex Proceedings

Present: Appellant: Ms.KamaldeepKaur,
Respondent:Sh. ShushantBhatia (State Officer)(78886-79455)

ORDER

1. This order may be read with reference to the previous order dated 20.10.2020 vide which u/s 6(3) of RTI Act(2005) the RTI application in the above mentioned case was transferred to office of MTP (municipal town planner) MC, Amritsar to peruse further. However, PIO of MTP, MC Amritsar failed to do so as he/she is not present for today's hearing.
2. Appellant, Ms.KamaldeepKaur states that no information is received so far.
3. Respondent, Sh. Shushant Bhatia pleaded that the sought information relates to the office of MTP, MC Amritsar and a letter dated 16.12.2020 vide reference number Eo/3277 has been sent to the same department.
4. In the view of above, it is observed that **non implementation and violation of the RTI Act has occurred number of times by the concerned respondent authority(PIO of MTP, MC Amritsar)**, therefore, the Commission must proceed with the procedure laid down in Under Section 19(8)(b) of the **RTI Act**, vide which the Public Authority requires to **compensate** the complainant/appellant amounting **Rs.3,000/-** for any loss or detriment suffered. The interim compensation amount must be paid by the respondent PIO concerned through cheque or demand draft in favor of appellant **Ms. KamaldeepKaur** from the account of Public Authority (not from the individual's account). The respondent PIO is also directed to submit copy of said cheque or demand draft of compensation once paid to the Commission.
5. Matter is adjourned for further hearing on **19.01.2021 through CISCO WEBEX at 11:00 A.M.**(Steps: Install CISOWEBEX<Click on Join Meeting <Enter meeting number 918232900)
6. Send copy of order to the parties.

Chandigarh
Dated:16.12.2020

Sd/-
(Dr.PawanKumarSingla)
State Information Commissioner

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Smt. KamaldeepKaur, (9872139640)

D/o Sh.Pritpal Singh, VPO Gumtala,
Opp. Govt Dispensary, Ward no. 5,
Amritsar.

Appellant

Versus

Public Information Officer

O/o Commissioner, MC,
Amritsar.

First Appellate Authority

O/o Commissioner, MC,
Amritsar

Respondent

Appeal Case No.: 411 of 2020
Cisco Webex Proceedings

Present: Appellant: Ms.KamaldeepKaur,
Respondent: Absent

ORDER

1. This order may be read with reference to the previous order dated 20.10.2020 vide which respondent PIO, O/o Commissioner, MC, Amritsar was asked to **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. But the respondent authority failed to do so and is **absent in today's hearing** without any prior intimation.
2. Appellant, Ms.Kamaldeep Kaur states that no information is received so far.
3. **Observation:** The copy of order dated 20.10.2020 sent to **Sh. Iqbal Randhawa** (Public Information Officer) O/o Commissioner, MC, Amritsar returned back in the commission quoting "Sh. I.P.S Randhawa the concerned officer has been dismissed by government".
4. **Decision:** In the view of above observations , it is transpired that the **non implementation and violation of the RTI Act has occurred number of times by the concerned respondent authority** (PIO of MTP, MC Amritsar), therefore, the Commission must proceed with the procedure laid down in Under Section 19(8)(b) of the **RTI Act** , vide which the Public Authority requires to **compensate** the complainant/appellant amounting **Rs.1,500/-** for any loss or detriment suffered. The interim compensation amount must be paid by the respondent PIO concerned through cheque or demand draft in favor of appellant **Ms.Kamaldeep Kaur** from the account of Public Authority (not from the individual's account). The respondent PIO is also directed to submit copy of said cheque or demand draft of compensation once paid to the Commission.
5. Matter is adjourned for further hearing on **19.01.2021 through CISCO WEBEX at 11:00 A.M.**(Steps: Install CISOWEBEX<Click on Join Meeting <Enter meeting number 918232900)
6. Send copy of order to the parties.

Chandigarh
Dated:16.12.2020

Sd/-
(Dr.PawanKumarSingla)
State Information Commissioner

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Shri RakeshKumarGupta Advocate,M: 9814924851

8/237, JagraonRoad,

MandiMullanpur,

District Ludhiana.-141101

Versus

Public Information Officer

O/o SSP, Jagraon, Ludhiana

.....Appellant/Complainant

.....Respondent

Regt. Post. Public Information Officer

(RTI Enc.)

O/o DGP, PB, Chandigarh

First Appellate Authority

O/o DGP, PB, Chandigarh.

Appeal Case No.: 1127 of 2019
(Cisco Webex Proceedings)

Present: Appellant : ShriRakeshKumarGupta

Respondent: Sh.Purshotam Kumar (ASI) 9779800315

ORDER

1. This order may be read with the reference to previous order dated 21.10.2020 vide which the Commission directed the respondent authority to affirm through written submission to the Commission that relevant records as sought for, by the Appellant in his RTI application has been provided to him as per records available with them and no other document on the subject is available in their records. Accordingly the case is fixed for today i.e. 16.12.2020.
2. Respondent, Sh. Purshotam Kumar from office of DGP, PB, Chandigarh is present for today's hearing. He made a written submission vide diary no. 18208 dated 10.12.2020. An abstract of which is attached below:-

4. ਏ.ਡੀ.ਜੀ.ਪੀ./ਇੰਟੈਲੀਜੈਂਸ ਨੇ ਆਪਣੇ ਪੱਤਰ ਮਿਤੀ 20.10.2020 (ਕਾਪੀ ਨੱਥੀ) ਰਾਹੀਂ ਇਸ ਦਫਤਰ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਇਸੇ ਪ੍ਰਕਾਰ ਦੀ ਦਰਖਾਸਤ ਉਨ੍ਹਾਂ ਦੇ ਦਫਤਰ ਵਿੱਚ ਵੀ ਦਿੱਤੀ ਗਈ ਸੀ, ਜਿਸ ਬਾਰੇ ਇੰਟੈਲੀਜੈਂਸ ਵਿੰਗ ਵੱਲੋਂ ਉਸਨੂੰ ਆਪਣੇ ਨੰ: 207/ਆਰ.ਟੀ.ਆਈ.ਸੈੱਲ/ਇੰਟੈ. ਮਿਤੀ 10.12.2019 (ਕਾਪੀ ਨੱਥੀ) ਨੂੰ ਜੁਆਬ ਦਿੱਤਾ ਗਿਆ ਸੀ। ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਮਾਨਯੋਗ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨਰ ਜੀ ਵਿੱਚ ਅਪੀਲ ਕੇਸ ਨੰ: 1128/2020 ਦਾਇਰ ਕਰਨ ਤੇ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਪਹਿਲੀ ਅਪੀਲ ਦਾਇਰ ਨਾ ਕਰਨ ਕਾਰਨ ਕੇਸ ਡਿਸਪੋਜ ਆਫ ਕਰ ਦਿੱਤਾ ਗਿਆ। ਪ੍ਰਾਰਥੀ ਦੀ ਪਹਿਲੀ ਅਪੀਲ ਵੀ ਉਨ੍ਹਾਂ ਦੇ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ: 826/ਆਰ.ਟੀ.ਆਈ.-ਕਮ-ਲਿਟੀਗੇਸ਼ਨ ਸੈੱਲ ਮਿਤੀ 15.10.2020 ਰਾਹੀਂ ਰੱਦ ਕਰ ਦਿੱਤੀ ਗਈ ਹੈ।

3. On this the appellant, Shri Rakesh KumarGupta **contended** that he is not satisfied with the reply of the respondent authority. Further he added that the sought information does not pertain to any policy matter/secretcy and its revelation will pose any type of threat to Nation, state , person and will not affect the security of any person. An email dated 15.12.2020 is received by the bench of undersigned vide which the appellant has mentioned his grievance in detail.
This email is taken on record.
4. After hearing both the parties and going through the case file, to decide the matter judgment is **Reserved.**
5. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh
Dated: 16.12.2020

Sd/-
(Dr.PawanKumarSingla)
State Information Commissioner

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Shri Kamaljit Singh, 8054781350
395-L, Model Town,
Ludhiana.

.....Appellant/Complainant

Versus

Public Information Officer
O/o Police Commissioner, Ludhiana

.....Respondent

Public Information Officer
O/o SDM, Division – 6, Ludhiana

First Appellate Authority
O/o Police Commissioner, Ludhiana

Appeal Case No.: 1193 of 2020
(Cisco Webex Proceedings)

Present: Appellant : Shri Kamaljit Singh
Respondent: Sh. Ramesh Kumar (ASI) 9915603000

1. This order may be read with reference of previous order dated 21.10.2020 vide which appellant was advised to approach respondent PIO O/o SDM, SDM Division-6, Ludhiana, for record inspection. Copy of order dated 21.10.2020 returned back to the Commission from O/o SDM, Division – 6, Ludhiana.

Accordingly, the case is fixed for today i.e. on 16.12.2020.

2. Appellant Shri Kamaljit Singh states the no information is received so far.

3. Respondent, Sh. Ramesh Kumar is present for today's hearing and pleaded that the requisite information relates with SDM office Div. 6 Ludhiana .

4. After hearing both the parties, the Commission is of the view that the PIO is legally obliged to give the appellant the sought for information after collecting the same from the concerned department, instead of merely forwarding it to the concerned officer.

5. Matter is adjourned till next date of hearing i.e. on **25.01.2021** through **Cisco Webex at 11:00 A.M**

(Steps: Install Cisco Webex< Click on JOIN MEETING< Write Meeting number – 918232900)

6. Announced in the Court, copy of the order to be sent to the parties.

Sd/-

Chandigarh
Dated: 16.12.2020

(Dr.Pawan Kumar Singla)
State Information Commissioner