

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

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Whatsapp No. 62848-20189



Sh. Ashok Kapoor 9855556210

8C, Kichlu Nagar,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Tehsildar Ludhiana West,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana West,

District Ludhiana

...Respondents

Appeal Case No. 3170 of 2020

(Video Conference Proceedings)

Present:- None on behalf of the appellant.

None on behalf of the respondents. 9417000060

ORDER

This order may be read with reference to the previous order dated 3.3.2021 vide which the case was adjourned for 8.4.2021 but due to administrative reasons the case could not be heard and the case was further adjourned for today i.e. 18.5.2021.

2. A request bearing No. 903 dated 17.5.2021 has been received from the respondent-Public Information Officer that he has been deputed on duty regarding Covid 19 and the management of Isolation Centres and requested for the adjournment of the case. Accordingly, the appellant has been informed not to appear in this case.

3. According to the request of the respondent-Public Information Officer the case is adjourned.

4. To come up on 1.7.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

sd

(Suresh Arora)

Dated: 18.5.2021

Chief Information Commissioner,

Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Ashok Kapoor 9855556210

8C, Kichlu Nagar,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Tehsildar Ludhiana West,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana West,

District Ludhiana

....Respondents

Appeal Case No. 3174 of 2020

(Video Conference Proceedings)

Present:- None on behalf of the appellant.

None on behalf of the respondents. 9417000060

ORDER

This order may be read with reference to the previous order dated 3.3.2021 vide which the case was adjourned for 8.4.2021 but due to administrative reasons the case could not be heard and the case was further adjourned for today i.e. 18.5.2021.

2. A request bearing No. 903 dated 17.5.2021 has been received from the respondent-Public Information Officer that he has been deputed on duty regarding Covid 19 and the management of Isolation Centres and requested for the adjournment of the case. Accordingly, the appellant has been informed not to appear in this case.

3. According to the request of the respondent-Public Information Officer the case is adjourned.

4. To come up on 1.7.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

sd

Dated: 18.5.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab

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Whatsapp No. 62848-20189



Shri Amarjit Singh Dhamotia M 9888490031

NCAG, H.No. 60-35-P-376/1,

Street No. 8, Maha Singh Nagar,

PO Dhandari Kalan

Ludhiana 141014

9888490031

Appellant

Vs

Public Information Officer, **Registered**

o/o Deputy Commissioner

Ferozepur Road,

Ludhiana

First Appellate Authority,

o/o Deputy Commissioner,

Ferozepur Road,

Ludhiana

Respondents

Appeal Case No. 879 of 2021

(Cisco Webex/Telephone proceedings)

Present:- Sh. Amarjit Singh Dhamotia, appellant.

Sh. Prabhjot Singh, HRC 9814174875 on behalf of the respondents.

ORDER

The RTI application is dated 20.11.2020 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 20.12.2020 and second appeal was filed in the Commission on 9.2.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for 8.4.2021 but due to administrative reasons the case could not be heard and further fixed for hearing today i.e. 18.5.2021.

2. The appellant requested to direct the respondent-Public Information Officer to supply the complete information. However, the respondent-Public Information Officer sent the submissions that the sought information is not available in the office.

3. After hearing both the parties and going through the case file, the respondent-Public Information Officer is directed to transfer the RTI application of the appellant under Section 6(3) of the RTI Act, 2005 to the concerned department in case the information is not available in the office under intimation to the Commission.

4. To come up on 29.6.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, /cisco webex.

Sd/

(Suresh Arora)

Chief Information Commissioner,

Punjab.

Dated: 18.5.2021

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Sh. Baldev Singh Sohal S/o Sh. Gurmukh Singh,
R/o Village- SohalJagir,
Tehsil Shahkot,144702,
District Jalandhar.

.....Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Shahkot, District Jalandhar.

.....Respondent

Complaint Case .No. 135 of 2020

Present:- Sh. Baldev Singh Sohal, complainant at Chandigarh.
Sh. Balwinder Singh, Panchayat Secretary 9856600013 Public Information Officer and Ms Sukhwinder Kaur, Supdt 9592855445 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.2.2021 vide which the case was adjourned for 8.4.2021 but due to administrative reasons the case could not be heard and further adjourned for today i.e. 18.5.2021.

2. The complainant states that the respondents be directed to supply the complete information. However, the respondent-Public Information Officer-cum-Panchayat Secretary states that the information comprising 732 pages is ready and will be supplied to the complainant before the next date of hearing. He also tenders unconditional apologies for delay occurred in this case. He has also sent the gist of the information mentioning number of pages to be supplied, which is taken on record.

3. Accordingly, one last opportunity is granted to the respondent-Public Information Officer to supply the complete information to the complainant before the next date of hearing as has been assured by the respondent-Public Information Officer. Sh. Balwinder Singh, Panchayat Secretary is also hereby, warned, if he does not comply with the commission's order this time too, a departmental action will also be recommended against him.

4. Also the Block Development and Panchayat officer, Shahkot is directed to ensure that the complete information be supplied by Shri Balwinder Singh, Panchayat Secretary to the complainant failing which the penalty provisions will be invoked against him as per RTI Act, 2005 as the RTI application was filed to the Block Development and Panchayats Officer.

5. To come up on 25.5.2021 at 12.30 PM to be heard through video Conference Facility available in the office of the Deputy Commissioner Jalandhar/Cisco Webex.

Dated: 18.5.2021

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

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Sh.Prem Singh M 8699780800

Village Nawa Salehshah,

Tehsil and District Fazilka

....Appellant

Vs

Sh. Malkiat Singh,

Public Information Officer **(By name)**

o/o Block Development and Panchayats Officer,

Block Fazilka,

Fazilka

Regd

First Appellate Authority

o/o District Development and Panchayats Officer,

Fazilka.

....Respondents

Appeal Case No. 2323 of 2020

(Cisco Webex/Telephone Proceedings)

Present:- Sh. Prem Singh, appellant, on telephone.

None on behalf of the respondents. M 9855553367 6284296798
9501017601.

ORDER

This order may be read with reference to the previous order dated 3.3.2021 vide which the case was adjourned for 8.4.2021 but the case could not be heard due to administrative reasons the case was further adjourned for today i.e. 18.5.2021.

2. The appellant states that he is not satisfied with the reply of the respondents and requested that the directions may be issued to the respondent-Public Information Officer to supply the complete information.

3. None is present on behalf of the respondents. Also no reply has been received from the office of the Block Development and Panchayats Officer, Fazilka regarding show cause notice issued on 3.12.2020. The perusal of the file shows that in this case, application for information was filed on 10.06.2020 but after a lapse of more than eleven months, incomplete information has been supplied to the appellant. It is, thus apparent from the response of the respondent-Public Information Officer that there has been delay in providing the information. Appellant had also suffered financial loss in getting the information. There are systemic deficiencies in the manner of receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

4. **I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 5000/- (Rupees Five thousand only) by way of compensation to the Appellant. This amount shall be payable by the office of the Block Development and Panchayats Officer, Fazilka from the State Exchequer before the next date of hearing.**

5. Also the respondent-Public Information Officer is directed to file the specific reply/supply the information in this case before the next date of hearing failing which the penalty provisions will also be invoked.

6. To come up on 1.7.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka/cisco webex.

Sd/

(Suresh Arora)

Dated: 18.5.2021

Chief Information Commissioner, Punjab.

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Whatsapp No. 62848-20189



Sh. Harnek Singh s/o Rakha Singh 9872590758

VPO Chaklan, Tehsil Chamkaur Sahib,

District Ropar.

....Appellant

Vs

Sh. Harkeet Singh

Registered

Public Information Officer

o/o Block Development and Panchayats Officer,

Block Morinda, District Ropar.

First Appellate Authority

o/o District Development and Panchayats Officer,

Mini Secretariat, Ropar.

....Respondents

Appeal Case No. 1308 of 2020

(Cisco webex/phone Proceedings)

Present:- Sh. Harnek Singh, appellant.(On Phone)

Shri Nazar Singh, Superintendent on behalf of the respondents.(Telephone)

Order

This order may be read with reference to the previous order dated 29.1.2021 vide which the case was adjourned to 26.2.2021 and Shri Harkeet Singh respondent Public Information Officer was issued a show cause notice under section 19(8) for non supply of issue of demarcation of the streets. This case was adjourned to 8.4.2021 but could not be heard due to administrative reasons and further fixed for hearing today i.e. 18.5.2021.

2. The Commission has received a letter bearing no. 1292 dated 18.5.2021 from the office of Block Development and Panchayat Officer-cum-Public Information Officer is taken on the record and the relevant portion of the same is reproduced below:-

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਅਤੇ ਹਵਾਲਾ ਅਧੀਨ ਪੱਤਰ ਸਬੰਧੀ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਸਰਪੰਚ ਗਰਾਮ ਪੰਚਾਇਤ ਚੱਕਲਾਂ ਵੱਲੋਂ ਨਿਮਨਹਸਤਾਖਰ ਦੇ ਦਫਤਰ ਵਿਖੇ ਲਿਖਤੀ ਦਿੱਤਾ ਗਿਆ ਹੈ ਕਿ ਖਸਰਾ ਨੰ:109 ਗਲੀ ਅਤੇ ਖਸਰਾ ਨੰ: 123 ਗਲੀ ਜੋ ਕਿ ਪਹਿਲਾਂ ਹੀ ਖੜਵੈਜੇ/ਇੰਟਾਂ ਦੀ ਬਣੀ ਹੋਈ ਸੀ। ਜੋ ਕਿ ਸਾਬਕਾ ਪੰਚਾਇਤ ਵੱਲੋਂ ਪੁੱਟ ਕੇ ਸੀਮੇਂਟ ਦੀ ਬਣਾਈ ਗਈ ਸੀ। ਪਹਿਲਾਂ ਬਣੀਆਂ ਪੰਚਾਇਤ ਦੀਆਂ ਗਲੀਆਂ ਨੂੰ ਸੀਮੇਂਟ ਦੀ ਬਣਾਉਣ ਲਈ ਨਿਸ਼ਾਨਦੇਹੀ ਦੀ ਜ਼ਰੂਰਤ ਨਹੀਂ ਸੀ ਕਿਉਂਕਿ ਜੇਕਰ ਕੋਈ ਨਵੀਂ ਗਲੀ ਪੰਚਾਇਤ ਵੱਲੋਂ ਬਣਾਈ ਜਾਣੀ ਹੁੰਦੀ ਹੈ ਤਾਂ ਉਸਦੀ ਨਿਸ਼ਾਨਦੇਹੀ ਕਰਵਾਉਣੀ ਜ਼ਰੂਰੀ ਹੈ। ਇਸ ਲਈ ਉਕਤ ਗਲੀਆਂ ਨੂੰ ਦੁਬਾਰਾ ਬਣਾਉਣ ਲਈ ਨਿਸ਼ਾਨਦੇਹੀ ਦੀ ਜ਼ਰੂਰਤ ਨਹੀਂ ਸੀ ਇਸ ਲਈ ਨਿਸ਼ਾਨਦੇਹੀ ਨਹੀਂ ਕਰਵਾਈ ਗਈ ਸੀ। ਰਿਪੋਰਟ ਪੇਸ਼ ਹੈ ਜੀ।

3. The appellant showed his satisfaction with the reply given by the Block Development and Panchayats Officer sent to him through whatsapp during the course of hearing. He has also requested for a hard copy of the same. He also states that he has no objection, if the case is closed. Therefore, a copy **of the letter sent by the Block Development and Panchayats Officer is being sent along with the order.** According to the submissions made by the appellant no further action is required to be taken to supply the information in this case and the case is closed. However, no reply has been received from Shri Harkeet Singh Block Development and Panchayat Officer regarding show cause notice issued to him. One last opportunity is granted to submit his reply regarding show cause notice issued to him failing which an ex-parte decision will be taken on the next date of hearing.

4. To come up on 17.6.2021 at 12.30 PM to be heard through Cisco webex.

Sd/

(Suresh Arora)

Dated: 18.5.2021

Chief Information Commissioner,
Punjab.

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Sh. Tejinder Singh Advocate, R/o Village Bholapur, PO Ramgarh,
Chandigarh Road,

Ludhiana-141123.M : 9041004313

..Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana.

First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Sh. Sukhwinder Singh Gill,
Public Information Officer-cum-
District Food & Supplies Controller,
District Ludhiana

Registered

Public Information Officer
o/o the Civil Surgeon,
District Ludhiana

....Respondents

Appeal Case No. 2450 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- None on behalf of the appellant.

Sh Kamal, Food Inspector on telephone Sh. Rakesh Civil Surgeon on
telephone on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 25.2.2021 vide which the case was adjourned for 8.4.2021 but the case could not be heard due to administrative reasons and the case was further adjourned for today i.e. 18.5.2021. The appellant has sought the following information:-

ਮੈਨੂੰ ਹੇਠ ਲਿਖੀ ਸੂਚਨਾ ਚਾਹੀਦੀ ਹੈ :-

1. ਇਹ ਕਿ ਕੈਰੋਨਾ ਮਹਾਂਮਾਰੀ ਦੌਰਾਨ ਜਿਲ੍ਹਾ ਮੈਜਿਸਟ੍ਰੇਟ ਕਮ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਸਾਹਿਬ ਨੇ 24-4-2020 ਤੋਂ 17-4-2020 ਤੱਕ ਕੁੱਲ ਕਿੰਨੇ ਹੁਕਮ ਜਾਰੀ ਕੀਤੇ ਗਏ, ਉਹਨਾਂ ਹੁਕਮਾਂ ਦੀ ਕਾਪੀ ਦਿੱਤੀਆ ਜਾਣ।
2. ਇਹ ਕਿ 22-4-2020 ਤੋਂ 17-4-2020 ਤੱਕ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਦਫਤਰ ਲੁਧਿਆਣਾ ਵਿਚ ਇਸ ਮਹਾਂਮਾਰੀ ਨਾਲ ਨਿਪਟਣ ਦੇ ਲਈ ਕਿਸ ਕਿਸ ਅਧਿਕਾਰੀ ਦੀ ਡਿਊਟੀ ਲੱਗਾਈ ਗਈ ਹੈ, ਉਹਨਾਂ ਅਧਿਕਾਰੀਆਂ /ਕਰਮਚਾਰੀਆਂ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।
3. ਇਸ ਸਮੇਂ ਦੌਰਾਨ ਕੇਂਦਰ ਸਰਕਾਰ ਜਾ ਪੰਜਾਬ ਸਰਕਾਰ ਵੱਲੋਂ ਰਾਸ਼ਨ ਦੀ ਖੋਪ ਜੋ ਵੰਡਣ ਲਈ ਜਾਰੀ ਕੀਤੀ ਗਈ ਸੀ. ਉਸ ਨੂੰ ਕਿਸ ਕਿਸ ਪਿੰਡ ਜਾ ਸ਼ਹਿਰ ਵਿਚ ਕਿੱਥੇ ਕਿੱਥੇ ਸੁਕਾ ਰਾਸ਼ਨ ਵੰਡਿਆ ਗਿਆ ਹੈ ਅਤੇ ਕਿਸ ਅਧਿਕਾਰੀ ਦੀ ਦੇਖਰੇਖ ਵਿਚ ਵੰਡਿਆ ਗਿਆ ਹੈ, ਉਸ ਦਾ ਪੂਰਾ ਬਿਊਰਾ ਦਿੱਤਾ ਜਾਵੇ।
4. ਇਸ ਸਮੇਂ ਦੌਰਾਨ ਸਰਕਾਰ ਵੱਲੋਂ ਕਿੰਨੇ ਲੋਕਾਂ ਨੂੰ ਭੋਜਨ ਖਵਾਉਣ ਲਈ ਲੰਗਰ ਤਿਆਰ ਕੀਤਾ ਜਾ ਰਿਹਾ ਸੀ, ਅਤੇ ਇਹ ਲੰਗਰ ਕਿੱਥੇ ਚਲਾਇਆ ਜਾ ਰਿਹਾ ਸੀ।
5. ਪੰਜਾਬ ਸਰਕਾਰ ਜਾ ਕੇਂਦਰ ਸਰਕਾਰ ਵੱਲੋਂ ਮਹਾਂਮਾਰੀ ਕੈਰੋਨਾ ਸਬੰਧੀ ਆਏ ਫੰਡਾਂ ਦਾ ਬਿਊਰਾ ਦਿੱਤਾ ਜਾਵੇ ਅਤੇ ਮੌਜੂਦਾ ਸਮੇਂ ਤੱਕ ਜਿਲ੍ਹਾ ਪ੍ਰਸ਼ਾਸਨ ਵੱਲੋਂ ਲੰਗਰ, ਰਾਸ਼ਨ, ਮੈਡੀਕਲ ਸਬੰਧੀ ਆਏ ਖਰਚਿਆਂ ਦਾ ਵੇਰਵਾ ਦਿੱਤਾ ਜਾਵੇ।

The replies so received from the respondents were sent to the appellant along with

Contd..P/2

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Appeal Case No. 2450 of 2020

-2-

the order with an advice to go through the same and point out deficiency, if any before the next date of hearing but neither the appellant is present nor any deficiency has been pointed out/received from him. Last opportunity is granted to the appellant to pursue his case failing which the ex-parte decision will be taken on the next date of hearing.

3. Also a show cause notice was issued to Shri Sukhwinder Singh Gill, District Food and Supplies Controller Ludhiana cum Public Information Officer under section 20(1) on dated 21.1.2021 but he has not filed any reply regarding show cause notice issued to him. Last opportunity is also granted to him to file the reply regarding show cause notice issued before the next date of hearing failing which the ex-parte decision will be taken.

3. To come up on 17.6.2021 at 12.30 PM to be heard through Cisco webex.

Dated: 18.5.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sector 16, Chandigarh.

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Sh. Surjit Singh Turna
VPO Mianwal Molvia,
Tehsil Shahkot
Distt. Jalandhar 144702 9855819313

....Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Block Shahkot, Jalandhar.

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

Sh. Balwinder Singh, Panchayat Secretary-cum-
Public Information Officer
c/o Block Development and Panchayats Officer,
Block Shahkot, Jalandhar.

....Respondents

Appeal Case No. 2155 of 2020

(Cisco Webex/Telephone proceedings)

Present:- Sh. Surjit Singh Turna, appellant at Chandigarh .
Shri Sukhwinder Kaur, Supdt 9592855445 and Sh. Balwinder Singh, Panchayat
Secretary 9856600013.

ORDER

This order may be read with reference to the previous order dated 25.2.2021 vide which the case was adjourned for 8.4.2021 but the case could not be heard on that day so the case was further adjourned for hearing today i.e. 18.5.2021.

2. The appellant sought the information pertaining to interlock tiles installed at Phirni (ਫਿਰਨੀ) of Village Mianwal Molvia (ਮੀਆਵਾਲ ਮੌਲਵੀਆ) from the residence of Sh. Charanjit Singh s/o Sh. Udhham Singh to Sh. Ram Lubhaya s/o Kartar Chand).

3. The appellant states that he has received the complete information except the copies of bills. Since, the copies of the bills was sent by the respondents through whatsapp, therefore, a copy of the same is sent to the appellant during the hearing. After going through the same, the appellant states that he is satisfied with the information, so supplied by the respondents. A copy of the bills is also being **sent** to the appellant along with this order.

4. Since, the complete information has already been supplied by the respondent-Public Information Officer, therefore, this case is closed to provide the information. A show cause was issued to Sh. Balwinder Singh, Panchayat Secretary but no reply has been received from him. Due to on-going corona pandemic one last opportunity is granted to the Panchayat Secretary to file the reply regarding show cause notice issued to him failing which ex-parte decision will be taken on the next date of hearing.

5. To come up on 31.5.2021 at 12.30 PM to be heard through video Conference Facility available in the office of the Deputy Commissioner Jalandhar/Cisco Webex.

Dated: 18.5.2021

sd

(Suresh Arora)

Chief Information Commissioner, Punjab.