

PUNJAB STATE INFORMATION COMMISSION

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

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Sh. Baljeet Singh M 796500015
64-H B.R.S. Nagar,
Ludhiana

Appellant

Vs

Public Information Officer,
o/o Deputy Commissioner, Ludhiana

First Information Officer,
o/o Deputy Commissioner, Ludhiana.

Public Information Officer, (By Name)
o/o Civil Surgeon,
Ludhiana.

Respondents

Appeal case No. 2917 /2020

Present: None of the Parties.

Order

This case may be read with the reference of the order dated 23.12.2021 and was adjourned for today.

2. The case is postponed due to administrative reasons.

3. To come up on 22.03.2021 at 12.30 P.M. at Chandigarh.

Dated: 19.01.2022

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab

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Sh. Gagan Deep Kumar M 9878100633
Nehru Memorial Government College,
Mansa

Appellant

Vs

Public Information Officer,
o/o Principal, Nehru Memorial Govt. College,
Mansa.

First Information Officer,
o/o Secretary, Higher Education, Punjab,
Mohali

....Respondents

Appeal case No. 5456 /2021

Video Conference/ Cisco Webex Proceedings)

Present: Shri Gagan Deep Kumar, appellant.
Dr. Amit Kansal on behalf of the respondents.

Order

The RTI application is dated 23.9.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 23.11.2021 and second appeal was filed in the Commission on 2.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

The appellant has sought the following information:-

" ਆਈ.ਟੀ. ਸੰਬੰਧੀ ਖਰੀਦ ਕੀਤੇ ਸਮਾਨ ਦੇ ਸਟਾਕ ਰਜਿਸਟਰ ਦੀ ਤਸਦੀਕਸੂਦਾ ਕਾਪੀ ਸਾਲ 2008 ਤੋਂ ਹੁਣ ਤੱਕ"

2. The appellant states that no information has been provided by the respondent Public Information Officer till now on the pretext that H.E.I.S. is a self financed Society and it does not receive any fund from the Central or State Government so this Society is not covered under the RTI Act, 2005. He has also sent an email dated 14.1.2022 along with the enclosures, which is taken on the record. He requests the Commission to direct the respondent Public Information Officer to provide him the sought information.

3. After hearing both the parties and going through the case file it has ascertained that the respondent public authority has already supplied the information under the RTI Act, 2005 with which the representative of the respondents also agreed to. Also, the representative of the respondent assured the Commission that the certified copies of sought information will be provided to the appellant within ten days positively.

4. On the assurance given by the representative of the respondent Public Information Officer to provide the certified copies of the sought information within 10 days, this case is disposed of and closed. However the liberty is granted to the appellant to approach the Commission within two weeks, if he does not receive the information.

sd

Dated: 19.01.2022

(Suresh Arora)

Chief Information Commissioner, Punjab

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Sh. Kuldeep Singh M 9888123403
Sohia Road, Rajgarh Colony, Ward no. 7
Sangrur.

Appellant

Vs

Public Information Officer,
o/o Principal, Govt. Senior Secondary Smart School,
Nadampur, Distt. Sangrur.

First Information Officer,
o/o o Principal, Govt. Senior Secondary Smart School,
Nadampur, Distt. Sangrur.

Respondents

Appeal case No. 5506/2021

Video Conference/ Cisco Webex Proceedings)

Present Shri Kuldeep Singh Appellant.

Shri Parmal Singh, Principal 8872190444 on the behalf of the respondents.

Order

The RTI application is dated 20.8.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 16.10.2021 and second appeal was filed in the Commission on 6.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

The appellant has sought the following information.

5. ਸਮਾਂ ਜਿਸ ਨਾਲ ਸੂਚਨਾ ਸਬੰਧਤ ਹੋਵੇ: - 01.01.2019 ਤੋਂ ਸੂਚਨਾ ਦੇਣ ਤੱਕ

6. ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਦੀ ਵਿਆਖਿਆ:-

- (1) ਆਪ ਜੀ ਦੇ ਸਕੂਲ ਨੂੰ ਮਿਤੀ 01.01.2019 ਤੋਂ ਸਿੱਖਿਆ ਵਿਭਾਗ ਪੰਜਾਬ ਦੁਆਰਾ ਜਾ ਕਿਸੇ ਵੀ ਹੋਰ ਅਦਾਰੇ / ਸੰਸਥਾ ਵਿਅਕਤੀਆਂ ਵੱਲੋਂ ਵੱਖ-ਵੱਖ ਮੌਦਾ ਲਈ ਪ੍ਰਾਪਤ ਗਰਾਟਾ / ਦਾਨ ਦੇ ਪੱਤਰ / ਵੇਰਵੇ ਦੇ ਰਿਕਾਰਡ ਸਮੇਤ ਪੂਰੀ ਫਾਇਲ ਦੀ ਤਸਦੀਕ ਕਾਪੀਆਂ।
- (2) ਆਪ ਜੀ ਦੇ ਸਕੂਲ ਨੂੰ ਮਿਤੀ 01.01.2019 ਤੋਂ ਸਿੱਖਿਆ ਵਿਭਾਗ ਪੰਜਾਬ ਦੁਆਰਾ ਜਾ ਕਿਸੇ ਵੀ ਹੋਰ ਅਦਾਰੇ / ਸੰਸਥਾ ਵੱਲੋਂ ਵੱਖ-ਵੱਖ ਮੌਦਾ ਲਈ ਪ੍ਰਾਪਤ ਗਰਾਟਾ / ਦਾਨ ਨੂੰ ਭੈੜ ਵਿੱਚ ਜਮਾ ਕਰਵਾਉਣ ਅਤੇ ਖਰਚੇ ਲਈ ਬਣਾਈਆਂ ਕਮੇਟੀਆਂ ਦੇ ਰਜਿਸਟਰ ਦੇ ਪੰਨਿਆਂ ਦੀ ਤਸਦੀਕ ਕਾਪੀ।
- (3) ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਮਿਤੀ 01.01.2019 ਤੋਂ ਸਿੱਖਿਆ ਵਿਭਾਗ ਵੱਲੋਂ ਪ੍ਰਾਪਤ ਗਰਾਟਾ ਨੂੰ ਵੱਖ-ਵੱਖ ਮੌਦਾ ਤੇ ਖਰਚ ਕਰਨ ਅਤੇ ਦੂਜੇ ਫੰਡਾਂ ਵਿੱਚੋਂ ਵੱਖ-ਵੱਖ ਮੌਦਾ ਤੇ ਖਰਚ ਕਰਨ ਦੇ ਬਿੱਲ ਵਾਉਚਰ, ਕੁਟੇਸ਼ਨਾਂ, ਕੰਮਪੋਰੇਟਿਵ ਸਟੇਟਮੈਂਟਾਂ ਅਤੇ ਪਾਏ ਗਏ ਮਤਿਆ ਦੇ ਰਜਿਸਟਰ ਦੇ ਪੰਨਿਆਂ ਦੀ ਤਸਦੀਕ ਕਾਪੀਆਂ।
- (4) ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਨੂੰ ਮਿਤੀ 01.01.2019 ਤੋਂ ਸਿੱਖਿਆ ਵਿਭਾਗ ਵੱਲੋਂ ਪ੍ਰਾਪਤ ਗਰਾਟਾ ਸਬੰਧੀ ਵਿਭਾਗ ਨੂੰ ਜਮਾ ਕਰਵਾਏ ਗਏ ਵੱਖ-ਵੱਖ ਮੌਦਾ ਦੇ ਵਰਤੋਂ ਸਰਟੀਫਿਕੇਟ ਅਤੇ ਨਾਲ ਨੱਥੀ ਰਿਕਾਰਡ ਦੀਆਂ ਤਸਦੀਕ ਕਾਪੀਆਂ।
- (5) ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਨੂੰ ਮਿਤੀ 01.01.2019 ਤੋਂ ਹੁਣ ਤੱਕ ਸੈਕ ਸਟੇਟਮੈਂਟਾਂ ਦੀ ਤਸਦੀਕ ਕਾਪੀ।
- (6) ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਸਿੱਖਿਆ ਵਿਭਾਗ ਦੀਆਂ ਹਦਾਇਤਾਂ ਅਨੁਸਾਰ ਸਕੂਲ ਦਫਤਰ ਦੇ ਕਲਰਕ ਨੂੰ ਵੱਖ-ਵੱਖ ਫੰਡਾਂ ਦਾ ਇੰਚਾਰਜ ਦੇਣ ਦੇ ਪੰਨਿਆਂ, ਮਿਤੀ ਤੇ ਸਾਲ ਅਨੁਸਾਰ ਅਤੇ ਆਰਡਰ ਬੁੱਕ ਵਿੱਚ ਲਿਖੇ ਹੁਕਮ ਦੀ ਤਸਦੀਕ ਕਾਪੀ।
- (7) ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਵੱਖ-ਵੱਖ ਫੰਡਾਂ ਨੂੰ ਉਪਰੋਕਤ ਕਰਨ ਵਾਲੇ ਕਰਮਚਾਰੀ ਦਾ ਨਾਮ ਅਤੇ ਆਹੁੰਦੇ ਬਾਰੇ ਲਿਖਤੀ ਜਾਣਕਾਰੀ ਦਿੱਤੀ ਜਾਵੇ।

"

2 The appellant states that the sought information has not been provided by the respondents on the grounds that his RTI application is incomplete in terms of non submission of the ID proof. However, the respondent-Public Information Officer categorically mentioned the decision of CWP No. 4787 of 2011 Hon'ble Punjab and Haryana High Court vide his submissions, which has been diarized in the

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2

Appeal Case No 5506/2021

Commission vide No. 576 dated 11.1.2022. Also the relevant portion of the judgement mentioned by the respondent-Public Information Officer is reproduced below:-

“...it was ruled that the citizens have to attach the copies of their identity proofs along with the application seeking information under RTI Act. The High Court found that in many cases, the RTI applicants were not identifiable and hence the step was necessary to ensure that only the genuine persons get the information.”

He also states that according to the decision, the reply was also sent to the appellant within 30 days and he further requested to close the case accordingly.

4. After hearing the parties and going through the case file, it has ascertained that the appellant attached the copy of aadhar card along with the 2nd appeal filed in the Commission. In view of the above, the appellant is hereby directed to submit a copy of self attested ID proof to the respondent Public Information Officer within two weeks. Accordingly, the respondent Public Information Officer is directed to provide the sought information to the appellant on receipt of the self attested ID proof from the appellant within four weeks with a copy to the Commission. Also a copy of aadhar Card is being sent to the respondent Public Information Officer along with this order. Keeping in view the above, the case is disposed of and closed. However, the liberty is granted to the appellant to approach the Commission within five weeks in case he does not receive the information after the submissions of self attested ID proof.

sd

Dated: 19.01.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab

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Sh. Amarjeet Singh M 9417069909
Street No. 8, Dashmesh Nagar,
Mahiraj Road, Near Jore Pul,
Rampuraphul, Distt. Bathinda

Appellant

Vs

Public Information Officer,
o/o Principal, Govt. Senior Secondary School (Co-Ed.)
N.T.C. Rajpura, Distt. Patiala

First Information Officer,
o/o o Principal, Govt. Senior Secondary School (Co-Ed.)
N.T.C. Rajpura, Distt. Patiala

Regd.

Sh. Nachattar Singh Lecture, **Through**
Principal
Govt. Senior Secondary School (Co-Ed.)
N.T.C. Rajpura, Distt. Patiala

Respondents

Appeal case No. 5515/2021

Video Conference/ Cisco Webex Proceedings)

Present Shri Amarjeet Singh Singh Appellant.
Shri Pawan Sharma on the behalf of the respondents.(On Telephone)

Order

The RTI application is dated 10.8.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 20.9.2021 and second appeal was filed in the Commission on 6.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

The appellant has sought the following information.

“ਸ੍ਰੀ ਨੱਛਤਰ ਸਿੰਘ ਲੈਕ. ਪੋਲ ਸਾਇੰਸ ਦੇ 1/1/97 ਤੋਂ 30/7/2021 ਤੱਕ ਦੀ ਮਾਸਟਰ ਕਾਡਰ ਅਤੇ ਲੈਕ. ਕਾਡਰ ਦੀ ਤਨਖਾਹ ਫਿਕਸੇਸ਼ਨ ਦੀਆਂ ਸਮੇਤ 4-9-14 ਸਾਲਾ ਏ.ਸੀ.ਪੀ. ਤਸਦੀਕਸੂਦਾ ਕਾਪੀਆਂ (ਸਰਵਿਸ ਬੁਕ ਅਨੁਸਾਰ) (ਤਿੰਨ ਪੜਤਾਂ ਵਿਚ)।

2. The appellant states that no information has been provided till date. He further states that the sought information is required to compare his promotion and pay fixation with his juniors, as the matter is pending before the Hon'ble Court.

3. The respondent has sent a reply dated 13.10.2022 which is taken on the record. As per the reply, the respondent Public Information has denied to supply the personal information of Sh. Nachattar Singh, Lecturer. The respondent Public Information Officer has further submitted in the reply that Sh. Nachattar Singh Lecturer requested that his personal information may not be supplied to any person as the matter of promotion of Lecturer cadre is pending consideration before the Hon'ble Punjab and Haryana High Court.

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2

Appeal Case No. 5515 of 2021

4. After deliberation, Sh. Nachattar Singh is being impleaded as necessary party to this case in accordance with the Punjab RTI Rules, 2017 and is directed to file his response that why his information may not be shared with the appellant on next date of hearing.

5. Also the appellant is directed to establish the public interest involved in seeking the personal information relating to Sh. Nachattar Singh Lectuer before the next date of hearing to take the matter to its logical end.

6. To come up on 07.2.2022 at 12.30 P.M. to be heard through video Conference facility available in the office of the Deputy Commissioner Patiala/ Cisco Webex.

Dated: 19.01.2022

sd

(Suresh Arora)

Chief Information Commissioner, Punjab

CC

Regd

Principal

Govt. Senior Secondary School (Co-Ed.)

N.T.C. Rajpura, Distt. Patiala

For Compliance

PUNJAB STATE INFORMATION COMMISSION

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Sh. Sewak Pal Singh s/o Sh. Natha Singh M 8146900764
Near Dr. Chanda Singh Marwah Sr. Secondary School(Girls)
Kotkapura, Distt. Faridkot.

Appellant

Vs

Public Information Officer,
o/o Director General School Education,
Punjab, Mohali

First Information Officer,
o/o D.P.I (SE), Punjab, Mohali

Respondents

Appeal case No. 5518 /2021

Video Conference/ Cisco Webex Proceedings)

Present: Shri Sewak Pal Singh appellant on Telephone.
None on behalf of the respondents.

Order

The RTI application is dated 17.5.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 15.7.2021 and second appeal was filed in the Commission on 6.12.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today. The appellant has sought the following information.

" F No. 11-32/201 EE-10 Government of India Ministry of Human Resource Development Department of School Education and Literacy Shastri Bhawan, New Delhi Dated 31 August 2016 ਇਹ ਪੱਤਰ ਤੁਹਾਡੇ ਦਫਤਰ ਵਿੱਚ ਪ੍ਰਾਪਤ ਹੋਣ ਤੋਂ ਬਾਦ ਅਤੇ ਜਨਤਕ ਨਿਯੁਕਤੀਆਂ ਮਾਸਟਰ ਕਾਡਰ ਅਸਾਮੀਆਂ (3582) ਦਾ ਇਸ਼ਤਿਹਾਰ ਪ੍ਰਕਾਸ਼ਤ ਕਰਨ ਤੋਂ ਪਹਿਲਾਂ ਭਾਵ 10.9.2017 ਤੋਂ ਪਹਿਲਾਂ ਜੋ ਵੀ ਇਸ ਫਾਈਲ ਤੇ ਕਾਰਵਾਈ ਹੋਈ ਹੈ ਉਸਦੀ ਕਾਰਸਪੋਂਡੈਂਸ ਅਤੇ ਨੋਟਿੰਗ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ "

2. The appellant when contacted by the office on telephone informed that his daughter is not feeling well and is unable to attend the hearing. He further states that the respondent Public Information Officer has supplied the information which relates to the year 2020 but he has sought the information pertaining to the period between 31.8.2016 to 10.9.2017. He further requested to direct the respondent Public Information Officer to supply the information for the said period.

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Appeal case No. 5518 /2021

-2-

3. After hearing the appellant and going through the case file, the respondent Public Information Officer is hereby directed to provide the information for the period as has been requested by the appellant else file his response in this regard before the next date of hearing.

4. To Come up on 8.2.2022 at 12.30 P.M. to be heard through video Conference Facility available in the office of the Deputy Commissioner, District Faridkot/Cisco Webex.

sd

(Suresh Arora)

Chief Information Commissioner, Punjab

Dated:19.01.2022

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Shri Gurcharan Singh M 9915824200
s/o Shri Dhanna Singh,
Village Rameana, Teh. Jaito,
Distt. Faridkot.

Appellant

Vs

Public Information Officer,
o/o Block and Development officer,
Jaito, Distt. Faridkot.

First Appellate Authority,
o/o District Dev. And Panchyat Officer,
Faridkot

Respondent`

Appeal case No. 4727 of 2021

Present:- None on behalf of the parties.
Order

This order may be read with the previous order heard by Shri Avtar Singh Kaler, State Information Commissioner on 14.12.2021 vide which the respondent Public Information Officer was directed to supply the attested copies of the sought information through registered post within 10 days and compliance be sent to the Commission. The case was adjourned. After Shri Avtar Singh Kaler, State Information Commissioner, Punjab demitted the office, the case was fixed for hearing before this bench on 19.1.2021.

2. Both the parties are absent today i.e. 19.1.2022 and could not be contacted on telephone. Also none of the party has updated the status of compliance of the order dated 14.12.2021.

3. The case is adjourned with the directions to the Public Information Officer o/o the District Development and Panchayats Officer, Faridkot to send the written submissions that the information has been supplied to the appellant as per the assurance given during the hearing dated 14.12.2021.

4. To Come up on 24.3.2022 at 12.30 P.M. to be heard through video Conference Facility available in the office of the Deputy Commissioner, Faridkot/ Cisco webex no. 1587083455.

sd

Dated: 19.01.2022

(Suresh Arora)

Chief Information Commissioner,
Punjab

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Sh. Mohinder Pal s/o Shri Chanan Ram
R/o Chak Jamalgarh,
Block Guruharshai, Distt. Ferozepur,

Appellant

vs

Public Information Officer.
o/o Block Development and Panchyat Officer,
Guruharshai, Distt. Ferozepur

First appellate Authority,
Deputy Commissioner,
Ferozepur

Respondents

Appeal case No. 2489 of 2021

Present Sh. Mohinder Singh, the appellant.

None present on behalf of the respondents.

Order

This order may be read with the previous order heard by Shri Avtar Singh Kaler State Information Commissioner on 22.12.2021 vide which the appellant was directed to send the deficiencies and Public Information Officer was directed to remove the same. Besides, Rs 3000/- compensation was awarded to the appellant and show cause notice under section 20(1) of RTI act was also issued to the respondent Public Information Officer for not supplying the information to the appellant. The case was adjourned. After Shri Avtar Singh Kaler, State Information Commissioner, Punjab demitted the office, the case was fixed for hearing before this bench on 19.1.2021.

2. The appellant states that he has received the compensation amounting to Rs 3000/- awarded to him. He further states that he has sent the deficiencies in the information to the respondent Public Information Officer on 23.11.2021 but no deficiency has been removed till date.

3. After hearing the appellant, he is hereby directed to send the letter dated 23.11.2021, vide which he has sent the deficiencies, to the Commission and also a copy of the same be again sent to the respondent Public Information Officer for compliance. He is also directed to remain present on the next date of hearing and also last opportunity is granted to file the reply regarding show cause notice issued to him before next date of the hearing. The respondent-Public Information Officer should take a note that if the deficiencies are not removed before the next date of hearing the case will be considered to enhance the compensation and also a penal action can be taken against him as per the provisions of the RTI Act, 2005.

4. To come up on 24.2.2022 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Patiala/Cisco Webex. 1587083455.

sd

(Suresh Arora)

Chief Information Commissioner,
Punjab

Dated: 19.01.2022

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Sh. Palwinder Singh s/o Sh Labh Singh,
Ranjit Avenue, Hardobani Road,
Gurdaspur.

Appellant

Vs

Public Information officer,
o/o Secretary Rural Development and Panchayat,
Punjab, Punjab Civil Secretariat-2, Sector 9, Chandigarh

Sh. Balraj Singh, PCS **9814545233**
Public Information Officer-cum-
Additional Deputy Commissioner (Dev.),
Gurdaspur.

Registered

Respondents

Complaint Case No. 1246 of 2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present: Shri Palwinder Singh appellant.

None present on behalf of the respondents.

Order

The RTI application is dated NIL vide which the appellant has sought information as enumerated in his RTI application and the complaint was filed in the Commission on 27.10.2021 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the bench of Shri Avtar Singh Kaler State Information Commissioner, Punjab but after he has demitted his office on 22.12.2021, the case is transferred to this bench for hearing on 19.1.2022.

2. The appellant states that his RTI application has been transferred to Additional Deputy Commissioner, Gurdaspur by the Public Information Officer o/o Secretary Rural Development and Panchayats, Punjab vide letter no. 11036 dated 29.12.2021 but no information has been supplied to him till date. He has also requested to direct the concerned Public Information Officer to supply the information.

3. In view of the above, the Public Information Officer o/o Additional Deputy Commissioner Gurdaspur is impleaded as the necessary party to this case. Also the RTI application of the appellant has already been transferred to the Additional Deputy Commissioner, Gurdaspur vide No. 11036 dated 29.12.2021 by the office of the Joint Development Commissioner, Punjab. Viewing the absence of the respondent seriously, Sh. Balraj Singh, Public Information Officer-cum-Additional Deputy Commissioner (Dev.), Gurdaspur is, thus, issued a show cause notice to explain in a self-attested

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affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willfully delay/denial of the information to the RTI application and to issue show cause for compensation to the appellant for detriment suffered by him under section 19(8) of the RTI Act, 2005.

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take a note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

4. To come up on 24.2.2022 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Patiala/Cisco Webex. 1587083455.

sd

Dated: 19.01.2022

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Chief Information Commissioner,
Punjab

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Shri Gurcharan Singh M 9915824200
s/o Shri Dhanna Singh,
Village Rameana, Teh. Jaito,
Distt. Faridkot.

Appellant

Vs

Public Information Officer,
o/o Block and Development officer,
Jaito, Distt. Faridkot.

First Appellate Authority,
o/o District Dev. And Panchyat Officer,
Faridkot

Respondent`

Appeal case No. 4736 of 2021

Present:- None present on behalf of the parties.

ORDER

This order may be read with the previous order of Shri Avtar Singh Kaler State Information Commissioner on 14.12.2021 in this case vide which the respondent Public Information Officer was directed to supply the attested copies of the sought information through registered post within 10 and compliance be sent to the Commission. The case was adjourned. After Shri Avtar Singh Kaler, State Information Commissioner, Punjab demitted the office, the case was fixed for hearing before this bench on 19.1.2021.

2. Both the parties are absent today i.e. 19.1.2022 and could not be contacted. Also none of the party has updated the status of compliance of the order dated 14.12.2021.

3. The case is adjourned with the directions to the Sh. Baljit Singh Kainth, Public Information Officer-cum-District Development and Panchayats Officer to file the submissions before the next date of hearing as per the assurance given by him during the hearing on 14.12.2021 to supply the complete information in this case to the appellant.

4. To Come up on 24.3.2022 at 12.30 P.M. to be heard through video Conference Facility available in the office of the Deputy Commissioner, Faridkot/ Cisco webex no. 1587083455.

sd

Dated: 19.01.2022

(Suresh Arora)

Chief Information Commissioner,
Punjab

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Shri Deepak s/o Shri Sarabjit,
Village Nangal Fida,
PO Salala, Distt. Jalandhar

Appellant

Vs

Public Information Officer,
Block Development and Panchyat Officer,
Bhogpur.

First Appellate Authority,
District Development and Panchyat Officer.
Distt. Jalandhar

Sh. Bhupinder Singh, **Registered**
Block Development and Panchayats Officer
Bhogpur,
Jalandhar

....Respondents

Appeal case No. 4748 of 2021

Present: Ms Sonam, M 9814343456 Advocate on behalf of the appellant. (On Telephone)
Shri Mohit Anand M 79860 16303 Panchayt Secretary on behalf of the respondents.

ORDER

This order may be read with the previous order heard by Shri Avtar Singh Kaler State Information Commissioner on 14.12.2021 vide which the respondent Public information Officer was directed to pay Compensation of Rs 3000/- along with the supply of attested copies of the information within 10 days through registered post and the compliance report be sent to the Commission accordingly. The case was adjourned. After Shri Avtar Singh Kaler, State Information Commissioner, Punjab demitted the office on 22.12.2021, the case was fixed for hearing before this bench on 19.1.2021.

2. The representative of the appellant states that the respondent Public Information Officer has not made the compliance of the order dated 14.12.2021 till date and not provided the sought information as the Sarpanch has some personal issues with the appellant.

3. The representative of the respondent states that the Sarpanch is not giving the record of the concerned village in spite of the repeated request so the information has been delayed in this case. He further submits that he has also brought this issue before the Higher Authorities and requested the Commission to direct the Block Development and Panchyat Officer to sort out the matter.

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Appeal Case No. 4748 of 2021

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4. In view of the above, the Commission observes that the appellant is being harassed in getting the information and the compensation of Rs 3000/- has not been paid yet. Therefore, the compensation of Rs 3000/- already awarded to the appellant is enhanced to Rs 5000/- to meet the ends of justice. The Block Development and Panchayat Officer Bhogpur is also impleaded as necessary party **and he is hereby directed to remain present before the Commission, supply the information/submit his response and pay the compensation amounting to Rs 5000/- to be paid from the funds of the Public authority before the next date of hearing.**

5. To Come up on 24.3.2022 at 12.30 P.M. to be heard through video Conference Facility available in the office of the Deputy Commissioner, Jalandhar/ Cisco webex no. 1587083455.

Dated: 19.01.2022

sd
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Chief Information Commissioner,
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Shri Diyal Singh s/o Sh. Balwant Singh
M 8195051548
Village Chak Bajitha, Tehsil Jalalabad
Distt. Fazilka

Appellant

Vs

Sh. Partap Singh,
Public Information Officer,
o/o Block Development and Panchayat Officer,
Jalalabad, Distt. Fazilka

Registered

First Appellate Authority,
o/o DDPO Fazilka.

Respondents

Appeal case No. 4982/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present: Shri Diyal Singh, appellant on telephone.
None present on behalf of the respondents.

ORDER

The RTI application is dated 15.6.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 9.9.2021 and second appeal was filed in the Commission on 29.10.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the bench of Shri Avtar Singh Kaler State Information Commissioner, Punjab but after he has demitted the office on 22.12.2021, the case is transferred to this bench for hearing on 19.1.2022.

2. The appellant states that no information has been provided by the respondents till date. He requested to the Commission to direct the respondent Public Information Officer to provide him the sought information as per his RTI application.

3. The respondent-Public Information Officer is absent without intimation. Video Conference Facility/cisco webex facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondent seriously, Sh. Partap Singh, Block Development and Panchayat Officer, Jalalabad is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing wilful delay/denial of the information to the RTI application and to issue show cause for compensation to the appellant for detriment suffered by him under section 19(8) of the RTI Act, 2005. In addition to the

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Appeal Case No 4982 of 2021

written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take a note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

4. To come up on 24.2.2022 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Fazilka/Cisco Webex.

Dated: 19.01.2022

sd
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Sh. Nachattar Singh M 9501295211

s/o Sh. Jarnail Singh,

r/o VPO Bhanra, Tehsil and Distt. Patiala

Appellant

vs

Sh. Parvez Singh

Registered

Public Information Officer,

Block Development and Panchayat Officer,

Patiala

First Appellate Authority,

o/o DDPO Patiala

Respondents

Respondents

Appeal case No. 4985/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present: Shri Gurdhiyan Singh M 9463365746 on behalf of the appellant.

None present on behalf of the respondents.

Order

The RTI application is dated 15.7.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 3.9.2021 and second appeal was filed in the Commission on 29.10.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today by the bench of Shri Avtar Singh Kaler State Information Commissioner, Punjab but after he has demitted the office on 22.12.2021, the case is transferred to this bench for hearing on 19.1.2022.

2 The representative of the appellant states that incomplete information has been provided by the respondent Public Information Officer. He requested the Commission to direct the Public Information Officer to provide the complete information.

3. The respondent-Public Information Officer is absent without intimation. Video Conference Facility/cisco webex facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondent seriously, the Sh. Parvez Singh Block and Development Officer, Patiala is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing wilful delay/denial of the information to the RTI application and to issue show cause for compensation to the appellant for detriment suffered by him

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Appeal Case No 4985 of 2021

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under section 19(8) of the RTI Act, 2005. In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take a note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

4. Also, the appellant is hereby, directed to send the deficiencies to the respondent Public Information Officer in the information supplied to him and the respondent is hereby directed to remove the same on its receipt under the intimation of the Commission.

4. To come up on 24.2.2022 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Patiala/Cisco Webex. 1587083455.

Dated: 19.01.2022

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab