



Sh. Gurmukh Singh,
S/o Sh. Sadhu Singh,
Village-Chanarthal Khurd,
Block-Sirhind, Tehsil-Distt. Fatehgarh Sahib.

Appellant

Versus

Public Information Officer,
O/o Panchayat Seceratry,
Chanarthal Khurd, BDPO Office, Block-Sirhind,
Distt. Fatehgarh Sahib.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Fatehgarh Sahib.

Respondents

Appeal Case No.4190/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
07.12.2017	Nil	05.03.2018	Nil	04.12.2018

Present: Sh.Gurmukh Singh, appellant in person.
Sh.Iqbal Singh, Panchayat Secretary, O/o BDPO Sirhind for respondents.

ORDER:

The following order was made by the Commission on 07.03.2019:

"The original application was filed on 07.12.2017. The same was duly forwarded to the concerned Panchayat Secretary by the BDPO under Section 6(3) of the Act. Despite a lapse of almost one year and having followed required channels the appellant has not been provided the information. The slip seemingly is grave.

The respondent is absent. Neither any reply has been filed by Sh. Iqbal Singh, PIO - cum - Panchayat Secretary. is required to show cause as he has violated the provision of Section 7(1) of the Act and has rendered liable for penal consequences.

Sh. Iqbal Singh, PIO – cum – Panchayat Secretary is issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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Appeal Case No.4190/2018

In addition to the written reply, the PIO is also 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 take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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.”

“The case has come up for hearing today. None is present on behalf of the respondents. Nothing has been heard from them also. It is intriguing to find that the Panchayat Secretary is behaving in a cavalier attitude and unmindful of the consequences. He is hereby directed to come present on the next date of hearing failing which his presence shall be ensured by exercising its authority as enshrined under Section 18(3) (a) of the RTI Act.

A final opportunity is afforded to him to show cause besides providing the information to the appellant without fail.

The matter has again been taken up today. The respondent submits that he has been occupied with the serious ailment of his wife. He says that the information many times has already been supplied to the inhabitants of the village. Nonetheless he regrets the delay. The Commission takes a lenient view in view of his family circumstances and advises him to provide the information immediately to the appellant.”

The case has come up today. The respondent has brought along the record comprised in 1200 pages which has been handed over to the appellant. The Commission has also perused it and seems to be in order. The Commission feels that complete information has been provided. In view of the circumstances explained already, the show cause notice is dropped.

The appeal is disposed.

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



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

Complainant

Versus

Public Information Officer,
O/o Municipal Council,
Zirakpur, Distt. SAS Nagar.

Respondent

Complaint Case No.1245/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
17.02.2018	Nil	Nil	Nil	04.12.2018

Present: Sh.Tejinder Singh, complainant is absent.
None is present for the Respondent.

ORDER

None is present today.

The matter is adjourned, to be heard on **27.08.2019 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Vishal Singh Chauhan, Advocate,
H.No.127, Sector 10 – A, Chandigarh

Appellant

Versus

Public Information Officer,
O/o Special Secretary to Govt. of Punjab,
Department of Home Affairs & Justice,
Punjab Civil Sectt.- 1, Chandigarh

Public Information Officer,
O/o Judicial - 1 Branch,
Department of Home Affairs and Justice, Govt. of Punjab,
Punjab Civil Sectt. – 1, Chandigarh.

First Appellate Authority
O/o Secretary to Govt. of Punjab
Department of Home Affairs & Justice,
Punjab Civil Sectt.-1, Chandigarh.

Respondents

APPEAL CASE NOS.938 and 939 of 2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
30.08.2017/ 17.02.2018	Nil	27.10.2017/ 31.08.2017	12.01.2018/ 27.09.2017 04.08.2017	12.03.2018 06.03.2018

Present: **Sh.Shreenath Ashok Khemka, Advocate, proxy for the Appellant .**
Sh.Charanjit Khanna, Supdt., PIO, Home Department
Advocate Sehajbir Singh, proxy appearing for third party.

ORDER

The proxy for the third party i.e. Advocate Sehajbir Singh seeks adjournment of the case due to pre-occupation of the counsel who has to argue the case. It is a long standing case and is not desirable to be adjourned repeatedly. However, the request is accepted with the caveat that In case of the failure of the counsels to argue the case on the next date, the appeal shall be decided on merits on the basis of information available on record.

The matter shall be heard on **08.08.2019 at 11.30 AM.**

18.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com
Email:psic22@punjabmail.gov.in



Sh. Harmesh Singh,
S/o Sh. Chet Singh,
R/o VPO-Ahmed Dhandi,
Tehsil-Guruharsahai,
District-Ferozepur.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Mamdot, Ferozepur.

First Appellate Authority,
O/o Additional Deputy Commissioner (Development),
Ferozepur.

Respondents

Appeal Case No.1151/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
13.10.2018	Nil	16.01.2019	Nil	21.03.2019

Present: Sh.Harmesh Singh, appellant is absent.
None is present for the Respondent.

ORDER

None is present today.

The matter is adjourned, to be heard on **27.08.2019 at 11.30 AM.**

18.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Jatinder Kumar,
S/o Sh. Ram Saroop,
R/o House No. 162, Hill View Enclave,
Sharma Store, Nangal Township,
Tehsil-Nangal, District-Ropar.

Appellant

Versus

Public Information Officer,
O/o Executive Officer,
Municipal Council, Kharar,
Distt. SAS Nagar.

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

Respondents

Appeal Case No.1146/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
12.11.2018	Nil	31.12.2018	Nil	25.03.2019

Present: Shri Jatinder Kumar, Appellant is present.

Sh.Rakesh Kumar, Jr.Engr. , M.C. Kharar on behalf of respondents.

ORDER:

The respondent is represented by Shri Rakesh Kumar, Junior Engineer who is evasive and dodgy. The original application was filed on 12.11.2018. A simple information pertaining to the deposition of earnest money in execution of works has been sought. Despite a lapse of about 8 months, the information has not been supplied. Even a reply to the notice of the Commission has not been filed. The delay is beyond 100 days.

Apparently, the provision of Section 7(1) has been violated.

Sh. Rajesh Kumar, PIO – cum – Executive Officer is hereby issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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Appeal Case No.4190/2018

In addition to the written reply, the PIO is also 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 take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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.”

To come up on **20.08.2018 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Balwinder Singh,
S/o Sh. Hari Ram,
R/o House No.-42/2,
Sector-41-A, Chandigarh.

Complainant

Versus

Public Information Officer,
O/o Director,
Rural Development and Panchayat Department,
Vikas Bhawan, Sector-62, SAS Nagar.

Respondent

Complaint Case No.298/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
07.02.2019	Nil	Nil	Nil	20.03.2019

Present: Sh.Balwinder Singh, complainant is present.

None is present on behalf of the respondents.

ORDER:

The respondents have endorsed a copy of the memo 23.05.2019 to this Commission originally sent to the complainant, enclosing therewith the certified copies of documents. They have sought adjournment of the hearing today. The complainant says that the documents sent to him do not relate to his requisition. The Complainant is advised to convey as to what is the discrepancy, in writing, to which the respondents are desired to respond.

The matter shall be heard on **20.08.2019 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Jasvir Singh,
S/o Sh. Swarn Singh
R/o Village-Rasulra,
Tehsil-Khanna, Distt. Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block-Khanna, Ludhiana.

Respondent

Complaint Case No.299/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
02.01.2019	Nil	Nil	Nil	28.02.2019

Present: Sh.Jasvir Singh,complainant along with Sh.Ramesh Sharma, Advocate
Ms. Anuradha, Supdt., O/o BDPO Khanna.

ORDER:

The complainant is seeking the details of arrears pending recovery on the basis of which the complainant was rendered ineligible to contest the Panchayat election having been held in December, 2018. Smt. Anuradha, Supdt. O/o BDPO Khanna says that the documents to the complainant have been provided. She submits before the Commission that they have examined the record, no such arrears are pending recovery against the complainant. The respondents are advised to inform him in writing under intimation to the Commission.

To come up on **20.08.2019 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Nirmal Singh,
S/o Sh. Karnail Singh
R/o Village-Dodra, PO-Kulara
Tehsil-Samana, Distt. Patiala.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block-Samana, Patiala.

Respondent

Complaint Case No.309/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
16.01.2019	Nil	Nil	Nil	18.03.2019

Present: Sh.Nirmal Singh, complainant is present.

Sh.Kulwant Singh, Panchayat Secretary, Samana for respondents.

ORDER:

The respondents represented by Sh.Kulwant Singh, has brought along with information comprised in about 300 pages which has been handed over on spot to the complainant. The Commission understands that some of the information is yet to be provided. The Commission directs that the respondents should get it inspected on pre-fixed date, time & venue and provide the complainant the documents not beyond 50 pages. The complainant may take snaps or photographs if he needs the same beyond 50 pages. If his demand is beyond the aforesaid limit, he should convince this forum for its use in public interest.

To come up on **27.08.2019 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Pardeep Singh,
S/o Sh. Joginder Singh
R/o Village-Jeunpura, PO-Kulara
Tehsil-Patran, Distt. Patiala.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block-Patran, Patiala.

Respondent

Complaint Case No.314/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
25.07.2018	Nil	Nil	Nil	18.03.2019

Present: Sh.Pardeep Singh, complainant is present.
None is present on behalf of the respondents.

ORDER:

The respondents are absent. From the perusal of the application, it is found that the complainant is seeking the copy of entire record maintained by the Gram Panchayat of Village Jeunpura, Tehsil Patran, District Patiala for the period 2013 to 2018. The Commission feels that this is quite a voluminous information. The respondents are directed to allow him inspection of the record, after due intimation of date and time and provide him certified copies of the documents so identified to an extent of 100 pages. The requisition beyond the aforesaid limit if so should be justified by the information seeker on the next date of hearing.

The matter shall be reheard on **27.08.2019 at 11.30 AM.**

18.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Karaj Singh,
S/o Sh. Jamber Singh
R/o Village-Khambe,
Tehsil-Dharamkot, District-Moga.

Complainant

Versus

Public Information Officer,
O/o District Development and Panchayat Officer,
Moga.

Respondent

Complaint Case No.319/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
07.01.2018	Nil	Nil	Nil	25.03.2019

Present: Sh.Karaj Singh, complainant is present.
None is present on behalf of the respondents.

ORDER:

The respondents are absent. A communication figures on file which suggests that the information has been sent to the complainant. The complainant is denying its receipt. A copy has been handed over to him. He may like to go through it and advert if he deems it to be insufficient. The Commission takes strong exception to the absence and failure of the respondents to file written statement in the Commission.

The matter shall be heard on **27.08.2019 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Kartor Singh,
S/o Sh. Didar Singh,
R/o Village-Bahik Fattu,
P.O- Kulara, Tehsil-Zira
Ferozpur.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block-Ghal Khurd, Ferozpur.

Respondent

Complaint Case No.1245/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
04.12.2018	Nil	Nil	Nil	27.02.2019

Present: Sh.Kartor Sigh, complainant is absent.
Sh.Karam Singh Patwari, O/o BDPO Ghall Khurd for respondents.

ORDER:

The complainant is absent. The respondent represented by Sh.Karam Singh, Patwari, submits that the complainant has duly been informed vide their letter No.1941 dated 02.05.2019. The Commission has perused it. It seems to be in order. The perusal of the application suggests that the information sought is more or less of personal nature of an official and has got nothing to do with the public activity or the act. It is, therefore, a fit case for invoking Section 8(1)(j) of the RTI Act. Even so, the respondents have sufficiently informed the complainant. No further action is called for.

Disposed.

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. K.N.S Sodhi,
R/o #1634, Sector-70,
Mohali.

Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Mohali.

First Appellate Authority,
O/o Director,
Local Government,
Plot No.-3, Sector-35-A,
Chandigarh.

Respondents

Appeal Case No.979/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
10.07.2018	Nil	24.08.2018	Nil	11.03.2019

Present: The Appellant Sh.K.N.S. Sodhi is present.
Ms. Navpreet Kaur, Sr.Asstt. O/o Director, Local Govt. Punjab
Sh.Harwant Singh, Sanitary Inspector, Municipal Corporation, Mohali are present on behalf of the respondents.

ORDER

The following order was passed on 07.05.2019:-

"The Appellant has sought detailed information about the tube-wells installed in the jurisdiction of Municipal Corporation, Mohali and some allied information about the overhead reservoir etc. The respondents have brought along the information and handed over on the spot to the Appellant. Meanwhile, the appellant is advised to go through the same and revert in case of any deficiency in the information supplied".

The case has again come up today.

None is present on behalf of the respondents. The appellant points out that the information sought at Sr.No.9 relating to Division No.2 of Water Supply & Sanitation Department, Mohali, is deficient. The concerned Executive Engineer has failed to provide him the status of the working of tubewells, overhead reservoirs and UGS reservoirs etc. Last opportunity is afforded to him to apprise the appellant of the information sought strictly in terms of his application and explain the delay in providing the information. Further delay shall invite penal consequences."



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Appeal Case No.979/2019

18.07.2019

The case has come up today.

The Commission, having perused the record and heard the appellant, had directed the Executive Engineer, Water Supply & Sanitation Department, Division No.2, Mohali to provide the information. It seems that the XEN is intentionally stalling the information and obstructing its flow in violation of Section 7(i) of the RTI Act. The delay is beyond 100 days.

Shri Anil Kumar, XEN is hereby issued show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also 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 take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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.”

Smt. Navpreet Kaur is present on behalf of Respondent No.2. Since the record in contention is not under their control, respondent No.2 is exempted from appearance.

To come up on **20.08.2019 at 11.30 AM.**

18.07.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**