

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



REGISTERED **SHOW CAUSE NOTICE**

Kamaldeep Kaur,
W/o Sh. Ajaypal Singh,
VPO Guntala, Opp. Govt. Dispensary,
Amritsar.

Public Information Officer,
o/o SDM, Khadoor Sahib,
District Tarn Taran.
First Appellate Authority,
SDM, Khadoor Sahib,
District Tarn Taran.

Appeal Case No. 5636 of 2021 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **24.5.2022**)

1. The RTI application is dated **6.7.2021** vide which the appellant has sought information **regarding mutation no. 4155 Dated 12.6.2017**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.8.2021** and Second Appeal was filed in the Commission on **10.12.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **24.5.2022**.

2. Both parties are absent. The appellant, in an e-mail dated 19.9.2022 has sought an adjournment on the premise that she is out of country. At the last hearing on 26.4.22 the respondent PIO was directed to supply the information pertaining to points 1, 2 & 3 of the RTI application, and to submit postal receipts after sending said information to the appellant, to the Commission. The Respondent PIO has failed to comply. The Commission deems it fit to issue the respondent PIO with this Show Cause Notice.

3. The respondent **PIO office of SDM, Khadoor Sahib, Tarn Taran**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **6.7.2021**.

"In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*." Copies of this order be sent to the parties through registered post.

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Appeal Case No. 5636 of 2021(Video Conference Proceedings)

4. The Respondent PIO is further directed to comply with this Commission's Order of 24.5.2022 within 15 days of receipt of this Order. A copy of the reply and information that is sent to the appellant, must also be submitted to this Commission.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. **Next hearing on 25.11.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Sector- 16, Chandigarh.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

19.9.2022

Cc: SDM, Khadoor Sahib, Tarn Taran, for information and further necessary action.

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Sanjeev Kumar,
S/o Sh. Joginder Singh,
Vill. Rahimapur, PO Mahingrowal,
District Hoshiarpur.

Versus

Public Information Officer,
o/o Divisional Forest Officer,
Hoshiarpur.
First Appellate Authority,
Range Forest Officer, Dolbaha,
Distt. Hoshiarpur.

Appeal Case No. 3076 of 2020 (Video Conference Proceedings)

PRESENT:

Sanjeev Kumar (Appellant)
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 9.3.2021, 31.5.2021, 17.8.2021, 9.11.2021, 12.1.2022, 18.4.2022, and 6.7.2022)

1. The RTI application is dated **27.2.2020** vide which the appellant has sought information **regarding service record of Kashmir Singh Patwari (Retd.)**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **18.5.2020** and Second Appeal was filed in the Commission on **15.10.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **6.7.2022**.

2. The appellant is present in person. The respondent PIO is absent without intimation. At the last Hearing the respondent PIO was given another opportunity to supply the pending information to the appellant. During today's hearing the appellant orally listed the deficiencies in the information already supplied to him. The appellant is requested to list said deficiencies in writing to the respondent PIO with a copy to this Commission.

3. **Next hearing on 9.11.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Sector- 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
19.9.2022

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Deepak Kalia,
31, Kailash Nagar,
Jalandhar.

Versus

Public Information Officer,
o/o Deputy Commissioner,
Jalandhar.
First Appellate Authority,
Deputy Commissioner, Jalandhar.

Appeal Case No. 5634 of 2021 (Video Conference Proceedings)

PRESENT:

Deepak Kalia (Appellant) 81980-00785
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 24.5.2022)

1. The RTI application is dated **31.12.2020** vide which the appellant has sought information **regarding a complaint bearing Diary No. 3641 Dated 4.9.2020**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.10.2021** and Second Appeal was filed in the Commission on **10.12.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **24.5.2022**.

2. As advised at the last hearing on 24.5.2022 the appellant Shri Deepak Kalia states that the information (approximately 93 pages) were supplied to him by the respondent PIO. However, none of the pages have been attested and the respondent has also not supplied any covering letter. The respondent PIO is hereby directed to supply duly attested copies of the aforesaid information along with a covering letter which must include a pointwise reply to the RTI application. This must be done within 30 days of receipt of this Order failing which the Commission will be constrained to initiate legal action as per RTI Act, 2005.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

4. **Next hearing on 18.11.2022 at 11.30 am via Video Conference Facility at DC Office, Jalandhar.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
19.9.2022

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REGISTERED SHOW CAUSE NOTICE

Parmod Kumar,
S/o Late Sh. Hem Raj,
2650, Ward No.12,
Near Dushera Ground, Kharar,
Distt. Mohali.

Versus

Public Information Officer,
o/o Labour Commissioner, Punjab,
Mohali.

Complaint Case No. 424 of 2020 (Video Conference Proceedings)

PRESENT:

Parmod Kumar (Complainant) 99149-22650
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 22.12.2020, 15.3.2021, 19.5.2021, 9.8.2021, 25.10.2021, 22.12.2021, and 21.3.2022)

1. The complainant, **Parmod Kumar**, filed this RTI application dated **24.12.2019** and sought information regarding notings / statements, from the PIO o/o **Labour Commissioner, Pb., Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **7.7.2020**. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **21.3.2022**.

2. At the last hearing on 21.2.2022 the respondent PIO was directed to be present in today's hearing along with original affidavit (copy of which have been submitted to the Commission). The respondent PIO is however, absent without intimation. Under the circumstances the Commission deems it fit to serve the respondent PIO office of Labour Commissioner, Punjab with this show cause notice.

3. The respondent **PIO office of Labour Commissioner, Pb., Mohali**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **24.12.2019**.

"In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*." Copies of this order be sent to the parties through registered post.

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Complaint Case No. 424 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 10.11.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Sector- 16, Chandigarh.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

19.9.2022

Cc: Labour Commissioner, Pb., Mohali, for information and further necessary action.

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Ram Singh Pal,
St.No.2, St.No.2, Ward No.19,
Baba Banda Bahadur Nagar,
Khanna, Distt. Ludhiana.

Versus

Public Information Officer,
o/o Chief Agriculture Officer,
Fatehgarh Sahib.
First Appellate Authority,
o/o Director, Agriculture and Farmers
Welfare Deptt.Pb., Phase-6,
Agriculture Bhawan,
SAS Nagar, Mohali.

Appeal Case No. 1231 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Jaswinder Singh, Agriculture Officer (for the Respondent) 98153-60242

ORDER:

(To be read in continuity with earlier orders on 22.12.2020, 15.3.2021, 19.5.2021, 9.8.2021, 25.10.2021, 14.3.2022, and 5.7.2022)

1. The RTI application is dated **22.1.2020** vide which the appellant has sought information **regarding seed procurement etc. in block Khera in 2013-14 in three points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **9.3.2020** and Second Appeal was filed in the Commission on **20.4.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **5.7.2022**.
2. The appellant is absent without intimation. As per the respondent PIO, represented by Jaswinder Singh, Agriculture Officer, the pending record pertaining to this RTI application has not been traceable despite his best efforts. He states that a letter has also been written to the Director, Agriculture, Punjab to appoint Inquiry Officer to conduct an inquiry to fix responsibility for the untraceable record.
3. The Commission directs the respondent PIO-cum-Chief Agriculture officer, Kulwinder Singh, Fatehgarh Sahib, to state the contention made at today's hearing by way of Notarized Affidavit. This must be submitted to the Commission within 10 days of receipt of this Order along with any supporting document by way of letters written to the former Agriculture Officer, Shri Satish Kumar and letters written to the Director, Agriculture Punjab etc.

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Appeal Case No. 1231 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 23.11.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Fatehgarh Sahib.)

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

19.9.2022

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Ram Singh Pal,
St.No.2, St.No.2, Ward No.19,
Baba Banda Bahadur Nagar,
Khanna, Distt. Ludhiana.

Versus

Public Information Officer,
o/o Chief Agriculture Officer, Fatehgarh Sahib.
First Appellate Authority,
o/o Director, Agriculture and Farmers
Welfare Deptt. Pb., Phase-6,
Agriculture Bhawan, SAS Nagar, Mohali.

Appeal Case No. 1232 of 2020 and 1340 of 2020 (Heard together Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Jaswinder Singh, Agriculture Officer (for the Respondent) 98153-60242

ORDER:

(To be read in continuity with earlier orders on 27.10.2020, 22.12.2020, 12.1.2021, 15.3.2021, 19.5.2021, 9.8.2021, 25.10.2021, 14.3.2022, and 5.7.2022)

1. The RTI application is dated **3.1.2020** vide which the appellant has sought information **regarding subsidies**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.2.2020** and Second Appeals were filed in the Commission on **20.4.2020** and **27.5.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **5.7.2022**.

2. These two Appeals are hereby clubbed since the RTI application appended to both of them are identical. The Commission deems it fit to caution the appellant against filing multiple RTI applications seeking identical information in future. As per the respondent PIO, represented by Jaswinder Singh Agriculture Officer, the record pertaining to points 1, 2, 8 and 10 has already been supplied to appellant. The remaining record is not traceable in the office and a letter has been written to the Director, Agriculture, Punjab, seeking the institution of inquiry to fix responsibility for the missing record.

3. The respondent PIO-cum-Chief Agriculture Officer is hereby directed to submit a duly notarized affidavit stating the oral contention at today's hearing that the pending record is not traceable. He must also submit details of the efforts to fix responsibility for the untraceable record. This must be done within 10 days of receipt of this hearing.

4. **Next hearing on 23.11.2022 at 11.30 am via Video Conference Facility.** (The appellant at DC Office, Ludhiana; Respondent PIO at DC Office, Fatehgarh Sahib.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
19.9.2022

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Munish Kumar Aadiya,
S/o Late Sh. Girdhar Gopal Aadiya,
H. No. B-05-975, Mohalla Phalada,
Dal Bazar, Ludhiana.

Versus

Public Information Officer,
o/o Municipal Corporation, Zone-A,
Ludhiana.

First Appellate Authority,
Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 4558 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 25.2.2020, 17.6.2020, 17.8.2020, 19.10.2020, 13.1.2021, 1.2.2021, 27.7.2021, 11.10.2021, 15.3.2022, and 29.6.2022)

1. The RTI application is dated **3.1.2020** vide which the appellant has sought information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.2.2020** and Second Appeals were filed in the Commission on **20.4.2020** and **27.5.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **29.6.2022**.

2. Both parties are absent. While the appellant has intimated the Commission of his inability to attend this hearing, the respondent PIO is absent without intimation. In an e-mail dated 16.9.2022 the appellant has requested a Hearing after Diwali.

3. **Next hearing on 7.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
19.9.2022

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Munish Kumar Aadiya,
S/o Late Sh. Girdhar Gopal Aadiya,
I. No. B-05-975, Mohalla Phalada,
Dal Bazar, Ludhiana.

Versus

Public Information Officer,
o/o Commissioner,
Municipal Corporation, Zone-A,
Ludhiana.

First Appellate Authority,
Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 4556 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 25.2.2020, 17.6.2020, 17.8.2020, 19.10.2020, 13.1.2021, 1.2.2021, 27.7.2021, 11.10.2021, 15.3.2022, and 29.6.2022)

1. The RTI application is dated **11.9.2019** vide which the appellant has sought information **regarding Property No. B-5-975 (New) and B-4-320 (Old)**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **18.10.2019** and Second Appeal was filed in the Commission on **6.12.2019** under Section 19 of the Right to Information Act, 2005. The case was last heard by Sh. Sanjiv Garg, Hon'ble State Information Commissioner on **29.6.2022**.

2. Both parties are absent. While the appellant has intimated the Commission of his inability to attend this hearing, the respondent PIO is absent without intimation. In an e-mail dated 16.9.2022 the appellant has requested a hearing after Diwali.

3. **Next hearing on 7.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
19.9.2022