

PUNJAB, STATE INFORMATION COMMISSION
Sector-16, Madhya Marg, Near Rose Garden, Chandigarh

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Sh.Vikas Krishan, S/o ShAkshay Kumar
R/o Near Jangi Shivaliya, Raho
Distt. SBS Nagar

.....Appellant
Vs

Public Information Officer,
o/o DE(SE),
SBS Nagar
First Appellate Authority
o/o DEO(SE),
SBS Nagar

.....Respondent

AC .No. 1920 of 2018

Present : (i) Sh Vikas Krishan, Appellant
(ii) For the respondent : Sh Ramesh Chander, AEO(SE), Sh Davinder Singh, Sr Assistant alongwith Sh Bhupinder Singh, Clerk

ORDER

This order may be read with reference to the previous order dated 13.09.2018.

2. The Respondent files his reply as under:-

ਨੁਕਤਾ ਨੰ.	ਸੂਚਨਾ
1.	ਅਜਿਹਾ ਕੋਈ ਵੀ ਨਿਯਮ ਜਾਂ ਹਦਾਇਤਾਂ ਜਾਰੀ ਨਹੀਂ ਕੀਤੀਆਂ ਗਈਆਂ।
2.	ਅਜਿਹਾ ਕੋਈ ਵੀ ਨਿਯਮ ਜਾਂ ਹਦਾਇਤਾਂ ਜਾਰੀ ਨਹੀਂ ਕੀਤੀਆਂ ਗਈਆਂ।
3.	ਅਜਿਹਾ ਕੋਈ ਵੀ ਨਿਯਮ ਜਾਂ ਹਦਾਇਤਾਂ ਜਾਰੀ ਨਹੀਂ ਕੀਤੀਆਂ ਗਈਆਂ।
4.	ਇਸ ਨੁਕਤਾ ਸਕੱਤਰ ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਬੋਰਡ, ਪੰਜਾਬ ਨਾਲ ਸਬੰਧਤ ਹੈ।
5.	ਕਾਪੀ ਨਾਲ ਨੱਥੀ ਹੈ।
4.	ਅਜਿਹਾ ਕੋਈ ਵੀ ਨਿਯਮ ਜਾਂ ਹਦਾਇਤਾਂ ਜਾਰੀ ਨਹੀਂ ਕੀਤੀਆਂ ਗਈਆਂ।

AC .No. 1920 of 2018

The Respondent is directed to file the same on affidavit.

3. During the last hearing an amount of Rs 2000/- as compensation to the Appellant but the respondent has not paid the same till today. Hence, the Respondent is again directed to pay the compensation amount to the Appellant before the next date of hearing.

4. To come up for further proceedings on **19.11.2018 at 11.00 AM**. Copies of the order be sent to the parties through registered post.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner

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Sector-16, Madhya Marg, Near Rose Garden, Chandigarh

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Sh Gurnam Singh,
Gate No.4, Regency Town,
Phagwara, Distt Kapurthala

..... Appellant

Versus

Public Information Officer-cum-
SP, Phagwara
Distt Kapurthala

.....Respondent

CC .No. 573 of 2018

Present : (i) Sh Gurnam Singh, Appellant
(ii) For the respondent : Sh Baldev Singh, ASI

ORDER

This order may be read with reference to the previous order dated 13.09.2018.

2. The Respondent states that the complete information has been provided to the Complainant. He has also given his reply as under:-

"ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਕੇਸ ਦੇ ਸਬੰਧ ਵਿੱਚ ਜੇ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਸੀ ਉਸ ਦੀਆਂ ਕਾਪੀਆਂ

ਸ਼੍ਰੀ ਗੁਰਨਾਮ ਸਿੰਘ ਦਰਖਾਸਤ ਕਰਤਾ ਨੂੰ ਦਿੱਤੀਆਂ ਗਈਆਂ ਹਨ ਉਸ ਤੋਂ ਬਿਨਾਂ ਹੋਰ ਸਾਡੇ

ਕੋਲ ਕਾਰਵਾਈ ਕਾਗਜ਼ਾਤ ਨਹੀਂ ਹਨ ਜੀ"

3. I have gone through the reply of the Respondent and have agree with the same. In view of the foregoing, no further cause of action is left. Hence, the Complaint case filed by the Complainant is disposed off and closed. Copy of the orders be sent to the parties.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner

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Sh.Krishan Gopal Singla,
S/o Sh. Brij Lal, Ward No. 16B/190,
Sangrur Road, Dhuri, Distt. Sangrur

.....Appellant

Vs

Public Information Officer,
O/o President
The Kamomajra Cooperative Labour and Construction
Society Ltd., Kamomajra, Tehsil and Distt.Sangrur
First Appellate Authority
O/o Deputy Registrar
Cooperative Societies
Sangrur

.....Respondent

AC .No. 2076 of 2018

Present: None for the parties.

ORDER

This order may be read with reference to the previous order dated 06.09.2018. Today neither the appellant nor the respondent is absent. Sh.Prem Kumar Rattan (representative of the appellant) has sent a letter that he is unable to attend today's hearing.

2. One last opportunity is given to both the parties to appear before the Commission and state their case.

3. To come up on **20.11.2018 at 11.00 AM**. Copy of the orders be sent to the parties.

Chandigarh
Dated: 18.10.2018

Sd/-
(Preety Chawla)
State Information Commissioner

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Registered post

Sh Shivam Kumar,
S/o Sh Sobaran Singh,
Near Ravindra Complex,
Vill: Gobindgarh, PO Jugiana,
Ludhiana

.... Appellant

Versus

Public Information Officer,
O/o XEN, Water Supply
(O&M Cell), Zone C,
Ludhiana

First Appellate Authority,
O/o XEN, Water Supply
(O&M Cell), Zone C,
Ludhiana

..Respondent

AC No. 2265 of 2018

Present: (i) Sh. Bhulesh Kumar on behalf of the appellant
(ii) None is present on behalf of the respondent

ORDER

1. This order may be read with reference to the previous order dated 06.09.2018.
2. Sh. Bhulesh Kumar is appearing on behalf of the appellant and states that no information has been given to him so far.
3. After hearing the appellant , it is observed that Sh.Nachhatar Singh, XEN is the PIO. The perusal of the file shows that the respondent is absent for second consecutive hearing. He has even not bothered to inform the Commission about his absence, which shows that he has no regard for the orders issued by the Commission.
4. In view of the foregoing, Sh.Nachhatar Singh, XEN-cum-PIO is directed to show cause why action should not be taken against him for not attending the hearing inspite of order of the Commission. He should file a written reply in response to the show cause notice as to why the Complainant should not be compensated for the mental

harassment suffered by him in getting the information. In addition to the written reply PIO is hereby given an opportunity u/s 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.

5. To come up on **20.11.2018 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

Chandigarh
Dated: 18.10.2018

Sd/-
(Preety Chawla)
State Information Commissioner

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Sh.Sandeep Singh, S/o S. Kuldeep Singh
R/o Village Rapalon, Tehsil Samrala
Distt.Ludhiana

..... Complainant

Vs

Public Information Officer,
o/o DFSC, Ludhiana

.....Respondent

CC No.767 of 2018

Present: (i) None is present on behalf of the Complainant
(ii) For the respondent Sh.Sunny Chauhan, Sr. Assistant

ORDER

This order may be read with reference to the previous order dated 06.09.2018.

6. The complainant is absent today. He was not even present on the last date of hearing.

7. Respondent states that the information has already been sent to the complainant.

8. The perusal of the file shows that the information has been sent to the complainant, but the complainant is absent today. He was not even present on the last date of hearing. He has not bothered to inform the Commission about his absence.

9. After going through the case file, I am of the opinion that no useful purpose would be served in keeping this appeal case pending for an indefinite period. Accordingly, the appeal case filed by the appellant is **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner

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Sh.Amarjit Singh, S/o Shri Balwant Singh,
R/o Green Park Colony, Malout,
Bathinda Bypass,
Tehsil and Distt. Sri Mukatsar Sahib

.....Complainant

Vs

Public Information Officer,
O/o Managing Director,
Markfed, Sector 35, Chandigarh

.....Respondent

CC No. 688 of 2018

Present: (i) Sh. B.S. Aulakh on behalf of the complainant
(ii) For the respondent : Sh. Ravinder Sharma, APIO, Smt.Sukhraj Kaur,
Supdt.Sh.Baldev Krishan, Salesman

ORDER

This order may be read with reference to the previous order dated 20.09.2018.

2. Respondent has filed an affidavit today in the Commission as directed by the Commission. Original affidavit is handed over to the counsel of the complainant.
3. Since the orders of the Commission has been complied with. No cause of action is left. The complaint filed by the complainant is therefore disposed of and closed. Copy of the orders be sent to the parties.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner

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Sh. Rajbir Singh, S/o S. Balwinder Singh
VPO Rukhna Begu
T/d Ferozepur - 152004

Appellant

Versus

Public Information Officer,
o/o SSP Ferozepur
First Appellate Authority
o/o DIG, Ferozepur

...Respondent

Appeal Case No. 1966 of 2018

Present : None is present on behalf of the appellant
 (ii) for the respondent : Sh. Sukhdev Singh, ASI

ORDER

This order may be read with reference to the previous order dated 17.09.2018.

2. The appellant is absent today. He has informed on phone that he has received the information and has also received compensation amount.
3. The respondent has also shown a photocopy of the letter showing acknowledgment by the Appellant.
4. Since the orders of the Commission has been complied , no cause of action is left. The appeal filed by the appellant is therefore disposed of and closed. Copy of the orders be sent to the parties.

Chandigarh
Dated: 18.10.2018

Sd/-
(Preety Chawla)
State Information Commissioner

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E-mail-psic27@punjabmail.gov.in

Sh.Jagmohan Singh Makkar
334, G.T. Road, Salim Tabri
Ludhiana

...Appellant

Vs

Public Information Officer,
o/o Secretary Mandi Board,
Jalandhar Bye-Pass,
Ludhiana

First Appellate Authority
o/o District Mandi Officer,
Gill Road, Dana Mandi,
Ludhiana

.....Respondent

AC .No. 1931 of 2018

Present: (i) None is present on behalf of the appellant
(ii) For the respondent : Sh. Amardeep Singh, APIO, Sh. Kamaldeep Singh,

ORDER

This order may be read with reference to the previous order dated 13.09.2018.

2. Sh. Amardeep Singh, APIO, Sh. Kamaldeep Singh ,appeared on the behalf of the Respondent and states that the required information has already been supplied to the appellant .They have submitted a photocopy of the letter showing acknowledgment by the appellant, the same has been taken on record.

3. In view of the foregoing, no cause of action is left, the appeal filed by the appellant is therefore **disposed of and closed**. Copy of the orders be sent to the parties.

Chandigarh
Dated: 18.10.2018

Sd/-
(Preety Chawla)
State Information Commissioner

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Sector-16, Madhya Marg, Near Rose Garden, Chandigarh
Ph No- 0172-2864117 Visit us @ www.infocommpunjab.com
E-mail-psic27@punjabmail.gov.in

Sh.Pardeep Bhatti,
8105, Street No. 3, Vishkarma Nagar,
Tajpur Road, Ludhiana

.....Appellant/ Complainant

Vs

Public Information Officer,
o/o Director
Department of Scheduled Castes and Backward Classes, Punjab
SCO 128- 129, Sector 34A, Chandigarh
First Appellate Authority –cum
o/o Director
Department of Scheduled Castes and Backward Classes, Punjab
SCO 128- 129, Sector 34A
Chandigarh,

.....Respondent

AC .No. 2389 of 2018

Present: None for the parties.

ORDER

This order may be read with reference to the previous order dated 06.09.2018.

2. Today neither the appellant nor the respondent is present.
3. The perusal of the file shows that the appellant was not even present on the last date of hearing. Again, today he is absent.
4. During the last hearing, the respondent had brought the information and he was directed to send the same to the appellant. Today the appellant is absent. He has not even bothered to inform the Commission about his absence. I am of the opinion that no useful purpose would be served in keeping this appeal case pending for an indefinite period. Accordingly, the appeal case filed by the appellant is disposed of and closed. Copies of the order be sent to the parties.
5. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Chandigarh
Dated: 18.10.2018

Sd/-
(Preety Chawla)
State Information Commissioner

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Sh Narinder Kumar Bitta,
S/o Sh Rai Sahib,
#2438 A, Street No2,
Sh Guru Nanak Nagar, Near 16 Acre,
Barnala

..... Appellant

Versus

1.Public Information Officer,
O/o Tehsildar,
Barnala
First Appellate Authority,
O/o SDM,
Barnala
2.PIO, o/o Deputy Commissioner,
Barnala
3.PIO, o/o Municipal Committee,
Barnala

.....Respondent

Appeal Case No. 2005 of 2018

Present: (i) Sh.Narinder Kumar Bitta the appellant
(ii) Sh. Anshu Gupta, Sr. Assistant, Smt. Parminder Kaur, APIO, Sh.
Sushil Kumar, Draftsman, o/o MC, Barnala

ORDER

This order may be read with reference to the previous order dated 17.09.2018.

2. Respondents have filed their reply stating that the information demanded by the appellant is not related with their department and the appellant has already been informed.

3. Since the information is not concerned with the department, therefore the appellant is advised to file fresh application with the concerned department. No cause of action is left. The appeal filed by the appellant is therefore **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner

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Sh Narinder Kumar Bitta,
S/o Sh Rai Sahib,
#2438 A, Street No2,
Sh Guru Nanak Nagar, Near 16 Acre,
Barnala

..... Appellant

Versus

Public Information Officer,
O/o SDM,
Barnala
First Appellate Authority,
O/o SDM,
Barnala
Public Information Officer
o/o DC, Barnala

.....Respondent

Appeal Case No. 2003 of 2018

Present: (i) Sh.Narinder Kumar Bitta the appellant
(ii) For the respondent : Sh. Sukhwant Singh, Clerk, Sh. Harinder Singh

ORDER

This order may be read with reference to the previous order dated 13.09.2018.

2. As directed during the last hearing the respondent filed an affidavit. He has also added that the information demanded by the appellant is not available with their department.

3. Copy of the same is handed over to the appellant. I have gone through the affidavit of the Respondent and agree with the reply of the Respondent resultantly, the proceedings under Section 20 of the RTI are dropped.

4. In view of the foregoing, no cause of action is left. The appeal filed by the appellant is therefore **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner

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Registered post

Sh Darshan Singh Kang,
Anti Corruption Wing,
Samrala, Distt Ludhiana .

Appellant.

Versus

Public Information Officer,
DEO (S),
Ludhiana.
First Appellate Authority,
DEO (S),
Ludhiana .

...Respondent

Appeal Case No. 864 of 2018

Present: (i) Sh.Darshan Singh Kang the appellant
(ii) For the respondent : Sh. Ashish K Sharma, Deputy DEO(SE)-cum-PIO

ORDER

This order may be read with reference to the previous order dated 17.09.2018.

2. Respondent-Sh. Ashish K Sharma has brought some information today in the Commission, which is handed over to the appellant. He states that the information demanded by the appellant is not maintained by their office.

3. After hearing both the parties and going through the case file, it is ascertained that the respondent has not maintained the record in their office. The respondent may take note that according to Section 4 (a) of the RTI Act 2005

"Every public authority shall maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act and ensure that all records that are appropriate to be computerized are, within a reasonable time and subject to availability of resources, computerized and connected through a network all over the country on different systems so that access to such records is facilitated.

4. After going through the case file , it is derived that the appellant filed RTI on 12.12.2017, but partial information has been given to the appellant so far.

Appeal Case No. 864 of 2018

5. The appellant Sh. Darshan Singh has attended seven hearings in the Commission. Therefore, he has suffered mental harassment and financial loss in attending the hearings in the Commission. For this the appellant demands that the Respondent be penalized and he be compensated for the detriment suffered. He is, therefore, entitled to be compensated under Section 19(8)(b) of RTI Act 2005 for the loss and detriment suffered by him. In the circumstances, I am of the view that ends of justice would be met if a sum of **Rs.5000/- (Rupees Five Thousand Only)** is awarded to the Appellant as compensation. I order accordingly.

6. This amount shall be payable by the Respondent from the State exchequer within fifteen days from the receipt of this order under intimation to the Commission.

7. This is the serious matter as the record is not maintained in the office, therefore Smt. Swaranjit Kaur, DEO (SE), Ludhiana is directed to come present on the next date of hearing alongwith demand draft of Rs. 5000/-. She is also directed to file an affidavit that their record is not maintained.

8. To come up on **21.11.2018 at 11.00 AM**. Copy of the orders be sent to the parties **through registered post**.

Sd/-

Chandigarh
Dated: 18.10.2018

(Preety Chawla)
State Information Commissioner