

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ www.infocommpunjab.com, Email: pcic20@punjabmail.gov.in



Sh. Satinder Kumar Khera,
524, Sector-7,
Panchkula-134109

.....Appellant
Vs

Public Information Officer,
o/o Deputy Commissioner-cum-
Collector Agrarian,
Distt: Ludhiana.

.....Respondent

Complaint Case .No. 697 of 2019

Present:- Shri Satinder Kumar Khera, appellant in person
None on behalf of the respondents.

ORDER

The RTI application is dated 29.3.2018 vide which the appellant has sought information as enumerated in his RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 08.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondent seriously, a show cause notice is hereby issued to the respondent PIO-cum-District Revenue Officer, Ludhiana to explain his conduct as to why penalty should not be imposed and compensation awarded to the appellant. He may send his explanation to the Commission for its perusal and may make use of next date of hearing for personal hearing before imposition of penalty and award of compensation. He is also directed to take appropriate action on RTI application of the appellant and send reply to the appellant with a copy to the Commission before the next date of hearing. On receipt of the information, the appellant is also directed to go through the same and revert back to the authorities concerned in case of deficiencies, if any, with a copy to the Commission.

3. To come up on 14.10.2019 at 3.30 PM at Chandigarh for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Satinder Kumar Khera,
524, Sector-7,
Panchkula-134109

.....Appellant

Vs

Public Information Officer,
District Collector,
Distt: Ludhiana.

.....Respondent

Complaint Case .No. 710 of 2019

Present:- Shri Satinder Kumar Khera, appellant in person
Shri Balbir Singh, Distt Revenue Assistant on behalf of the respondents.

ORDER

The RTI application is dated 29.3.2018 vide which the appellant has sought information as enumerated in his RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 08.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. Respondent submits a copy of the reply in which they have claimed that the information has been sought by the appellant in performa and does not cover under Section 2(F) of the RTI Act, 2005. He further submits that the information can be taken from the Suvidha Centre as this information is available with the Suvidha Centre. He further submits that Suvidha Centre received the request and marked it to Record Room which is under the public authority, District Revenue Officer, who is the custodian of the record.

3. The attitude of Shri Balbir Singh who is representing the respondents is non cooperative and instead of facilitating the information, his efforts were to deny the

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information. Commission takes a very serious view and recommends to the Head of the Department i.e. Deputy Commissioner to initiate departmental action against him for misleading the Commission under intimation to the Commission.

4. The appellant states that he may be allowed to inspect the record and a list of villages having Nazool land be provided to by the respondents. The representative of the respondents agreed to arrange an inspection of the record of the villages having Nazool land and appellant has also agreed to inspect the record. With the mutual consent of the parties the date of inspection is fixed on 23.9.2019 at 11.00 AM. Accordingly, the appellant will visit the respondent office and after inspection whatever information pertaining to his RTI application is required that will be provided to the appellant against the prescribed fee as required under the law well before the next date of hearing.

5. To come up on 14.10.2019 at 3.30 PM at Chandigarh for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

CC: Deputy Commissioner,
Mini Secretariat,
Ferozepur Road,
Ludhiana

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Sh. Satinder Kumar Khera,
524, Sector-7,
Panchkula-134109

Vs

Public Information Officer,
o/o District Collector,
Distt: Ludhiana.

.....Appellant

.....Respondent

Complaint Case .No. 716 of 2019

Present:- Shri Satinder Kumar Khera, appellant in person
None on behalf of the respondents.

ORDER

The RTI application is dated 29.3.2018 vide which the appellant has sought information as enumerated in his RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 08.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondent seriously, a show cause notice is hereby issued to the respondent PIO-cum-District Revenue Officer, Ludhiana to explain his conduct as to why penalty should not be imposed and compensation awarded to the appellant. He may send his explanation to the Commission for its perusal and may make use of next date of hearing for personal hearing before imposition of penalty and award of compensation. He is also directed to take appropriate action on RTI application of the appellant and send reply to the appellant with a copy to the Commission before the next date of hearing. On receipt of the information, the appellant is also directed to go through the same and revert back to the authorities concerned in case of deficiencies, if any, with a copy to the Commission.

3. To come up on 14.10.2019 at 3.30 PM at Chandigarh for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Narinder Kumar,
S/o Sh. Gopal Krishan,
Vill: Prem Singh Wala,
P.O: Buzark,
Tehsil: Samana,
Distt: Patiala

.....Appellant
Vs

Public Information Officer,
Panchayat Secretary, Gram Panchayat,
Prem Singh Wala, Block Samana,
Distt: Patiala.

.....Respondent

Complaint Case .No. 723 of 2019

Present:- Shri Narinder Kumar, appellant in person
None on behalf of the respondents.

ORDER

The RTI application is dated 20.3.2019 vide which the appellant has sought information as enumerated in his RTI application. Due to non supply of information within stipulated period a complaint was filed in the Commission on 02.09.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. None is present on behalf of the respondents and the present Panchayat Secretary refused to receive the notice of hearing issued by the Commission as per the postal department observations. Viewing the absence of the respondent and refusal to receive the notice of hearing seriously, a show cause notice is hereby issued to the respondent PIO- Panchayat Secretary, Gram Panchayat, Prem Singh Wala, Block Samana, Patiala to explain his conduct as to why penalty should not be imposed and compensation be awarded to the appellant. He may send his explanation to the Commission for its perusal and may make use of next date of hearing for personal hearing before imposition of penalty and award of compensation. He

Contd..P/2

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is also directed to take appropriate action on RTI application of the appellant and send reply to the appellant with a copy to the Commission before the next date of hearing. The appellant is also directed to go through the same and revert back to the authorities concerned in case of deficiencies, if any, with a copy to the Commission.

4. To come up on 14.10.2019 at 3.30 PM through Video Conference Facility available in the office of the Deputy Commissioner, Patiala for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
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Sh. Ranjit Singh
63, Phase 3 B 1,
Mohali.

.....Appellant

Vs

Public Information officer,
O/o Block Development and Panchayat Officer,
Nadala, District, Kapurthala

First Appellate Authority,
District Development and Panchayat Officer,
Kapurthala

.....Respondents

Appeal Case No. 2554 of 2019

Present:- Shri Ranjit Singh, appellant in person

Shri Yousaf Masih on behalf of the respondents.

ORDER

The order may be read with the previous order dated 29.8.2019.

2. The appellant submits the written submissions which have been taken on record. He further submits that no information has been received so far.

3. The representative of the respondents states that the appellant has filed number of RTI applications and he further submits that the appellant is asking the similar information repeatedly, like in the present case, the same information has already been provided in so many different cases.

4. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that no information has been provided to the appellant. The respondents are directed to send the copy of the information already provided to the appellant. In case no information has been provided in this case, respondents are directed to provide the same under the provisions of the RTI Act. In case the appellant received the information from the respondents, he is advised to go through the same and point out deficiencies to the authorities concerned, with a copy to the Commission.

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Appeal Case No. 2554 of 2019

-2-

5. To come up on 14.10.2019 at 3.30 PM through Video Conference Facility available in the office of the Deputy Commissioner, Kapurthala for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
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Sh. Ranjit Singh
63, Phase 3 B 1,
Mohali.

.....Appellant

Vs

Public Information officer,
O/o Block Development and Panchayat Officer,
Nadala, District, Kapurthala

First Appellate Authority,
District Development and Panchayat Officer,
Kapurthala

.....Respondents

Appeal Case No. 2555 of 2019

Present:- Shri Ranjit Singh, appellant in person

Shri Yousaf Masih on behalf of the respondents.

ORDER

The order may be read with the previous order dated 29.8.2019.

2. The appellant submits the written submissions which have been taken on record. He further submits that no information has been received so far.

3. The representative of the respondents states that the appellant has filed number of RTI applications and he further submits that the appellant is asking the similar information repeatedly, like in the present case, the same information has already been provided in so many different cases.

4. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that no information has been provided to the appellant. The respondents are directed to send the copy of the information already provided to the appellant. In case no information has been provided in this case, respondents are directed to provide the same under the provisions of the RTI Act. In case the appellant received the information from the respondents, he is advised to go through the same and point out deficiencies to the authorities concerned, with a copy to the Commission.

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-2-

5. To come up on 14.10.2019 at 3.30 PM through Video Conference Facility available in the office of the Deputy Commissioner, Kapurthala for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
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Sh. Kewal Singh,
s/o Shri Gurcharan Singh,
Village Kot Khurd,
PO Binaheri, Tehsil Nabha,
District Patiala.

.....Appellant

Vs

Public Information officer,
O/o Block Development and Panchayat Officer,
Nabha
District Patiala

First Appellate Authority,
District Development and Panchayat Officer,
Patiala

.....Respondents

Appeal Case No. 2628 of 2019

Present:- Shri Kewal Singh, appellant in person

Shri Vinod Kumar on behalf of the respondents.

ORDER

The order may be read with the previous order dated 29.8.2019.

2. The representative of the respondents states that the information has been provided to the appellant. However, the appellant states that incomplete information has been supplied by the respondents and the discrepancies in the provided information has already been given to the respondents. The representatives of the respondents states that the deficiencies will be removed in due course as the workers of the MANREGA are on strike, and as and when they resume duty, the remaining information will be supplied immediately.

3. As per the assurance given by the representative of the respondents to provide the remaining information, with this direction, to come up on 10.10.2019 at 3.30 PM through Video Conference Facility available in the office of the Deputy Commissioner, Patiala for further proceedings of the case.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner

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Sh. Jagtar Singh,
s/o Shri Sampooran Singh, Village Naraina,
P.O. Bahamana, Tehsil Bassi Pathana,
District Fatehgarh Sahib.

.....Appellant

Vs

Public Information officer,
O/o Gram Panchayat, Naraina,
P.O. Bahmana, Tehsil Bassi Pathana,
District Fatehgarh Sahib.

First Appellate Authority,
o/o Block Development and Panchayat Officer,
Fatehgarh Sahib

.....Respondents

Appeal Case No. 2435 of 2019

Present:- Shri Jagtar Singh, appellant in person

None on behalf of the respondents.

ORDER

The order may be read with the previous order dated 29.8.2019.

2. The appellant submitted the written submissions and states that the complete information has been provided by the respondents and do not want to continue this case further.
3. As per the submissions of the appellant, the case is disposed of and closed.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Sukhpal Singh,
s/o Shri Gian Singh,
R/o Village Maghar, P.O. Rasanheri,
Tehsil and Distt Mohali

.....Complainant

Vs

Public Information officer,
O/o Block Development and Panchayat Officer,
Kharar, District Mohali

.....Respondents

Complaint Case No. 639 of 2019

Present:- Shri Sukhpal Singh, appellant in person

Shri Rajinder Singh, Panchayat Secretary on behalf of the respondents.

ORDER

The order may be read with the previous order dated 29.8.2019, in which the directions were issued to the respondents to make one more attempt to trace the record pertaining to the RTI application otherwise file an affidavit stating that the record is not traceable.

2. Representative of the respondents states that Shri Nasib Singh, who was the Sarpanch from 1992 to 1997, has died and he was the custodian of the record. Hence, the representative of the respondents has brought an affidavit in this regard and submits that the record is not traceable. Representative of the respondents hand over the original affidavit to the appellant with a copy to the Commission, which is taken on record.

3. Appellant shows his satisfaction after getting the original affidavit.

4. As per the satisfaction of the appellant, record available in the case file and the submissions made by the representative of the respondents alongwith affidavit, the case is disposed of and closed.

Dated : 16.09.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab