

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

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Sh. Sukhwinder Singh,
Secretary, Parents Association Regd. Machhiwara,
Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Sub Divisional Magistrate, Samrala,
District- Ludhiana.

First Appellate Authority,
Sub Divisional Magistrate, Samrala,
District- Ludhiana.

The Public Information Officer,
o/o District Education Officer (Secondary),
Ludhiana

The Public Information Officer,
o/o District Education Officer (Elementary),
Ludhiana.

.....Respondents

Appeal Case .No. 2829 of 2019 (Through Video Conference Facility).

Present:- None on behalf of the appellant.

Shri Hardeep Singh, Clerk, o/o Sub Divisional Magistrate, Samrala alongwith
Shri Major Singh, Legal Assistant and Shri Dilshad Singh, PIO both o/o District
Education Officer (EE), Ludhaina , on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 01.10.2019
vide which the respondents were directed to send action taken report to the appellant through
registered post with a copy to the Commission through e-mail. On receipt of the reply from the

Contd.....p/2

-2-

respondents, the appellant was directed to peruse the same and revert back to the authorities, in case of deficiencies, in the information so provided as early as possible. The respondents were also directed to remove the same on its receipt from the appellant.

2. The Sub Divisional Magistrate, Samrala has sent reply vide his letter dated 1.10.2019 enclosing copies of reply received from District Education Officer (SE), Ludhiana and District Education Officer, Ludhiana (EE) vide their letters dated 8.7.2019 13.09.2019 respectively in original.

3. After perusing the same and hearing the respondents, it is observed that appropriate reply to his application for seeking information dated 26.02.2019 has been sent vide respondent's letter dated 1.10.2019, which has been duly received by the appellant. He has sent general complaint (without mentioning complaint against any specific institute). Accordingly, the present case is disposed of and closed. Copies of the order be sent to the parties.

Chandigarh
Dated 18.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Gurdip Singh,
S/o Sh. Bhajan Singh,
Vill: Taggar, P.O: Pasla,
Tehsil: Phillaur,
Distt: Jalandhar.

.....Appellant

Vs

Public Information Officer,
Sarpanch, Gram Panchayat,
Taggar, Teshil: Phillaur,
District- Jalandhar.

First Appellate Authority,
District Development and Panchayat Officer,
District- Jalandhar.

PIO/Naib Tehsildar,
Goraya.

.....Respondents

Appeal Case No. 2804 of 2019
(Through Video Conference Facility).

Present:- Shri Gurdeep Singh appellant.

Shri Chananjit Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 1.10.2019 vide which the respondents were directed to send the report through registered post to the appellant and the appellant was advised to peruse the same and revert back to the authorities, in case of deficiencies.

2. The appellant states that information has been received but no pathway, according to the demarcation, has been left. He is advised to approach the higher authorities for leaving the pathway as per demarcation. This is not under the purview of the Commission to direct the respondents to take action as per appellant's requirement. The information available in the record of the respondents has been provided to the appellant. Nothing more can be done by this Commission under the provisions of RTI Act, 2005. Hence, the present case is disposed of and closed. Copies of the order be sent to the parties.

Chandigarh
Dated 18.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Sahib Singh,
S/o Sh. Raja Ram,
Vill: Tandi,
P.O: Laroya,
Distt: Jalandhar.

.....Appellant
Vs

Public Information Officer,
Sarpanch, Gram Panchayat,
Vill: Tandi, P.O: Laroya,
District- Jalandhar.

First Appellate Authority,
Block Development and Panchayat Officer,
Bhogpur,
District- Jalandhar.

.....Respondents

Appeal Case .No. 2836 of 2019 (through Video Conference Facility)

Present:- Shri Sahib Singh, appellant.
None on behalf of the respondents.

ORDER

As per the previous order dated 01.10.2019, the respondents handed over information to the appellant during the hearing, who was asked to peruse the same and revert back to the authorities, in case of deficiencies.

2. The appellant states that he has received the information regarding grants and works executed by the Panchayat to his satisfaction and no information regarding MANREGA has been provided to him.

3. None is present on behalf of the respondents without intimation. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondents seriously, it is, therefore,

Contd.....p/2

-2-

a fit case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Charan Singh, Sarpanch-cum-PIO to show cause why penalty should not be imposed on him for not supplying the information within the stipulated period. The written explanation of the PIO may be filed before the next date of hearing when he may also avail the opportunity of personal hearing.

4. To come up on **13.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

cc

1. Shri Charan Singh, Sarpanch,
Gram Panchayat, Village Tanda,
P.O. Laroa, District Jalandhar. (Regd.)
2. The Deputy Commissioner, Jalandhar (by name) for information and to ensure the presence of PIO or his representative during the Video Conference proceedings in future.

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant

Vs

Public Information Officer,
Food and Safety Officer,
District: Sri Muktsar Sahib.

First Appellate Authority,
Civil Surgeon,
District: Sri Muktsar Sahib.

.....Respondents

Appeal Case .No. 2866 of 2019
(Through Video Conference Facility).

Present:- None on behalf of the appellant.

Shri Navdeep Singh, Civil Surgeon, Mukatsar alongwith Shri Sanjay
Katyal, Food Safety Officer, Mukatsar on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 01.10.2019 vide which the respondents were directed to take appropriate action on point at Sr. No.1 of the appellant's application and intimate the information-seeker with a copy to the Commission failing which punitive action will be initiated on the next date of hearing.

2. The appellant was absent on the previous date of hearing dated 1.10.2019 and is also absent today without intimation.

Contd.....p/2

-2-

3. The respondents state that they have sent 'nil' information concerning point at Sr. No.1 to the appellant through registered post with a copy to the Commission as there is no provision for cross checking under Section 26, Chapter 6 of Food Safety and Standard Act.

4. After hearing the respondents and going through the information supplied to the appellant, the Commission is satisfied with the information supplied to the information-seeker. Hence, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Shri Ram Sharan Pal
S/o Rakha Ram
R/o 488 B, Basant Nagar,
Majitha Road, Amritsar

.....Appellant
Vs

Public Information Officer
o/o Deputy Commissioner,
Amritsar

First Appellate Authority
o/o Sub Divisional Magistrate
Ajnala, District Amritsar.

.....Respondents.

Appeal Case No.2262 of 2019 (Through Video Conference Facility)

Present:- Shri Ram Sharan Pal, appellant.
Shri Harphool Singh Gill, Tehsildar, Anjala on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.09.2019 vide which the appellant was advised to visit respondent's office on 3.10.2019 at 11.00 A.M. and get information after identifying the record.

2. The appellant states that in compliance to the previous order, he visited the office of the respondents but no-body assisted him to conduct the inspection. He further states that he has not been provided any information as per an affidavit given by Tehsildar, Ajnala before the Hon'ble Punjab and Haryana High Court in one case stating that five karmas way actually exists and in the revenue record it is shown only two karmas.

Contd.....p/2

-2-

3. The respondent-PIO states that Dr. Deepak Bhatia, SDM, Ajnala called the information-seeker on 14.10.2019 and get the record inspected and supplied photocopies of documents required by him.

4. After hearing both the parties and going through the record available on the case file, it is observed that complete information has been provided to the appellant by the respondents as per its availability in their record and nothing has been left, which could be supplied to the appellant as per his RTI application for seeking information. The respondents are directed to give the same in writing to the appellant, in the form of an affidavit, with a copy to the Commission, before the next date of hearing, which is fixed for 13.11.2019.

5. To come up on **13.11.2019** at **3.30 P.M.** to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Sandeep Kumar Maluja,
S/o Sh. Om Parkash,
Street No.2, Near Shani Dev Mandir,
Patel Nagar, Malout,
Distt: Sri Muktsar Sahib.

.....Appellant

Vs

Public Information Officer,
Village Development Officer,
Gram Panchayat, Bhangchadi,
Distt: Sri Muktsar Sahib.

First Appellate Authority,
District Development and Panchayat Officer,
Sri Muktsar Sahib.

.....Respondents

Appeal Case No. 2394 of 2019 (Through Video Conference Facility)

Present:- Shri Sandeep Kumar Saluja, appellant.

Shri Jasbir Singh, Panchayat Officer, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 1.10.2019, vide which the respondents were directed to supply remaining information. The appellant was directed to confirm that he has received complete information. Last opportunity was afforded to the appellant to go through the information provided to him and revert back to the authorities, in case of deficiencies, as early as possible and appear before the Commission on the next date of hearing otherwise exparte decision will be taken. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing.

2. The appellant states that information regarding bills has not been provided to him, as he has given in writing to the respondents.

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-2-

3. The representative of the respondents states that he has brought the remaining information, which is being handed over to the appellant. The appellant is advised to get and peruse the same and revert back to the authorities, in case of deficiencies within a week. The respondents are directed to remove the same, on its receipt from the appellant before the next date of hearing.

5. To come up on **13.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Sri Mukatsar Sahib.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Kuldeep Jindal,
S/o Sh. Dev Raj Jindal,
R/o Roopnagar, Ward No.19,
Gidderbaha-152101

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Gidderbaha,
Distt: Sri Muktsar Sahib.

First Appellate Authority,
District Development and Panchayat Officer,
Sri Muktsar Sahib.

Shri Jagmeet Singh Gill,
Gram Rozgar Sewak (Narega)
o/o Block Development and Panchayats Officer,
Gidderbaha, District Sri Mukatsar Sahib.Respondents.

Appeal Case .No. 2655 of 2019 (Through Video Conference Facility).

Present:- Shri Kuldeep Jindal, appellant.
Shri Jagwant Singh, GRS, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 01.10.2019 vide which Shri Jagwant Singh, Gram Rozgar Sewak (Narega) was absent without intimation. He was given show cause notice under Section 20 of the RTI Act, 2005 for not appearing through Video Conference Facility and for not supplying the information to the appellant.

2. The information-seeker states that information regarding grants etc. has been received by him to his satisfaction.

Contd.....p/2

-2-

3. The representative of the respondents states that information regarding MANREGA has been sent through registered post. He further states that due to ill health, he could not appear on the previous date of hearing.

4. On receipt of the information, said to have been sent through registered post, the appellant is advised to go through the same and revert back to the authorities, in case of deficiencies, within a week. On receipt of deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing. In view of illness of Shri Jagwant Singh, lenient view is taken and show cause notice issued to him, is dropped.

4. To come up on **13.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Sri Mukatsar Sahib.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Kuldeep Jindal,
S/o Sh. Dev Raj Jindal,
R/o Roopnagar, Ward No.19,
Gidderbaha-152101.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Gidderbaha,
Distt: Sri Muktsar Sahib.

First Appellate Authority,
Sub Divisional Magistrate, Gidderbaha,
Sri Muktsar Sahib.

.....Respondents

Appeal Case .No. 2673 of 2019

Present:- Shri Kuldeep Jindal, appellant.

Shri Harjinder Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 01.10.2019 vide which the appellant was advised to go through the information already supplied to him and revert back to the authorities, in case of deficiencies.

2. The appellant states that he has received the information to his satisfaction and does not want to pursue the matter any further. He further requests that the present case may be disposed of.

3. In view of the statement of the appellant, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Dr. Jaswinder Singh,
34, New Anteryani Colony,
O/s Chatiwind Gate,
Distt: Amritsar.

.....Appellant

Vs

Public Information Officer,
Sub Registrar, Amritsar-1,
Distt: Amritsar.

Shri Manjit Singh,
Tehsildar, Amritsar-1.

First Appellate Authority,
Sub Divisional Magistrate, Amritsar-1,
Distt: Amritsar.

.....Respondent

Appeal Case .No. 2499 of 2019

Present:- Dr. Jaswinder Singh, appellant.

Shri Manjit Singh, Tehsildar, Amritsar-1 and Amritsar-2 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 01.10.2019 vide which Shri Manjit Singh, Tehsildar, Amritsar-1 was made necessary party in this case, as he is the custodian of the record, with the direction to provide the information sought by the appellant within seven days, under intimation to the Commission failing which punitive action will be initiated against him.

2. The appellant states that how many conveyance deeds were executed of their colony and how many conveyance deeds were not executed/rejected.

2. The respondent-PIO states that complete information has been provided to the appellant. The Punjab Government has issued directions not to execute the conveyance deeds of Panchayati land, shamlat land and government lands etc. on the directions of the Hon'ble Supreme Court of India from the year 2012. He further states that according to his knowledge no conveyance deed has been done after the directions issued by the Government. Tehsildar, Amritsar assures that if the appellant wants any information, he will supply on demand of specific information. With these observations, the present case is disposed of and closed.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Raman Kumar,
S/o Sh. Darshan Kumar,
14/547, Guru Arjan Dev Nagar,
Dilawari Street, Putlighar,
Distt: Amritsar.

.....Appellant

Vs

Public Information Officer,
Sub Registrar -1,
Distt: Amritsar.

First Appellate Authority,
Sub Divisional Magistrate, Amritsar-1,
Distt: Amritsar.

.....Respondents

Appeal Case .No. 2514 of 2019

Present:- Shri Raman Kumar, appellant.

Shri Manjit Singh, Tehsildar, Amritsar on behalf of the respondents.

ORDER

In compliance to the previous order dated 01.10.2019, the respondent-PIO states that the respondent-PIO states that they have sent reply vide their letter dated 14.10.2019 stating that some information relates to third party and remaining information is not available in the record of the respondents as sought by the appellant and this is to be created.

2. The appellant states that he has not received the letter dated 14.10.2019 dispatched by the respondents.

3. After hearing both the parties and going through the record available on the case file, it is observed that representative of the respondents states that some information relates to third party and other information is not available in their record in the form as sought by the appellant. They are directed to seek objections of third parties (whose information has been sought) under Section 11 of the RTI Act, 2005 and

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-2-

pass speaking order regarding supply of information and inform the appellant with a copy to the Commission. For remaining information, the respondents are further directed to file an affidavit stating that the information is not available, in the form, as sought by the appellant and it could not be created under the provisions of the RTI Act, 2005.

3. To come up on **13.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Jagwant Singh Bains,
s/o Shri Major Singh,
r/o Jawahar Singh Wala, Tehsil Nihal Singh Wala,
District Moga.

.....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Nihal Singh Wala, District Moga.

First Appellate Authority,
o/o District Development and Panchayats Officer,
Moga.

.....Respondents

Appeal Case No. 3460 of 2019

(through Video Conference Facility)

Present:- Shri Jagwant Singh, appellant.

None on behalf of the respondents.

ORDER

The RTI application is dated 10.01.2019 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 25.02.2019 and second appeal was filed in the Commission on 18.09.2019 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 he has received partial information from Panchayat Secretary vide his letter dated 17.7.2019 and he has sent deficiencies to the BDPO vide his letter dated 19.07.2019 but till date no deficiencies have been removed.

3. None is present on behalf of the respondents without intimation. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondents seriously, it is, therefore,

Contd.....p/2

-2-

a fit case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Harpreet Singh, Panchayat Secretary to show cause why penalty should not be imposed on him for not supplying the information within the stipulated period. The written explanation of the PIO may be filed before the next date of hearing when he may also avail the opportunity of personal hearing. He is further directed to supply the information after removing the deficiencies to the appellant under intimation to the Commission before the next date of hearing.

4. To come up on 13.11.2019 at 3.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Moga.

Dated : 18.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

cc

1. Shri Harpreet Singh, Panchayat Secretary,
o/o Block Development and Panchayats Officer,
Nihal Singh Wala Block, Distt. Moga.
2. The Deputy Commissioner, Moga (by name) for information and to ensure the presence of PIO or his representative during the Video Conference proceedings in future.