



Sh Dinesh Kumar S/o ShDaulat Ram,  
R/o Village Ratewal (Neleware),  
Tehil Balachaur, Distt SBS Nagar.

... Appellant

Versus

**Public Information Officer,**  
O/o DC,  
Sri Mukatsar Sahib.

**First Appellate Authority,**  
O/o DC,  
Sri Mukatsar Sahib.

...Respondent

**Appeal Case No. 3683 of 2019**

**PRESENT:   None for the Appellant**  
**Sh.Avter Singh, DRO for the Respondent**

**ORDER:**     The appellant through RTI application dated 13.05.2019 has sought information regarding name of the officer who issued the voter card to Ms.Usha w/o Prem Chand EPIC No.JWY1249319 and date of issue and other information concerning the office of Deputy Commissioner, Sri Mukatsar Sahib. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 26.06.2019 which took no decision on the appeal.

The case was first heard on 28.01.2020. The respondent present pleaded that the information being 3<sup>rd</sup> party and not in public interest, it cannot be provided. Having gone through the RTI application, the Commission directed the PIO to provide the name of the officer and date of issue of voter card. The document regarding personal information may not be provided. The information be supplied within 10 days.

On the last date of hearing on **30.06.2020**, the appellant claims that the PIO has not provided the information. The respondent present pleaded that the information is 3<sup>rd</sup> party, it cannot be provided. In the hearing on 28.01.2020, directions were issued to the PIO to provide the name of the officer and date of issue of voter card. The document regarding personal information may not be provided. However, the PIO did not comply the order of the Commission.

The PIO was given one last opportunity to comply with the earlier order of the Commission and provide the information to the appellant within 10 days, otherwise the Commission will be constrained to take action under section 20 of the RTI Act against PIO.

**Hearing dated 19.08.2020:**

The case has come up for hearing today through video conferencing at DAC Sri Mukatsar Sahib. The respondent present pleaded that in compliance with the order of the Commission, the information has been supplied to the appellant and a copy of the same sent to the Commission via email.

The appellant is absent. Having gone through the RTI application and the information supplied by the PIO, the Commission finds that the information has been provided to the best possible extent and no further course of action is required.

The case is **disposed off and closed**.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

ShBachanLal,  
S-20/219, KhanpurChowk,  
(Near Ice Factory), Pathankot.

... Complainant

Versus

**Public Information Officer,**  
O/o PSPCL,  
The Mall, Patiala.

...Respondent

**Complaint Case No. 869 of 2019**

**PRESENT:   None for the Complainant**  
**Sh.Kuldeep Singh, Addl. SE-PSPCL Pathankot for the Respondent**

**ORDER:**

The case was first heard on 18.02.202. The complainant claimed that the PIO has not provided the information. From the record, it was not clear that what information the complainant exactly requires. After hearing the complainant, the Commission observed that the complainant was seeking the criteria which the department uses while putting up poles especially distance from boundary wall and pole to pole distance.

Since in this particular case, the complainant had come to the Commission without going to the First appellate Authority, the case was remanded back to the First Appellate Authority with the direction to consider and dispose off the appeal within 30days from the receipt of this order.

However, there had been an enormous delay of more than one year in handling the RTI application. The Commission received a letter from Nodal Officer/RTI Cell, PSPCL Patiala whereby they had asked the PIO-cum-Deputy Chief Engineer/Operation Div, PSPCL Gurdaspur to provide the information and attend the hearing.

The PIO-cum- Deputy Chief Engineer/Operation Div, PSPCL Gurdaspur was absent. The PIO-cum-Dy Chief Engineer, Operational Division, PSPCL Gurdaspur was issued a **show cause notice under Section 20 of the RTI Act 2005 and directed to file reply on an affidavit.**

**The case was** last heard on **29.06.2020**. The PIO-cum- Deputy Chief Engineer/Operation Div, PSPCL Gurdaspur was absent nor had sent any reply to the show cause notice. The respondent present did not know about the case. The First Appellate Authority had not taken any decision.

Giving the benefit of doubt to the First Appellate Authority due to the lockdown, the First Appellate Authority was again directed to look at the RTI application of the complainant who is seeking the criteria which the department uses while putting up poles i) from boundary wall and ii) pole to pole distance. The First Appellate Authority to dispose off the appeal within a period of 30 days.

The PIO-cum- Deputy Chief Engineer/Operation Division, PSPCL Gurdaspur was given one last opportunity to appear personally on the next date of hearing alongwith written reply to the show cause notice on an affidavit.

**Hearing dated 19.08.2020:**

The case has come up for hearing today through video conferencing at DAC Patiala. The respondent present pleaded that the complete information has been provided to the complainant and the complainant has received the same. The complainant vide letter received in the Commission on 17.08.2020 has informed that he has received the information and is satisfied.

The respondent has submitted reply to the show cause notice on an affidavit which has been taken on the file of the Commission. The PIO has appeared on Whatsapp.

In the reply, the PIO has stated that since the letters issued to the complainant were returned by the postal department due to the reason that the address of the recipient was not correct, the information was delayed. Now the complete information has been supplied to the complainant.

Taking a lenient view, the plea of the PIO is accepted and the show cause is dropped.

No further course of action is required. The case is **disposed off and closed**.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**CC to 1. PIO-cum- Deputy Chief Engineer**  
**Operation Div, PSPCL Gurdaspur**

Sh Raj Singh, S/o Shlshar Singh,  
Village Todarwal, P.O Babarpur,  
Tehsil Nabha, Distt Patiala.

... Appellant

Versus

**Public Information Officer,**  
O/o SSP,  
Patiala.

**First Appellate Authority,**  
O/o IGP, Patiala Range,  
Patiala.

...Respondent

**Appeal Case No. 1764 of 2019**

**PRESENT: Sh.Raj Singh as the Appellant**  
**None for the Respondent**

**ORDER:**

The case was first heard on 18.09.2019. The appellant through RTI application dated 26.11.2018 sought information regarding FIR No.34/2017 PS - enquiry report alongwith copies of zimnies from the office of SSP Patiala.

The respondent present submitted a letter dated 16.09.2019 from the PIO stating that since as per report of concerned police station, the challan has been presented in the court, thus information cannot be provided and the reply has been sent to the appellant. The appellant was absent. The case was adjourned.

On the next date of hearing on **10.12.2019**, the respondent present pleaded that since the investigation is complete and the challan alongwith the case file has been presented in the court, the information cannot be provided. The appellant was absent and vide email had sought adjournment.

On the date of hearing on **17.02.2020**, the respondent present pleaded that since the challan alongwith complete record has been presented in the court, the information cannot be provided. The copy of FIR was provided to the appellant during the hearing. The respondent was directed to send appropriate reply to the appellant that why information on other points is being denied.

On the date of last hearing on **29.06.2020**, the appellant informed that he tried to get the documents from the concerned court on 09.03.2020, however, they have informed that the asked documents in copy form i.e. 1) complaint No.2344 dated 08.05.2017, 2) statement & other documents relating to this complaint, cannot be provided as they are not a part of the judicial file, neither mentioned in the challan report provided by police. The appellant also clarified other points of the information sought in the RTI application.

The respondent was absent nor has sent any reply. The PIO was directed to provide information on all points as clarified by the appellant, a copy of which was attached with the order for the PIO, as per RTI Act. However, the zimnies may not be provided.

**Hearing dated 19.08.2020:**

The appellant claims that the PIO has not provided the information. The Commission has received a letter on 07.08.2020 from the PIO-SSP Patiala stating that as per report of SHO Police Station, Bhadso, the challan has been presented in the court and the information cannot be provided. It is exempt under section 8(1) (h) of the RTI Act.

The appellant pleaded that he has already tried to get the information from the court but could not obtain since the court has informed that the asked documents in copy form cannot be provided as they are not a part of the judicial file, neither mentioned in the challan report provided by police.

The Commission observes that the PIO has simply applied section 8(1)(h) but has not explained the reasons for denial of the information. The PIO is stonewalling the information many times.

Barring the zimnies, I hereby direct the PIO that whatever discloseable information exists, it be provided to the appellant. If the PIO has to invoke any part of section 8(1), the PIO to write a clear speaking order.

The case is adjourned. To come up for compliance on **19.10.2020 at 11.00 AM** through video conference facility available in the office of **Deputy Commissioner, Patiala**.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
**Visit us: - [www.infocommpunjab.com](http://www.infocommpunjab.com)**



Sh.Bhagwant Singh, S/o Sh.Sukhdev Singh,  
R/o village Ageta, Tehsil Nabha,  
Distt Patiala.

... Complainant

Versus

**Public Information Officer,**  
O/o Chairman, PSPCL,  
The Mall, Patiala.

...Respondent

**Complaint Case No. 898 of 2019 and 910 of 2019**

**PRESENT: Sh.Bhagwant Singh as the Complainant**  
**Sh.Jaswinder Singh, Sr.Xen(Enforcement) PSPCL Patiala for the**  
**Respondent**

**ORDER:**

The case was first heard on 18.02.2020. The respondent present in CC-898/2019 pleaded that since the enquiry is pending and the information will be provided after the enquiry is completed. The Commission also received a letter on 10.2.2020 from the PIO-cum-Dy Chief Engineer/Enforcement, PSPCL Patiala stating that the enquiry is pending and the reply has been sent to the complainant vide letter dated 02.08.2019.

The commission observed that the complainant had also filed another complaint case No.910/2019 for seeking exactly the same information from the office of SDO(Rural)PSPCL Nabha. In this case, the Assistant Executive Engineer, Sub-Division(Rural) Nabha vide letter received in the Commission on 17.02.2020 had stated that the enquiry in this case was being conducted by Dy Superintending Engineer, Enforcement, PSPCL Patiala and sent copies of the correspondence done with them to the Commission.

The complainant highlighted that there is an ambiguity in the information that has been provided since in the document provided by the PIO in an earlier RTI application on 24.07.2017, it was stated that the account No.AP02/744 is in the name of Partap Singh s/o Bhag Singh. However, the reply submitted to the Commission by the AEE Nabha, it is stated that the account which was held in the name of Sh.Partap Singh s/o Sh.Bhag Singh has been transferred on 28.09.2006 vide new PDCO No.26/73152 in the name of Sh.Bhagat Singh s/o Sh.Kehar Singh with new account No.AP02/757.

Since the ambiguity pointed out by the complainant was justified, the Commission marked this to the Chief Engineer, Enforcement, PSPCL Patiala to look into the matter and ensure that the correct information is provided again and if there is any fraud, to conduct an enquiry and send enquiry report to the Commission.

Further since the information sought in CC-898/2019 was the same as sought in the CC No.910 of 2019, both the cases were clubbed together and the Chief Engineer, Enforcement, PSPCL Patiala was directed to provide complete status on the matter.

**Complaint Case No. 898 of 2019 and 910 of 2019**

The case was last heard on **29.06.2020** through video conferencing at DAC Patiala. The respondent present pleaded that they have issued a letter to the concerned Tehsildar to inform the khasra number of the property at which the connection was released.

**Hearing dated 19.08.2020:**

**The case has come up for hearing** through video conferencing at DAC Patiala. The complainant informed that the PIO has not provided the information. The respondent informed that the information has not been received from the Tehsildar.

The earlier order stands. The PIO is directed to procure the information from the concerned Tehsildar and provide to the complainant.

The case is adjourned. To come up for further hearing on **19.10.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Patiala.

Chandigarh  
Dated 19.08.2020

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

CC to :1. Chief Engineer, Enforcement,  
PSPCL, Patiala.

2. PIO-SDO(Rural),  
PSPCL Nabha



Sh Shakti Bhushan, S/o ShKrishanKaushal,  
Street Bhaini Sahib, Ward NO-8,  
Dhanola, DisttBarnala.

Appellant

Versus

**Public Information Officer,**  
O/o SDM-cum- Licensing & Registration Authority,  
Sri Mukatsar Sahib.

**First Appellate Authority,**  
O/o State Transport Commissioner,  
Sector17, Punjab, Chandigarh.

...Respondent

**Appeal Case No. 1977 of 2019**

**PRESENT: Sh.Shakti Bhushan as the Appellant**  
**None for the Respondent**

**ORDER:**

The case was first heard on 21.10.2019. Both the parties were absent. The case was adjourned.

The case was again heard on **08.01.2020**. The respondent present pleaded that since the information is 3<sup>rd</sup> party, it cannot be provided and the reply has been sent to the appellant. The appellant was absent and vide email has sought exemption due to illness.

Having gone through the record, the Commission observed that there is no document which establishes that the disclosure of information has a larger public interest. The appellant was directed to appear and convince the Commission that there is a larger public interest involved in the disclosure of information.

The case came up for hearing last on **15.06.2020** through **video** conference facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib. The respondent present pleaded that since the information is 3<sup>rd</sup> party, it cannot be provided. The appellant was absent nor had sent any documents which established that the disclosure of information has a larger public interest.

The appellant appeared late via phone and requested that he may be given one more opportunity to plead his case. The case was adjourned and the appellant was given one more opportunity to appear and plead his case.

**Hearing dated 19.08.2020:**

The case has come up for hearing through video conferencing at DAC Sri Mukatsar Sahib. As per information by DC office, due to strike, no staff of SDM office has appeared.

The appellant claims that the information has been denied by PIO O/o SDM Sri Mukatsar Sahib whereas the PIOs of other districts have supplied the information on the order of State Information Commissioners.



**Appeal Case No. 1977 of 2019**

Having gone through the RTI application and hearing the appellant, I invoke section 10 of the RTI Act and direct the PIO to provide copies of all the bill after severance of the record containing information which is exempt from disclosure i.e. names and addresses of the customers will not be disclosed.

To come up for further hearing on **20.10.2020 at 11.00 AM** through **video** conference facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib. The appellant may appear at Chandigarh.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

Sh Jang Bahadur, S/o Sh Jai Chand,  
R/o MandiAminganj, Roranwali,  
Tehsil & Distt Fazilka..

...Appellant

**Vs**

**Public Information Officer,**  
O/o Deputy Chief Engineer,  
DS Circle, PSPCL,  
Sri Mukatsar Sahib.

**First Appellate Authority,**  
O/o Chief Engineer, DS West,  
PSPCL, Bathinda.

...Respondent

**Appeal Case .No. 75 of 2020**

**PRESENT:     None for the Appellant**  
**Sh.Parampal Singh, Xen-PSPCL Sri Mukatsar Sahib for the respondent**

**ORDER:**

The appellant through RTI application dated 04.07.2020 has sought information regarding action taken on the application dated 06.05.2019 filed for status of the action taken on online complaints regarding non-supply of electricity for 8 to 20 hours and other information concerning the office of Deputy Chief Engineer, DS Circle, PSPCL Sri Mukatsar Sahib. The appellant was provided the information after which the appellant filed first appeal before the First Appellate Authority on 09.08.2019 which disposed off the appeal on 21.10.2019.

The case has come up for hearing today through video conferencing at Sri Mukatsar Sahib.

The respondent present pleaded that the information has been supplied to the appellant. The appellant vide email has informed that the information that has been provided is a created information and the PIO has not provided the action taken on his complaint.

The respondent informed that the complaint received online is passed out to the concerned complaint center and the reply is being sent by the complaint center which is an outside agency. However, there is no documentation.

The PIO is directed to procure from the concerned outsource agency, any document whether it is in computer form or hard copy and provide to the appellant.

The case is adjourned. To come up for further hearing on **20.10.2020 at 11.00 AM** through **video** conference facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

Sh.Deepakbholewasia S/o ShSurinder Kumar,  
R/o Mamdot Uttar,  
Tehsil & Distt Ferozepur.

...Appellant

**Vs**

**Public Information Officer,**  
O/o SDM  
-Cum- Registering & Licensing Authority,  
Sri Mukatsar Sahib.

**First Appellate Authority,**  
O/o State Transport commissioner,  
Punjab, Chandigarh.

Respondent

**Appeal Case .No. 30 of 2020**

**PRESENT:   None for the Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 18.08.2020 has sought information regarding registration numbers assigned to the vehicles which applied for registration coming from outside the State from 01.01.2018 to 15.08.2019, copies of old licenses on the basis of which new licenses were issued to LMV, Cabs, Buses, Road Rollers and other information concerning the office of SDM-cum-Registering & Licensing Authority, Sri Mukatsar Sahib. The appellant was provided the information after which the appellant filed first appeal before the First Appellate Authority on 30.09.2019 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at Sri Mukatsar Sahib.

Both the parties are absent. As per information by DC office, due to strike, no staff of SDM office has appeared.

The case is adjourned. To come up for further hearing on **20.10.2020 at 11.00 AM** through **video** conference facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**



Sh.Sukhman Singh, S/o Sh.Surjit Singh,  
R/o Village Kattian Wali, Tehsil Maolot,  
Distt. Sri Mukatsar Sahib.

... Appellant

Versus

**Public Information Officer,**  
O/o SDM,  
Sri Mukatsar Sahib.

... Respondent

**Complaint Case No. 464 of 2019**

**PRESENT:   None for the Complainant**  
**None for the Respondent**

**ORDER:**

The case was first heard on 10.09.2019. Both the parties were absent. There had been an enormous delay of one year in attending to the RTI application. The PIO was issued a **show cause notice under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** The PIO was directed to file reply on an affidavit

The PIO was again directed to send complete information to the appellant within 10 days.

The case was again heard on **04.12.2019**. Both the parties were absent. The PIO had also not sent reply to the show cause notice. The PIO was given one more opportunity and directed to file a reply to the show cause notice on an affidavit and be present on the next date of hearing otherwise the Commission will be constrained to take action under section 20 of the RTI Act.

The case was last heard on **02.03.2020**. Both the parties were absent. The PIO had also not sent reply to the show cause notice. The PIO was given one last opportunity to file a reply to the show cause on an affidavit and be present on the next date of hearing, otherwise, it will be presumed that the PIO has nothing to say on the matter and the Commission will act as per provisions of section 20 of the RTI Act.

**Hearing dated 19.08.2020:**

The case has come up for hearing today through video conferencing at Sri Mukatsar Sahib. Both the parties are absent. As per information by DC office, due to strike, no staff of SDM office has appeared.

The earlier order stands. The case is adjourned.

To come up for further hearing on **20.10.2020 at 11.00 AM** through **video** conference facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib.

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.**  
**Ph: 0172-2864114, Email: - [psicsic30@punjabmail.gov.in](mailto:psicsic30@punjabmail.gov.in)**  
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Sh Mahesh Chander,  
614-A, New Shastri Nagar,  
Near Bus Stand, Pathankot.

... Appellant

Versus

**Public Information Officer,**  
O/o XEN, Water Supply & Sanitation  
Division-1, Pathankot.

**First Appellate Authority,**  
O/o SE, Water Supply and Sanitation  
Village Jeewanwal Babri, P.O Sohal  
Circle Gurdaspur.

... Respondent

**Appeal Case No. 1194 of 2020**

**PRESENT: Sh. Mahesh Chander as the Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 15.04.2019 has sought information regarding any objection raised by the team of office of Accountant General Punjab during regular yearly audit on the annual confidential report/promotion/ACP of the appellant till his retirement date i.e. 31.10.2009 – any objection raised during pay fixation on the promotion/ACP as per order of the Punjab Govt for grant of promotion/ACP to the Govt employees and other information concerning the office of Xen-Water Supply & Sanitation Division No.1, pathankot. The appellant was provided the information after which the appellant filed first appeal before the First Appellate Authority on 23.05.2019 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Sri Mukatsar Sahib. The appellant claims that the PIO has not provided the information. The respondent is absent.

Having gone through the file, the Commission observes that the RTI application is not legible. The appellant is directed to send a legible or a typed copy of the application.

The Commission further observes that there has been an enormous delay of more than one and four months in attending to the RTI application. The Commission has taken a serious view of this and hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

To come up for further hearing on **21.09.2020 at 11.00 AM** through **video** conference facility available in the office of Deputy Commissioner, **Pathankot.**

**Chandigarh**  
**Dated 19.08.2020**

**Sd/-**  
**(Khushwant Singh)**  
**State Information Commissioner**