

PUNJAB STATE INFORMATION COMMISSION

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Shri Kuldip Singh,
S/o Shri Raghunath Dass,
Bazar Vakilan,
Hoshiarpur.

.....Appellant.

Vs

Public Information Officer,
O/o Secretary, School Education Punjab,
Chandigarh.

First Appellate Authority:
O/o Secretary, School Education Punjab,
Chandigarh.

.....Respondent

Appeal Case No. 66 of 2021

Present:- Shri Kuldip Singh, appellant is absent.
Ms. Bimla Maan, SPIO-cum-Suptd., Education-4 Branch, O/o Secretary, School
Education Punjab, Chandigarh is present.

O R D E R

Shri Kuldip Singh, appellant filed RTI application dated 10.06.2020 and sought some information from the PIO, O/o Secretary, School Education Punjab, Chandigarh.

Today the case is heard through CISCO Webex Meetings Software.

The appellant is absent today, whereas the respondent SPIO is present and she stated that the sought for information has earlier been sent to the appellant on 15.06.2021 and again the information has been sent to the appellant through registered post on 14.07.2021.

The Commission has received an e-mail sent by the SPIO, which is a copy of letter no. 196080/2021/1 dated 15.06.2021 along with copy of letter no.211019/2021/1 dated 14.07.2021 and the copies of information.

I have gone through the said letters vide which the sought for information has been sent to the appellant.

As the SPIO has resolved the matter involved in the RTI application and sent the sought for information to the appellant vide letter no. 196080/2021/1 dated 15.06.2021 and letter no.211019/2021/1 dated 14.07.2021, so the present appeal case is **disposed of and closed**.

Dated: 19.08.2021

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**



Shri Parminder Lal (Pammi),
S/o Shri Darshan Lal,
Navi Abadi Akalgarh Sudhar Bazar,
Tehsil Raikot, Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer,
O/o Panchayat Secretary,
Gram Panchayat, Navi Abadi,
Akalgarh, Block Sudhar,
Tehsil Raikot, Distt. Ludhiana.

First Appellate Authority:
O/o BDPO, Block Sudhar,
Ludhiana.

.....Respondent

Appeal Case No. 69 of 2021

Present:- Shri Parminder Lal (Pammi), appellant is absent.
Shri Gagan Gupta, PIO-cum-Panchayat Secretary, Gram Panchayat, Navi Abadi,
Akalgarh, Block Sudhar, Tehsil Raikot, Distt. Ludhiana is present.

O R D E R

Shri Parminder Lal (Pammi), appellant filed RTI application dated 07.09.2020 before the PIO, O/o BDPO, Block Sudhar, Distt. Ludhiana. The RTI application was transferred U/s 6(3) of the RTI Act, 2005 to the PIO-cum-Panchayat Secretary, Gram Panchayat, Navi Abadi, Akalgarh, Block Sudhar, Tehsil Raikot, Distt. Ludhiana vide letter dated 23.09.2020.

Today the case is heard through CISCO Webex Meetings Software.

The appellant is absent today, whereas the respondent PIO is present and he stated that in compliance to the Order passed by the Commission the excess amount of Rs.476/- has been sent to the appellant by way of Demand Draft No. 003002 dated 31.03.2021 along with duly attested affidavit filed by the Sarpanch of the concerned Gram Panchayat through registered post on 05.04.2021.

The Commission has received an e-mail sent by the PIO, which is a copy of letter dated 31.07.2021 along with a photocopy of postal receipt dated 05.04.2021, photocopy of Demand Draft No. 003002 dated 31.03.2021 and copy of duly attested affidavit dated 24.03.2021 and some other documents. All the documents are taken in the file of the Commission.

A show cause notice was issued to the PIO-cum-Panchayat Secretary, Gram Panchayat, Navi Abadi, Akalgarh, Block Sudhar, Tehsil Raikot, Distt. Ludhiana vide Order dated 17.06.2021 and in reply the PIO submitted that due to his transfer to District Bathinda, he could not supply the information timely and could not appear before the Hon'ble Commission and requested to drop the show cause notice. He further tendered unconditional apology and also requested to drop the show cause notice.

After hearing the PIO and after going through the reply submitted by the PIO it is clear that he is not personally liable for the delay in providing the information. So, the show cause notice issued to the PIO-cum-Panchayat Secretary, Gram Panchayat, Navi Abadi, Akalgarh is hereby dropped and filed.

As the PIO has complied with the order of the Commission and refunded the excess amount of assessed fee to the appellant and also filed a duly attested affidavit by submitting that due to calculation mistake he has written to the appellant to deposit Rs.1980/- as assessed fee, but the requisite information consists of only 689 pages and the information which was available in the office of the PIO has already been provided to the appellant. Hence the present appeal case is **disposed of and closed**.

Dated: 19.08.2021

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**



Shri Jaswinder Singh Brar,
S/o Shri Mohan Singh,
R/o Mahia Wala Khurd,
Tehsil Zira, Distt. Ferozepur.

..... Appellant

Vs

Public Information Officer,
O/o Sub Divisional Magistrate,
Tarn Taran.

First Appellate Authority,
O/o Deputy Commissioner,
Tarn Taran.

.....Respondent

Appeal Case No. 1256 of 2021

Present:- Shri Jaswinder Singh Brar, appellant is absent.
Shri Shivkaran Singh, Jr. Asstt. is present on behalf of the SPIO, O/o Sub
Divisional Magistrate, Tarn Taran.

O R D E R

Shri Jaswinder Singh Brar, appellant filed RTI application dated 25.11.2020 and sought some information from the SPIO, O/o Sub Divisional Magistrate, Tarn Taran.

Today the case is heard through CISCO Webex Meetings Software.

The appellant is absent today, whereas the respondent has appeared on behalf of the SPIO. The respondent stated that the sought for information/reply has been sent to the appellant through registered post vide letter dated 09.08.2021 and a copy of the same has also been sent to the Commission for compliance.

The Commission has received a mail sent by the SPIO on 12.08.2021, diarized vide no.17907, which is a copy of letter no.53 dated 09.08.2021 vide which the sought for information/reply has been sent to the appellant.

I have gone through letter no.53 dated 09.08.2021 and it is submitted by the SPIO that the appellant sought information regarding vehicle No. PB-46-E-0094, but the information cannot be provided to the appellant as the relevant record is involved in the police and departmental enquiry and whenever the investigation will be completed the sought for information will be provided to the appellant.

As per the reply of the SPIO the police and departmental enquiry is pending regarding the information sought by the appellant, so the information cannot be provided to the appellant at this stage. The present appeal case is **disposed of and closed** with the observation that whenever the inquiry will be completed in the concerned case, the attested copies of sought for information be sent to the appellant through registered post within 10 days and compliance be sent to the Commission.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



(Regd.) Shri Harjeet Singh, S/o Shri Balbir Singh,
C/o Creative Builders,
133 – Urban Estate, Ram Tirath Road,
Amritsar – 143105.

..... Appellant

Vs

Public Information Officer,
O/o Executive Engineer,
Panchayati Raj, P.W. Division, Punjab,
Vikas Bhawan, Sector-62, SAS Nagar – 160062.

First Appellate Authority,
O/o Superintending Commissioner,
Panchayati Raj, PW Circle,
Vikas Bhawan, Sector-62, SAS Nagar – 160062.

.....Respondent

Appeal Case No. 4112 of 2020

Present:- Shri Harjeet Singh, appellant is present.
Shri Maheshwar, (98155-54990), PIO-cum-Executive Engineer, Panchayati Raj,
P.W. Division, Punjab, SAS Nagar is present.

O R D E R

Shri Harjeet Singh, appellant filed RTI application dated 02.09.2020 and sought some information from the PIO, O/o XEN, Panchayati Raj, P.W. Division, Punjab, SAS Nagar.

Today the case is heard through CISCO Webex Meetings Software.

Both the parties are present today. The SPIO stated that as was directed vide Order dated 06.07.2021, the appellant has not visited the office.

The appellant stated that due to his personal reasons he could not visit the office of the SPIO.

I have heard both the parties and also discussed about the remaining information with both the parties. The respondent SPIO stated that the information which was available in the office has already been provided to the appellant and except that no other information is available in the office.

The appellant stated that the SPIO should submit a duly attested affidavit regarding this.

So, the SPIO is directed that he should send a duly attested affidavit to the Commission today itself by submitting that the information which was available in the office has already been provided to the appellant and except that no other information is remaining to be provided.

The Reader of the court is directed that the original affidavit, which will be sent by the SPIO be sent to the appellant through registered post along with copy of the Order. With this observation the present appeal case is **disposed of and closed**.

(Avtar Singh Kaler)

Dated: 19.08.2021

State Information Commissioner, Punjab

Encl: Original Affidavit.



Shri Santokh Singh,
S/o Shri Piara Singh,
R/o Malsian Patti Haweli,
Tehsil Shahkot,
Distt. Jalandhar.

.....Complainant.

Vs

Public Information Officer,
O/o BDPO, Shahkot,
Distt. Jalandhar.

.....Respondent

Complaint Case No. 957 of 2020

Present:- Shri Santokh Singh, complainant/applicant is present.
Shri Gurdial Singh, Panchayat Secretary, O/o BDPO, Shahkot, Distt. Jalandhar is present.

O R D E R

Shri Santokh Singh, complainant/applicant filed RTI application dated 29.06.2020 and sought some information from the SPIO, O/o BDPO, Shahkot, Distt. Jalandhar.

Today the case is heard through CISCO WEBEX MEETINGS Software.

Both the parties are present today.

The respondent stated that the sought for information along with demand draft of Rs.2,000/- as compensation has been provided to the applicant.

The Commission has received a mail sent by the BDPO, Shahkot on 12.07.2021, diarized vide no.15185, which is a copy of letter no.572 dated 02.07.2021 along with copy of letter no.83 dated 18.01.2021, copy of letter no. SPL-I dated 17.02.2021, copy of letter no.231 dated 01.02.2021 and copy of letter no.05 dated 27.01.2021. I have gone through all the letters sent by the respondent.

The complainant/applicant stated that he has received the information and the amount of compensation.

As the SPIO has provided the sought for information to the applicant and also paid the amount of compensation of Rs.2,000/-, so he has resolved the matter involved in the RTI application. Hence the present complaint case is **disposed of and closed**.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Shri Santokh Singh,
S/o Shri Piara Singh,
R/o Malsian Patti Haweli,
Tehsil Shahkot,
Distt. Jalandhar.

.....Complainant.

Vs

Public Information Officer,
O/o BDPO, Shahkot,
Distt. Jalandhar.

.....Respondent

Complaint Case No. 962 of 2020

Present:- Shri Santokh Singh, complainant/applicant is present.
Shri Davinder Singh, Panchayat Secretary, O/o BDPO, Shahkot, Distt. Jalandhar
is present.

O R D E R

Shri Santokh Singh, complainant/applicant filed RTI application dated 13.08.2020 and sought some information from the SPIO, O/o BDPO, Shahkot, Distt. Jalandhar.

Today the case is heard through CISCO WEBEX MEETINGS Software.

Both the parties are present today.

The respondent stated that the sought for information along with demand draft of Rs.2,000/- as compensation has been provided to the applicant.

The Commission has received a mail sent by the BDPO, Shahkot on 12.07.2021, diarized vide no.15185, which is a copy of letter no.572 dated 02.07.2021 along with copy of letter no.83 dated 18.01.2021, copy of letter no. SPL-I dated 17.02.2021, copy of letter no.231 dated 01.02.2021 and copy of letter no.05 dated 27.01.2021. I have gone through all the letters sent by the respondent.

The complainant/applicant stated that he has received the information and the amount of compensation.

As the SPIO has provided the sought for information to the applicant and also paid the amount of compensation of Rs.2,000/-, so he has resolved the matter involved in the RTI application. Hence the present complaint case is **disposed of and closed**.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Smt. Amritpal Kaur,
D/o Shri Surjan Singh,
R/o New Aatam Nagar, Gali No. 6/8,
Jagraon, Distt. Ludhiana.

.....Appellant.

Vs

Public Information Officer,
O/ o DSP, Jagraon,
Distt. Ludhiana.

First Appellate Authority:
O/o DSP, Jagraon,
Distt. Ludhiana.

.....Respondent

Appeal Case No. 2257 of 2020

Present:- Smt. Amritpal Kaur, appellant is absent.
ASI Harpreet Singh is present on behalf of the SPIO O/o DSP Jagraon, Distt.
Ludhiana.

ORDER

Smt. Amritpal Kaur, appellant filed RTI application dated 09.03.2020 and sought some information from the SPIO, O/o DSP Jagraon, Distt. Ludhiana.

Today the case is heard through CISCO Webex Meetings Software.

The appellant is absent today, whereas the respondent has appeared on behalf of the SPIO and he stated that the sought for information has been sent to the appellant through registered post on 10.08.2021 and a copy of the same has also been sent to the Commission for compliance.

The Commission has received an e-mail sent by the SPIO, which is a copy of letter no.307/RTI dated 18.08.2021 along with a copy of letter no.274/RTI dated 26.07.2021 and attested copies of information.

I have gone through the above said letter and it is submitted by the SPIO that in compliance to the Order dated 29.07.2021, the attested copies of information has been sent to the appellant through registered post on 10.08.2021 vide letter no.274/RTI dated 26.07.2021.

As the SPIO has complied with the Order of the Commission and sent the attested copies of information to the appellant through registered post vide letter no.274/RTI dated 26.07.2021, so the present appeal case is **disposed of and closed**.

Dated: 19.08.2021

**(Avtar Singh Kaler)
State Information Commissioner, Punjab**



Shri Bagga Singh,
S/o Shri Lal Singh,
R/o Ghudani Khurd, Tehsil Payal,
Distt. Ludhiana.

.....Complainant.

Vs

Public Information Officer,
O/o BDPO, Doraha,
Distt. Ludhiana.

.....Respondent

Complaint Case No. 495 of 2021

Present:- Shri Bagga Singh, complainant/applicant is present.
None present on behalf of the SPIO, O/o BDPO, Doraha, Distt. Ludhiana.

O R D E R

Shri Bagga Singh, complainant/applicant filed RTI application dated 12.09.2020 and sought some information from the SPIO, O/o BDPO, Doraha, Distt. Ludhiana. The SPIO has sent him information vide letter no.861 dated 22.02.2021. But being not satisfied with the information, the complainant/applicant filed complaint against the SPIO before the Punjab State Information Commission on 20.04.2021. The case was registered and allocated to the Bench. The Notice of hearing was issued to both the parties for today through **CISCO Webex Meetings Software**.

The complainant-applicant is present today whereas none appeared on behalf of the respondent.

The applicant stated that he had filed RTI application on 12.09.2020 before the SPIO-cum-BDPO, Doraha, Distt. Ludhiana and the BDPO has sent him incomplete information vide letter no. 861 dated 22.2.2021.

The applicant has filed RTI application on 12.09.2020 and the SPIO has sent the information to the applicant vide letter no. 861 dated 22.02.2021. A period of more than six months has been passed, but the applicant has not brought any deficiency to the notice of the SPIO till date. So, no complaint lies against the SPIO. Hence, the present complaint case is **disposed of and closed**.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab



Shri Arun Garg (Er.),
S/o Shri Sham Lal,
H.No. 40-41, Central Town,
Pakhawal Road, VPO Daad,
Ludhiana.

..... Complainant

Vs

Public Information Officer,
O/o SHO, Police Station,
Sarabha Nagar, Ludhiana.

.....Respondent

Complaint Case No. 498 of 2021

Present:- Shri Arun Garg (Er.), complainant/applicant is absent.
Inspector Paramdeep Singh, SPIO-cum-SHO, Police Station, Sarabha
Nagar, Ludhiana is present.

O R D E R

Shri Arun Garg (Er.), complainant/applicant filed RTI application dated 12.04.2020 and sought some information from the SPIO, O/o SHO, Police Station, Sarabha Nagar, Ludhiana. When no information was provided to the applicant by the SPIO, then he filed complaint against the SPIO before the Punjab State Information Commission on 22.04.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today through **CISCO Webex Meetings Software**.

The applicant is absent today, whereas Inspector Paramdeep Singh SPIO-cum-SHO, Police Station, Sarabha Nagar, Ludhiana is present and he stated that the information sought by the applicant is not related with the Police Station Sadar rather it is related with the Police Station Sarabha Nagar. He further stated that the complete sought for information has already been sent to the appellant through speed post on 25.06.2021.

The Commission has received a mail sent by the SPIO on 03.08.2021, diarized vide no. 17027, which is a copy of reply dated 28.06.2021 along with attested copies of information. I have gone through the said letter and it is submitted by the SPIO that the attested copies of the information has been sent to the applicant on 25.06.2021 through speed post.

As the respondent has sent the complete sought for information to the complainant-applicant, so no complaint lies against the SPIO. Hence, the present complaint case is **disposed of and closed**.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Shri Arun Garg (Er.),
S/o Shri Sham Lal,
H.No. 40-41, Central Town,
Pakhawal Road, VPO Daad,
Ludhiana.

..... Complainant

Vs

Public Information Officer,
O/o SHO, Police Station,
Sarabha Nagar, Ludhiana.

.....Respondent

Complaint Case No. 501 of 2021

Present:- Shri Arun Garg (Er.), complainant/applicant is absent.
Inspector Paramdeep Singh, SPIO-cum-SHO, Police Station, Sarabha
Nagar, Ludhiana is present.

O R D E R

Shri Arun Garg (Er.), complainant/applicant filed RTI application dated 12.04.2020 and sought some information from the SPIO, O/o SHO, Police Station, Sarabha Nagar, Ludhiana. When no information was provided to the applicant by the SPIO, then he filed complaint against the SPIO before the Punjab State Information Commission on 22.04.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today through **CISCO Webex Meetings Software**.

The applicant is absent today, whereas Inspector Paramdeep Singh SPIO-cum-SHO, Police Station, Sarabha Nagar, Ludhiana is present and he stated that the information sought by the applicant is not related with the Police Station Sadar rather it is related with the Police Station Sarabha Nagar. He further stated that the complete sought for information has already been sent to the appellant through speed post on 25.06.2021.

The Commission has received a mail sent by the SPIO on 27.07.2021, diarized vide no. 16341, which is a copy of reply dated 28.06.2021 along with attested copies of information. I have gone through the said letter and it is submitted by the SPIO that the attested copies of the information has been sent to the applicant on 25.06.2021 through speed post.

As the respondent has sent the complete sought for information to the complainant-applicant, so no complaint lies against the SPIO. Hence, the present complaint case is **disposed of and closed**.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

Shri Ravinder Pal Singh Chadha,
30, Banda Bahadur Nagar,
Jalandhar.

..... Complainant

Vs

Public Information Officer,
O/o Shivpuri Prabandhak Committee (Regd.),
Harnamdaspora,
Jalandhar.

.....Respondent

Complaint Case No. 503 of 2021

Present:- Shri Ravinder Pal Singh Chadha, complainant/applicant is present.
Advocate Shivam Malhotra is present on behalf of Shivpuri Prabandhak
Committee (Regd.), Harnamdaspora, Jalandhar.

ORDER

Shri Ravinder Pal Singh Chadha, complainant/applicant filed RTI application dated 13.02.2021 and sought some information from the Shivpuri Prabandhak Committee (Regd.), Harnamdaspora, Jalandhar. When no information was provided to the applicant by the respondent, then he filed complaint against the respondent before the Punjab State Information Commission on 20.04.2021. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today through **CISCO Webex Meetings Software**.

Shri Ravinder Pal Singh Chadha, complainant/applicant is present and Advocate Shivam Malhotra is present on behalf of Shivpuri Prabandhak Committee (Regd.), Harnamdaspora, Jalandhar.

The applicant filed RTI application on 13.02.2021 and sought information from Shivpuri Prabandhak Committee (Regd.), Harnamdaspora, Jalandhar.

Advocate Shivam Malhotra is present on behalf of Shivpuri Prabandhak Committee (Regd.), Harnamdaspora, Jalandhar and he stated that the respondent is a private Committee, which runs the affairs of the concerned Cremation Ground and is not a public authority as defined U/s 2(h), of the RTI Act, 2005. Section 2(h) reads as under:-

“public authority” means any authority or body or institution of self-government established or constituted,—

(a) by or under the Constitution;

(b) by any other law made by Parliament;

(c) by any other law made by State Legislature;

(d) by notification issued or order made by the appropriate Government, and includes any—

(i) body owned, controlled or substantially financed;

(ii) non-Government Organisation substantially financed, directly or indirectly by funds provided by the appropriate Government;

So, the Respondent Shivpuri Prabandhak Committee (Regd.), Harnamdaspora, Jalandhar does not come within the ambit of RTI Act, 2005 and no information can be asked from the respondent Committee.

So, as stated by Advocate Shivam Malhotra, the respondent Shivpuri Prabandhak Committee (Regd.), Harnamdaspora, Jalandhar is a private Committee, which runs the affairs of the concerned Cremation Ground and is not a public authority as per the definition of public authority as defined in Section 2(h) of the RTI Act, 2005. So, the Right To Information Act does not apply on the said committee and the application/complaint filed by the complainant is hereby **disposed of and closed**.

Dated: 19.08.2021

(Avtar Singh Kaler)
State Information Commissioner, Punjab.



Smt.Kumud Ghai,
205-B, Model Town Extn.,
Ludhiana.

..... Complainant

Vs

Public Information Officer,
O/o DPI (SE), Punjab,
Chandigarh.

(Regd.) Public Information Officer:
O/o Secretary, School Education,
Vidhya Bhawan, Phase-8,
Sector 62, Mohali.

.....Respondent

Complaint Case No. 882 of 2020

Present:- Smt. Kumud Ghai, complainant/applicant is absent.
Ms. Veena Verma, Superintendent (89687-98988), O/o Secretary, School
Education, Mohali is present.

O R D E R

Smt. Kumud Ghai, complainant/applicant filed RTI application dated 19.05.2020 and sought some information from the SPIO.

Today the case is heard through CISCO Webex Meetings Software.

The complainant-applicant is absent today, whereas Ms. Veena Verma, Superintendent, O/o Secretary, School Education, Mohali is present.

The Respondent stated that in compliance to the order dated 04.08.2021 passed by the Commission, the information regarding point no. 2 and 3 has been received from the office of the District Education Officer (EE), Ludhiana vide letter No. 2021256771 dated 29.07.2021 and regarding point no. 4, the information has been received from the office of the Punjab School Education Board vide letter No. PSSB-SSS(P/A-2021/216 dated 12.08.2021 and accordingly the information has been sent to the applicant vide letter dated 12.08.2021 and copy has been sent to the Commission for compliance.

The Commission has received a mail sent by the SPIO on 17.08.2021, diarized vide no.18203, which is a copy of letter dated 12.08.2021 along with copy of letter no.2021264506 dated 04.08.2021, copy of letter dated 19.03.2020, copy of letter no. PSSB-SSS(P/A-2021/216 dated 12.08.2021 and some other documents.

I have gone through the letters sent by the respondent vide which the sought for information has been sent to the applicant. The SPIO has resolved the matter involved in the RTI application and sent the sought for information to the applicant, so the present complaint case is **disposed of and closed**.

(Avtar Singh Kaler)

Dated: 19.08.2021

State Information Commissioner, Punjab.

(Regd.) CC: DPI (EE), Punjab, Chandigarh. – For information.

(Regd.) CC : District Education Officer (EE), Ludhiana. – For information.