

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Sh Gurpartap Singh, (M-9592885996)
H.No 150, Ram Nagar, Pathankot-145001

.....Appellant

..Vs

Public Information Officer,
O/o Guru Nanak Dev University, Amritsar
First Appellate Authority

O/o Vice Chancellor, Guru Nanak Dev University, Amritsar

.....Respondent

AC No. 2839 of 2020
Through CISCO WEBEX

Present : (i) Sh. Gurpartap Singh the appellant
(ii) For the respondent : Sh. Manjit Singh, Assistant Director

ORDER

The RTI application is dated 11.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 16.03.2020 and second appeal was filed in the Commission on 28.09.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.01.2021 in the Commission.

3. The appellant states that no information has been given to him so far.

4. The respondent states that the information, as available, in the record has been provided to the appellant.

5. Respondent is directed to file his proper specific reply on oath paper with a copy to the appellant. He is also directed to file his reply mentioning therein that there is no other information which is pending in the office record of the respondent and there is nothing left to be furnished to him.

6. To come up on **07.04.2021 at 11.00 AM** for further proceedings in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated : 19.01.2021

(Preety Chawla)
State Information Commissioner
Punjab

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Sh Gurpartap Singh, (M-9592885996)
H.No 150, Ram Nagar, Pathankot-145001

.....Appellant

..Vs

Public Information Officer,
O/o Guru Nanak Dev University, Amritsar
First Appellate Authority

O/o Vice Chancellor, Guru Nanak Dev University, Amritsar

.....Respondent

AC No. 2840 of 2020
Through CISCO Webex

Present : (i) Sh. Gurpartap Singh the appellant
(ii) For the respondent : Sh. Manjit Singh, Assistant Director

ORDER

The RTI application is dated 31.01.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 16.03.2020 and second appeal was filed in the Commission on 28.09.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.01.2021 in the Commission.
3. The appellant states that no information has been given to him so far.
4. After hearing both the parties and examining the case file, it is observed that the respondent has not filed proper specific reply. Hence, he is directed to send proper, specific reply to the Commission office with a copy to the appellant before the next date of hearing.
5. To come up on **07.04.2021 at 11.00 AM** for further proceedings in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated : 19.01.2021

(Preety Chawla)
State Information Commissioner
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ShGurpartap Singh, (M-9592885996)
H.No 150, Ram Nagar, Pathankot-145001

.....Appellant

..Vs

Public Information Officer,
O/o Guru Nanak Dev University, Amritsar

First Appellate Authority
O/o Vice Chancellor, Guru Nanak Dev University, Amritsar

.....Respondent

AC No. 2841 of 2020
Through CISCO Webex

Present : (i) Sh. Gurpartap Singh the appellant
(ii) For the respondent : Sh. Manjit Singh, Assistant Director

ORDER

The RTI application is dated 07.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 16.03.2020 and second appeal was filed in the Commission on 28.09.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.01.2021 in the Commission.
3. The appellant states that no information has been given to him so far.
4. The respondent is directed to provide the information to the appellant except third party information. It is observed that the appellant has raised many queries in his RTI. He may take note that no information can be supplied, as the information which only exists in the record can be supplied, and the queries are not to be replied
5. To come up on **07.04.2021 at 11.00 AM** for further proceedings in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated : 19.01.2021

(Preety Chawla)
State Information Commissioner
Punjab

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ShGurpartap Singh, (M-9592885996)
H.No 150, Ram Nagar, Pathankot-145001

.....Appellant

..Vs

Public Information Officer,
O/o Guru Nanak Dev University, Amritsar
First Appellate Authority

O/o Vice Chancellor, Guru Nanak Dev University, Amritsar

.....Respondent

AC No. 2842 of 2020
Through CISCO Webex

Present : (i) Sh. Gurpartap Singh the appellant
(ii) For the respondent : Sh. Manjit Singh, Assistant Director

ORDER

The RTI application is dated 31.01.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 16.03.2020 and second appeal was filed in the Commission on 28.09.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.01.2021 in the Commission.
3. The appellant states that no information has been given to him so far.
4. Respondent states that the information demanded by the appellant is pending in the Hon'ble Punjab and High Court.
5. Today, both the parties mutually agreed that the applicant shall visit the office of respondent on **27.01.2021 at 11.00 AM** inspect the relevant records, identify the documents copies whereof are required by him; and the respondent shall provided copies thereof, according to his RTI application, within a fortnight, in accordance with the relevant provisions of the RTI Act, 2005.
6. To come up on **07.04.2021 at 11.00 AM** for further proceedings in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated : 19.01.2021

(Preety Chawla)
State Information Commissioner
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Sh Gurpartap Singh, (M-9592885996)
H.No 150, Ram Nagar, Pathankot-145001

.....Appellant

..Vs

Public Information Officer,
O/o Guru Nanak Dev University, Amritsar

First Appellate Authority
O/o Vice Chancellor, Guru Nanak Dev University, Amritsar

.....Respondent

AC No. 2843 of 2020
Through CISCO Webex

Present : (i) Sh. Gurpartap Singh the appellant
(ii) For the respondent : Sh. Manjit Singh, Assistant Director

ORDER

The RTI application is dated 31.01.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 16.03.2020 and second appeal was filed in the Commission on 28.09.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.01.2021 in the Commission.
3. The appellant states that no information has been given to him so far.
4. After hearing both the parties and examining the case file, it is observed that the respondent has not filed proper specific reply. Hence, he is directed to send proper, specific reply to the Commission office with a copy to the appellant before the next date of hearing.
5. To come up on **07.04.2021 at 11.00 AM** for further proceedings in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated : 19.01.2021

(Preety Chawla)
State Information Commissioner
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Sh Gagnish Singh Khurana, Gen. Secy (M: 9814419611)
Focal Point 34, Acre Association (Mangli),
K-293, Phase-VIII, Focal Point, Ludhiana-141010

.....Appellant

..Vs

Public Information Officer,
O/o General Manager, PSIEC, 18 Himalaya Marg,
Udyog Bhawan Sector 17, Chandigarh

First Appellate Authority
PSIEC, 18 Himalaya Marg,
Udyog Bhawan Sector 17, Chandigarh

.....Respondent

AC No. 950 of 2020
(Through CISCO-WEBEX)

Present (i) Sh Gagnish Singh Khurana, Appellant (9814419611)
(ii) Smt. Ashima Aggarwal, Assistant Town Planner (998874505)

ORDER

This order may be read with reference to the previous order dated 03.11.2020 vide which a show cause notice was issued to the respondent-PIO.

2. The appellant Sh. Gagnish Singh states that no information has been given to him so far.
3. Smt. Ashima Aggarwal is appearing on behalf of the respondent.
4. After hearing both the parties, it is observed that no information has been given to the appellant. The perusal of the file shows that the respondent has not attended any hearing in the Commission. He has even not bothered to send any reply to the Commission office, which shows that the respondent has no regard for the orders issued by the Commission. This is indeed a serious matter.
5. The RTI Act is meant for promoting transparency in governmental functioning by bringing to light governmental actions done behind closed doors so that the common man is kept well informed of the goings on in the public authorities with a view to strengthening democracy. The RTI Act 2005 is not to be used as a substitute for availing of services available under various statutes for matters not involving the bringing to light the mannerism of / flaws in the working of public authority.

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AC No. 950 of 2020

6. In view of the defying attitude of the respondent-PIO (Sh. Devinder Pal Singh, GM (Personnel)-cum-PIO neither attending the court nor submitting any explanation for the delay in supplying the information within the time schedule as prescribed under the RTI Act 2005, the court comes to a logical conclusion that it is a fit case for the imposition of penalty amounting to Rs. 25000/- (Rupees Twenty five thousand only) on the PIO. But, taking a lenient view, I impose a penalty of **Rs. 10000/- (Rs. Ten thousand only)** on Sh. Devinder Pal Singh, GM (Personnel)-cum-PIO.

7. The Managing Director, o/o PSIEC is directed to deduct the amount of penalty of Rs. 100000/- from the salary of Sh. Devinder Pal Singh, GM (Personnel)-cum-PIO and deposited in the State Treasury in the following Head of Account and to report its compliance to the Commission:-

"0070-Other Administrative Services

60 other Services

800-Other Receipts

86-Fee under the RTI Act, 2005

8. To come up on **07.04.2021 at 11.00 AM** for further proceedings in the Commission office. Copy of the order be sent to the parties.

Sd/-

Dated : 19.01.2021

(Preety Chawla)

State Information Commissioner
Punjab

CC: 1. Sh. Devinder Pal Singh, GM (Personnel)-cum-PIO, o/o PSIEC, 18 Himalaya Marg, UdyogBhawan Sector 17, Chandigarh
2. Managing Director, o/o PSIEC, 18 Himalaya Marg, UdyogBhawan Sector 17, Chandigarh

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Sh. Narinder Singh, S/o ShKaram Singh,
Sunder Basti, Ward No.-15, Distt Patiala-147105

.....Appellant

..Vs

Public Information Officer,
O/o Tehsildar, Pattran, Distt Patiala

First Appellate Authority,
O/o Tehsildar, Pattran, Distt Patiala

.....Respondent

AC No. 2400 of 2020
Through CISCO WEBEX

Present: (i) Sh. Narinder Singh, Appellant
(ii) For the Respondent: SmtAnjuBala, SrAsstt (M-97815-99308)

ORDERS

This order may be read with reference to the previous order dated 03.11.2020.

2. Today, the Appellant states that the information has not been provided to him so far.
3. The Respondent states that the information demanded by the Appellant is very voluminous. Hence, the information could not be provided. Further, the Respondent has also filed their reply in this regard. Copy of the same is taken on record.
4. The perusal of the file shows that that the information has not been provided to the Appellant so far. However, the Respondents has filed their reply mentioning therein that the information demanded by the Appellant is very voluminous. The appellant may take note that there is a judgment of The Supreme Court of India in Civil Appeal No. 6454 of 2011 Central Board of Secondary Education Vs Aditya Bandopadhyay and ors. has in its judgment dated 09.08.2011 observed as under -

(37 Indiscriminate and impractical demands or directions under RTI Act for disclosure of all and sundry information (unrelated to transparency and accountability in the functioning of public authorities and eradication of corruption) would be counter-productive as it will adversely affect the efficiency of the administration and result in the executive getting bogged down with the non-productive work of collecting and furnishing information. The Act should not be allowed to be misused or abused, to become a tool to obstruct the national development and integration, or to destroy the peace,

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AC No. 2400 of 2020

tranquility and harmony among its citizens. Nor should it be converted into a tool of oppression or intimidation of honest officials striving to do their duty. The nation does not want a scenario where 75% of the staff of public authorities spends 75% of their time in collecting and furnishing information to applicants instead of discharging their regular duties. The threat of penalties under the RTI Act and the pressure of the authorities under the RTI Act should not lead to employees of a public authorities prioritising 'information furnishing', at the cost of their normal and regular duties.)

5. However, on the request of the Appellant, an opportunity is given to the Appellant to state his case.
6. To come up on **07.04.2021 at 11:00AM in the Commission office**. Copy of the orders be sent to the parties.

Dated :19.01.2021

Sd/-
(Preety Chawla)
State Information Commissioner
Punjab