

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Helpline No. 0172-2864100



Sh Arvinder Pal Singh, (M-62397-62805)

Smt Jaswant Kaur,

H.No-32, GurjivanVihar,

Dhakoli, Zirakpur, Mohali-160104

.....Appellant

..Vs

Registered post:

Public Information Officer,

O/o EO, MC, Zirakpur, Distt-Mohali

First Appellate Authority,

O/o EO, MC, Zirakpur, Distt-Mohali

.....Respondent

AC No. 1209 of 2021
(Through CISCO-Webex)

Present: (i) Sh. Arvinder Pal Singh the appellant

(ii) For the Respondent: None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 15.07.2021 vide which a show cause notice was issued to the respondent –PIO for not attending any hearing before the Commission.

2. Today, the appellant Sh. Arvinder Pal Singh states that no information has been given to him so far.

3. The respondent is absent today.

4. After hearing the appellant and going through the case file, it is observed that the respondent has not attended any hearing in the Commission. During the last hearing, the respondent was directed to submit an affidavit showing cause why action under Section 20(1) of the RTI Act be not taken against him. He was also given the opportunity of personal hearing. He has, however, failed to attend any of the hearings despite registered letters sent to him. I am, therefore, left with no other option but to decide the question of imposition of penalty upon Respondent-PIO in his absence and without the benefit of any reply by him. From the material on record, it transpires that there has been unnecessary

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AC No. 1209 of 2021

delay in conveying the correct State of affairs to the appellant in regard to his request for information. No explanation for delay has been given by him. Rather, his failure to even respond to the show cause direction by the Commission reinforces the fact that he has been without any reasonable cause guilty of remissness in the discharge of his duties. He is, therefore, deserves to be penalized. As the delay is of more than three months, maximum penalty of Rs. 25000/- could be imposed upon, the delinquent PIO. However, taking a lenient view, I impose a penalty of Rs. 10,000/- (Ten thousand only) on him. He is directed to deposit this amount in the Treasury before the next date of hearing. Deputy Director , Local Govt. is also directed to ensure that in case respondent-PIO does not deposit the amount of penalty within one week, the penalty amount is recovered from the salary of respondent-PIO and a compliance report in this regard be sent to the Commission before the next date of hearing.

5. Since, my term is expiring on 07.09.2021, the next date of hearing in this case cannot be fixed. Therefore, this case file is sent to Registry for further necessary action and re-allocation to some other bench.

Sd/-

Dated: 17.08.2021

(Preety Chawla)
State Information Commissioner
Punjab

REGISTERED POST

CC: Deputy Director , Local Government, Patiala
D.R. (alongiwth original file)

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Helpline No. 0172-2864100



Sh.Jaghsir Singh (8195800345)
S/o Late Sh. Gian Singh,
9/20, Mandi Mullanpur, Ludhiana

.....Appellant

..Vs

Public Information Officer,
O/o Director General of Police,
Sector 9, Chandigarh

First Appellate Authority,
O/o Director General of Police,
Sector 9, Chandigarh

Registered post: Public Information Officer
O/o Commissioner of Police
Ludhiana

.....Respondent

AC No. 1221 of 2021
Through CISCO WEBEX

Present: (i) None is present on behalf of the appellant
(ii) For the Respondent: Smt. Nirlep Kaur, Sr. Assistant

ORDER

This order may be read with reference to the previous order dated 15.07.2021 vide which the respondent no. 2 was exempted from further hearings.

2. Today the appellant is absent.
3. Respondent no. 1 states that the information is lying with the PIO, o/o Commissioner of Police, Ludhiana.
4. After hearing both the parties and examining the case file, it is observed that the respondent no. 2 i.e. PIO, o/o Commissioner of Police, Ludhiana has already provided the information to the appellant. The appellant is absent today. He was even not present on the last date of hearing. Hence, it is presumed that the appellant is satisfied with the information provided by the respondent.
5. In view of the foregoing, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Dated: 17.08.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Helpline No. 0172-2864100



Smt Rajinder Bala, W/o Sh. Sunandan Rampal,
H No U-1652, Sardar Nagar Opp. Old Central Jail, Ajnala Road,
Amritsar-143008.M : 9855833536

.....Appellant

..Vs

Public Information Officer, (Registered Post)

O/o SSSB, PB, Mohali.

First Appellate Authority cum Secretary,

SSSB, PB, Mohali.

.....Respondent

AC No.3343 of 2020

Through CISCO-Webex

Present: (i) Sh Ramesh Kumar, representative for the Appellant

(ii) None for the Respondent.

ORDER

This order may be read with reference to the previous order dated 07.07.2021 vide which a show cause notice was issued to the respondent –PIO for not attending any hearing before the Commission.

2. Today, the representative of the appellant Sh. Ramesh Kumar states that no information has been given to him so far.

3. The respondent is absent today.

4. After hearing the appellant and going through the case file, it is observed that the respondent has not attended any hearing in the Commission. During the last hearing, the respondent was directed to submit an affidavit showing cause why action under Section 20(1) of the RTI Act be not taken against him. He was also given the opportunity of personal hearing. He has, however, failed to attend any of the hearings despite registered letters sent to him. I am, therefore, left with no other option but to decide the question of imposition of penalty upon Respondent-PIO in his absence and without the benefit of any reply by him. From the material on record, it transpires that there has been unnecessary

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AC No. 3343 of 2021

delay in conveying the correct State of affairs to the appellant in regard to his request for information. No explanation for delay has been given by him. Rather, his failure to even respond to the show cause direction by the Commission reinforces the fact that he has been without any reasonable cause guilty of remissness in the discharge of his duties. He is, therefore, deserves to be penalized. As the delay is of more than three months, maximum penalty of Rs. 25000/- could be imposed upon, the delinquent PIO. However, taking a lenient view, I impose a penalty of Rs. 10,000/- (Ten thousand only) on him. He is directed to deposit this amount in the Treasury before the next date of hearing. Secretary, SSS Board is also directed to ensure that in case respondent-PIO does not deposit the amount of penalty within one week, the penalty amount is recovered from the salary of respondent-PIO and a compliance report in this regard be sent to the Commission before the next date of hearing.

5. Since, my term is expiring on 07.09.2021, the next date of hearing in this case cannot be fixed. Therefore, this case file is sent to Registry for further necessary action and re-allocation to some other bench.

Sd/-

(Preety Chawla)

State Information Commissioner
Punjab

Dated: 17.08.2021

REGISTERED POST

CC: Secretary, SSSB, PB, Mohali for necessary action
D.R (alongwith the original file)

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Helpline No. 0172-2864100



Sh.Gurdev Singh, S/o Sh Bachan Singh, (M-9463557261)

H.No-48, Gali No-2, Professor Enclave,

Opposite Punjabi University, Patiala

.....Appellant

..Vs

Public Information Officer,

O/o SDM, Sangrur

First Appellate Authority

O/o DC, Sangrur

.....Respondent

AC No. 3503 of 2020
Through CISCO Webex

Present : (i) Sh Gurdev Singh, the Appellant

(ii) For the Respondent: None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 28.06.2021 vide which the respondent was directed to file an affidavit that complete information has been sent to the appellant and nothing is pending in their official record.

2. The appellant Sh. Gurdev Singh states that as per direction of the Commission, the respondent has not sent affidavit.

3. The respondent is absent today.

4. The perusal of the file shows that the respondent has sent an affidavit to the Commission mentioning therein that complete information has been sent to the appellant and nothing is left in their official record.

5. Since, the respondent has complied with the orders, no cause of action is left, hence the appeal case filed by the appellant is disposed of and closed. Copy of the order be sent to the parties. ***Copy of the affidavit as sent by the respondent be sent to the appellant alongwith the orders***

Sd/-

Dated: 17.08.2021

(Preety Chawla)
State Information Commissioner
Punjab

CC: ***D.R (alongwith the original file)***

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Helpline No. 0172-2864100



Sh. Ramandeep Singh Ahluwalia (RTI Activist)

Ward No. 18, Street No. 2,

Kartar Nagar, Amlah Road, Khanna

.....Appellant

..Vs

Public Information Officer,

O/o SSP, Fatehgarh Sahib

First Appellate Authority

O/o SSP, Fatehgarh Sahib

Registered post:

Remanded Back to

First Appellate Authority

O/o SSP, Fatehgarh Sahib

.....Respondent

AC No. 266 of 2021
Through CISCO Webex

Present: (i) Sh. Ramandeep Singh Ahluwalia the appellant

(ii) For the Respondent: Sh. Ranjit Singh, ASI (8360834611)

ORDER

This order may be read with reference to the previous order dated 28.06.2021 vide which the appellant was not present.

2. Today the appellant states that he has already pointed out deficiencies in the information to the respondent.

3. The respondent states that the information pertaining to point nos. 1, 4 and 7 has already been sent to the appellant.

4. After carefully perused the documents on record, it is observed that the appellant is not satisfied with the information, hence the Commission, hereby, directs the FAA to treat the copy of the appeal (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard.

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AC No. 266 of 2021

5. The FAA is also directed to peruse all the relevant documents during the hearing and examine whether the information provided by the PIO is complete, relevant and correct. Where the FAA is satisfied that the information provided by the PIO is as per the records, the First Appeal shall be disposed of. In the event, there are any deficiencies in the information provided by the PIO, the FAA shall direct the PIO to provide the complete information in reply to the RTI application to the Appellant.
6. If not satisfied with the information provided on his appeal, Appellant –Sh. Ramandeep Singh Ahluwalia will be free to move a second appeal before the Commission as per Section 19(3) of the RTI Act 2005.
7. In view of the above, no further cause of action is left and the complaint is **closed and disposed of**. Copies of the order be sent to the parties.

Sd/-

Dated: 17.08.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Sh Ramandeep Singh Ahluwalia, RTI Activist (M-94645-00405)
Ward No.18, Street No.-2, Kartar Nagar,
Amlah Road, Khanna-141401

.....Appellant

Vs

Registered post: **Public Information Officer,**
O/o EO, MC, Amlah, Distt Ludhiana

First Appellate Authority,
O/o Regional Deputy Director,
Urban Local Govt, Ludhiana

.....Respondent

AC No. 1186 of 2021
(Through CISCO-Webex)

Present: (i) Sh Ramandeep Singh Ahluwalia, Appellant
(ii) **For the Respondent:** Sh Amarjeet Singh, JE (9646289966)

ORDER

This order may be read with reference to the previous order dated 15.07.2021.

2. The appellant states that no information has been given to him so far.
3. The respondent states that the information, as exists, in the record has been provided to the appellant.
4. After hearing both the parties, it is observed that the appellant is not satisfied with the information provided by the respondent. The perusal of the file shows that the appellant filed RTI with the PIO, o/o EO, MC, Amlah, Distt. Ludhiana on 04.10.2020, but after lapse of more than ten months, the appellant is not satisfied. This shows that the respondent has no regard for the orders issued by the Commission.
5. In view of the above, **PIO-, o/o EO, MC, Amlah is directed** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/ denial of the information to the RTI applicant and why the compensation be not awarded to the complainant under Section 19 (8)(b) of the Act for detriment suffered.

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AC No. 1186 of 2021

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) proviso, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. Since, my term is expiring on 07.09.2021, the next date of hearing in this case cannot be fixed. Therefore, this case file is sent to Registry for further necessary action and re-allocation to some other bench.

Sd/-

(Preety Chawla)

State Information Commissioner
Punjab

Dated: 17.08.2021

CC: D.R. (alongwith original file)

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Helpline No. 0172-2864100



Sh. Rajkumar, Sr Citizen (M-94163-43598)

Jindal Road, Jakhalmandi,

Tehsil Tohana, Distt Fatehabad.

.....Appellant

..Vs

Public Information Officer, (Registered Post)

O/o Tehsildar, Lehera, Distt Sangrur

First Appellate Authority

O/o SDM, Lehera, Distt `Sangrur

.....Respondent

AC No. 1160 of 2020
Through CISCO-Webex

Present: (i) Sh. Rajkumar, Appellant

(ii) For the Respondent: Sh. Surinder Singh, Tehsildar (9646161663)

ORDER

This order may be read with reference to the previous order dated 28.06.2021 vide which a show cause notice was issued to the respondent –PIO.

2. The appellant Sh. Rajkumar states that no information has been given to him so far.

3. The respondent states that the reply of show causes notice issued to him alongwith the information has already been sent to the appellant.

4. After hearing both the parties and going through the case file, it is observed that respondent has sent reply of show cause notice to the Commission office. I have gone through the reply and have not agreed with the same. Hence, the show cause is still pending. The respondent is again directed to send the reply of the show cause notice before the next date of hearing.

5. Today, both the parties mutually agreed that the applicant shall visit the office of respondent on **18.08.2021 at 11.00 AM** inspect the relevant records, identify the documents copies whereof are required by him; and the respondent shall provided copies

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AC No. 1160 of 2020

thereof, according to his RTI application, within a fortnight, in accordance with the relevant provisions of the RTI Act, 2005.

6. Since, my term is expiring on 07.09.2021, the next date of hearing in this case cannot be fixed. Therefore, this case file is sent to Registry for further necessary action and re-allocation to some other bench.

Sd/-

(Preety Chawla)

State Information Commissioner

Punjab

Dated: 17.08.2021

CC: D.R. (alongiwth original file)

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Sh.Kamalpreet Singh,(M-7719791331)

H.No-134, Basant City, Threekay,
PO Daad, Pakhiwal Road, Ludhiana-142022

.....Appellant

..Vs

Public Information Officer,

O/o Director (Industries) cum controller of Stores, Pb
Punjab Udyog Bhawan, Sector 17-E, Chandigarh

First Appellate Authority

O/o Addl Chief Secretary (Industries) Pb Chd
Punjab Udyog Bhawan, Sector-17E, Chandigarh

.....Respondent

AC No. 2068 of 2020

Through CISCO-Webex

Present: (i) Sh Kamalpreet Singh, Appellant
(ii) For the Respondent: Sh. Harinder Jit Singh, Assistant Director (88378-50098) (in the commission office)

ORDER

This order may be read with reference to the previous order dated 28.06.2021 vide which a show cause notice was issued to the respondent-PIO.

2. Today, the appellant states that he is not satisfied with the information provided.
3. The respondent states that complete information has been sent to the appellant. He further states that he has also brought an affidavit in response to the show cause issued to him.
4. After going through the affidavit, it is clear that the information has been given to the appellant. The respondent has also given in writing that complete information has been sent to the appellant and nothing is left in their official record. I have gone through the affidavit of the Respondent and agree with the reply of the Respondent resultantly, the proceedings under Section 20 of the RTI are dropped.

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AC No. 2068 of 2020

5. In view of the foregoing, no cause of action is left , hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

(Preety Chawla)
State Information Commissioner
Punjab

Dated: 17.08.2021

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