

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

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Sh. Gurdev Singh, S/o Jarnail Singh
R/o Ward No. 12, Makhu, Tehsil Zira
Distt.Ferozepur

.....Complainant

Vs

Public Information Officer,
o/o ADC(D), Ferozepur

.....Respondent

CC No. 80 of 2019

Present: (i) Sh. Gurdev Singh the complainant
(ii) None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 30.05.2019 vide which a show cause notice was issued to the respondent-PIO.

2. Today Sh. Gurdev Singh the complainant states that no information has been given.
3. Respondent is absent today.
4. The perusal of the file shows that the complainant filed RTI with the PIO, o/o ADC (D), Ferozepur on 28.05.2018, but no information has been given to him so far. Even the respondent-PIO has not bothered to attend any hearing in the Commission. This shows that the respondent has no regard for the orders issued by the Commission. This is very serious matter.
5. The respondent may take note that the RTI Act 2005 is meant for promoting transparency in governmental functioning by bringing to light governmental actions done behind closed doors so that the common man is kept well informed of the goings on in the public authorities with a view to strengthening democracy. The RTI Act 2005 is not to be used as a substitute for availing of services available under various statutes for matters not involving the bringing to light the mannerism of / flaws in the working of public authority.

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CC No. 80 of 2019

6. In view of the defying attitude of the respondent-PIO, Smt. Balwinder Kaur, Supdt neither attending the court nor submitting any explanation for the delay in supplying the information within the time schedule as prescribed under the RTI Act 2005, the Commission comes to a logical conclusion that it is a fit case for the imposition of penalty amounting to Rs. 25000/- (Rupees Twenty five thousand only) on the PIO. Therefore, taking a lenient view, I impose a penalty of **Rs. 2500/- (Rs. Twenty five hundred only) on Smt. Balwinder Kaur-PIO-cum- Supdt, o/o ADC(D), Ferozepur.** The Drawing and Disbursing Officer of the office of **ADC(D), Ferozepur** is directed to deduct the amount of penalty of Rs. 2500/- from the salary of **Smt. Balwinder Kaur** and deposited in the State Treasury in the following Head of Account and to report its compliance to the Commission:-

"0070-Other Administrative Services

60 other Services

800-Other Receipts

86-Fee under the RTI Act, 2005"

7. To come up on **12.09.2019 at 11.00 AM.** Copy of the order be sent to the parties through registered post.

Sd/-

Chandigarh
Dated: 18.07.2019

(Preety Chawla)
State Information Commissioner

Through registered post

CC: 1. Deputy Commissioner, Ferozepur
2. ADC (D), Ferozepur
3. Smt. Balwinder Kaur, Supdt-cum-PIO, o/o ADC(D), Ferozepur

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Sh Rachpal Singh,
House No.83/1-B, Street No.8/2,
Baba Mukand Singh Nagar,
Daba Road, GT Road,
Ludhiana

.....Appellant

Vs

Public Information Officer-cum-EO,
O/o Non-technical, Zone C,
MC, Ludhiana
First Appellate Authority,
O/o MC, Ludhiana

.....Respondent

AC .No. 4094 of 2018

Present: None for the parties.

ORDER

This order may be read with reference to the previous order dated 03.06.2019 vide which neither the appellant nor the respondent was present.

2. Today again neither the appellant nor the respondent is present.

3. The perusal of the file shows that the appellant is absent for third consecutive hearing. During the hearing dated 04.04.2019, respondent had brought information in the Commission but the appellant was absent. After going through the case file, I am of the opinion that no useful purpose would be served in keeping this appeal case pending for an indefinite period. Accordingly, the appeal case filed by the appellant is **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 18.07.2019

(Preety Chawla)
State Information Commissioner

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Sh David Jain,
#87, Bazar No.3,
Ferozepur Cantt.(M:984860298)

-----Appellant

Vs.

Public Information Officer,
O/o Director,
Welfare for SC/BC, Pb,
Sector-18, Chandigarh

-----Respondent

CC .No.328 of 2019

Present: (i) None is present on behalf of the complainant
(ii) For the respondent : Sh. Suresh Masih and Sh. Gaurav, Clerk

ORDER

This order may be read with reference to the previous order dated 12.06.2019 vide which the complainant was absent and the respondent stated that complete information was already sent to the complainant.

2. The complainant is again absent today. He has sent a letter.
3. Respondent states that the information has already been sent to the complainant.
4. The perusal of the file shows that the Complainant is absent for second consecutive hearing. The respondent has already sent the information to the Complainant. Copy of the information is taken on record. The complainant can collect the same from the Commission office on any working day.
5. In view of the foregoing, no cause of action is left, the complaint case filed by the complainant is, therefore , **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 18.07.2019

(Preety Chawla)
State Information Commissioner

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Registered post

Sh. Sucha Singh, S/o Shri Rajinder Singh
VPO Jasraur, Blcok Chogawan, Tehsil Ajnala
Distt. Amritsar

.....Appellant

Vs

Registered post: **Public Information Officer,**
o/o Deputy Registrar Cooperative Societies
Amritsar

First Appellate Authority
o/o Deputy Registrar Cooperative Societies
Amritsar

.....Respondent

AC No. 4086 of 2018

Present: (i) Sh. S.M.Bhanot on behalf of the appellant
(ii) For the respondent : Sh.Kuldeep Singh, Supdt.

ORDER

This order may be read with reference to the previous order dated 30.05.2019 vide which an amount of Rs. 1250/- as compensation was awarded to the appellant.

2. Today Sh. S.M. Bhanot is appearing on behalf of the appellant and states that neither the information nor compensation has been paid to the appellant so far.

3. Respondent Sh. Kuldeep Singh states that the PIO is not well, therefore he is unable to attend today's hearing.

4. After hearing both the parties, it is observed that the appellant has not received any information so far. The Commission takes a serious view of this matter and is constrained to enhance the amount of compensation from Rs. 1250/- to Rs. 1500/- (Rs. Fifteen hundred only). Besides, the Commission would also consider invoking of penalty provisions against the respondent-PIO in case he fails to provide the required information and payment of the awarded compensation. The respondent may provide the information to the appellant and make the payment of compensation to him before the next date of hearing by way of Demand Draft. A compliance report in this regard be sent to the Commission accordingly.



AC No. 4086 of 2018

5. Looking at the lackadaisical and highly irresponsible attitude of the respondents, Sh. Parvinder Singh Bal, D.R. is directed to show cause under Section 20(1) of the RTI Act, before the penalty is imposed as to:-

- (i) Why supply of information as per RTI request sent to him has been delayed.
- (ii) Why penalty be not imposed upon him for not supplying the information within time as prescribed under RTI Act 2005.

6. Respondent-PIO is directed to file an affidavit in this regard before the next date of hearing. Respondent-PIO is also directed to supply complete information to the appellant before the next date of hearing.

7. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice.

8. Adjourned to **29.08.2019 (at 11.30 AM)** for further proceedings. Copies of the order be sent to the parties **through registered post**.

Sd/-

Chandigarh
Dated: 18.07.2019

(Preety Chawla)
State Information Commissioner

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Registered post

Sh. Baldev Singh, S/o Shri Shingara Singh
VPO Jasraur, Tehsil Ajanala,
Distt. Amritsar

.....Appellant

Vs

Registered post: **Public Information Officer,**
o/o Deputy Registrar Cooperative Societies,
Amritsar

First Appellate Authority
o/o Deputy Registrar Cooperative Societies,
Amritsar

.....Respondent

AC No. 4084 of 2018

Present: (i) Sh. S.M.Bhanot on behalf of the appellant
 (ii) For the respondent : Sh.Kuldeep Singh, Supdt.

ORDER

This order may be read with reference to the previous order dated 30.05.2019 vide which an amount of Rs. 1250/- as compensation was awarded to the appellant.

2. Today Sh. S.M. Bhanot is appearing on behalf of the appellant and states that neither the information nor compensation has been paid to the appellant so far.

3. Respondent Sh. Kuldeep Singh states that the PIO is not well, therefore he is unable to attend today's hearing.

4. After hearing both the parties, it is observed that the appellant has not received any information so far. The Commission takes a serious view of this matter and is constrained to enhance the amount of compensation from Rs. 1250/- to Rs. 1500/- (Rs. Fifteen hundred only). Besides, the Commission would also consider invoking of penalty provisions against the respondent-PIO in case he fails to provide the required information and payment of the awarded compensation. The respondent may provide the information to the appellant and make the payment of compensation to him before the next date of hearing by way of Demand Draft. A compliance report in this regard be sent to the Commission accordingly.



AC No. 4084 of 2018

5. Looking at the lackadaisical and highly irresponsible attitude of the respondents, Sh. Parvinder Singh Bal, D.R. is directed to show cause under Section 20(1) of the RTI Act, before the penalty is imposed as to:-

- (i) Why supply of information as per RTI request sent to him has been delayed.
- (ii) Why penalty be not imposed upon him for not supplying the information within time as prescribed under RTI Act 2005.

6. Respondent-PIO is directed to file an affidavit in this regard before the next date of hearing. Respondent-PIO is also directed to supply complete information to the appellant before the next date of hearing.

7. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice.

8. Adjourned to **29.08.2019 (at 11.30 AM)** for further proceedings. Copies of the order be sent to the parties **through registered post**.

Sd/-

Chandigarh
Dated: 18.07.2019

(Preety Chawla)
State Information Commissioner

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Sh. Pargat Masih (Chair man),
S/o Sh Balkar Masih,
Empowerment Association for Blind (Regd.),
C/o Sh Ankit Kapur, House No.6,
Pratap Colony, Model Gram, Ludhiana-141002

Vs

.....Appellant

Public Information Officer,
O/o Superintendent, Govt. Institution for Blinds,
Jalampur, Ludhiana

First Appellate Authority,
O/o Director, Social Security Department, Pb,
Chandigarh

.....Respondent

AC.No. 218 of 2019

Present: (i) Sh.Pargat Masih the appellant
(ii) For the respondent: Sh. Balvir Singh, Clerk

ORDER

This order may be read with reference to the previous order dated 12.06.2019.

2. Respondent states that the information has already been sent to the appellant.
4. The appellant states that he is not satisfied with the information provided by the respondent. He has filed his written submission requesting transfer of his case to another Bench of the Commission which is as under:-

ਚੰਦਰ/ ਚੰਦਰ ਸਾਹਿਬ ਕੌਰ ਅਧਿਕਾਰੀ ਮੈਂਬਰ ਪ੍ਰੀਤੀ ਕਾਨਵਲ ਕੌਰ
ਚੰਦਰ ਚੰਦਰ ਪਾਸ ਮੇਰੇ ਹਿੱਸੇ ਤੇ ਸਹਿਮਤ ਨਹੀਂ ਹੋ ਰਿਹਾ ਹੋਵੇ
ਮੇਰਾ ਇਹ ਕੇਸ ਹੈ: ਪਾਰਗਤ ਸਿੰਘ ਨੇ ਕਿਹਾ ਤਾਂ ਚੰਦਰ ਕੌਰ ਕਾਂਸ਼ਵਰ
ਕੌਰ ਨੇ ਹੁਣ ਕਾਨਵਲ ਦੀ ਚੇਅਰ



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AC.No. 218 of 2019

5. Without commenting anything on the merits of the case or otherwise, accepting the prayer of the applicant, the case file is directed to be sent to the Registry who shall allocate the case to another Bench with due concurrence of the Competent Authority, where-after fresh notice of hearing be issued to the parties. **The case file in original be sent to the Registry along with a copy of this order.** Copies of order be sent to the parties.

Sd/-

Chandigarh
Dated: 18.07.2019

(Preety Chawla)
State Information Commissioner

DR