

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 1216 OF 2019

Shri Guarav Kapoor S/o Shri Mahesh Kapoor,
House No.76/1, Ajit Nagar,
PATIALA.

...Appellant

Versus

Public Information Officer,
O/o Executive Engineer,
Water Supply & Sanitation Division No.1,
PATIALA.

First Appellate Authority,
O/o Executive Engineer,
Water Supply & Sanitation Division No.1,
PATIALA.

...Respondents

PRESENT: None on behalf of the appellant.
Shri Mohinder Singh, SDO, APIO, on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated 03.09.2019.

2. The appellant is absent for the 3rd time consecutively without any intimation to the Commission. He is contacted over phone who has stated that no information has been supplied by the Respondents till date. He has further requested that he may be allowed inspection of the record so as to identify the demanded information. In this regard, the Mobile Phone Number of Shri Mohinder Singh, SDO, has been conveyed to him to contact him and fix the date & time for inspection of the record.

3. Shri Mohinder Singh, SDO, APIO, states that the sought for information has already been supplied to the appellant. However, he is directed to co-operate with the appellant for inspection and identification of record on the mutually agreed date & time and supply the demanded information, duly attested, on the spot under intimation to the Commission.

4. The appellant is directed to be present in the court on the next date of hearing failing which the case will be decided on merit.

5. The case is adjourned to **12.12.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 3842 of 2018

Shri Vikas Garg
S/o Sh. Jawahar Lal,
House No. B-X-375,
Near Old Gaushala, Barnala.

...Appellant

Versus

Public Information Officer,
O/o Director,
Local Govt. Punjab,
Municipal Bhawan,
Sector 35, Chandigarh.

First Appellate Authority,
O/o Director,
Local Govt. Punjab,
Municipal Bhawan, Sector 35, Chandigarh.

...Respondents

PRESENT: None on behalf of the Appellant.
Sh. Inderjit Singh, AME, on behalf of the Respondents.

ORDER: This order may be read with reference to the previous order dated 03.09.2019.

2. The appellant is absent without any intimation to the Commission.
3. Sh. Inderjit Singh, AME, appears on behalf of the Respondents and states that the information has already been supplied to the Appellant. PIO MC, Barnala has also sent the sought for information to the appellant vide Letter No.687, dated 14.10.2019, with endorsement to the Commission which has been received in the Commission through E-mail.
4. The appellant is provided one more chance to be present in the court on the next date of hearing to follow up his case failing which the case will be decided on merit.
5. The case is adjourned to **12.12.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy for Necessary Compliance **through Registered Post** to :-

Sh. Satish Kumar,
Executive Officer-cum-PIO,
O/o Nagar Council, Barnala.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



COMPLAINT CASE NO. 618 OF 2019

Advocate Bhupinder Singh Chawla(95920-17000)
S/o Sh. Maninder Singh Chawla,
Chamber No. 98, District Courts,
Tran Taran.

...Complainant

Versus

Public Information Officer,
O/o Block Elementary Education Officer,
Tran Taran-1 Village Mallian,
Tehsil & District Tran Taran.

...Respondents

PRESENT: Non on behalf of both the parties.

ORDER:

The Complainant is absent for the 2nd time consecutively.

2. The Respondent-PIO is also absent for the second time consecutively. However, a letter No.333, dated 10.10.2019 enclosing therein the sought for information, has been received in the Commission from the respondent informing that the sought for information has already been supplied to the Complainant vide their letter No.326 dated 04.10.2019. The letter has been taken on record.

3. The Complainant is given one more opportunity to be present, **in person**, on the next date of hearing.

4. The Respondent PIO is directed to be present on the next date of hearing failing which strict action as per provisions of RTI Act 2005 shall be taken against him.

5. The case is adjourned to **12.12.2019 at 11.30 AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



COMPLAINT CASE NO. 620 OF 2019

Sh. Prince Pal Singh (9646450201)
Village & Post Office Jandwal,
Tehsil & District Pathankot.

...Complainant

Versus

Public Information Officer,
O/o Sub Divisional Engineer,
Water Supply & Sanitation Department,
Pathankot.

...Respondents

PRESENT: None on behalf of the Complainant.
Sh. Pardeep Saini, SDO, is present on behalf of the PIO.

ORDER:

This order may be read in reference to the previous order dated 03.09.2019.

2. The representative of the Respondents states that the sought for information has already been sent to the Complainant by registered post.

3. The Complainant is absent for the 2nd time consecutively without any intimation to the Commission. It is assumed that he might have received the demanded information and satisfied with it.

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.

5. 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.

6. Keeping the above position in view, **the Complaint Case is closed and disposed of.** Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2422 OF 2019

Sh. Jaspal Singh Sandhu (94172-89648),
S/o Sh. Inder Singh,
R/o V.P.O. Bibi Wala,
Tehsil & District Bathinda.

...Appellant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
Bathinda.

First Appellate Authority,
O/o Inspector General of Police,
Bathinda Range, Bathinda.

...Respondents

PRESENT: Shri Jaspal Singh Sandhu, the Appellant, in person.
Shri Lovejeet Singh, Head Constable, on behalf of the Respondents.

ORDER:

This order may be read in reference to the previous order dated 03.09.2019.

2. The representative of the Respondents states that the sought for information, as available on Public Authority record, has already been supplied to the Appellant and no more information relating to this appeal case is available with them.

3. Shri Jaspal Singh Sandhu, Appellant, is present in the court who states that he has received the above said information and he is satisfied with it.

4. In view of the above explained position brought out, no more intervention of the Commission is required in this appeal case and hence, **the same is closed and disposed of.**

5. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2425 OF 2019

Smt. Madhu Sharma,
W/o Sh. Sawtantar Sharma,
R/o H. No. 4811/1, Sector-38 (West),
Chandigarh-160014

...Appellant

Versus

Public Information Officer,
O/o The XEN/Executive Engineer,
Water Supply & Sanitation Division No. 3,
Ludhiana.

First Appellate Authority,
O/o The Superintending Engineer,
Water Supply & Sanitation Circle,
Ludhiana.

...Respondents

PRESENT: Mrs. Madhu Sharma and Shri Sawtantar K. Sharma, Husband.
Sh. Harjit Singh, Superintendent, is present on behalf of the PIO.

ORDER:

This order may be read with reference to the previous order dated 03.09.2019.

2. Sh. Harjit Singh, Superintendent appears on behalf of the Respondents and states that the sought for information has already been supplied to the Appellant.

3. The appellant along with her husband Shri Sawtantar K. Sharma is present for today's hearing and states that the provided information is incomplete. Deficiencies in the provided information has been conveyed to the representative of the Respondents in the court.

4 Keeping in view the conduct of the Shri Rohit Kumar, XEN-cum-PIO, Water Supply and Sanitation Division No.3, Ludhiana, as explained by the Appellant in her letter dated 11.10.2019, a Show Cause notice under Section 20(1) of the RTI Act, 2005, is issued to him to explain reasons through a duly attested affidavit as to why a penalty at the rate of Rs. 250/- per day, subject to a maximum of Rs. 25,000/- be not imposed upon him for the delay in the supply of information and also as to why a suitable compensation under Section 19 (8)(b) of the RTI Act, 2005, be not awarded to the complainant for the loss and detriment suffered by her. He is afforded an opportunity of personal hearing on the next date of hearing, before taking any action. He is also directed to be present in the court along with the remaining information removing the deficiencies, duly attested, on the next date of hearing.

5. The case is adjourned to **19.12.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Copy for compliance through Registered post to :

Shri Rohit Kumar
The Executive Engineer-cum-PIO
Water Supply & Sanitation Divn.3,
LUDHIANA.

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2426 OF 2019

Smt. Madhu Sharma,
W/o Sh. Sawtantar Sharma,
R/o H. No. 4811/1, Sector-38 (West),
Chandigarh-160014

...Appellant

Versus

Public Information Officer,
O/o XEN/Executive Engineer,
Water Supply & Sanitation Division No. 1,
Ludhiana.

First Appellate Authority,
O/o Superintending Engineer,
Water Supply & Sanitation Circle,
Ludhiana.

...Respondents

PRESENT: Mrs. Madhu Sharma, appellant and her Husband, Shri Sawtantar K. Sharma.
Sh. Vinod Kumar, SDO, is present on behalf of the PIO.

ORDER:

This order may be read with reference to the previous order dated 03.09.2019.

2. The appellant is present today and states that the provided information is incomplete.

3. The deficiencies, as pointed out by the appellant, are got noted by the representative of the Respondents in the court. He is directed to supply the remaining information, duly attested, after removing the deficiencies before the next date of hearing, under intimation to the Commission.

4. Both the parties are directed to be present in the court on the next date of hearing.

5. The case is adjourned to **19.12.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2427 OF 2019

Smt. Madhu Sharma,
W/o Sh. Sawtantar Sharma,
R/o H. No. 4811/1, Sector-38 (West),
Chandigarh-160014

...Appellant

Versus

Public Information Officer,
O/o XEN/Executive Engineer,
Water Supply & Sanitation Division No. 2,
Ludhiana.

First Appellate Authority,
O/o Superintending Engineer,
Water Supply & Sanitation Circle,
Ludhiana.

...Respondents

PRESENT: Mrs. Madhu Sharma, appellant and her Husband, Shri Sawtantar K. Sharma.
Sh. Rajiv Kumar, SDO, is present on behalf of the Respondent-PIO.

ORDER:

This order may be read with reference to the previous order dated 03.09.2019.

2. The appellant is present today and states that the provided information is incomplete.

3. The deficiencies, as pointed out by the appellant, are got noted by the representative of the Respondents in the court. He is directed to supply the remaining information, duly attested, after removing the deficiencies before the next date of hearing, under intimation to the Commission.

4. The Respondent-PIO, is directed to be present, **in person**, in the court along with the remaining information, duly attested, after removing the deficiencies on the next date of hearing.

5. The case is adjourned to **19.12.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2428 OF 2019

Smt. Madhu Sharma,
W/o Sh. Sawtantar Sharma,
R/o H. No. 4811/1, Sector-38 (West),
Chandigarh-160014.

...Appellant

Versus

Public Information Officer,
O/o XEN/Executive Engineer,
Water Supply & Sanitation Division No. 3,
Ludhiana.

First Appellate Authority,
O/o Superintending Engineer,
Water Supply & Sanitation Circle,
Ludhiana.

...Respondents

PRESENT: Mrs. Madhu Sharma, appellant and her husband Shri Sawtantar K. Sharma.
Sh. Harjit Singh, Superintendent, is present on behalf of the Respondent-PIO.

ORDER:

This order may be read with reference to the previous order dated 03.09.2019.

2. Sh. Harjit Singh, Superintendent appears on behalf of the Respondents and states that the sought for information has already been supplied to the Appellant.

3. The appellant along with her husband Shri Sawtantar K. Sharma is present for today's hearing and states that the provided information is incomplete. Deficiencies in the provided information has been conveyed to the representative of the Respondents in the court.

4 Keeping in view the conduct of the Shri Rohit Kumar, XEN-cum-PIO, Water Supply and Sanitation Division No.3, Ludhiana, as explained by the Appellant in her letter dated 11.10.2019, a Show Cause notice under Section 20(1) of the RTI Act, 2005, is issued to him to explain reasons through a duly attested affidavit as to why a penalty at the rate of Rs. 250/- per day, subject to a maximum of Rs. 25,000/- be not imposed upon him for the delay in the supply of information and also as to why a suitable compensation under Section 19 (8)(b) of the RTI Act, 2005, be not awarded to the complainant for the loss and detriment suffered by her. He is afforded an opportunity of personal hearing on the next date of hearing, before taking any action. He is also directed to be present in the court along with the remaining information removing the deficiencies, duly attested, on the next date of hearing.

5. The case is adjourned to **19.12.2019 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 2429 OF 2019

Captain Rajdeep Singh,
2170, Phase-2,
UE, Dugri, Ludhiana-141013

...Appellant

Versus

Public Information Officer,
O/o Punjab State Civil Aviation Council,
Civil Aerodrome, Sangrur Road, Patiala-147001

First Appellate Authority,
O/o CEO,
Punjab State Civil Aviation Council,
Patiala.

...Respondents

PRESENT: None on behalf of the Appellant.
Sh. Kulbbushanum, PIO, PSCAC, Patiala, and Shri Lakhbir Singh on
behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated
03.09.2019.

2. The representatives of the Respondents appear in the court and state that the
sought for information has already been supplied to the appellant.

3. The appellant is absent today without any intimation to the Commission.

4. Shri Malkeat Singh, PIO O/o the Civil Aviation, Patiala, who was impeaded
(by name), as "DEEMED PIO" on the previous date of hearing, has requested vide his letter
No.PAC/428/19, dated 16.10.2019, stating therein that as he has to attend the meeting on
17.10.2019 called for by the newly appointed Manager of PAC, Shri Kumar Amit, IAS(Deputy
Commissioner, Patiala), he is unable to appear in the court and has requested for
adjournment.

5. The case is adjourned to **12.12.2019 at 11.30AM**. Copies of the order be sent
to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PS : Capt. Rajdeep Singh, the appellant, appears after the adjournment of the case
informing that he was stuck in traffic jam, so he is late to appear in the court. Accordingly, he
is apprised of the court proceedings.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 395 OF 2019

Ms. Kadambini,(9814206385)
4124, Abohar Road,
MUKTSAR.

...Appellant

Versus

Public Information Officer,
O/o The Executive Engineer,
Water Supply and Sanitation,
Division No.2,
SRI MUKTSAR SAHIB.

First Appellate Authority,
O/o The Superintending Engineer,
Water Supply and Sanitation,
SRI MUKTSAR SAHIB.

...Respondents

PRESENT: Ms. Kadambini, the Appellant, in person
Shri Prabhleen Singh Dhanju, XEN-cum-PIO, and Shri Jait Kumar,
Tehsildar, Sri Muktsar Sahib, on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated
24.09.2019.

2. Shri Jait Kumar, Tehsildar, Sri Muktsar Sahib, impleaded as "Deemed PIO" is present in the court and submits an affidavit duly attested by the Notary, in reply to the show-cause-notice issued to him, explaining his position in this appeal case and the same affidavit is handed over to the appellant. Accordingly, the show-cause-notice issued to Shri Jait Kumar, Tehsildar, Sri Muktsar Sahib, stands dropped.

3. Shri Prabhleen Singh Dhanju, XEN-cum-PIO, submits an affidavit, explaining therein that the sought for information, as available on the record of the Public Authority, has already been supplied to the appellant and no other information is available in their record and hands it over to the appellant.

4. After going through the affidavits, the appellant expresses her satisfaction and requests the court to file the case.

5. The demanded information stands supplied, the appeal case is disposed of and closed.

6. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 3425 OF 2019

Ms. Kadambini,(9814206385)
4124, Abohar Road,
MUKTSAR.

...Appellant

Versus

Public Information Officer,
O/o The Executive Engineer,
Water Supply and Sanitation,
Division No.2,
SRI MUKTSAR SAHIB.

First Appellate Authority,
O/o The Superintending Engineer,
Water Supply and Sanitation,
SRI MUKTSAR SAHIB.

...Respondents

PRESENT: Ms. Kadambini, the Appellant, in person
Shri Prabhleen Singh Dhanju, XEN-cum-PIO, on behalf of the respondents.

ORDER:

This order may be read with reference to the previous order dated 24.09.2019.

2. Shri Prabhleen Singh Dhanju, XEN-cum-PIO, submits an affidavit, explaining therein that the sought for information, as available on the record of the Public Authority, has already been supplied to the appellant and no other information is available in their record and hands over the affidavit to the appellant.

3. After going through the fact available on the record and in view of the request of the appellant for **awarding her a suitable compensation**, it is true that the appellant has not received the desired information after lapse of 10 months though the Respondents were present mostly on all the hearing dates. The appellant, during this period has attended **6(six)** hearings in the Commission while travelling from **Bathinda to Chandigarh and back**, to follow up her case. In view of the loss and detriment suffered by her during this long period in obtaining the information in the instant case, I find full justification in awarding her a suitable compensation. Therefore, in exercise of the powers conferred by Section 19(8)(b) of the RTI Act 2005, a compensation of Rs.2000/- (Rupees Two Thousand only) is award to Ms. Kadambini, appellant, to be paid by the Public Authority i.e. through Bank Draft, within 30 days and confirmation to this effect will be furnished to the Commission on the next date of hearing.

4. Adjourned and to come up on **12.12.2019 at 11.30 AM**. Copies of the order be sent to the parties.

Chandigarh
17.10.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner