

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111,

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Vijay Kumar Kansal,
S/oDev Raj,
H.No.491/9,Krishna Basti,
Dev Street,Samana,
District Patiala.

Versus

Public Information Officer,
XEN Water Supply & Sanitation Division,
Gurdaspur.

Complaint Case No. 679 of 2019

PRESENT:

Vijay Kumar (Appellant)94170-13881
Harmanpreet Singh (for the Respondent)84700-98791.

ORDER:

- 1.TheComplainant Vijay Kumar Kansal filed an RTI application on 21.2.19 vide which the complainant sought information pertaining to the Water Supply Scheme in Malowal Block (Gurdaspur) from the PIO o/oWater Supply & Sanitation Division, Gurdaspur. When no information was forthcoming beyond the stipulated period of 30 days, the complainant filed complaint in the Commission on 6.8.19.
- 2.Notice was issued to the parties for the first hearing in the Commission on 18.9.19.
- 3.The respondent PIO, represented by APIO Harmanpreet Singh, SDO, Water Supply & Sanitation Division, Gurdaspur has stated that the information was sent by Registered Post on 17.9.19.But this a complaint case and it is incumbent upon the respondent PIO to explain the long delay in furnishing the requested information.
4. The respondent PIO is directed to submit a written reply stating the reasons for this delay. This reply may be sent by E-mail to this Commission at the first instance.
5. **Next hearing on 25.10.19.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh.
18.9.19.

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Dev Street,Samana,
District Patiala.

Versus

Public Information Officer,
XEN Water Supply & Sanitation Division,
Gurdaspur (EE-2), Gurdaspur.

Complaint Case No. 680 of 2019

PRESENT :

Vijay Kumar (Appellant)94170-13881.
Mandeep Singh (for the Respondent)99884-24645.

ORDER :

1. The Complainant Vijay Kumar Kansal filed an RTI application on 30.05.19 vide which the complainant sought information pertaining to the Water Supply Scheme in village KullianMahasha of the Dina Nagar Block (Gurdaspur) from the PIO o/o Water Supply & Sanitation Division, Gurdaspur. When no information was forthcoming beyond the stipulated period of 30 days, the complainant filed complaint in the Commission on 6.8.19.

2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.

3. The respondent PIO, represented by Mandeep Singh, clerk, Water Supply & Sanitation Division, Gurdaspur(EE-2) stated that the information was sent to the complainant on 5.8.19. But this is a complaint case and it is incumbent upon the respondent PIO to explain the long delay in furnishing the information.

5. The respondent is directed to submit written reply stating such reasons. This may be sent to the Commission by E-mail at the first instance.

6. **Next hearing on 25.10.19.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

18.9.19.

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Sham Singh,
s/o Amar Singh,
Village Naraingarh Jhungian,
PO Chhat, Tehsil Dera Bassi,
District Mohali.

Versus

Public Information Officer,
XEN Water Supply & Sanitation Department,
Division-2, Phase-1,
Mohali.

Complaint Case No. 686 of 2019

PRESENT :

Sham Singh (Appellant) is ABSENT
Arun Kumar (for the Respondent) 99884-24645.

ORDER:

1. The Complainant Sham Singh, a retired pump operator, filed RTI application on 30.5.19 vide which he sought details regarding his own pension, leave encashment and GPF from the PIO O/o Executive Engineer Water Supply & Sanitation, Division One, Mohali. When no response was forthcoming beyond the stipulated 30 days, he filed a complaint under Section 18 of the RTI Act to this Commission on 6.8.19.
2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.
3. The respondent PIO, represented by Arun Kumar, Senior Division Accounts Officer, submitted that the requested information was supplied to the complainant on 30.8.19. A copy of the same has also been received in the Commission.
4. This Commission directs the respondent PIO to deliver the information to the complainant by hand and submit proof of receipt to this Bench.

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5. Also, since this is a complaint case, the respondent PIO is directed to submit written reply for giving reasons for 2 month delay in supplying the information.

6. **Next hearing on 25.10.19.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

18.9.19.

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Ashok Kumar

S/o Ram Prashad,
Radha Ramn Mil,
KilliChuharchak Road,
Ajitwal (Moga).

Versus

Public Information Officer,

o/o District Manager,
Punjab Warehousing Corporation,
Moga.

First Appellate Authority,

o/o Managing Director,
Warehousing Corporation,
Punjab,
CHANDIGARH.

Appeal Case No. 2788 of 2019

PRESENT:

Satinderpal Singh Dhaliwal, Advocate (for the Appellant) 94172-65263

Taranjeet Kaur Bajwa, (for the Respondent) 98147-08284

ORDER :

1. The RTI application is dated 20.2.19 vide which the appellant sought information pertaining to the Warehousing Corporation's dealings with the Vishal Rice Mill at Ajitwal between 2004-05 and 2009-10, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 01.8.19 and the second appeal was filed in the Commission on 1.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)

2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.

3. The respondent PIO, Taranjeet Kaur Bajwa, cited the FAA's decision of 28.5.19 that the information requested by the appellant is exempt from disclosure as per Section 8(1)(d) of the RTI Act.

4. The appellant represented by Satinderpal Singh Dhaliwal, Advocate contends that the request for information is in the larger public interest. However, he has not been able to demonstrate such public interest.

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5. This Commission grants the appellant one more opportunity to furnish specific legal premise whereby the requested information must be disclosed to him.

6. Next hearing on 25.10.19.

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

18.9.19.

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Tejinder Singh (advocate),
Civil Court, Tehsil Complex,
Backside SanjhKendar,
Phillaur, District Jalandhar – 141123.

Versus

Public Information Officer,
o/o Municipal Council,
Patti.

First Appellate Authority,
Deputy Director, Local Govt.,
Amritsar.

Appeal Case No. 2795 of 2019

PRESENT :

Appellant is ABSENT

Respondent is ABSENT

ORDER:

1. The RTI application is dated 16.5.19 vide which the appellant has sought information pertaining to footpaths, encroachments, property transfers, fees collected for building plans and vehicles with the MC Patti. First appeal was filed with the First Appellate Authority (FAA) on 16.6.19 and the second appeal was filed in the Commission on 1.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)

2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.

3. Both parties are absent without intimation to the Commission. This Commission grants one more opportunity to appellant and respondent PIO to present their case.

4. **Next hearing 25.10.19.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

18.9.19.

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Jaswinder Singh,
S/o Surjit Singh,
Village Soja, PO Kalemajra,
Tehsil Nabha, District Patiala.

Versus

Public Information Officer,
o/o Divisional Forest Officer,
Patiala.

First Appellate Authority,
o/o Conservator of Forest, South Circle,
Patiala.

Appeal Case No. 2802 of 2019

PRESENT :

Jaswinder Singh (Appellant) is ABSENT
Paramjeet Singh, Clerk (for the Respondent) 99885-07346.

ORDER:

1. The RTI application is dated 7.3.19 vide which the appellant has sought information pertaining to various schemes being run by the Forest Department in 6 ranges of the Patiala district as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 18.4.19 and the second appeal was filed in the Commission on 1.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.
3. The appellant is absent and has informed the Commission by telephone that he will not be able to attend this hearing because of some personal matter.
4. The respondent PIO, represented by Paramjeet Singh, clerk, submitted that the requested information has not been given to the appellant because he has not deposited a sum of Rs.1,10,636.00 demanded from him on 8.4.19 as photocopying charges for the requested information.
5. This Commission is of the view that the requested information is far too voluminous and involves prohibitive cost to the appellant.

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6. The respondent PIO is directed to call the appellant for inspection of the available record, where after any information required by the appellant be made available to him on payment of photocopying charges.

7. The respondent PIO's representative has stated that the requested record is located at 6 different locations, so the appellant should be given adequate time (12 days) for inspection.

8. **Next hearing on 25.10.2019.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh

18.9.19

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Gurmeet Singh,
S/o Surmukh Singh,
2072, Bhai Mastan Singh Nagar,
Sri Mukatsar Sahib – 152026.

Versus

Public Information Officer,
o/o. Rajasthan Feeder,
Ferozepur Circle,
Ferozepur.

First Appellate Authority,
o/o. Superintending Engineer,
Ferozepur Canal Circle,
Ferozepur.

Appeal Case No. 2808 of 2019

PRESENT:

Gurmeet Singh, (appellant) is ABSENT - 95014-21959
Gurlal Singh, JE-cum-APIO (for the Respondent) 90233-04865

ORDER:

1. The RTI application is dated 4.5.19 vide which the appellant has sought information regarding allotment of works, utilization of funds and the Accountant General's audit from 2015 to 2019, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 12.6.19 and the second appeal was filed in the Commission on 2.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act).
2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.
3. The appellant is absent without intimation to the Commission.
4. The respondent PIO, represented by Gurlal Singh, JE, has submitted that the information was handed over to the appellant on 16.8.19 and he has brought a letter on which the appellant has signed his receiving.
5. This Commission is, however, not convinced and directs the respondent PIO to submit a copy of the information given to the appellant, to this Commission. The respondent PIO

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must also explain, in writing, the reasons for the 4-month delay in furnishing the information.

6. Next hearing 25.10.19.

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

18.9.19.

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Surinder Kumar,
S/o Rameshwar Dass,
78, Village Sarangpur,
Chandigarh.

Versus

Public Information Officer,
o/o. Registrar, Water Resources Department,
Chandigarh..

First Appellate Authority,
o/o. Director, Water Cell,
Water Resources, Punjab,
Chandigarh.

Appeal Case No. 2817 of 2019

PRESENT:

Surinder Kumar (Appellant) 98764-04005

Gopal Yakhmi, senior assistant (for the Respondent) 98152-45882

ORDER:

1. The RTI application is dated 12.6.18 vide which the appellant has sought information regarding the appointment of peons in June 1982, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 16.7.18 and the second appeal was filed in the Commission on 5.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act).
2. Notice was issued to the parties for the first hearing in the Commission on 18.9.19.
3. The respondent PIO, represented by Gopal Yakhmi, senior assistant, submitted that the information, as available in the official record, has already been handed over to the appellant prior to 8.8.18, as recorded in the proceedings of the FAA's hearing on that day.
4. The appellant, however, continues to express dissatisfaction with the documents furnished by the respondent PIO.
5. This Commission directs the respondent PIO to re-check the record and submit in writing that there is no other record pertaining to the RTI request made by the appellant.
8. **Next hearing on 25.10.19.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh.
18.09.2019.