



Sh Nitin Kumar Garg,  
C/o Police Public Dairy,  
15-A, Shastari Nagar, Model Town,  
Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o SMO,  
Hoshiarpur.

**First Appellate Authority,**  
Civil Surgeon,  
Hoshiarpur.

...Respondent

**Appeal Case No. 138 of 2021**

**PRESENT: None for the Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 26.08.2020 has sought information regarding comparative statements approved for the purchase of medicine during 01.04.2019 to 28.02.2020 – list of all type amounts received daily from the public in the hospital – amount utilized for medicine purchase and other information as enumerated in the RTI application concerning the office of SMO Hoshiarpur. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 01.10.2020 which took no decision on the appeal.

The case last came up for hearing on 11.05.2021 through video conferencing at DAC Ludhiana/Hoshiarpur. The respondent was absent.

The appellant claimed that the information that has been provided by the PIO vide letter dated 02.03.2021 is incomplete. The appellant pointed out the discrepancies, a copy of which was sent to the PIO along with this order.

The PIO was directed to provide further information, if available.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Ludhiana/Hoshiarpur. Both the parties are absent. The PIO must appear at the next hearing.

Earlier order stands. The case is adjourned.

To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana. The PIO to appear through VC at DAC Hoshiarpur.

Chandigarh  
Dated :18.08.2021

**Sd/-**  
(Khushwant Singh)  
State Information Commissioner

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh Nitin Kumar Garg,  
C/o Police Public Dairy,  
15-A, Shastari Nagar, Model Town,  
Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o SMO,  
Batala, Distt Gurdaspur.

**First Appellate Authority,**  
Civil Surgeon,  
Gurdaspur.

...Respondent

**Appeal Case No. 140 of 2021**

**PRESENT:   None for the Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 02.07.2020 has sought information regarding comparative statements approved for the purchase of medicine during 01.04.2019 to 28.02.2020 – list of all type amounts received from the public in the hospital (daily)– amount utilized for medicine purchase and other information as enumerated in the RTI application concerning the office of SMO Batala. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 15.09.2020 which took no decision on the appeal.

The case last came up for hearing on 11.05.2021 through video conferencing at DAC Ludhiana/ Gurdaspur. The appellant claimed that the PIO has not provided the information.

The respondent was absent. The Commission received a letter from the PIO-SMO Batala stating that the information has been sent to the appellant vide letter dated 22.06.2020. In the same letter, the PIO also claimed that no letter / RTI application dated 02.07.2020 was received by them.

The Commission observed that the reference of the letter (dated 22.06.2020) vide which the PIO claimed to have sent the information, pre-dates the RTI application (RTI application filed on 02.07.2020). This RTI application was on the file.

The PIO was directed to relook at the RTI application (a copy of which was enclosed with the order) and send a point-wise reply along with complete information to the Commission, which will be further sent to the appellant.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Ludhiana/Gurdaspur. Both the parties are absent. The PIO must appear at the next date of hearing.

Earlier order stands. The case is adjourned.

To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana. The PIO to appear through VC at DAC Gurdaspur.

Chandigarh  
Dated :18.08.2021

**Sd/-**  
(Khushwant Singh)  
State Information Commissioner

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Prem Singh, S/o Sh Jaspal Singh,  
VPO Amarpura, Tehsil Abohar,  
Distt Fazilka.

... Appellant

Versus

**Public Information Officer,**  
O/o CDPO, Abohar,  
Distt Fazilka.

**First Appellate Authority,**  
O/o DPO,  
Fazilka.

...Respondent

**Appeal Case No. 274 of 2021**

**PRESENT:   None for the Appellant**  
**None for the Respondent**

**ORDER:**

The case last came up for hearing on 11.05.2021 through video conferencing at DAC Fazilka. Both the parties were absent.

The Commission received an email from the District Social Security Officer, Fazilka whereby the said officer had attached a letter sent to District Program Officer, Fazilka. In the letter, the District Social Security Officer sent a copy of instructions dated 16.08.2017 of their head office to District Programme Officer, Fazilka and informed the District Programme officer that as per instructions of the head office, the APRs up to the year 20/12 is no longer available in their office.

The reply appeared to be vague, and the PIO CDPO was directed to be present at the next hearing to clarify the contents of the above letter.

The PIO-District Social Security Officer was also impleaded in the case and directed to relook at the RTI application and send an appropriate reply on all points.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Fazilka. Both the parties are absent.

Earlier order stands. The PIO-CDPO Abohar and the PIO-DSCO are given one last opportunity to appear before the commission on the next date of hearing and file an explanation for not complying with the order of the Commission, failure to which attract action under section 20 of the RTI Act.

To come up for further hearing on **08.11.2021** at 11.00 AM through video conference facility available in the office of Deputy Commissioner, Fazilka.

**Sd/-**

Chandigarh  
Dated :18.08.2021

(Khushwant Singh)  
State Information Commissioner

CC to: PIO-District Social Security Officer, Fazilka



Sh Bitu,  
Village Thatha, Tehsil Batala,  
Distt Gurdaspur.

... Appellant

Versus

**Public Information Officer,**  
O/o Assistant Food Supply Officer,  
Fatehgarh Churian.  
District Gurdaspur

**First Appellate Authority,**  
O/o District Food and Supply Controller,  
Gurdaspur.

...Respondent

**Appeal Case No. 514 of 2021**

**PRESENT:   None for the   Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 21.09.2020 has sought information regarding details of ration distributed in village Thatha from 01.01.2020 to 31.08.2020 – ration distributed in Sept. – list of ration card suspended in September and list of new card issued and other information concerning the office of Assistant Food Supply Officer Fatehgarh Churian. The appellant was not provided with the information after which the appellant filed the first appeal before the First Appellate Authority on 21.11.2020 which took no decision on the appeal.

The case came up for hearing on 11.05.2021 through video conferencing at DAC Gurdaspur. The appellant claimed that the PIO has not provided the information.

The respondent was absent and vide an email has sought adjournment on the plea that since he was in touch with a Food Supply Officer who was COVID-19 positive, he had quarantined himself and was unable to attend the hearing.

Since there had been an enormous delay in attending to the RTI application. The PIO was issued a **show-cause notice under Section 20 of the RTI Act 2005 and directed to file a reply on an affidavit.** The PIO was again directed to provide information as soon as he resumes work from the quarantine.

Sh. Rakesh Kumar, Inspector appeared late and assured to provide the information within a week. He was informed of the status of the hearing.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Gurdaspur. Both the parties are absent.

The respondent has also not filed a reply to the show-cause notice.

The PIO is given one last opportunity to file a reply to the show-cause notice otherwise it will be presumed that he has nothing to say in the matter and the decision will be taken ex parte.

To come up for further hearing on **02.11.2021** at 11.00 AM through video conference facility available in the office of Deputy Commissioner, Gurdaspur.

**Chandigarh**  
**Dated :18.08.2021**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Lajpat Rai, S/o Sh.HarbansLal,  
H No-B-3/287, Romana Street,  
Jaito, Distt. Faridkot.

... Appellant

Versus

**Public Information Officer,**  
O/o Deputy Director,  
Local Audit, Bathinda.

**First Appellate Authority,**  
O/o Deputy Director,  
Local Fund, Bathinda.

...Respondent

**Appeal Case No. 2646 of 2020**

**PRESENT: Sh.Lajpat Rai as the Appellant**  
**Sh.Rakesh Sharma, Dy Director for the Respondent**

**ORDER:**

The case was first heard on 23.03.2021. The respondent present sought some more time to provide the information on the plea that some of the information has to be collected from their Head Office and since the head office is closed due to some staff members testing positive for COVID-19, the information has been delayed.

Having gone through the RTI application, the Commission observed that a lot of information that the appellant had asked was merely an allegation of fraud and in question form. Section 2 of the RTI Act clearly defines "information" to include "any material in any form, including records, documents, memos, e-mails, opinions, advice, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force".

The Commission directed the PIO to go through the RTI application and provide only that information, which constitutes the information under the RTI Act. The information will be provided within 15 days with a compliance report to the Commission.

On the date of the last hearing on **11.05.2021**, the respondent was absent. The appellant claimed that the PIO has not provided the information. The PIO was directed to comply with the earlier order of the Commission and send the information to the Commission which will be further sent to the appellant.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Bathinda/Faridkot. The appellant claims that the appellant has not supplied the information.

The respondent present informed that the information regarding points 1,2,5 & 9 relates to them and other information relates to MC Jaito.

Having gone through the RTI application and hearing both the parties, the following is concluded:

**Appeal Case No. 2646 of 2020**

- Point-1 - The PIO to procure the information from the concerned office and provide it to the appellant
- Point-2,4,5,9 - Relates to the audit section, Bathinda. PIO to provide information
- Point-7 - PIO to provide observation and file an appropriate reply
- Point-8 - Appellant to specify the information and the PIO to provide the same.
- Point-3,6&10 - To transfer the RTI application to NC Jaito. PIO-NC, Jaito to provide the information

The PIO to provide information within 15 days and send a compliance report to the Commission. The PIO-NC Jaito is impleaded in the case and directed to provide the information on the points concerning them.

To come up for further hearing on **23.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Bathinda. The appellant to appear through VC at DAC Faridkot.

**Chandigarh**  
**Dated 18.08.2021**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Harmesh Lal S/o Sh Chaman Lal,  
R/o Village Jandu Singha,  
P.S Adampur,  
Tehsil & Distt Jalandhar-2

... Complainant

Versus

**Public Information Officer,**  
O/o DIG, Ferozepur Range,  
Ferozepur Cantt.

...Respondent

**Complaint Case No. 200 of 2020**

**PRESENT: Sh.Harmesh Lal as the Complainant**  
**Sh.Major Singh, SI for the Respondent**

**ORDER:**

The complainant through RTI application dated 15.10.2020 has sought information regarding (1) order No.1 Deputy Inspector dated 20.01.2002 relating to ACR ; (2)order No.2 - 613-18/ST dated 04.03.2020 from SSP Moga (3) appeal AS Harmesh Lal No.90/FRT Distt.Moga dated 18.03.2002 - action is taken report and other information as enumerated in the RTI application concerning the office of DIG, Ferozepur Cantt. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 15.02.2021.

The case last came up for hearing on 11.05.2021 through video conferencing at DAC Fazilka. The respondent informed that the available information concerning their respective office has already been provided to the complainant and the remaining information relates to the office of Director General of Police, Pb Chandigarh. The Commission has also received a copy of a letter dated 23.03.2021 from the PIO whereby the PIO had sent a reply to the complainant.

In the said letter, the PIO had mentioned that the information relating to points 3, 7, 8 & 9 relates to the office of DGP, Pb- Chandigarh and the appellant may get the information from the office of DGP. However, the PIO had not transferred the RTI application to the office of DGP u/s 6(3) of the RTI Act, which should have been done.

The PIO-DGP, Punjab, Chandigarh was impleaded in the case and directed to provide the information on the remaining points, as per the provisions of the RTI Act. (a copy of which was sent along with the order)

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Fazilka/Mohai.

The order dated 11.05.2021 sent to the PIO-DGP, Pb Chandigarh has been received back with the remarks of postal authority "incomplete address".

**Complaint Case No. 200 of 2020**

A copy of the order along with a copy of the RTI application is being sent again to the PIO-DGP- Punjab, Sector 9, Chandigarh with the direction to look at the RTI application and provide information to the appellant concerning the office of the DGP, Punjab.

To come up for further hearing on **08.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Fazilka. The PIO-DGP, Pb Chandigarh to appear at Chandigarh.

**Chandigarh**  
**Dated 18.08.2021**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

CC to PIO-Director General of Police,Pb  
Sector 9, Chandigarh.





Sh Satish Kumar, S/o Sh Vijay Kumar,  
Village Kandhwala Haajar Kha,  
Tehsil & Distt Fazilka.

... Appellant

Versus

**Public Information Officer,**  
O/o DFSC,  
Fazilka.

**First Appellate Authority,**  
O/o Addl, Deputy Commissioner (Development),  
Fazilka.

...Respondent

**Appeal Case No. 1154 of 2021**

**PRESENT: Sh.Satish Kumar as the Appellant**  
**Sh.Gurpreet Singh, District Food Supply Controller for the Respondent**

**ORDER:**

The appellant through RTI application dated 25.08.2020 has sought information on 07 points regarding settlement of a complaint filed on 14.08.2019 relating to depot holder – the name of both parties – place of settlement – persons involved during settlement - and other information as enumerated in the RTI application concerning the office of DFSC Fazilka. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 02.10.2020 which took no decision on the appeal.

The case was last heard on 20.07.2021 through video conferencing at DAC Fazilka. As per the appellant, the information was not provided.

The respondent brought the information. The respondent was directed to provide the information to the appellant. The appellant was directed to point out the discrepancies if any to the PIO with a copy to the Commission and the PIO was directed to remove the same.

Since there had been an enormous delay of more than ten months in attending to the RTI application. The PIO was issued a **show-cause notice under Section 20 of the RTI Act 2005 and directed to file a reply on an affidavit.**

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Fazilka. As per the respondent, the information has been supplied to the appellant with a copy to the Commission. The Commission has received a copy of the letter dated 11.08.2021 from the PIO through email which has been taken on the file of the Commission.

In the letter, the PIO has mentioned that the issue of complaint was settled on the request letter of Sh.Vijay Kumar father of the appellant whereby Sh. Vijay Kumar informed that he is regularly getting ration from the depot holder and does not want any action against the depot holder. The request letter was duly verified by the Sarpanch of the concerned village.

As per the appellant, the PIO has not supplied the list of cardholders. As per the respondent, the detail is already available on the website of the department.

**Appeal Case No. 1154 of 2021**

Having gone through the RTI application and the reply of the PIO, the Commission finds that the RTI application has been suitably replied to and information has been provided to the best possible extent.

The PIO has not filed the reply to the show-cause notice.

Further, the Commission is of the view that since the appellant has had to suffer undue inconvenience to get the information, it is a fit case for awarding compensation to the appellant u/s 19(8)(b) of the RTI Act.

The PIO- District Food Supply Controller, Fazilka is directed to pay an amount of **Rs.2000/-** via demand draft through Govt. Treasury as compensation to the appellant for the loss and detriment suffered by him of having to file the appeals and not getting information in time. The PIO is directed to duly inform the commission of the compliance of the order and submit proof of having compensated the appellant.

The decision on show cause will be taken on the next date of hearing after receipt of reply from the PIO.

The case is adjourned. To come up for further hearing on **08.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Fazilka.

**Chandigarh**  
**Dated: 18.08.2021**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commission**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Gurdeep Singh,  
R/o H No-3023, Agwaar Ladhai,  
Rani Wala Khu,  
Jagraon, Distt. Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o Civil Surgeon,  
Ludhiana.

**First Appellate Authority,**  
O/o Civil Surgeon,  
Ludhiana.

...Respondent

**Appeal Case No. 3641 of 2020**

**Present: Sh.Gurdeep Singh as the Appellant**  
**None for the Respondent**

**Order:**

The appellant through RTI application dated 20.07.2020 has sought information regarding action taken on the application dated 12.06.2020 and other information concerning the office of Civil Surgeon Ludhiana. The appellant was not provided with the information, after which the appellant filed the first appeal before the First Appellate Authority on 08.09.2020 which took no decision on the appeal.

On the date of the first hearing on 17.03.2021, the appellant claimed that the PIO has not provided the information. The respondent was absent.

Since there has been an enormous delay of more than seven months in attending to the RTI application, the PIO was issued a **show-cause notice under Section 20 of the RTI Act 2005 and directed to file reply on an affidavit.** The PIO was again directed to provide the information to the appellant within 10 days and send a compliance report to the Commission.

On the date of the last hearing on **15.06.2021**, the appellant claimed that the PIO has not supplied the information.

The PIO was absent without any legitimate reasons for the absence nor had filed a reply to the show-cause notice as well as not provided the information.

The PIO was given one last opportunity to file a reply to the show-cause notice otherwise the Commission will be constrained to act against the PIO under the provisions of section 20 of the RTI Act. The PIO was also directed to provide information to the appellant within 10 days.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Ludhiana. As per the appellant, the PIO has not supplied the information.

The respondent is absent nor has sent any reply to the show cause notice as well as not provided the information.

**Appeal Case No. 3641 of 2020**

The PIO is directed to send a reply to the show-cause notice and inform:-

- Who was the PIO when the RTI application was filed?
- Who was the PIO when the show cause notice was issued?
- Who is the present PIO?

To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

**Chandigarh**  
**Dated 18.08.2021**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh. Pargat Masih,  
Office Address 33 Foot Road,  
Ghai Market, Gobind Nagar,  
Street No-1, Opposite Takar Wali Building,  
Chandigarh Road, Ludhiana.

... Appellant

Versus

**Public Information Officer,**  
O/o District Social Security Officer,  
Ludhiana.

**First Appellate Authority,**  
O/o District Social Security Officer,  
Ludhiana.

...Respondent

**Appeal Case No. 4116 of 2020**

**Present: Sh.Pargat Masih as the Appellant**  
**None for the Respondent**

**Order:**

The case first came up for hearing on 17.03.2021 through video conferencing at DAC Ludhiana. The appellant claimed that the PIO has not provided the information. The Commission received a reply of the PIO dated 10.02.2021 through email which was taken on the file of the Commission.

In the reply, the PIO has mentioned that the appellant is running a business of contracts in a house nearby this institution and unnecessarily interfering in the functioning of the management of the school since he wants to take over the management of this institution, for which a complaint has also been filed against Pargat Masih on 17.08.2020 in police station Jamalpur. The PIO has further mentioned in the reply that the school is being run for the welfare of blind girls/boys and the responsibility for the security of these children lies on the DSSO and its staff whereas Sh. Pargat Masih has sought information regarding the decisions taken by the SSSO and its staff which cannot be provided keeping in view the welfare and security aspect of the children.

Having gone through the RTI application especially points 1 and 3, and hearing both the parties, I am of the view that the information that is being sought is purely about the list of members and office bearers etc, of the Committee constituted in the Govt School for blinds, to make the decision for allowing blind children to attend any function, competition or any other programme outside, and parting with this information cannot pose any security threat to the institution about which the information is being sought. Moreover, the respondent has written a long response about the concerns but has not availed of any exemption as provided under the RTI ACT to deny the information. However, that does not imply that the commission has not taken cognizance of the concern raised by the respondent in parting with the information.

Given the above, Information was to be provided for points 1 & 3.

The commission carefully assessed the sought information in point -2 and keeping in mind the concerns raised by the PIO, directed the PIO to submit the information regarding point-2 in a sealed envelope to the commission.

On the date of the last hearing on **15.06.2021**, both the parties were absent. The case was adjourned.

**Hearing dated 18.08.2021:**

The case has come up for hearing today through video conferencing at DAC Ludhiana. The appellant informed that the PIO has supplied the information on point 1 only.

The respondent is absent on 2<sup>nd</sup> consecutive hearing nor has complied with the previous order of the commission to send information regarding point-2 to the Commission in a sealed envelope as well as not supplied the information to the appellant on point-3.

There has been an enormous delay of more than one year and ten months in providing the information and the PIO has not complied with the order of the Commission. The Commission has taken a serious view of this and hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

The case is adjourned. To come up for further hearing on **02.11.2021 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana.

**Chandigarh**  
**Dated 18.08.2021**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**