

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.
Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh.Prem Kumar Rattan
H.No.78/8, Park Road,
New Mandi, Dhuri
District Sangrur.

.....Appellant

Versus

Public Information Officer
O/o The Administrator,
New Mandi Township, Punjab,
Sector-35A, Chandigarh.

First Appellate Authority-cum-,
O/o The Administrator,
New Mandi Township, Punjab,
Sector-35A, Chandigarh.

...Respondents

AC No.4049/2019

Present: (i) Appellant is absent.
(ii) Sh.Bittu, Sr.Asstt., O/o Director, Colonization, Punjab, Chandigarh

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The appellant is absent for the second consecutive hearing without any intimation to the Commission. On the previous hearing, he was advised to visit the office of PIO to inspect the related records and get photocopies of documents needed by him.
3. On behalf of the PIO, Sh.Bittu, Senior Assistant comes present and states that the appellant has not visited the office of PIO. He further states that he has brought with him copies of documents already provided to the appellant and also shows the same to the Bench.
4. The appellant was contacted on phone, he expresses his dissatisfaction over the information supplied. The appellant insists on obtaining receipts of the notices issued by the Post Office regarding payment to the parties. On the asking of Bench, the representative of the PIO denies the availability of any such receipts in their official records.

Cont...2



-2-

AC No.4049/2019

5. The PIO is now directed to file an affidavit, within a week duly, attested by the Notary Public to the effect that whatever information as available in the records of their office related to RTI application- AC No.4049/2019 has been provided to the appellant. Apart from that, no other information as sought by the appellant is available with them and nothing has been concealed therein

6. With the aforesaid directions, no further action is called for. **The appeal is disposed off and closed.** Copies of the order be given to the parties.

**Chandigarh
19.02.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Harmit Singh Sidhu,
S/o Sh.Sher Singh
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Distt. Bathinda.

.....Appellant

Versus

Public Information Officer
O/o The Deputy Commissioner,
Bathinda.

First Appellate Authority-cum-
Commissioner, Faridkot Division,
Faridkot.

...Respondents

AC No.4051/2019

Present: (i), Appellant is absent.
(ii) None on behalf of the PIO.
(iii) Sh.Manjit Singh, Jr. Asstt. On behalf of First Appellate Authority

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The appellant is absent from the hearing without any intimation to the Commission.
3. Nobody has come present on behalf of the PIO. On behalf of the First Appellate Authority, Shri Manjit Singh, Jr. Asstt. comes present and produces a copy of letter dated 26.08.2019 vide which the RTI application has been transferred to Deputy Commissioner, Bathinda for necessary action, under Section 6(3) of the RTI Act.
4. On perusal of the file, it is observed that PIO was absent on the last date of hearing also. He was directed to provide the information to the appellant and also to appear in person for today's hearing. He has neither come present in person nor has supplied any information to the appellant. He was contacted on phone to clarify his position on the case as also his absence. He shows ignorance about today's hearing which is not acceptable as the orders of the Bench are uploaded on the PSIC Website within 48 hours of hearing and also sent by post.

Cont...2



-2-

AC No.4051/2019

5. The PIO has sent letter dated 14.01.2020 vide which he has requested to give another date for the hearing. Acceding to his request as a one time measure, the case is adjourned to next date of hearing. He is advised to come present in person on the next hearing and also ensure that the information is made available to the appellant before next date of hearing.

6. The Appellant is also advised to come present in person on the next date of hearing at Chandigarh. The representative of First Appellate Authority is, however, exempted from appearance in the court.

7. To come up for hearing on **23.03.2020 at 11.30 AM**. Copies of the order be sent to the parties.

**Chandigarh
19.02.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Manjit Singh
CR No.2/1528,
O/o Asstt. Inspector General of Police,
Zonal, C.I.D., Ferozepur.

.....Appellant

Versus

Public Information Officer
O/o Inspector General of Police,
Punjab Armed Police, Jalandhar.

First Appellate Authority,
O/o Director General of Police,
Armed Battalion, Punjab (Admn.Wing)
Chandigarh..

...Respondents

AC No.4053/2019

Present: (i) Appellant is absent.
(ii) Sh.Lakhwinder Singh, DSP, PAP, Jalandhar on behalf of PIO.

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The Appellant is absent for today's hearing.
3. On behalf of the PIO, Sh.Lakhwinder Singh, DSP, authorized to appear for today's hearing, comes present and produces a letter dated 13.02.2020 which is taken record. The perusal of the letter shows that the requisite information has been supplied to the appellant.
4. The appellant has also sent a letter dated 04.02.2020, confirming the receipt of information by him to his satisfaction.
5. In view of the above, no further intervention of the Commission is called for.

The appeal is disposed off and closed. Copies of the order be given to the parties.

Chandigarh
19.02.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.
Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Dr. Sandeep Kumar Gupta,
H.No.1722, Sector-14,
Hisar-125001.

.....Appellant

Versus

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

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

...Respondents

AC No.4062/2019

Present:

- (i) Appellant is absent.
- (ii) Sh.Manjit Singh, Assistant Registrar, Guru Nanak Dev University, Amritsar, on behalf of the PIO.

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The appellant is absent today. A letter dated 14.02.2020 has been received from him vide which he has expressed his inability to attend the hearing. He has further stated that there has been no response from the respondent.
3. Shri Manjit Singh, Assistant Registrar comes present on behalf of the PIO and states that the appellant has been supplied the requisite information. He also produces a copy of letter dated 14.02.2020 vide which the information has been supplied to the appellant. The same is taken on record. The Bench examines the information supplied.
4. The appellant was contacted on phone. He was apprised of the letter dated 14.02.2020 having been sent by the PIO to him. He initially denied having received the information but accepts the receipt of information on talking to the representative of PIO. He points out that no procedure for the empanelment of Advocates has been provided. On this, the representative of the PIO explains that there is no such laid down procedure in the University's official records.

Cont...2



-2-

AC No.4062/2019

5. After further deliberations with the representative of the PIO, the PIO is directed to file an affidavit duly attested by the Notary Public to the effect that whatever information as available on the records of University related to RTI application AC No.4062/2019 has been provided to the appellant. Apart from that, no other information as sought by the appellant is available with them and nothing has been concealed therein. The affidavit be filed within a fortnight.

6. With the aforesaid directions, no further action is called for. **The appeal is disposed off and closed.** Copies of the order be given to the parties.

Chandigarh
19.02.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.
Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Dr. Sandeep Kumar Gupta,
H.No.1722, Sector-14,
Hisar-125001.

.....Appellant

Versus

Public Information Officer
O/o Guru Angad Dev Veterinary &
Animal Sciences University, Ludhiana,

First Appellate Authority,
O/o The Registrar
Guru Angad Dev Veterinary &
Animal Sciences University, Ludhiana,

...Respondents

AC No.4063/2019

Present: (i) Appellant is absent.
(ii) Sh.Jarnail Singh, Clerk O/o Registrar, Guru Angad Dev Veterinary &
Animal Sciences University, Ludhiana, on behalf of the PIO.

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The appellant is absent today. A letter dated 14.02.20 has been received from him vide which he has expressed his inability to attend the hearing. He has further stated that incomplete information has been supplied to him.
3. Shri Jarnail Singh, Clerk comes present on behalf of the PIO and states that the appellant has been supplied the requisite information vide letter dated 14.02.2020. He also produces a copy letter dated 14.02.2020 vide which the information has been supplied to the appellant. The same is taken on record and examined by the Bench.
4. The appellant was contacted on phone today during the hearing, he was apprised of the information provided to him vide letter dated 14.02.2020. He claims that incomplete information stands supplied to him and the procedure for empanelment of Advocates has not been given in the information provided.

Cont...2



-2-

AC No.4063/2019

5. The representative of the PIO during further deliberations insists that complete information stands supplied and procedure for empanelment of Advocates does not exist in black and white in University's records.

6. The PIO is now directed to file an affidavit duly attested by the Notary Public to the effect that whatever information as available on the records of University related to RTI application-AC No.4063/2019 has been provided to the appellant. Apart from that, no other information as sought by the appellant is available with them and nothing has been concealed therein. The affidavit be filed within a fortnight.

7. With the aforesaid directions, no further action is called for. **The appeal is disposed off and closed.** Copies of the order be given to the parties.

**Chandigarh
19.02.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



Sh.Sanjeev Thakur
Village Gudha Khurd,
PO Madhopur Cantt.
Mohalla Rajput Nagar,
Tehsil & Distt. Pathankot.

.....Appellant

Versus

Public Information Officer

O/o Assistant Excise & Taxation
Commissioner, Pathankot.

First Appellate Authority-cum-,

Assistant Excise & Taxation
Commissioner, Pathankot.

...Respondents

AC No.4094/2019

Present: None of the parties.

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The appellant is absent. He has sent a letter dated 18.02.2020 stating that no information has been supplied to him and also requests for adjournment of the case.
3. Neither the PIO has come present in person nor has sent any authorized representative nor has sent any intimation in this regard. It is observed that he has absented himself from the hearing for the second consecutive time. On the last date of hearing, he was asked to provide the requisite information to the appellant and also to appear in person before the Commission, failing which action under Section 20(1) of the RTI Act would be initiated.
4. Since the PIO has failed to comply with the directions of the Bench given on the last date of hearing, the Assistant Excise & Taxation Commissioner, Pathankot/PIO is issued show cause notice to explain as to why action should not be taken against him for not attending the hearing in spite of orders of the Commission. He is directed to also file a written

Cont...2



-2-

AC No.4094/2019

Reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in not getting the information till date.

5. 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 a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.

6. The matter is adjourned. To come up for hearing on **23.03.2020 at 11.30 AM**.
Copies of the order be sent to the parties.

**Chandigarh
19.02.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



Sh. Ramandeep Singh Ahluwalia,
Ward No.18, Street NO.2,
Kartar Nagar, Amloh Road,
Khanna, Distt. Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o The Director,
Deptt. Of Local Govt., Punjab
Municipal Bhawan, Sector-35A,
Chandigarh.

First Appellate Authority-cum-,

Secretary to the Govt. of Punjab
Department of Local Govt.
Municipal Bhawan, Sector-35A,
Chandigarh.

Public Information Officer (REGD.)

O/o Executive Officer
Municipal Council, Khanna,
District Ludhiana.

...Respondents

AC No.4098/2019

Present:

- (i) Appellant is absent.
- (ii) Sh.Nitin Sood, Clerk, Directorate of Local Govt., Chandigarh
on behalf of PIO.

ORDER

1. This order may be read with reference to the order dated 15.01.2020 passed by the Bench on the last date of hearing.
2. The appellant is absent. He has sent an e.mail dated 19.02.2020 whereby he has requested for a short adjournment.
3. Shri Nitin Sood, Clerk O/o Director, Local Govt., Punjab comes present and produces authority letter to attend the hearing, which is taken on record. He reiterates the same statement as was made by Sh.Rajinder Kumar, Senior Assistant-cum-APIO, O/o Director, Local Govt., Punjab during last hearing regarding supply of information on Points No.1 & 2, but does not state anything regarding point No.3 which is to be supplied by the Municipal Council, Khanna. It was incumbent upon the PIO to obtain the information on Point No.3 from Municipal Council, Khanna and supply it to the appellant.

Cont..2



-2-

AC No.4098/2019

4. The Bench observes that the attitude of the PIO O/o Director, Local Govt., Punjab in not taking any action for the supply of complete information to the appellant as also on the part of PIO, Municipal Council, Khanna to remain silent even after the directions of Bench is viewed adversely.

5. The PIO, Municipal Council, Khanna is directed to comply with the directions given by the Bench on the previous hearing and is also impleaded as a respondent in the next hearing on 23.03.2020 and should come in person for the hearing.

6. With the aforesaid observations/ directions, the matter is adjourned. **Now the case will be heard on 23.03.2020 at 11.30 AM.** Copies of the orders be sent to the parties.

**Chandigarh
19.02.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh. Manpreet Singh,
R/o 113, Phase-3B-1,
Mohali.

.....Appellant

Versus

Public Information Officer

O/o Director, Food Civil Supplies &
Consumer Affairs Department,
Anaj Bhawan, Sector 39, Chandigarh.

First Appellate Authority,

Director, Food Civil Supplies &
Consumer Affairs Department,
Anaj Bhawan, Sector 39, Chandigarh.

Public Information Officer

O/o Principal Secretary, Department of
Food Civil Supplies & Consumer Affairs
Mini Secretariat, Chandigarh.

First Appellate Authority,

O/o Principal Secretary, Department of
Food Civil Supplies & Consumer Affairs
Mini Secretariat, Chandigarh.

...Respondents

AC No.4066/2019 along with
AC No.4068/2019

Present:

- (i) Sh.Manpreet Singh, Appellant.
(ii) Sh.Ajaivir Singh Sarao, Deputy Director, O/o Director, Food Civil
Supplies & Consumer Affairs Department/ PIO.

ORDER

1. This order may be read with reference to the order dated 27.01.2020 passed by this Bench on the last date of hearing.
2. The appellant comes present and states that he has not been supplied any information so far.
3. The PIO Sh.Ajaivir Singh Sarao comes present and reiterates his version made during the previous hearing that the appellant has already been intimated vide letter dated 19.12.2019 to the effect that since the enquiry on the complaint made by him is still pending and as such, he cannot be supplied information under Section 8(1)(d) and 8(1)(h) of

Cont...2

the RTI Act. He further states that his RTI application and his First Appeal has been thus disposed off.

4. On the asking of the Bench, the appellant narrates the facts leading to the filing of present RTI application. He states that an FIR had been got registered against him by the Department of Food, Civil Supplies and Consumer affairs way back in the year 2013, alleging shortage of rice stocks in his Sheller which he attributes to the sub standard paddy stocks transferred to him for milling and that the said FIR, was quashed by the Court. But the said FIR has left him with a stigma in the records of the Department as he has been included in the list of defaulter Rice millers, as a result, his business as well as reputation have been at stake as no business is given to the defaulter rice miller. He further states that after quashing of FIR registered against him, he has also filed a complaint against the officials of Punjab Agro Industries Corporation and PUNGRAIN to unearth the case of corruption and embezzlement and consequently, an FIR has been got registered by the Department on his complaint. Now he has demanded the further action taken on his complaint, i.e. the letter written by the Director, Food, Civil Supplies and Consumer Affairs, Punjab to the Principal Secretary to the Govt. of Punjab and thereafter, the letter written by the Principal Secretary to the Director General of Police, Punjab for constituting a Special Investigation Team for taking further action in the matter.

5. After discussions with the appellant as well as the PIO, the Bench observes that the appellant deserves a fair chance to prove his innocence as also expose corrupt practices, if any, in the Departments under question. Hence, the plea taken by the PIO to deny information to the appellant under Sections 8(1)(d) and 8(1)(h) of the RTI Act is over ruled. The PIO is directed to supply the information to the Appellant, however, sensitive portion(s) of the letters/ notings demanded, which are likely to have an adverse effect on the final outcome of the case, may be withheld.



-3-

AC No.4066/2019 & Ac-4068/2019

6. In case the information sought by the appellant does not exist in the official records, PIO is directed to file an affidavit to this effect duly attested by the Notary Public during the next hearing.

7. With the aforesaid directions, the case is adjourned. **To come up for hearing on 23.03.2020 at 11.30 AM.** Copies of the order be sent to the parties.

**Chandigarh
19.02.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**