

PUNJAB STATE INFORMATION COMMISSION

**RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

**Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
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COMPLAINT CASE NO. 388 OF 2019

Sh. Kuldeep Singh,
S/o Sh. Krishan Singh,
Village & Post Office Gobindgarh,
Tehsil Abohar, District Fazilka.

...Complainant

Versus

Public Information Officer,
O/o XEN,
Water Supply & Sanitation Department, Abohar,
Near Children Park, Raja Bajaj Motors,
Hanumangarh Raod, Tehsil Abohar,
District Fazilka-152116.

...Respondent

Present : None on behalf of the Complainant.
Shri Harish Chand, Junior Engineer, on behalf of the respondents.

ORDER

The representative of the respondents states that the demanded information has already been supplied to the Complainant vide their letter No.642, dated 30.05.2019 by registered post. The letter is taken on record.

2. The Complainant is absent without any intimation to the Commission. He is directed to convey in writing deficiencies, if any, to the respondents in the supplied information. He is also directed to be present personally in the court on the next date of hearing

3. Adjourned and to come up on **05-09-2019 at 11.30AM.**

4. Copy of orders be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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COMPLAINT CASE NO. 394 OF 2019

Smt. Harjit Kaur,
W/o Sh. Gurdeep Singh,
House No. 107, Ward No. 2,
Anaz Mandi Kurali, Distt. S.A.S. Nagar.

...Complainant

Versus

Public Information Officer,
O/o Sub Divisional Engineer,
Water Supply & Sanitation Sub Division
Bassi Pathana at Fatehgarh Sahib.

...Respondent

Present : Mrs. Harjit Kaur, Appellant, in person.
Shri Randhir Singh, Junior Engineer, on behalf of the respondents.

ORDER

Today both the parties are present in the court.

2. The representative of the respondents submits the sought for information in the court which he hands it over to the appellant.
3. The appellant after going through the provided information states that the provided information is incomplete and incorrect.
4. Shri Balbir Singh, XEN-cum-PIO is directed to be present in the court, in person, on the next date of hearing.
5. The case is adjourned and fixed for further hearing **on 27-08-2019 at 12.30PM.**
6. Copy of orders be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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COMPLAINT CASE NO. 397 OF 2019

Sh. Dalbir Singh,
S/o Sh. Hazara Singh,
Village Ballawal, P.O. Aliwal,
Tehsil Batala, District Gurdaspur.

...Complainant

Versus

Public Information Officer,
O/o Block Education Officer (Primary),
Dhianpur, District Gurdaspur.

...Respondent

Present : Mrs. Dalbir Singh, Appellant, in person.
None on behalf of the respondents.

ORDER

The appellant is present in the court who states that till date no information has been provided by the respondents.

2. The respondent-PIO is absent today. He is directed to be present, in person, on the next date of hearing to plead the instant Complaint Case.

3. The case is adjourned and fixed for further hearing **on 05-09-2019 at 11.30AM.**

4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PS : After the adjournment of the case, Shri Gurmit Singh, BPEO, Dhianpur appeared in the court and he is apprised of the court proceedings. He submits a copy of letter dated 14-06-2019 written to Shri Dalbir Singh, Complainant, which is taken on record.

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APPEAL CASE NO. 1441 OF 2019

Sh. Baljeet Singh,
S/o Sh. Bachan Singh,
64-H, B.R.S. Nagar,
Ludhiana-141012.

...Appellant

Versus

Public Information Officer,
O/o The Secretary,
Local Bodies, Punjab Government,
Sector-35, Chandigarh.

First Appellate Authority,
O/o The Secretary,
Local Bodies, Punjab Government,
Sector-35, Chandigarh.

...Respondents

Present : Shri Baljeet Singh, Appellant, in person.
None on behalf of the respondents.

ORDER

The appellant is present in the court who states that till date no information has been provided by the respondents.

2. The respondent-PIO office of the Local Government is absent today. He is directed to be present, in person, on the next date of hearing along with the demanded information. In case of non-appearance, strict action as per provisions of the RTI Act 2005 shall be taken.

3. The case is adjourned and fixed for further hearing **on 04-09-2019 at 11.30AM.**

4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1452 OF 2019

Sh. Balraj Singh,
S/o Sh. Ajit Singh,
Village Rokhe, P.O. Ugar Aulakh,
Tehsil Ajnala, District Amritsar-143102.

...Appellant

Versus

Public Information Officer,
O/o Deputy Director,
Local Government, Amritsar.

First Appellate Authority,
O/o Deputy Director,
Local Government, Amritsar.

...Respondents

Present : Shri Balraj Singh, Appellant, in person.
Shri Baljeet Singh, Superintendent, on behalf of the respondents.

ORDER

The representative of the respondents submits the sought for information in the court vide letter No. 2614, dated 10-07-2019 and he hands it over to the appellant. The letter is taken on record.

2. The appellant after going through the provided information expresses his satisfaction.
3. As the information stands supplied and no more action in the instant case is required, **the case is disposed of and closed.**
4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1462 OF 2019

Sh. Rajesh Giri,
S/o Sh. Mohan Giri,
Opp. Tanki No. 2, Gali No. 10,
Ward No. 22, Basant Nagar,
Khanna (Ludhiana).

...Appellant

Versus

Public Information Officer,
O/o Deputy Director,
Local Bodies, Ludhiana.

First Appellate Authority
O/o Deputy Director,
Local Bodies, Ludhiana.

...Respondents

Present : None on behalf of the appellant.
Shri Ravinder Kumar, Clerk, on behalf of the respondents.

ORDER

The representative of the respondents states that the sought for information has already been supplied to the appellant. He also submits a letter/receipt dated 04-07-2019 which has been signed by the appellant stating that he has received the demanded information and he is satisfied with it.

2. The appellant is absent today. However, he has sent a letter/receipt dated 04-07-2019 acknowledging therein that he has received the demanded information. He has further requested in the letter that as he is satisfied with the provided information, the case may please be filed and closed.

3. As the information stands supplied to the satisfaction of the appellant, **the case is disposed of and closed.**

4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1463 OF 2019

Sh. Harish Chander Goyal,
Ayurvedic Store,
Chana Bazar, Jaito-151202
(Faridkot).

...Appellant

Versus

Public Information Officer,
O/o The Deputy Commissioner,
Faridkot.

First Appellate Authority
O/o The Deputy Commissioner,
Faridkot.

...Respondents

Present : Shri Madan Lal, on behalf of the appellant.
None on behalf of the respondents.

ORDER

The representative of the appellant is present in the court who states that till date no information has been provided by the respondents.

2. The respondent-PIO is absent today. He is directed to supply the requisite information within 10 days by registered post under intimation to the Commission. He is further directed to be present, in person, on the next date of hearing along with the demanded information. In case of non-appearance, strict action as per provisions of the RTI Act 2005 shall be taken.

3. The case is adjourned and fixed for further hearing **on 04-09-2019 at 11.30AM.**

4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1476 OF 2019

Advocate (Ms.) Shruti,
82, Labour Colony,
Backside Scooter Market,
Gill Road, Ludhiana-141003.

...Appellant

Versus

Public Information Officer,
O/o Principal Secretary,
Local Bodies, Punjab,
Sector-35, Chandigarh.

First Appellate Authority,
O/o Principal Secretary,
Local Bodies, Punjab,
Sector-35, Chandigarh.

...Respondents

Present : None on behalf of the appellant.
Shri Karamjit Singh, Building Inspector, on behalf of the respondents.

ORDER

The representative of the respondents is present in the court and states that their office has not received any complaint as enumerated in the RTI application. As such, their office is unable to supply any information.

2. The appellant is absent today without any intimation to the Commission. A Telephonic conversation is made with the appellant who states that she is not aware of the case and she is not interested to pursue the case.

3. Keeping view the above, **the case is disposed of and closed.**

4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1480 OF 2019

S. Jasbir Singh,
Village Bholapur, Post Office Ramgarh,
Chandigarh Road, District Ludhiana.
Ludhiana-141012.

...Appellant

Versus

Public Information Officer,
O/o Sub Divisional Magistrate,
Kotkapura, District Faridkot.

First Appellate Authority,
O/o Sub Divisional Magistrate,
Kotkapura, District Faridkot.

...Respondents

Present : Shri Jasbir Singh, Appellant, in person.
None on behalf of the Respondents.

ORDER

The appellant states that the sought for information has not been supplied by the respondents till date.

2. Shri Subhash Chander Nagpal, Superintendent-cum-PIO office of the SDM, Kotkapura, is absent today without any information to the Commission. He is directed to be present, in person, in the court on the next date of hearing.
3. The case is adjourned and fixed for hearing on **04-09-2019 at 11.30AM.**
4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1497 OF 2019

Sh. Madan Lal S/o Sh. Om Parkash,
Jain Niwas, MCB Zone-2, House No. 10803,
Street No. 18, Parinda Road 18,
Guru Teg Bahadur Nagar, Bathinda-151001

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Bathinda-151001.

First Appellate Authority,
O/o Commissioner,
Municipal Corporation,
Bathinda-151001.

...Respondents

Present : Shri Madan, Appellant, in person.
None on behalf of the Respondents.

ORDER

The appellant states that the sought for information has not been supplied by the respondents till date.

2. Shri Ravi Kumar Loona, Superintendent-cum-PIO office of the Municipal Corporation, Bathinda, is absent today. However, a letter dated 16-07-2019 is received in the Commission wherein he has stated that due to heavy down-pour, Bathinda city is flooded with rain water, resulting the MC put them on emergency duties. In the light of this, he has requested to exempt him for today's hearing and case be adjourned.

3. The respondent-PIO is directed to send the information duly attested and stamped by registered post under intimation to the Commission. He is further directed to be present, in person, in the court on the next date of hearing to explain/present the instant Appellant case.

3. The case is adjourned and fixed for hearing on **04-09-2019 at 11.30AM.**

4. Copy of order be sent to the parties.

Place : Chandigarh
Dated : 17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Ramandeep Singh Ahluwalia,
Ward No. 18, Street No. 2, Kartar Nagar,
Amloh Road, Khanna- 141401.

Appellant

Versus

Public Information Officer
O/O The Director, Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector-35, Chandigarh.

First Appellate Authority,
O/O Director, Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector-35, Chandigarh.

Respondents

APPEAL CASE NO. 577 of 2019

Present: Shri Ramandeep Singh Ahluwalia, appellant, in person.
Shri Varinder Singh, SDO(LG), Shri Rajinder Kumar, Senior Assistant and
Shri Ranbir Singh, EO-cum-PIO, Khanna on behalf of the respondents.

ORDER:

Today, both the parties are present.

2. The appellant states in the court that the sought for information has not been supplied till date.

3. Respondent-PIO of MC, Khanna is present in the court who states that he has received the order only yesterday (16-07-2019) for supplying the demanded information and to be present in the court on 17-07-2019.

4. Both the respondent-PIOs are directed to supply the information to the appellant by registered post within 10 days under intimation to the Commission. They are further directed to be present in the court along with the sought for information on the next date of hearing. In case of non-appearance, punitive proceedings as per RTI Act 2005 shall be initiated against them. Adjourned.

4. To come up on **04-09-2019 at 11.30AM.**

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-07-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Ramandeep Singh Ahluwalia,
Ward No. 18, Street No. 2, Kartar Nagar,
Amloh Road, Khanna- 141401.

Appellant

Versus

Public Information Officer
O/O Director, Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector-35, Chandigarh.

First Appellate Authority,
O/O Director, Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector-35, Chandigarh.

Respondents

APPEAL CASE NO. 578 of 2019

Present: Shri Ramandeep Singh Ahluwalia, appellant, in person.
Shri Varinder Singh, SDO(LG), Shri Rajinder Kumar, Senior Assistant and
Shri Ranbir Singh, EO-cum-PIO, Khanna on behalf of the respondents.

ORDER

Today, both the parties are present.

2. The appellant states that the sought for information has not been supplied by the respondents till date.
3. The representatives of the respondents submit the demanded information in the court and they hand it over to the appellant.
4. The appellant after going through the provided information states that the provided information is unattested and unstamped.
5. The representatives of the respondents are directed to supply the information duly attest and stamped to the appellant before the next date of hearing.
6. Accordingly the case is adjourned and fixed for next hearing **on 04-09-2019 at 11.30AM.**
7. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 17-07-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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SECTOR 16, CHANDIGARH.

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Dr. Vitull K. Gupta,
House No. 5042, Afim Wali Gali,
Bathinda.

Complainant

Versus

Public Information Officer
O/O Municipal Corporation, Bathinda.

Respondent

COMPLAINT CASE NO.151 of 2019

Present: Dr. Vittul K. Gupta, Complainant, in person.
None on behalf of the respondents.

ORDER:

Dr. Vitull K. Gupta, Complainant, is present in the court who states that some information has been supplied to him by the respondents.

2. The representative of the respondents is absent today. However, a letter No.2025, dated 12.07.2019 has been received in the Commission stating therein that the demanded information has been supplied to the Complainant. The letter is taken on record.

3. The complainant states that he is satisfied with the supplied information to some extent and also states that he does not want to pursue the case further.

4. At this juncture, it is relevant to invite the attention of the Complainant to the judgment of the Hon'ble Supreme of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) in para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

5. The Complaint **case is disposed of and closed**. Copies of the order be sent to the parties.

Place : Chandigarh.
Dated: 17-07-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 797 OF 2018

Advocate Tejinder Singh,
R/o Village Bholapur, P.O. Ramgarh,
Chandigarh Road, Ludhiana-141123

...Appellant

Versus

Public Information Officer,
O/o Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority,
O/o State Transport Commissioner,
Punjab, Chandigarh.

...Respondents

PRESENT: Shri Jasbir Singh, on Behalf of the Appellant.
Shri Balwant Singh, Junior Assistant, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated: 29-05-2019.

2. The representative of the respondents submits Letter No.5410, dated 16-07-2019 from the Secretary, RTA-cum-PIO, stating therein that the sought for information has already been provided to the appellant vide their letter No.2889 dated 12.04.2019. The letter is taken on record.
3. The representative of the appellant states that they have received the demanded information and they are satisfied with it.
4. Lot of opportunities have been provided to Shri Kanwaljit Singh, PIO-cum-Secretary, RTA, Jalandhar, to reply/explain his position, in person, regarding the imposition of penalty upon him but he did not bother to reply/explain his position. Therefore, the amount of penalty may be deducted from his salary and deposited in State Treasury under the relevant head. An attested copy of the receipted challan is also directed to be presented before the Commission on the next date of hearing.
5. A copy each of the order is forwarded to the State Transport Commissioner, Punjab, to ensure the compliance of the order.
6. The case is adjourned to **04.09.2019 at 11:30 AM**. Copies of the order be sent to the parties.

Chandigarh
17-07-.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy to Intimation & Necessary Action:

- 1) **State Transport Commissioner,**
Punjab,
Sector -17, Chandigarh.
- 2) **Sh. Kanwaljit Singh,**
Secretary,
Regional Transport Authority,
Jalandhar.

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COMPLAINT CASE NO. 923 OF 2016

Sh. Harbir Singh,
House No. 307, Charan Bagh,
Patiala.

...Complainant

Versus

Public Information Officer,
O/o DPI (Colleges) Punjab,
Punjab Education Board Complex.
Sector-68, S.A.S. Nagar (Mohali).

...Respondent

PRESENT: None on behalf the Complainant.
Shri Jai Singh Rana, Senior Assistant, on behalf of the respondents.

ORDER: This order may be read with reference to the previous order dated 16-05-2019.

2. The Complainant is absent for today's hearing in the Commission, however, he has sent a letter in the Commission vide diary no. 13521, dated: 15.07.2019 mentioning therein that the provided information is misleading and false. The complainant is advised to be present in the court on the next of hearing to pursue his case.

3. Shri Jai Singh Rana, Senior Assistant is present in the court on behalf of the respondent-PIO for today's hearing and submits a copy of demanded information stating therein that dues payable to Shri Harbir Singh, Complainant, from the department has already been paid.

4. In view of the above, one more opportunity is given to the Respondent – PIO (Sh. Anil Kumar, Deputy Director–cum-PIO O/o DPI (Colleges), Punjab to appear personally alongwith Sh. Jagdev Singh, Sr. Assistant and file a reply in response to the Show Cause Notice issued to him vide order dated: 24.04.2017, failing which penalty provision will be initiated against him as per provisions of the RTI Act, 2005.

5. The case is adjourned to **04-09.2019 at 11:30 AM**. Copies of the order be sent to the parties.

Chandigarh
17-07-2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy to the Intimation & Necessary Action: -

- 1) **The Secretary,**
Higher Education,
Department of Punjab,
Chandigarh.
- 2) **Sh. Anil Kumar,**
Deputy Director –cum- PIO
O/o DPI (Colleges) Punjab,
H.No.121, Sector 123, New Sunny Enclave,
Kharar (Mohali)
- 3) **Sh. Jagdev Singh,**
Sr. Assistant
O/o DPI (Colleges) Punjab,
Punjab Education Board Complex.
Sector-68, S.A.S. Nagar (Mohali).

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COMPLAINT CASE NO. 924 OF 2016

Sh. Harbir Singh,
House No. 307, Charan Bagh,
Patiala.

...Complainant

Versus

Public Information Officer,
O/o DPI (Colleges) Punjab,
Punjab Education Board Complex.
Sector-68, S.A.S. Nagar (Mohali).

...Respondent

PRESENT: None on behalf the Complainant.
Shri Jai Singh Rana, Senior Assistant, on behalf of the respondents.

ORDER: This order may be read with reference to the previous order dated 16-05-2019.

2. The Complainant is absent for today's hearing in the Commission, however, he has sent a letter in the Commission vide diary no. 13521, dated: 15.07.2019 mentioning therein that the provided information is misleading and false. The complainant is advised to be present in the court on the next of hearing to pursue his case.

3. Shri Jai Singh Rana, Senior Assistant is present in the court on behalf of the respondent-PIO for today's hearing and submits a copy of demanded information stating therein that dues payable to Shri Harbir Singh, Complainant, from the department has already been paid to the Complainant.

4. In view of the above, one more opportunity is given to the Respondent – PIO (Sh. Anil Kumar, Deputy Director –cum- PIO O/o DPI (Colleges), Punjab to appear personally alongwith Sh. Jagdev Singh, Sr. Assistant and file a reply in response to the Show Cause Notice issued to him vide order dated: 24.04.2017, failing which penalty provision will be initiated against him as per provisions of the RTI Act, 2005.

5. The case is adjourned to **04-09.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
17-07-2019**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

Copy to the Intimation & Necessary Action: -

- 1) **The Secretary,**
Higher Education,
Department of Punjab,
Chandigarh.
- 2) **Sh. Anil Kumar,**
Deputy Director –cum- PIO
O/o DPI (Colleges) Punjab,
H.No.121, Sector 123, New Sunny Enclave,
Kharar (Mohali)
- 3) **Sh. Jagdev Singh,**
Sr. Assistant
O/o DPI (Colleges) Punjab,
Punjab Education Board Complex.
Sector-68, S.A.S. Nagar (Mohali).

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