

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Shri Prem Kumar Rattan
H.No.78/8, Park Road,
New Mandi, Dhuri,
District Sangrur.

.....Appellant

Vs

Public Information Officer
o/o Police Commissioner,
Ludhiana.

First Appellate Authority
o/o Police Commissioner,
Ludhiana.

.....Respondents.

Appeal Case No. 4147 of 2018

Present:- None on behalf of the appellant.
Shri Ramesh Kumar, ASI, on behalf of the respondents.

ORDER

The RTI application is dated 28.07.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 27.08.2018 and second appeal was filed in the Commission on 3.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. Today, the appellant is not present. However, a letter dated 16.02.2019 has been received from him through e-mail informing that he is unable to attend hearing

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Appeal Case No. 4147 of 2018

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due to ill health of his mother. He has requested that no information has been received from the respondents. He further requests that his case may be disposed of if the respondent submits complete information to the Commission to its satisfaction.

2. The respondents states that no information has been provided to the appellant and requests for short adjournment. The PIO is directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

3. To come up on **20.03.2019** at **11.30 A.M.** for further proceedings.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
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Madhya Marg, Sector 16, Chandigarh.
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Shri Manjit Singh
s/o Shri S ohan Singh,
H.No.388/3, Dhandholian Road,
Patiala.

.....Appellant

Vs

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

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

.....Respondents.

Appeal Case No. 4162 of 2018

Present:- None on behalf of the appellant.

Shri Ajit Sharma, ASI alongwith Shri Sukhbahal Singh, HC on behalf of the respondents.

ORDER

The RTI application is dated 17.09.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 17.10.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the Commission.

2. The information-seeker has sought information from the Director General

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Appeal Case No. 4162 of 2018

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of Police, Punjab, Chandigarh, who has transferred application for seeking information to the Senior Superintendent of Police, Patiala, as the asked for information relates to them.

3. The appellant is absent without intimation.
4. The respondent-PIO has submitted reply to the notice issued by the Commission vide their letter dated 16.02.2019, the necessary contents of which are as under:-

ਅਪੀਲ ਕਰਤਾ ਵਲੋਂ ਮੰਗੀ ਕੀਤੀ ਗਈ ਸੂਚਨਾ ਦੇ ਸੰਬੰਧ ਵਿਚ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ "This case may be considered under exemptions provided under Section 8(1)(g) of the RTI Act, 2005' ਤਹਿਤ ਸੂਚਨਾ ਸੁਰੱਖਿਆ ਪ੍ਰਬੰਧਾ ਨੂੰ ਮੁਖ ਰਖਦੇ ਹੋਏ ਅਪੀਲ ਕਰਤਾ ਨੂੰ ਮੁਹਈਆਂ ਨਹੀਂ ਕਰਵਾਈ ਜਾ ਸਕਦੀ ਹੈ ਜੀ।

ਇਥੇ ਇਹ ਵੀ ਪੇਸ਼ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ ਮਨਜੀਤ ਸਿੰਘ ਉਕਤ ਬੁਥ ਨੰ: 137, ਜਨ ਸਹਾਇਤਾ ਕੇਂਦਰ ਪਟਿਆਲਾ ਵਿਖੇ ਬਤੌਰ ਏਜੰਟ ਕੰਮ ਕਰਦਾ ਸੀ, ਜਿਸ ਵਲੋਂ ਵਖ-ਵੱਖ ਵਿਅਕਤੀਆਂ ਦੇ ਜਾਅਲੀ ਦਸਤਖਤ ਕਰਕੇ ਜਾਅਲੀ ਡਰਾਇਵਿੰਗ ਲਾਇਸੰਸ ਤਿਆਰ ਕੀਤੇ ਅਤੇ ਇਸ ਤੋਂ ਇਲਾਵਾ ਗਡੀਆਂ ਦੀ ਪਾਸਿੰਗ

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Appeal Case No. 4162 of 2018

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ਰਿਪੋਰਟਾਂ ਪਰ ਵੀ ਵਖ ਵਖ ਵਿਅਕਤੀਆਂ ਦੇ ਜਾਅਲੀ ਦਸਤਖਤ ਕਰਕੇ ਪਾਸ ਕਰਵਾਈਆਂ ਦਰਸਾਈਆਂ ਗਈਆਂ। ਅਜਿਹਾ ਕਰਕੇ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਪੰਜਾਬ ਸਰਕਾਰ ਨਾਲ ਧੋਖਾ-ਧੜੀ ਅਤੇ ਹੋਰ ਫੇਰੀ ਕਰਨ ਤੋਂ ਇਲਾਵਾ ਆਮ ਵਿਅਕਤੀਆਂ ਨਾਲ ਵੀ ਹੋਰਾ-ਫੇਰੀ ਕੀਤੀ ਅਤੇ ਉਹਨਾਂ ਨੂੰ ਠਗਿਆ। ਸਰਕਾਰ ਨੂੰ ਵੀ ਲੱਖਾ ਰੁਪਏ ਦਾ ਚੂਨਾ ਲਾਇਆ ਅਤੇ ਗਬਨ ਕੀਤਾ। ਜਸ ਕਰਕੇ ਪ੍ਰਾਰਥੀ ਵਿਰੁਧ ਮੁਕਦਮਾ ਨੰਬਰ 88 ਮਿਤੀ 18.03.2014 ਅਧੀਨ ਧਾਰਾ 420,467, 468, 471 ਆਈ.ਪੀ.ਸੀ. ਥਾਣਾ ਤ੍ਰਿਪੜੀ ਪਟਿਆਲਾ (ਪਹਿਲੀ ਸੂਚਨਾ ਰਿਪੋਰਟ ਦੀ ਕਾਪੀ ਨਾਲ ਨੱਥੀ ਹੈ) ਦਰਜ ਰਜਿਸਟਰ ਕੀਤਾ ਅਿਗਾ। ਪ੍ਰਾਰਥੀ ਮੁਕਦਮਾ ਵਿਚ ਫਾਇਦਾ ਲੈਣ ਲਈ ਬੇਤੁਰੀਆਂ ਦਰਖਾਸਤ ਦੇ ਕਰ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕਰਦਾ ਹੈ ਅਤੇ ਮੰਗਿਆ ਗਿਆ ਡਾਟਾ/ਰਿਕਾਰਡ ਹਾਸਲ ਕਰਕੇ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਆਮ ਜਨਤਾ ਨਾਲ ਖਿਲਵਾੜ ਕਰਨ ਤੋਂ ਗੁਰੇਜ਼ ਨਹੀਂ ਕੀਤਾ ਜਾ ਸਕਦਾ। ਰਿਪੋਰਟ ਅਤੇ ਐਫ ਆਈ. ਆਰ ਦੀ ਕਾਪੀ ਨਾਨ ਨਥੀ ਹੈ)

4. Consequently, after going through the record available on the case file and hearing the representatives of the respondents, it is revealed that there is no link with the exemption claimed under Section 8(1)(g) of the Right to Information Act, 2005 by the respondents for not providing the sought for information to the appellant regarding grant allotted to the Senior Superintendent of Police, Patiala for beautification of Police Station, Patran. Accordingly, the respondents are directed to provide the information regarding grant received and spent on the beautification of Police Station, Patran, before the next date of hearing.

5. To come up on **18.03.2019 at 11.30 A.M.**

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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

.....Appellant

Vs

Public Information Officer
o/o Police Commissioner,
Ludhiana.

First Appellate Authority
o/o Police Commissioner,
Ludhiana.

.....Respondents.

Appeal Case No. 4168 of 2018

Present:- None on behalf of the appellant.

Shri Ramesh Kumar, ASI, on behalf of the respondents.

ORDER

The RTI application is dated 25.05.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 02.09.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant is absent but he has sent an email on 16.02.2019 stating that respondents have not provided him any information till today at 8.18 A.M.

3. Today, the representative of the respondents submits letter dated 16.02.2019

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Appeal Case No. 4168 of 2018

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enclosing a copy of hand written letter dated 16.02.2019 stating that information except report pertaining to CR No.1146661 and CR No.1024545 dated 5.10.2016 has been received by him.

3. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that complete information has been provided to the appellant as available on today. The information regarding CR No. 1146661 and CR No.1024545 dated 5.10.2016 has been supplied to the appellant vide their letter dated 16.2.2019 stating that they are under investigation with Police Station, Division No.5, Ludhiana. Hence, complete information, as on today, has been supplied to the appellant. Accordingly, the case is **disposed of and closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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

.....Appellant

Vs

Public Information Officer
o/o Sub Registrar,
Amritsar-II.

First Appellate Authority
o/o Sub Divisional Magistrate,
Amritsar-II

.....Respondents.

Appeal Case No. 4170 of 2018

Present:- None on behalf of the appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 28.01.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 06.05.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant is absent but he has sent an email dated 16.02.2019 stating that no information has been received by him from the respondents till date.

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Appeal Case No. 4170 of 2018

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3. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondents seriously, the PIO is directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.
3. To come up on **20.03.2019** at **11.30 A.M.** for further proceedings.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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

.....Appellant
Vs

Public Information Officer
o/o Sub Registrar (West)
Ludhiana .

First Appellate Authority
o/o Sub Divisional Magistrate (West),
Ludhiana.

.....Respondents.

Appeal Case No. 4186 of 2018

Present:- None on behalf of the appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 13.08.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 26.09.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant is absent but he has sent an email dated 18.02.2019 stating that no information has been received by him till date.

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Appeal Case No. 4186 of 2018

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3. None is present on behalf of the respondents without any intimation. Viewing the absence of the respondents seriously, the PIO is directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

3. To come up on **20.03.2019** at **11.30 A.M.** for further proceedings.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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

.....Appellant

Vs

Public Information Officer
o/o Sub Divisional Magistrate (West)
Ludhiana .

First Appellate Authority
o/o Sub Divisional Magistrate (West),
Ludhiana.

.....Respondents.

Appeal Case No. 4172 of 2018

Present:- None on behalf of the appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 15.05.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 16.08.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant is absent but he has sent an email dated 16.02.2019 stating that no information has been received by him from the respondents till date.

3. None is present on behalf of the respondents but they have sent letter

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Appeal Case No. 4172 of 2018

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dated 12.02.2019, the contents of which are reproduced below:-

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਤੇ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਦੇ ਸੰਬੰਧ ਵਿਚ ਸ੍ਰੀ ਸਾਹਿਲ ਅਗਰਵਾਲ ਕਲਰਕ, ਦਫ਼ਤਰ ਉਪ ਮੰਡ ਮੈਜਿਸਟਰੇ ਰਾਏਕੋਟ ਨੂੰ ਤਲਬ ਕੀਤਾ ਗਿਆ। ਉਸ ਵਲੋਂ ਰਿਪੋਰਟ ਕੀਤੀ ਗਈ ਹੈ ਕਿ ਮਾਨਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਲੋਂ ਇਕ ਮਹੱਤਵਪੂਰਨ ਕੇਸ ਅਨੁਮਾਨ ਸਪੈਸ਼ਲ ਲੀਵ ਪਟੀਸ਼ਲ (ਸਿਵਲ) ਨੰਬਰ 27734 ਆਫ਼ 2012 ਗਿਰੀਸ਼ ਰਾਮਚੰਦਰਾ ਦੇਸਪਾਂਡੇ ਬਨਾਮ ਕੇਂਦਰੀ ਸੂਚਨਾ ਕਮਿਸ਼ਨਰ ਅਤੇ ਹੋਰ ਵਿਚ ਮਿਤੀ 03.10.2012 ਨੂੰ ਹੁਕਮ ਸੁਣਾਇਆ ਹੈ ਕਿ ਮੁਲਾਜ਼ਮਾਂ ਨੂੰ ਉਸ ਦੇ ਇੰਪਲਾਇਰ ਵਲੋਂ ਦਿਤੇ ਗਏ ਕਾਰਨ ਦਸੋ ਅਤੇ ਸਜਾਵਾਂ ਆਦਿ ਦੀ ਸੂਚਨਾ ਦਰਖਾਸਤਕਰਤਾ ਨੂੰ ਨਹੀਂ ਦਿਤੀ ਜਾ ਸਕਦੀ ਕਿਉਂ ਇਹ ਮਾਮਲਾ ਇੰਪਲਾਈ ਅਤੇ ਇੰਪਲਾਇਰ ਨਾਲ ਸੰਬੰਧਤ ਹੁੰਦਾ ਹੈ। ਮਾਨਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਲੋਂ ਇਹ ਵੀ ਫੈਸਲਾ ਕੀਤਾ ਗਿਆ ਹੈ ਇਸ ਤਰ੍ਹਾਂ ਦੀ ਸੂਚਨਾ ਦਾ ਸੰਬੰਧ ਮੁਲਾਜ਼ਮ ਦੀ ਸਰਕਾਰੀ ਨੌਕਰੀ ਜਾਂ ਲੋਕ ਹਿਤ ਨਾਲ ਨਹੀਂ ਹੁੰਦਾ।

4. After going through the record available on the case file, it is revealed that the appellant has sought personnel information of third party. Last opportunity is afforded to the appellant to justify any public interest for divulgence of information before the next date of hearing which is fixed for 20.03.2019..

3. To come up on **20.03.2019 at 11.30 A.M.** for further proceedings.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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

.....Appellant

Vs

Public Information Officer
o/o Sub Registrar, Samrala,
District Ludhiana .

First Appellate Authority
o/o Sub Divisional Magistrate, Samrala,
District Ludhiana.

.....Respondents.

Appeal Case No. 4182 of 2018

Present:- None on behalf of the appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 28.01.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 06.05.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant is absent but he has sent an application dated 18.02.2019 through email stating that he has not received information from the respondents till date.

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Appeal Case No. 4182 of 2018

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3. The respondents are absent but they have sent a letter dated 4.12.2019, the contents of which are as under:-

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸੰਬੰਧ ਵਿਚ ਹਵਾਲਾ ਅਧੀਨ ਪੱਤਰ ਰਾਹੀਂ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਅਧੀਨ ਸੂਚਨਾ ਨਾ ਦੇਣ ਸੰਬੰਧੀ ਜੋ ਅਪੀਲ ਵਲੋਂ ਸ੍ਰੀ ਤੇਜਿੰਦਰ ਸਿੰਘ ਐਡਵੋਕੇਟ ਪਿੰਡ ਭੋਲਾਪੁਰ ਤਹਿਸੀਲ ਵਾ ਜ਼ਿਲ੍ਹਾ ਲੁਧਿਆਣਾ ਵਲੋਂ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਸੰਬੰਧ ਵਿਚ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲਕਰਤਾ ਵਲੋਂ ਇਸ ਅਪੀਲ ਦੇ ਸੰਬੰਧ ਵਿਚ ਨਿਮਨ ਹਸਤਾਖਰਤ ਨੂੰ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਅਧੀਨ ਸੂਚਨਾ ਨਾ ਦੇਣ ਸੰਬੰਧੀ ਕੋਈ ਅਪੀਲ ਨਹੀਂ ਕੀਤੀ ਗਈ।

4. After going through the record available on the case file, it is observed that no appeal has been filed against the order of the PIO. The appellant is advised to clarify and produce evidence whether appeal was made to the First Appellate Authority or not before the next date of hearing, which is fixed for 20.03.2019..

5. To come up on **20.03.2019** at **11.30 A.M.**

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
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Shri Narinder Kumar
s/o Shri Dalip Singh
r/o Village Variam Khera,
Tehsil Abohar, District Fazilika.

.....Appellant

Vs

Public Information Officer
o/o Assistant Inspector General of Police (Crimes),
Punjab, Sector 9, Chandigarh.

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

.....Respondents.

Appeal Case No. 4188 of 2018

Present:- Shri Narinder Kumar, appellant, in person.
Shri Dalip Singh, ASI, on behalf of the respondents.

ORDER

The RTI application is dated 27.08.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 08.10.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information has been supplied to him till date.
3. The representative of the respondents states that the appellant has sought information from Assistant Inspector General of Police (Crimes), Punjab, Chandigarh who has transferred the application for supplying the information to the Senior

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Appeal Case No. 4188 of 2018

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Superintendent of Police, Fazilika to the appellant as sought by him as he is the custodian of the record. He further states that information has been sent to the Commission vide their letter dated 07.02.2019, the necessary contents of which are reproduced below:-

1. ਅਪੀਲ ਕਰਤਾ ਵਲੋਂ ਅਪੀਲ ਕੇਸ ਰਾਹੀਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਪੁਆਇੰਟ ਨੰਬਰ 1 ਦੇ ਫਿਕਰਾ ਨੰਬਰ 1 ਅਤੇ 2 ਦਰਖਾਸਤੀ ਵਲੋਂ ਵਸੂਲ ਪਾਈ ਸੂਚਨਾ ਨਾਲ ਸੰਬੰਧਤ ਹਨ, ਫਿਕਰਾ ਨੰਬਰ 3, 4, 5 ਵਿਚ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਇਸ ਕਰਕੇ ਪੜਤਾਲ ਰਿਪੋਰਟ ਨਾਲ ਲਫ ਨਹੀਂ ਕਿਉਂਕਿ ਦਰਖਾਸਤ ਦਾ ਨਿਪਟਾਰਾ 1062-ਸੀਪੀਸਪੈਸਲ ਮਿਤੀ 26.6.17 ਦੀ ਪੜਤਾਲ ਰਿਪੋਰਟ ਦੇ ਆਧਾਰ ਪਰ ਹੋਇਆ ਹੈ, ਫਿਕਰਾ ਨੰਬਰ 6 ਵਿਚ ਸੁਆਲ ਕੀਤਾ ਗਿਆ ਹੈ ਜੋ ਸੂਚਨਾ ਐਕਟ ਦੇ ਤਹਿਤ ਸੁਆਲਾਂ ਦਾ ਜਵਾਬ ਦੇਣ ਤੋਂ ਛੋਟ ਹੈ, ਫਿਕਰਾ ਨੰਬਰ 7 ਸੰਬੰਧੀ ਪਹਿਲਾਂ ਹੀ ਸੂਚਨਾ ਦਿਤੀ ਜਾ ਚੁਕੀ ਹੈ।

2 ਨੰਬਰ ਪੁਆਇੰਟ: ਇਸ ਦਫ਼ਤਰ ਨਾਲ ਸੰਬੰਧਤ ਨਹੀ ਹੈ।

3 ਨੰਬਰ ਪੁਆਇੰਟ ਮਾਨਯੋਗ ਅਸਿਸਟੈਂਟ ਇੰਸਪੈਕਟਰ ਜਨਰਲ ਪੁਲਿਸ ਕਮ ਲੋਕ ਸੂਚਨਾ ਅਫ਼ਸਰ, ਬਿਊਰੋ ਆਫ਼ ਇਨਵੈਸਟੀਗੇਸ਼ਨ ਪੰਜਾਬ ਚੰਡੀਗੜ੍ਹ ਦਾ ਪੱਤਰ ਨੰਬਰ 1250-ਆਰ.ਟੀ.ਆਈ./ਸੀ.ਸੀ. ਮਿਤੀ 3.10.18 ਇਸ ਦਫ਼ਤਰ ਦੇ ਨੰਬਰ 1413 ਆਰ.ਟੀ.ਆਈ. ਮਿਤੀ 9.10.18 ਨਾਲ ਮੌਜੂਦ ਹੋਣ ਤੇ ਅਪੀਲਕਰਤਾ ਨੂੰ ਸੂਚਨਾ ਦੇ ਕੁਲ ਪੇਜ 9 ਮਿਤੀ 12.10.18 ਨਾਲ ਅੰਦਰ ਮਿਆਦ ਮੁਹਈਆਂ ਕਰਵਾਈ ਗਈ ਹੈ।

4 ਨੰਬਰ ਪੁਆਇੰਟ ਵਿਚ ਦਿਤੇ ਗਏ ਹਵਾਲਾ ਨੰਬਰ 140 ਪੀ.ਸੀ. ਰੀਡਰ ਐਸ.ਪੀ. ਅਬੋਹਰ ਸੰਬੰਧੀ ਸੂਚਨਾ ਕੁਲ ਪੇਜ 9 ਦਰਖਾਸਤੀ ਪਹਿਲਾਂ ਹੀ ਹਾਸਲ ਕਰ ਚੁੱਕਾ ਹੈ ਅਤੇ ਨੰਬਰ 155 ਪੀ.ਸੀ. ਰੀਡਰ ਐਸ ਪੀ. ਅਬੋਹਰ ਸੰਬੰਧੀ ਰਿਪੋਰਟ ਇਸ ਦਫ਼ਤਰ ਦੇ ਰਿਕਾਰਡ ਮੁਤਾਬਿਕ 1001-ਸੀ.ਪੀ.ਫਾਜ਼ਿਲਕਾ ਮਿਤੀ 30.7.17 ਨਾਲ ਦਰਖਾਸਤ ਨੰਬਰ 1062 ਸੀਪੀ. ਸਪੈਸਲ ਮਿਤੀ 22.6.17 ਦੀ ਰਿਪੋਰਟ ਮਾਨਯੋਗ ਇੰਨਕੁਆਰੀ ਕਮਿਸ਼ਨ ਹੋਮ ਪੰਜਾਬ 5ਵੀਂ ਮੰਜ਼ਿਲ, 5ਵਾ ਟਾਵਰ ਫੋਰੈਸਟ

Contd.....p/3



Appeal Case No. 4188 of 2018

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ਕੰਪਲੈਕਸ, ਐਸ.ਏ.ਐਸ. ਨਗਰ ਮੋਹਾਲੀ ਦਫ਼ਤਰ ਭੇਜੀ ਜਾ ਚੁਕੀ ਹੈ, ਜਿਸ ਦਾ ਫੈਸਲਾ ਮਾਨਯੋਗ ਕਮਿਸ਼ਨ ਵਲੋਂ ਲਿਆ ਜਾਣਾ ਬਾਕੀ ਹੈ।

4. After hearing both the parties and going through record available on the case file, it is observed that information consisting of 9 pages, as available on the record of the respondents, has been given to the appellant. As per the version of the respondents, it has been seen that report has been submitted by the district authorities to the Government for taking final action by the Government. The district level officials cannot share their findings at this stage, The appellant may seek the information regarding final action report from the government only. Complete information as available with the respondents has been supplied to the appellant and nothing has been kept pending, which could be supplied to him. Accordingly, the present case is **disposed of and closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Shri Boota Singh
s/o Shri Sher Singh,
VPO, Malak, Tehsil Jagraon,
District Ludhiana.

.....Appellant

Vs

Public Information Officer
o/o Additional Deputy Commissioner (Development),
Ludhiana.

First Appellate Authority
o/o Deputy Commissioner,
Ludhiana.

.....Respondents.

Appeal Case No. 4194 of 2018

Present:- Shri Boota Singh, appellant, alongwith Shri S.P. Singh, Advocate.
Shri Harbans Singh, VDO o/o Block Development and Panchayats Officer,

ORDER

The RTI application is dated 15.05.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 29.06.2018 and second appeal was filed in the Commission on 04.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that till date no information has been provided.,
3. The representative of the respondents states that he has brought information consisting of 518 pages to be provided to the appellant.

Contd.....p/2



Appeal Case No. 4194 of 2018

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4. Information consisting of 518 pages has been handed over to the appellant during the hearing, who is advised to go through the same and revert back to the authorities, in case of deficiencies, as early as possible. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing, which is fixed for 20.03.2019.

5. To come up on **20.03.2019** at **11.30 A.M.** for further proceedings in the matter.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Smt. Daljit Kaur
w/o Late Shri Baldev Singh Batur,
Dhulkot Road, Dashmesh Nagar, Ahmedgarh,
District Sangrur.

.....Appellant

Vs

Public Information Officer
o/o Sub Divisional Magistrate,
Raikot, District Ludhiana.

First Appellate Authority
o/o Deputy Commissioner,
Ludhiana.

.....Respondents.

Appeal Case No. 4196 of 2018

Present:- Shri Jugneet Singh Bhuttar on behalf of the appellant.

Shri Bhupinder Singh, Tehsildar, Raikot on behalf of the respondents.

ORDER

The RTI application is dated 16.08.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 21.09.2018 and second appeal was filed in the Commission on 4.12.2018 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the appellant states that no information has been provided to the appellant till date.

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Appeal Case No. 4196 of 2018

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3. PIO-cum-Tehsildar, Raikot states that information has been provided on 1.2.2019 after correcting the revenue record.

4. After hearing both the parties and going through the record available on the case file, it is observed that information has been provided to the appellant. The respondents are directed to see if the mistake was genuine or with any malafide. In case it was malafide then inquiry be conducted and action be taken against the guilty official(s) and inform the Commission before the next date of hearing, which is fixed for 20.03.2019.

5. To come up on **20.03.2019** at **11.30 A.M.**

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Dr. Sandeep Kumar Gupta
H.No.1722, Sector 14,
Hisar-125001.

.....Appellant

Vs

Public Information Officer
o/o Guru Angad Dev Veterinary
and Animal Sciences University,
Ludhiana.

First Appellate Authority-Registrar,
Guru Angad Dev Veterinary
and Animal Sciences University,
Ludhiana.

.....Respondents.

Appeal Case .No. 3353 of 2018

Present:- None on behalf of the complainant.
Shri Jarnail Singh, clerk, on behalf of the respondent-PIO.

ORDER

The complainant vide his RTI application dated 06.08.2018 sought certain information regarding details of faculty members, and charges administrative charges from management of private colleges etc. On receiving no information, he filed a appeal with the Commission on 04.10.2018. Accordingly a notice was issued to the concerned parties for 31.10.2018. The complainant was not present. The respondent has informed the Commission vide his letter dated 29.10.2018 stating that complete

Contd.....p/2



Appeal Case No. 3353 of 2018

-2-

information has been provided to the appellant vide FAA's letter dated 23,08.2018. The complainant was directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission. The case was adjourned to 3.12.2018.

2. On 3.12.2018, the representative of the respondents stated that complete information has been sent to the appellant by First Appellate Authority. Shri S.M. Bhanot, representative of the appellant, stated that the appellant has sent deficiencies to the respondent-PIO on the information received by him. The respondents are directed to remove the deficiencies. The case was adjourned to 16.01.2019.

3. On 16.01.2019, the representative of the respondent stated that he has brought reply dated 15.1.2019 to be handed over to the complainant to his observations received in their office. He further stated that with the supply of reply dated 15.01.2019, complete information has been provided to him and nothing has been kept pending, which could be supplied to him. The respondent-PIO was directed to send reply of the letter dated 15.01.2019 to the appellant through registered post. The appellant is directed to send his observations, if any, on the provided information and the case was adjourned to 18.02.2019.

Contd.....p/3



Appeal Case No. 3353 of 2018

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4. Today, the complainant is absent without intimation. The representative of the respondent-PIO states that complete information has been provided to the appellant and nothing has been kept pending, which could be supplied to him. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Dr. Sandeep Kumar Gupta
H.No.1722, Sector 14,
Hisar-125001.

.....Complainant

Vs

Public Information Officer
o/o Guru Angad Dev Veterinary
and Animal Sciences University,
Ludhiana.

.....Respondent.

Complaint Case No. 1060 of 2018

Present:- None on behalf of the complainant.

Shri Jarnail Singh, clerk, on behalf of the respondent-PIO.

ORDER

The complainant vide his RTI application dated 30.07.2018 sought certain information regarding total seats available alongwith number of seats approved and procedure for increasing number of seats. On receiving no information, he filed a complaint with the Commission on 04.10.2018. Accordingly a notice was issued to the parties for 31.10.2018. The complainant was not present and the respondent was directed to send the information to the complainant by registered post and the complainant was directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission. The respondent-PIO stated that information has been provided to the complainant except for point No.1. The case was adjourned to 3.12.2018.

2. On 3.12.2018, Shri Jarnail Singh, Clerk, informed that the information relating to point No.1 had been sent on 27.08.2018 running into 6 pages and again on 27.11.2018, a set of complete information has been sent to the complainant. On the other hand, Shri S.M. Bhanot, representative of the complainant stated that the

Contd.....p/2



Complaint Case No. 1060 of 2018

-2-

complainant has not received any information upto 3.12.2018. One more set of complete information was provided to the representative of the complainant, during the hearing, with the direction to send his observations, if any, on the provided information to the PIO, with a copy to the Commission. The case was adjourned to 16.01.2019.

3. On 16.01.2019, the representative of the respondent stated that he has brought reply dated 15.1.2019 to be handed over to the complainant to the observations of the complainant received through e-mail. He further stated that with the supply of reply dated 15.01.2019, complete information has been provided to him and nothing has been kept pending, which could be supplied to him. The respondent-PIO was directed to send reply dated 15.01.2019 to the appellant through registered post with the direction to the complainant to send his observations, if any, in the provided information and the case was adjourned to 18.02.2019.

4. Today, the appellant is absent but he has sent an email dated 16.02.2019, a copy of which has been handed over to the representative of the respondents with the direction to send formal reply, if any. The representative of the respondent-PIO reiterate that complete information has been provided to the complainant and deficiencies raised by him have been removed from time to time and nothing has been kept pending, which could be supplied to him. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Dr. Sandeep Kumar Gupta
H.No.1722, Sector 14,
Hisar-125001.

.....Complainant

Vs

Public Information Officer
o/o Guru Angad Dev Veterinary
and Animal Sciences University,
Ludhiana.

.....Respondent.

Complaint Case No. 1059 of 2018

Present:- None on behalf of the complainant.

Shri Jarnail Singh, clerk, on behalf of the respondent-PIO.

ORDER

The complainant vide his RTI application dated 06.08.2018 sought certain information regarding budget of the University for the year 2017-18 alongwith amounts generated through various resources. On receiving no information, he filed a complaint with the Commission on 04.10.2018. Accordingly a notice was issued to the parties for 31.10.2018. On 31.10.2018, the complainant was not present and the respondent was directed to send the information to the complainant by registered post and the complainant was directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission. The case was adjourned to 3.12.2018.

2. On 3.12.2018, Shri Jarnail Singh, Clerk, informed that the information has been sent to the complainant on 27.11.2018. On the other hand, Shri S.M. Bhanot, representative of the complainant, stated that the complainant has not received any information upto 3.12.2018. One more copy of the information was provided to the representative of the complainant with the direction to send his observations, if any, on

Contd.....p/2



Complaint Case No. 1059 of 2018

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the provided information to the PIO, with a copy to the Commission. The case was adjourned to 16.01.2019.

3. On 16.01.2019, the representative of the respondent stated that he has brought reply dated 15.1.2019 to be handed over to the complainant to the observations of the complainant received in their office on 3.1.2019 through e-mail. He further stated that with the supply of reply dated 15.01.2019, complete information has been provided to him and nothing has been kept pending, which could be supplied to him. The respondent-PIO was directed to send reply dated 15.01.2019 to the complainant through registered post with the direction to send his observations, if any, on the provided information and the case was adjourned to 18.02.2019.

4. Today, the complainant is absent but he has sent an email dated 16.02.2018, a copy of which has been handed over to the representative of the respondent with the direction to send formal reply, if any. The representative of the respondent-PIO states that complete information has been provided to the complainant and deficiencies raised by him have been removed from time to time and nothing has been kept pending, which could be supplied to him. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Smt. Nirmaljeet Kaur w/o S. Kulwant Singh,
r/o H.No.99, Street No.1,
Banda Bahadur Colony,
Near Subhash Nagar, Rahon Road,
P.O. Basti Jodhewal, Tehsil and Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer
o/o Deputy Commissioner of Police,
Ludhiana.

FAA-Commissioner of Police,
Ludhiana.

.....Respondents.

Appeal Case .No. 3081 of 2018

Present:- Mrs. Nirmaljeet Kaur, appellant alongwith Shri Lal Chand Virhe.
Shri Nachhattar Pal, ASI, on behalf of the respondents.

ORDER

The appellant has sought information vide her application 16.8.2018 and First Appeal was filed with the First appellant on 21.08.2018 and second appeal was filed in the Commission on 13.09.2018 under Section 19 of the RTI Act, 2005 and notice of hearing was issued for 27.09.2018. On 27.09.2018, the respondents were directed to expedite the approval of the Cancellation Report from the Deputy Commissioner of Police, Ludhiana and send the same to the Competent Court for Law under intimation to the appellant with a copy to the Commission. He was further

Contd.....p/2



Appeal Case No. 3081 of 2018

-2-

directed to send point wise reply to the application for seeking information dated 16.08.2018. The case was adjourned to 03.12.2018.

2. On 31.10.2018, the representative of the respondents stated that the complaint is pending with Police Station, Division No.7, Ludhiana and Assistant Commissioner of Police (East), Ludhiana. The PIO was directed to send point-wise reply alongwith copies of relevant documents and Shri Pawanjit Singh, Assistant Commissioner of Police, Ludhiana (East) was directed to be present to explain factual position of the case and submitted status report in the matter and the case was adjourned to 3.12.2018.

3. On 3.12.2018, Shri Pawanjit, PPS, Assistant Commissioner of Police, Ludhiana (East) appeared and submitted report dated 2.12.2018 informing that requisite information has been provided to the appellant. He further stated that Shri Jagtar Singh, Head Constable, has been held responsible for causing delay in the matter and necessary disciplinary action was being taken against him. The case was adjourned to 16.01.2018.

4. On 16.01.2019, last opportunity was afforded to the respondents to get the inquiry finalized from the senior officers and submit inquiry report to the Commission.

Contd.....p/3



Appeal Case No. 3081 of 2018

-3-

5. The appellant states that no information after the previous date of hearing has been received from the respondents.

6. The representative of the respondents states that till date no action has been taken against Shri Jatgar Singh, Head Constable and cancellation report is still pending with the Deputy Commissioner of Police, Ludhiana.

7. After hearing both the parties and going through the record available on the case file, it is observed that the matter is pending with the Deputy Commissioner of Police, Ludhiana. The respondents are directed to send a copy of cancellation after its finalization from the Deputy Commissioner of Police, Ludhiana and report taking final action taken against Shri Jagtar Singh, Head Constable, be submitted to the Commission.

8. To come up on **20.03.2019** at **11.30 A.M.**

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
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Smt. Nirmaljeet Kaur
w/o S. Kulwant Singh,
r/o H.No.99, Street No.1,
Banda Bahadur Colony,
Near Subhash Nagar, Rahon Road,
P.O. Basti Jodhewal, Tehsil and Distt. Ludhiana.Appellant.

Vs

Public Information Officer
o/o Deputy Commissioner of Police,
Ludhiana.

FAA-Commissioner of Police,
Ludhiana.Respondents.

Appeal Case .No. 3082 of 2018

Present:- Mrs. Nirmaljeet Kaur, appellant alongwith Shri Lal Chand Virhe.
Shri Nachhattar Pal, ASI, on behalf of the respondents.

ORDER

The appellant has sought information vide her application 16.8.2018 and First Appeal was filed with the First appellant on 21.08.2018 and second appeal was filed in the Commission on 13.09.2018 under Section 19 of the RTI Act, 2005 and notice of hearing was issued for 27.09.2018. On 27.09.2018, the respondents were directed to expedite the approval of the Cancellation Report from the Deputy Commissioner of Police, Ludhiana and send the same to the Competent Court for Law under intimation to the appellant with a copy to the Commission. He was further

Contd.....p/2



Appeal Case No. 3082 of 2018

-2-

directed to send point wise reply to the application for seeking information dated 16.08.2018. The case was adjourned to 03.12.2018.

2. On 31.10.2018, the representative of the respondents stated that the complaint is pending with Police Station, Division No.7, Ludhiana and Assistant Commissioner of Police (East), Ludhiana. The PIO was directed to send point-wise reply alongwith copies of relevant documents and Shri Pawanjit Singh, Assistant Commissioner of Police, Ludhiana (East) was directed to be present to explain factual position of the case and submitted status report in the matter and the case was adjourned to 3.12.2018.

3. On 3.12.2018, Shri Pawanjit, PPS, Assistant Commissioner of Police, Ludhiana (East) appeared and submitted report dated 2.12.2018 informing that requisite information has been provided to the appellant. He further stated that Shri Jagtar Singh, Head Constable, has been held responsible for causing delay in the matter and necessary disciplinary action was being taken against him. The case was adjourned to 16.01.2018.

4. On 16.01.2019, last opportunity was afforded to the respondents to get the inquiry finalized from the senior officers and submit inquiry report to the Commission.

Contd.....p/3



Appeal Case No. 3082 of 2018

-3-

5. The appellant states that no information after the previous date of hearing has been received from the respondents.

6. The representative of the respondents states that till date no action has been taken against Shri Jatgar Singh, Head Constable and cancellation report is still pending with the Deputy Commissioner of Police, Ludhiana.

7. After hearing both the parties and going through the record available on the case file, it is observed that the matter is pending with the Deputy Commissioner of Police, Ludhiana. The respondents are directed to send a copy of cancellation after its finalization from the Deputy Commissioner of Police, Ludhiana and report taking final action taken against Shri Jagtar Singh, Head Constable, be submitted to the Commission.

8. To come up on **20.03.2019** at **11.30 A.M.**

Dated : 18.02.2019

(**S.S. Channy**)
Chief Information Commissioner
Punjab

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Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Shri Naresh Devgan Sharma,
Advocate, Chamber No.7022/2,
District Court, Ludhiana.

.....Appellant
Vs

Public Information Officer
o/o Commissioner of Police,
Ludhiana.

First Appellate Authority
o/o Commissioner of Police,
Ludhiana.

Public Information Officer
o/o Assistant Commission of Police (South),
Civil Lines, Ludhiana.

.....Respondents.

Appeal Case No. 3600 of 2018

Present:- None on behalf of the appellant.

Shri Baljit Singh, ASI, on behalf of the respondents.

ORDER

Shri Naresh Devgan Sharma, appellant, vide an RTI application dated 25.10.2018, addressed to PIO, sought certain information under Section 7 (Life and Liberty Clause) of the RTI Act, 2005. Accordingly, a notice was issued to the parties for 12.11.2018.

2. On 12.11.2018, it was observed that information as sought by the appellant was supplied to him except for point No.20 which is related to an affidavit dated 25.10.2018 filed by Shri Sartaj Singh, ACP, Ludhiana. For supplying the information to point at Sr. No.20, Shri Sartaj Singh Chachal, IPS, Assistant Commissioner of Police, Ludhiana (South) was impleaded as a necessary party with the

Contd.....p/2



Appeal Case No. 3600 of 2018

-2-

direction to send specific reply regarding point at Sr. No.20. He was further directed to bring original record on the next date of hearing for the perusal of Commission to enable it to arrive at a logical conclusion so that requisite information could be provided to the appellant without any further delay. The case was adjourned to 03.12.2018.

3. On 03.12.2018, the appellant was absent, but a letter dated 03.12.2018 was received from him through e-mail stating that he was unable to attend hearing due to ill health. Shri Jagjiwan Singh, Head Constable, submitted a letter dated 02.12.2018 from Shri Davinder Singh, SI-cum-Incharge, Police Post, Kochhar Market, Ludhiana informing the Commission that requisite information has been sent to him through registered post. Accordingly, the appellant was directed to send his observations, if any, on the provided information, to the PIO with a copy to the Commission and the case was adjourned to 16.01.2019.

4. On 16.01.2019, the appellant was absent, but he sent an e-mail seeking exemption and imposing penalty on the PIO and awarding compensation to the appellant. The representative of the respondents stated that they had sent the information to the appellant through registered post, which had been received back to the senders from the postal authorities with the remark "Lock". The respondents were directed to send the same again through registered post with the direction to the appellant to revert back to the authorities, in case of deficiencies. On receipt of deficiencies from the appellant, the respondents were directed to remove the deficiencies on its receipt from the appellant.

5, Today, the appellant is absent without intimation.

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Appeal Case No. 3600 of 2018

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6. The representative of the respondents states that complete information has been sent to the appellant and nothing has been kept pending, which could be supplied to the appellant as per his application for seeking information under the RTI Act, 2005. He further states that after the dispatch of the information to the appellant, no deficiency has been received from him till date.

7. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that complete information has been provided to the appellant through registered post and nothing has been kept pending, which could be supplied to the appellant. Accordingly, the case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(S.S. Channy)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
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Shri K.N.S. Sodhi,
#1634, Sector 70,
Mohali.

-----Appellant

Vs.

Public Information Officer
O/o Municipal Corporation,
Mohali.

First Appellate Authority,
O/o Municipal Corporation,
Mohali.

-----Respondents

Appeal Case No. 895 of 2017

Present:- Shri K.N.S. Sodhi, appellant, in person alongwith Shri S.M. Bhanot.
Shri Sarabjit Singh, PIO-cum-Assistant Commissioner, Municipal Corporation, Mohali alongwith Shri Harwant Singh, Chief Sanitary Inspector, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.01.2019 vide which the respondents were directed to prepare demand draft in favour of the appellant in his name and sent it to him within 10 days. He was further directed to file reply in chronological sequence alongwith a copy of charge sheet and reply thereof filed by the official against the charge sheet before the next date of hearing.

2. The appellant states that he has received compensation of Rs.5000/- from the respondent. He further states that no information, as sought by him, has been supplied to him. Hence, the penalty be imposed on the respondents.

3. In compliance to the previous order, the respondents have sent a demand draft of Rs.5000/- to the appellant and filed reply in chronological sequence alongwith charge-sheet and reply of the employees to the charge-sheets issued by the Municipal

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Complaint Case No. 895 of 2017

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Corporation, Mohali. The contents of chronological sequence is reproduced below:-

- 1) *The applicant has submitted RTI application by e-mail on 12.12.2016.*
- 2) *The required information was provided to the applicant on 17.5.2017. The delay for supply of information to the applicant was made but it was not intestinal on the part of the PIO. It is assured that delay was due to some internal reason best known to the concerned Chief Sanitary Inspector/Sanitary Inspector.*
- 3) *The applicant has filed an appeal before the First Appellate Authority on 21.01.2017 by email. The said email was not in fact entertained because it was not put up by the concerned branch before the First Appellate Authority for hearing. Resulting which no order was passed by First Appellate Authority.*
- 4) *The information was supplied to the applicant on 17.5.2017. The notice was received by Hon'ble Chief Information Commissioner to appear on 22.5.2017. From the date of receiving of notice for hearing in appeal, all the hearing was attended by either APIO-cum-MOH, Municipal Corporation, Mohali or by PIOI-cum-Assistant Commissioner, Municipal Corporation, Mohali. The subsequent replies were filed by the respondent for all the orders passed on different hearing by this Hon'ble Commission.*
- 5) *In compliance of the order passed by this Hon'ble Commission on dated 15.11.2018, the show cause notice was issued (copy attached) to the concerned, as to why the action should not be taken against the guilty officials. The reply was received for the show cause notice from the concerned officials which was found to be unsatisfactory (copy attached).*

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Complaint Case No. 895 of 2017

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6) *The reply of the show cause notice submitted by concerned officials was put up to the Commissioner, Municipal Corporation, SAS Nagar for further consideration and necessary action. As the reply was examined and found unsatisfactory the inquiry is marked by the Commissioner, Municipal Corporation, SAS Nagar. For conducting the inquiry the Secretary, Municipal Corporation, SAS Nagar is deputed as inquiry officer and accountant, Municipal Corporation, SAS Nagar is presenting officer and directed them to submit their report within a period of one month.*

7) *Once the inquiry report would be submitted, the further necessary action could be taken on the basis of inquiry report.*

It is again submitted that the delay for supply of information to the applicant was not intentional and there is no intention for causing any inconvenience and hardship to the applicant. It is respectfully submitted that this Hon'ble Commission may kindly accept the justification submitted by the undersigned and the show cause notice under Section 20 of the Right to Information Act, 2005 issued to undersigned may kindly be dropped.

4. After hearing both the parties at length and going through the documents available on the case file, it is ascertained that in the order dated 22.05.2017, it is mentioned that the respondent has sent information to the appellant and he was directed to send his observations, on the provided information. After removing the deficiencies raised by the appellant from time to time, complete information as available on the record of the respondents, has been sent to the appellant. On 16.01.2019, the reply of PIO-cum-Assistant Commissioner, Municipal Corporation, SAS Nagar was

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Complaint Case No. 895 of 2017

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Considered. No penalty can be imposed as the PIO has supplied information from time to time. For loss and detriment suffered by the appellant, a compensation of Rs.5000/- was awarded to him. Nothing more can be done in the RTI regime. It is further observed that Commissioner, Municipal Corporation, Mohali has appointed Secretary, Municipal Corporation, Mohali to conduct inquiry and file enquiry report within one month. On receipt of inquiry report from the inquiry officer, Municipal Corporation, Mohali will initiate action against the officials at fault. The respondents are directed to send action taken report to the Commission within two months from today. With this direction, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 18.02.2019

(S.S. Channy)
Chief Information Commissioner
Punjab