

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111,

Visit us @ www.infocommpunjab.com, Email: psic21@punjabmail.gov.in



Satnam Singh Walia,

H. No. 32, Sector 41-A,
Chandigarh.

Versus

Public Information Officer,

o/o Divisional Engineer (Estt),
Punjab Water Resources Management &
Development Corporation Ltd.,
Mohali.

Complaint Case No.684 of 2019

PRESENT:

Satnam Singh Walia (Appellant) 98143-32016; 94170-13881
Sanyogta, superintendent (for the Respondent) 99150-83076

ORDER:

1. The Complainant Satnam Singh Walia filed the RTI application on 3.6.19 vide which he sought information regarding the 129th board of directors meeting of the PSTC and the 17th board of directors meeting of the PWRMDC from the PIO o/o Divisional Engineer (Estt.), Punjab Water Resources Management & Development Corporation Ltd., Mohali. When no information was furnished for more than two months, the complainant filed a Complaint under Section 18 of the RTI Act to the Commission on 6.8.19.
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO has furnished the missing part of the information on 19.9.19 and the Complainant says he is satisfied. But he pointed to the unnecessary delay in supplying the requested information.
4. This Commission takes a serious view of the fact that the information pertaining to point No. 1 to 3 of the RTI request, which was readily available in the record, was delayed by the respondent PIO.
5. The respondent PIO is cautioned that such delays in future could invite penal action as per provisions of the RTI Act.
6. There is no further cause for action and this complaint case is herewith **CLOSED**.

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

19.9.19.

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Mahinder Singh,
S/o Ram Singh,
T-2/171, Ranjit Singh Dam Colony,
Sahapur Kandi Township,
Tehsil & District Pathankot.

Versus

Public Information Officer,
o/o. Executive Engineer, Vigilance & Quality Control Division,
Amritsar.

First Appellate Authority,
o/o. Director Monitoring, Water Resources Department, Punjab,
Chandigarh.

Appeal Case No. 2839 of 2019

PRESENT:

Mohinder Singh (Appellant) is ABSENT - 9646141428..
Avtar Singh Kahlon (Respondent PIO) 95012-33559.

ORDER:

1. The RTI application is dated 20.2.19 vide which the appellant has sought information pertaining to his complaint regarding alleged "fraud" in a muster roll and the official communication thereafter, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 23.2.19 and the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO, Avtar Singh Kahlon, XEN Vigilance & Quality Control Division, Amritsar has submitted copy of the information requested by the appellant today. The appellant is absent without any intimation to the Commission, so the respondent is advised to send the information by Registered Post to the address given by the appellant with a copy of the receipt and entry in the dispatch register, to this Commission.
4. **Next hearing on 30.10.19 at 11.00 A.M. for COMPLIANCE.**

(ASIT JOLLY)

State Information Commissioner

Chandigarh.
19.9.19.

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Baljinder Singh,

s/o Kartar Singh, VPO Doraha,

Tehsil Payal, District Ludhiana – 141418.

Versus

Public Information Officer,

o/o Chief Agricultural Officer,

Fatehgarh Sahib.

First Appellate Authority,

o/o. Director, Agriculture & Farmers Welfare,

Mohali

Appeal Case No. 2847 of 2019

PRESENT:

Baljinder Singh (Appellant) 99153-02923

(represented by Pritam Singh, retired Punjab Government employee)

Suninder Singh, agriculture development officer (for the Respondent) 96466-67655.

ORDER:

1. The RTI application is dated 12.4.19 vide which the appellant has sought information regarding schemes, their funding, subsidies for agricultural implements etc., as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 18.6.19 and the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)

2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.

3. The respondent PIO, represented by Suninder Singh, ADO, has brought the remaining information from point No.1 to 11 of the appellant's RTI application. However, some of the pages furnished are not attested. The respondent PIO is directed to have every page individually attested and sent to the appellant by registered post. A copy of the postal receipt and despatch register may be emailed to the Commission.

4. Next hearing on **30.10.19 at 11.00 A.M.** for **COMPLIANCE**.

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

19.9.19

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Iqbal Singh,
S/o Gurbachan Singh,
ND 221, Tanda Road,
Jalandhar – 144008

Versus

Public Information Officer,
O/o Jalandhar Development Authority,
Jalandhar.

First Appellate Authority,
O/o Estate Officer, Jalandhar Development Authority,
Jalandhar.

Appeal Case No. 2805 of 2019

PRESENT:

Iqbal Singh (Appellant)98144-68787
(represented by Bhagwant Singh Sangha, advocate)
Sanjeev Sharma, SDO-cum-PIO (Respondent)98151-48712..

ORDER:

1. The RTI application is dated 28.2.19 vide which the appellant has sought information regarding the Gandhi Vanita Ashram, Jalandhar etc. as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and the second appeal was filed in the Commission on 1.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO has brought only a portion of the requested information, which too is not attested. The PIO has stated in Court that the concerned APIO's of the Jalandhar Development Authority and Additional Chief Administrative Officer of the Jalandhar Development Authority are not cooperating with him.
4. Under the circumstances, this Commission is left with no choice but to implead both the APIO's –**Chander Sekhar**(o/o Estate Officer, JDA) and **Dwarka Das** (o/o Additional Chief Administrator, JDA)– as respondents, and directs them to appear IN PERSON at the next hearing on 30.10.19, along with all the relevant record and certified copies of the information requested by the appellant. Failing this, penal action could be initiated against the afore-mentioned APIO's.

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5. Next hearing on 30.10.19 at 11.00 A.M.

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

19.9.19

This notice/order to be also sent to:

- 1] Chander Shekhar, APIO O/o Estate Officer, Jalandhar Development Authority.
- 2] Dwarka Das, APIO O/o Additional Chief Administrator, Jalandhar Development Authority.

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Mehar Singh,

H.No.2064, Sector 68,
Mohali.

Versus

Public Information Officer,

O/o GMADA,
Mohali.

First Appellate Authority,

O/o GMADA,
Mohali.

Appeal Case No. 2807 of 2019

PRESENT:

Mehar Singh (Appellant) 94631-87973..

Gurbachan Kaur (for the Respondent) 92560-26053.

ORDER:

1. The RTI application is dated 10.5.19 vide which the appellant has sought information by way of 'inspection' of the personal file of Dalbir Kaur, another GMADA employee, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 6.6.19 and the second appeal was filed in the Commission on 2.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO, represented by Gurbachan Kaur, superintendent, has reiterated that the information requested by the appellant is of a "personal" nature and pertains to the personal record of a 'Third Party', who has forbidden its disclosure to the appellant. As such, the information requested is exempt from disclosure as per Section 8(1)(j) of the RTI Act.
4. This Commission concurs with the respondent PIO's contention and has explained in detail, to the appellant, why such information cannot be disclosed to him.
5. There is no further cause for action and this appeal case is herewith **CLOSED**.

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

19.9.19.

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Kulwant Singh Channi,
Street Pehalwan Suba Singh,
Prem Nagar,
Kotkapura– 151204.

Versus

Public Information Officer,
o/o PUDA,
Mohali.

First Appellate Authority,
o/o PUDA ,
Mohali.

Appeal Case No. 2809 of 2019

PRESENT:

Kulwant Singh Channi(Appellant) 99142-21930

Guriqbal Singh, senior assistant (for the Respondent)98720-02993.

ORDER:

1. The RTI application is dated 29.3.18 vide which the appellant has sought information by way of gradation certificates of all candidates, selected and unsuccessful, under the 'sports' category from 2016-17 to the present, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority(FAA) on 29.8.18 and the second appeal was filed in the Commission on 19.9.19 under Section 19 of the Right to Information Act, 2005 (RTI Act).
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO, represented by Guriqbal Singh, senior assistant, has come without any written submission. In an oral submission, he stated that the information requested by the appellant, pertains to 'third parties' and therefore, cannot be given.
4. Notably, this RTI application was filed more than one year back (on 29.3.18) and during this period, neither the respondent PIO nor the FAA have bothered to respond to the appellant's queries, thereby forcing him to file a second appeal in this Commission.
5. The respondent, PIO is directed to appear in person at the next hearing with the ORIGINAL RECORD along with a written submission enumerating the reasons why this RTI request has been delayed for over a year. Failing this, this Commission will be constrained to initiate penal action as per the RTI Act, 2005.
6. **Next hearing on 30.10.19 at 11.00 A.M..**

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Rajwinder Singh,
2636, Gali No.1, Azad Nagar,
Near Shimla Market,
Putlighar, Amritsar.

Versus

Public Information Officer,
O/o Superintending Engineer ,PSPCL, City Circle,
Amritsar.

First Appellate Authority,
O/o Chief Engineer, PSPCL, Border Range,
Amritsar.

Appeal Case No. 2831 of 2019

PRESENT:

Rajwinder Singh (Appellant) 98728-21947

Kawalpreet Singh, SDO (for the Respondent) 96461-13043

ORDER:

1. The RTI application is dated 29.4.19 vide which the appellant has sought information pertaining to a complaint and a subsequent inquiry, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 30.5.19 and the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act.)
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO represented by Kawalpreet Singh, SDO, has submitted the requested information to this Commission and stated that copies were also sent by Registered Post to the Appellant's address. However, the information furnished is not attested, so, the respondent PIO is directed to furnish a copy with every individual page attested by a competent official. This must be sent to the appellant with intimation to this Commission with a copy of the postal receipt and despatch register.
4. There is no further cause for action and this appeal case is herewith **CLOSED**.

(ASIT JOLLY)

State Information Commissioner

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Des Raj,
214-AX,
Model Town Extension,
Ludhiana.

Versus

Public Information Officer,
O/o Punjab State Warehousing Corporation
Chandigarh.

First Appellate Authority,
O/o Punjab State Warehousing Corporation,
Chandigarh.

Appeal Case No. 2845 of 2019

PRESENT:

Des Raj (Appellant)
TaranjeetKaur Bajwa (Respondent)98147-08284.

ORDER:

1. The RTI application is dated 4.5.19 vide which the appellant has sought information pertaining to the action taken on his letters regarding the payment of balance gratuity amount as per the Gratuity Act, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on 7.6.19 and the second appeal was filed in the Commission on 6.8.19 under Section 19 of the Right to Information Act, 2005 (RTI Act).
2. Notice was issued to the parties for the first hearing in the Commission on 19.9.19.
3. The respondent PIO has not supplied the requested information to the appellant for four months after the RTI application filed (on 4.5.19.). The respondent has submitted that the case in question is still "under process" in the concerned (administrative) branch.
4. This Commission notes with distress that the appellant has been made to literally run from pillar to post for information pertaining to his own service, and that the respondent PIO hasn't so much as bothered to respond to the appellant's RTI application.
5. In view of the harassment caused to the appellant, Des Raj, this Commission deems it appropriate to award a compensation of Rs. 5,000 to him. This is to be paid by the public authority i.e. Punjab State Warehousing Corporation, within 15 days of receiving this Order.
6. Meanwhile, the respondent PIO is advised to furnish the requested information to the appellant as early as feasible, with intimation of this to this Commission.
7. **Next hearing on 30.10.19 at 11.00 A.M.**

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(ASIT JOLLY)

State Information Commissioner

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19.9.19.