**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Manjit Singh

S/o Sh. Paramjit Singh,

H.No.176, Street No.1, Phase No.3,

Vishal Nagar, Bathinda -151001 Appellant

Versus

Public Information Officer,

O/o Senior Supdt of Police,

Patiala

First Appellate Authority

O/o Senior Supdt of Police,

Patiala Respondents

 **APPEAL CASE NO.2748/2017**

Date of RTI application : 04.07.2017

Date of First Appeal : 12,08,2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 26.09.2017

**Present:** Sh. Manjit Singh, Appellant in person.

 1. SI Darshan Singh, SHO, Shatrana,

 2. HC Pawan Kumar, PS, Shatrana, and

 3. HC Hakam Singh, RTI Br. O/o SSP, Patiala, in Commission’s office, Chd. – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The appellant is aggrieved with the alleged inaction on the part of the respondents towards booking an accused in the case of an accident in which he was injured and his mother became a casualty. He alleges that he has asked for a copy of the driving license of the person driving the vehicle responsible for the accident.

 The respondents have brought along a detailed reply which has been placed on record. They are directed to send him a copy of the same.

 The respondents have also sent him the information vide their communication dated Contd….page…2

 -2-

**APPEAL CASE NO.2748/2017**

15.01.2018 which obviously should be in transit. The appellant may like to go through these documents and in case he is not satisfied he may send his reservations in writing before the next date of hearing with a copy to the Commission.

 To come up on **04.04.2018 at 11.30 AM through video conference at Bhatinda.**

 **Sd/-**

**17.01.2018 ( Yashvir Mahajan )**

 **State Information Commissioner**

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Sh. Prem Kumar Rattan,

House no.78/8, Park Road,

New Mandi Dhuri Distt. Sangrur Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council, Dhuri,

Distt.Sangrur

First Appellate Authority

O/o Regional Deputy Director,

Local Govt. Punjab,

Patiala Respondents

 **APPEAL CASE NO.2752/2017**

Date of RTI application : 05.01.2017

Date of First Appeal : 08.07.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 27.09.2017

**Present:** None on behalf of the Appellant.

 Sh. Lal Singh, JE, MC Office, Dhuri – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The appellant is absent. He has sought information on the works of laying of underground pipes linking the main sewer and other information connected thereto.

 Sh. Lal Singh, JE appearing on behalf of the respondents submits that no separate estimates are made for the execution of such works as they come under the category of contingent and miscellaneous works and are executed on spot by following a procedure laid down in the manual. The respondents are directed to send it in black and white to the appellant along with a copy to the Commission.

 To come up on **04.04.2018 at 11.30 AM through video conference at Sangrur.**

 **Sd/-**

**17.01.2018 ( Yashvir Mahajan )**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Rakesh Kumar Gupta, (Advocate)

# 8/237, Jagraon Road, Mandi Mullanpur,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council, Jagraon,

Distt. Ludhiana

First Appellate Authority

O/o Deputy Director, Local Bodies, Punjab

Ludhiana Respondents

 **APPEAL CASE NO.2776/2017**

Date of RTI application : 31.03.2017

Date of First Appeal : 05.05.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 03.10.2017

**Present:** Sh. Jagjeet Singh on behalf of the Appellant.

 Sh. Amarpal Singh, Clerk, MC Office, Jagraon – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

On the request of the Parties the matter is adjourned. It shall be reheard on **04.04.2018 at 11.30 AM through video conference at Ludhiana.**

 **Sd/-**

**17.01.2018 ( Yashvir Mahajan )**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Rakesh Kumar Gupta, (Advocate)

# 8/237, Jagraon Road, Mandi Mullanpur,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council, Jagraon,

Distt. Ludhiana

First Appellate Authority

O/o Deputy Director, Local Bodies, Punjab

Ludhiana Respondents

 **APPEAL CASE NO.2777/2017**

Date of RTI application : 31.03.2017

Date of First Appeal : 05.05.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 03.10.2017

**Present:** Sh. Jagjeet Singh on behalf of the Appellant.

 Sh. Amarpal Singh, Clerk, MC Office, Jagraon – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

On the request of the Parties the matter is adjourned. It shall be reheard on **04.04.2018 at 11.30 AM through video conference at Ludhiana.**

 **Sd/-**

**17.01.2018 ( Yashvir Mahajan )**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh.Jagjeet Singh

S/o Sh. Surinder Singh,

Vill. & P.O.Dewatwala,

Teh & Disttt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Director,

Vigilance Bureau, Punjab,

SCO No.60-61, Sec-17-D, Chandigarh

First Appellate Authority

O/o Director,

Vigilance Bureau, Punjab,

SCO No.60-61, Sec-17-D, Chandigarh Respondents

 **APPEAL CASE NO.2799/2017**

Date of RTI application : 20.07.2017

Date of First Appeal : 21.08.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 11.10.2017

**Present:** Sh. Jagjeet Singh, Appellant in person.

 1. SI Avtar Singh, In charge RTI, Pb. Vigilance Bureau,

 2. Constable Anil Rattan, Pb. Vigilance Bureau, and

 3. Sh. Saudagar Singh, Superintendent, O/o Registrar, Cooperative Societies, Pb. – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The following observations were made by this forum on 29.11.2017:

 *“The respondent in the Department of Punjab Vigilance Bureau states that the complaint having been considered at their level, was forwarded to the Additional Chief Secretary to Govt., Punjab, Cooperation Department vide their letter dated 27.09.2017 for appropriate action departmentally. The appellant alleges serious irregularities and embezzlements made by the Cooperative Society under complaint.*

 *The PIO in the office of the Additional Chief Secretary to Government, Punjab, Department of Cooperation is directed to intimate him the status of the action taken by them.”*

The case has come up today. The parties are present. The respondents say that Contd…page…2

 -2-

**APPEAL CASE NO.2799/2017**

they have brought along the information which has been transmitted on spot to the appellant. On cursory examination the appellant says that it is deficient. He should pin-point the deficiencies in writing to the respondents. The respondents are directed to file a written statement about the information having already been transmitted to him and their contention on the objections thus raised by the appellant.

 As the application has been transferred by the Punjab Vigilance Bureau to the Cooperative Department they are exempted from appearance in the future proceedings.

 To come up on **04.04.2018 at 11.30 AM. Through video conference at Ludhiana.**

 **Sd/-**

**17.01.2018 ( Yashvir Mahajan )**

 **State Information Commissioner**

**CC: The PIO, O/o The Registrar, Cooperative Societies, Punjab, 17-Bays Building,**

 **Sector – 17, Chandigarh for n/a.**

**CC: The PIO, O/o Additional Chief Secretary to Govt., Punjab, Department of Cooperation, Punjab Civil Sectt. II, Sector -9, Chandigarh for information an n/a.**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Baldev Singh Sirsa

Village Khanwal Doctor Sarangdev,

Tehsil Ajnala Distt. Amritsar. Complainant

Versus

Public Information Officer,

O/o Shiromani Gurudwara Parbandak Committee,

Amritsar Respondent

 **COMPLAINT CASE NO.987/2017**

Date of RTI application : 23.06.2017

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :11.09.2017

**Present:** Sh. Baldev Singh Sirsa, Complainant in person.

 1.Sh. Simerjit Singh, PIO, SGPC, and

 2. Sh. Kuldip Singh, Assistant Supervisor,SGPC, Amritsar in Commission’s office, Chandigarh – for Respondents.

 **ORDER**

 **The case has been heard through video conferencing.**

It shall be appropriate to reproduce the order passed by this forum on 07.12.2017:

 *“It will be of use to reproduce the interim orders passed by this forum on 09.11.2017:*

 *“The Commission had observed as follows on 18.10.2017:*

 *“The applicant has filed a complaint against the respondent for having not informed him of the action taken against the alleged offenders in publishing Hindi version of a book namely “Sikh Itihas”. The respondent says that the information in another case has already been provided to him. They are advised to file a written reply in the matter.”*

 *“The complainant is present. None is present on behalf of the respondent nor any written reply has been filed by them. The Commission takes a serious view of the indifference on the Contd..page…2*

 *-2-*

***COMPLAINT CASE NO.987/2017***

*part of the respondent and directs them to ensure that appropriate information is provided to the complainant before the next date of hearing positively under intimation to the Commission failing which the penal consequences shall follow.”*

 *“There has been a significant delay in providing the information about the status of the issue. A final opportunity is afforded to the respondent to provide the information before the next date of hearing positively. Be it noted that penal consequences shall follow in the event of non-compliance of the above directions.”*

The case has come up today.

 Sh. Simerjit Singh appearing on behalf of the respondents says that the Sub Committee constituted to enquire into the issue is yet to give its report. As and when the same is completed its certified copies shall be given to the appellant. The respondents are directed to intimate their aforesaid submission in writing to the appellant with a copy to the Commission before the next date of hearing positively.

 To come up at **Chandigarh on 08.03.2018 at 11.30 AM.**

 **Sd/-**

**17.01.2018 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Baldev Singh Sirsa

Village Khanwal Doctor Sarangdev,

Tehsil Ajnala Distt. Amritsar. Complainant

Versus

Public Information Officer,

O/o Shiromani Gurudwara Parbandhak Committee,

Amritsar Respondent

 **COMPLAINT CASE NO.988/2017**

Date of RTI application : 23.01.2017

Date of First Appeal : Nil

Date of Order of FAA : Reply 09.05.2017

Date of 2nd Appeal/complaint :11.09.2017

**Present:** Sh. Baldev Singh Sirsa, Complainant in person.

 1.Sh. Simerjit Singh, PIO, SGPC, and

 2. Sh. Kuldip Singh, Assistant Supervisor,SGPC, Amritsar in Commission’s office, Chandigarh – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The following order was passed by the Commission on 07.12.2018:

 *“Vide his application the complainant had sought the information concerning the appointment of officials along with testimonials submitted by them.*

 *The respondents say that they have already provided him the information comprising about 350 pages. The complainant grudges that they have charged him Rs.1,500/- cost of providing information which is not in accord with the number of pages furnished to him. Besides, he submits that the information is not complete. The respondents are advised to get the record inspected on a pre-fixed date and time and provide him the certified copies of the documents identified by him. If the quantum of information falls short of the amount deposited, the excessive money charged by them shall be refunded to him.”*

The matter has been taken up today.

 Contd..page…2

 -2-

**COMPLAINT CASE NO.988/2017**

 It transpires that the matter is being looked into personally by the Secretary of the Shiromani Gurdwara Parbhandak Committee, Amritsar and the concerned record is in his possession. The onus shifts on him under Section 5(4) of the Act. Accordingly, he is directed to pass on the information to the appellant well before the next date of hearing. Be it noted that he shall be deemed as a PIO for this purpose.

 To come up at **Chandigarh on 08.03.2018 at 11.30 AM.**

 **Sd/-**

**17.01.2018 (Yashvir Mahajan)**

 **State Information Commissioner**

**CC: The Secretary, Shiromani Gurdwara Parbandhak Committee, Amritsar, for n/a.**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Baldev Singh Sirsa

Village Khanwal Doctor Sarangdev,

Tehsil Ajnala Distt. Amritsar. Complainant

Versus

Public Information Officer,

O/o Shiromani Gurdwara Parbhandak Committee,

Amritsar Respondent

 **COMPLAINT CASE NO.990/2017**

Date of RTI application : 14.08.2017

Date of First Appeal : Nil

Date of Order of FAA : Reply 17.08.2017

Date of 2nd Appeal/complaint : 11.09.2017

**Present:** Sh. Baldev Singh Sirsa, Complainant in person.

 1.Sh. Simerjit Singh, PIO, SGPC, and

 2. Sh. Kuldip Singh, Assistant Supervisor,SGPC, Amritsar in Commission’s office, Chandigarh – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

 The Commission had made the following observations on 07.12.2017:

 *“The Commission had passed the following interim orders on 09.11.2017:*

 *“The Commission had observed as follows on 18.10.2017:*

 ***“****The complainant has asked for the details of the employees recruited by the respondent. The respondent seeks exemption as the details attract exemption being personal information in terms of the judgment passed by the Hon’ble Supreme Court of India in the Special Leave Petition (Civil) No.27734 of 2012 (@ CC 144781/2012) dated 03.10.2012 -- titled Girish Ramchandra Deshpande Vs Central Information Commr. & Ors.*

 *The Commission does not agree with their argument. Accordingly it directs them to provide the information forthwith. Section 4 (2) mandates it to publish proactively. Hon’ble Supreme Court of India has only treated the matter of disciplinary proceedings inter-se the employer and employee as a personal information. The instant information concerns the particulars of the employees on rolls of the department.”*

 *“The complainant is present. None is present on behalf of the respondent nor any written reply has been filed by them. The Commission takes a serious view of the indifference on the* Contd..page…2

 -2-

**COMPLAINT CASE NO.990/2017**

*part of the respondent and directs them to ensure that appropriate information is provided to the complainant before the next date of hearing positively under intimation to the Commission failing which the penal consequences shall follow.”*

 *“The case has come up today. The respondents submit that they have provided him the details of information relating to employees recruited by them during the period from 01.11.2016 to 14.08.2017. However, the certified copies of the applications, qualifications and testimonials etc. submitted by them could not be supplied being the personal information of the applicants. It is debatable as to whether such personal documents can be shared with the complainant as they have been furnished to the respondents in their fiduciary relationship.*

 *In the face of the fact that the complainant is alleging large scale bungling in the recruitment of the applicants it shall be in the fitness of things to invoke the proviso of larger public interest to direct the respondents to part with the information thus stated to have been deficient. The respondents shall do the needful well before the next date of hearing.”*

The case has been taken up today.

 It transpires that the matter is being looked into personally by the Secretary of the Shiromani Gurdwara Parbhandak Committee, Amritsar and the concerned record is in his possession. The onus shifts on him under Section 5(4) of the Act. Accordingly, he is directed to pass on the information to the appellant well before the next date of hearing. Be it noted that he shall be deemed as a PIO for this purpose.

 To come up at **Chandigarh on 08.03.2018 at 11.30 AM.**

 **Sd/-**

**17.01.2018 (Yashvir Mahajan)**

 **State Information Commissioner**

**CC: The Secretary, Shiromani Gurdwara Parbandhak Committee, Amritsar, for n/a.**

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Sh. Baldev Singh Sirsa

Village Khanwala,

Dr. Sarang Dev Tehsil Ajnala

Distt. Amritsar. Complainant

Versus

Public Information Officer,

O/o Shiromani Gurdwara Parbandhak Committee,

Amritsar Respondent

 **COMPLAINT CASE NO.1089/2017**

Date of RTI application : 28.08.2017

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 05.10.2017

**Present:** Sh. Baldev Singh Sirsa, Complainant in person.

 1.Sh. Simerjit Singh, PIO, SGPC, and

 2. Sh. Kuldip Singh, Assistant Supervisor, SGPC, Amritsar in Commission’s office, Chandigarh – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The following order was made by the Commission on 07.12.2017:

 *“The instant case relates to the information concerning various advertisements issued by the SGPC in newspapers from 20.09.2015 to 30.11.2015.*

 *The respondent submits that the details of the advertisements issued along with the expenses incurred on the same have already been provided to the complainant.*

 *The complainant is seeking the photo copies of the cuttings of the newspapers. The respondent says that these are not readily available with them. The Commission desires them to arrange to provide the proto-type or the drafts of the advertisements thus issued to the newspapers for publishing before the next date of hearing positively.”*

The case has been taken up today.

 Contd..page…2

 -2-

**COMPLAINT CASE NO.1089/2017**

 It transpires that the matter is being looked into personally by the Secretary of the Shiromani Gurdwara Parbhandak Committee, Amritsar and the concerned record is in his possession. The onus shifts on him under Section 5(4) of the Act. Accordingly, he is directed to pass on the information to the appellant well before the next date of hearing. Be it noted that he shall be deemed as a PIO under the Act.

 To come up at **Chandigarh on 08.03.2018 at 11.30 AM.**

 **Sd/-**

**17.01.2018 (Yashvir Mahajan)**

 **State Information Commissioner**

**CC: The Secretary, Shiromani Gurdwara Parbandhak Committee, Amritsar, for n/a.**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Baldev Singh Sirsa

Village Khanwala, Dr. Sarang Dev.

Tehsil Ajnala Distt. Amritsar.

 Appellant

Versus

Public Information Officer,

O/o Shiromani Gurdwara Parbhandhak Committee,

Amritsar.

First Appellate Authority

O/o Chief Secretary,

Shiromani Gurdwara Parbhandhak Committee,

Amritsar. Respondents

 **APPEAL CASE NOs.2639 and 2640 of 2017**

Date of RTI application : 10.04.2017

Date of First Appeal : 06.07.2017/09.05.2017

Date of Order of FAA : Reply 09.05.2017/Reply 06.07.2017

Date of 2nd Appeal/complaint : 25.09.2017/11.09.2017

**Present:** Sh. Baldev Singh Sirsa, Complainant in person.

 1.Sh. Simerjit Singh, PIO, SGPC, and

 2. Sh. Kuldip Singh, Assistant Supervisor, SGPC, Amritsar in Commission’s office, Chandigarh – for Respondents.

**ORDER**

 **The cases have been heard through video conferencing.**

The respondents have brought along the information which has been seen by the Commission. Apparently it seems in order. The respondents are directed to send it by post to the appellant. He may like to revert in case of any deficiency.

 To come up at **Chandigarh on 08.03.2018 at 11.30 AM.**

 **Sd/-**

**17.01.2018 ( Yashvir Mahajan )**

 **State Information Commissioner**