

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100,

Email: - pcic20@punjabmail.gov.in



Shri Bhupinder Singh Walia,
S/o Shri Jasbir Singh Walia,
R/o #120/3, Badal Colony,
Zirakpur, District: SAS Nagar .

-----Complainant

Vs

Public Information Officer
o/o Secretary to H.E. the Governor of Punjab,
Chandigarh.

-----Respondent

Complaint Case No. 616 of 2018

Present: Shri Wassan Singh, on behalf of the complainant.
Shri Gursewak Singh, Senior Assistant, on behalf of the respondent.

ORDER

The case was last heard on 04.02.2019, when the representative of the complainant informed that no information had been supplied to the complainant. None was present on behalf of the respondents without any intimation. However, a letter No. PRB-3G-2018/10725, dated 21.12.2018 was received from Smt. Shikha Nehra, Public Information Officer of the office of Punjab Raj Bhavan vide which a reply had been furnished, which inter-alia reads as under:-

“ It is again submitted that as per Punjab Govt. Notification No. 2/27/05-1AR/191, dated 23.02.2006, the Security Wing has been kept out of the purview of the provisions of the Right to Information Act, 2005. Hence the information sought by the applicant cannot be supplied to him.

It is further submitted that as per Section 2(h) of Right to Information Act, 2005, a “Public Authority” means any authority or body or institution of Self Government established or constituted. The office of Governor is not recorded as Public Authority on the records of Central Information Commission. Hence, the required information cannot be supplied to the complainant.

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In view of the above, it is prayed that the orders dated 01.10.2018 and 01.11.2018, passed by Ld. State Information Commissioner, may kindly be reviewed.”

2. Vide the above said letter it has been claimed by the PIO of the office of Governor House, Punjab, that the office of Governor is not mentioned in the Central Information Commission's list of Public Authorities. During hearing it was observed that as per Section 2(h) of the RTI Act, “Public Authority” means any authority or body or institution of self-government established or constituted by or under the Constitution of India. The offices of President of India, Vice President of India and Prime Minister of India are Public Authorities and the information is being sought from them and being provided by them. The office of Governor of Punjab has appointed a PIO under the RTI Act and thus this office is a Public Authority under the said Act. Therefore, the plea put forth by the office of Governor that their office is not covered under the RTI Act is not tenable as it has been established under the Constitution of India and more-over, the information sought by the information seekers has been provided to them earlier.

3. In this case, a list of visitors from Technical Education Department, who visited Raj Bhawan to meet Secretary to Governor, who was holding charge of Principal Secretary/Additional Chief Secretary, Technical Education, during the period from 01.01.2015 to July, 2017, has been sought as a register is being maintained at the entry gate of Punjab Raj Bhawan in which entries of visitors are made. The PIO of the office of Governor, Punjab has requested the Commission to review its order on the ground that as per Punjab Govt. Notification No. 2/27/05-1AR/191, dated 23.02.2006, the Security Wing has been kept out of the purview of the provisions of the Right to Information Act, 2005.

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4. The above notification gets attracted in case sensitive information concerning the deployment of security/forces, movement thereof, other details of the Security Wing is asked for. In the instant case, it was observed that no security aspect is involved in sharing the bare information of the visitors, who visited the Punjab Raj Bhavan to meet the Principal/Additional Chief Secretary, Technical Education, while he was holding the charge of Principal Secretary to Governor of Punjab. It was further observed that providing only the names of visitors as mentioned in the register maintained at the entry gate of the Governor House, after eclipsing the other details of the visitors, would do no harm to any one and would not attract the provisions of the said Notification. The RTI applicant is asking for only the names of visitors of Technical Education Department, who visited their Principal Secretary, Technical Education only. They had not come to visit the Principal Secretary to Governor of Punjab but him again as he was holding the additional charge of their Department. Hence, it was directed that the names of the visitors of only Technical Education Department during the period from 1.1.2015 to July, 2017, be provided to the appellant, after eclipsing the other details of the visitors, before the next date of hearing. The case was adjourned for today.

5. Today, the representative of the respondents hands over requisite information to the representative of the complainant, who after perusing the same, expresses satisfaction and submits that the case may be closed.

6. Accordingly, the case is **disposed of and closed.**

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Sh. Jasmeet Singh,
449, New Jawahar Nagar,
Jalandhar

-----Appellant

Vs.

Public Information Officer,
O/o Commissioner of Police, Jalandhar

First Appellate Authority
O/Commissioner of Police, Jalandhar

Public Information Officer,
O/o Smt. Navjit Pal Kaur,
Judicial Magistrate 1st Class,
Judicial Court Complex, Jalandhar.

-----Respondents

Appeal Case No. 3915 of 2016

Present: None on behalf of the appellant.

Shri Sukhbir Singh, Inspector/SHO, PS Baradari, Jalandhar and Shri Balwinder Kumar, ASI, on behalf of the respondents.

ORDER

In this case, during hearing on 21.03.2018, following order was passed:-

"In the given scenario, I would ask the Commissioner of Police, Jalandhar to look into this case and see as to why it has happened in this specific case that the documents could not be provided to the appellant and also to ensure that in such cases once the inquiry is complete and duly approved by the competent authority, the documents are provided to the appellant before these are submitted in the court along the Challan, when the appellant is seeking the same while approaching the respondents and the Commission. He may look into it and issue necessary instructions. I would like to have a report in the matter in month's time.

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The case file is sent to Deputy Registrar, Punjab State Information Commission for putting up the file to the undersigned on receipt of a report from the Commissioner of Police, Jalandhar. "

2. On receipt of reply from Commissioner Police Jalandhar, it came to the notice of the Commission on 05.12.2018, that the statements of witnesses recorded under Section 161 CRPC in FIR No. 82 of 2015, PS Barandari Jalandhar had been submitted in the Court alongwith challan of the case. It also came to the notice of the Commission that Sh. Jasmeet Singh, appellant, sought copies of these documents from the PIO of the Court of Smt. Navjot Pal Kaur JMIC Jalandhar but were denied intimating him as under:-

"The demanded documents i.e. Statement of Jasmeet Singh, Tarlok, Manmeet Singh, Kamaljeet Singh, Hardeep, Arjinder, Kamaljeet can't be given due to non exhibited doc. and 161CRPC statements"

3. In order to verify whether the statements of witnesses recorded under Section 161 CRPC in this case are in record of Police Department or in the record of the said Court, the record of O/o Commissioner Police Jalandhar as well as of the concerned Court is required to be examined. Accordingly the PIO O/o JMIC Jalandhar (Smt. Navjot Pal Kaur) was also impleaded as respondent. The PIO O/o Commissioner of Police Jalandhar as well as the PIO O/o JMIC Jalandhar were directed to appear alongwith complete original record relating to FIR No. 82 of 2015 Police Station Barandari Jalandhar in the Commission on the Next date of hearing . The case was adjourned to 13.02.2019.

4. On 13.02.2019, none was present on behalf of the appellant as well as the respondents without any intimation. Viewing the absence of the respondents seriously, one last opportunity was afforded to the PIO O/o Commissioner of Police Jalandhar as well as the

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PIO O/o JMIC Jalandhar to appear alongwith complete original record relating to FIR No. 82 of 2015 - Police Station Baradari Jalandhar in the Commission on the Next date of hearing to explain the factual position of the case so that requisite information could be provided to the appellant without any further delay, failing which punitive action under the provisions of RTI Act, 2005 would be taken against them. The case was adjourned for today.

5. Today, the appellant is not present without any intimation. The representatives of the respondents inform that all the documents, available with them, have already been provided to the appellant. They further state that the case is under trial in the Court and the original file is in the court.

6. None is present on behalf of the PIO of the office of JMIC, Jalandhar without any intimation. The PIO is again directed to appear before the Commission, in person, on the next date of hearing along with complete original record relating to FIR No. 82 of 2015 – Police Station Baradari, Jalandhar to explain the factual position of the case so that requisite information could be provided to the appellant without any further delay.

7. A copy of the order is forwarded to Smt. Navjit Pal Kaur, JMIC, Jalandhar to ensure the compliance of the orders.

8. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

**CC: Smt. Navjit Pal Kaur,
Judicial Magistrate Ist Class,
Judicial Court Complex, Jalandhar.**

REGISTERED

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Shri Suresh Aggarwal
s/o Shri Prem Chand,
r/o H.No.2585/2A, Jagat Nagar,
Basti Jodhewal, Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Chief Secretary to Govt. of Punjab,
Chandigarh.

First Appellate Authority
o/o Chief Secretary to Govt. of Punjab,
Chandigarh.

Public Information Officer
o/o Financial Commissioner to the
Government of Punjab,
Department of Excise and Taxation, Chandigarh

Public Information Officer
o/o Under Secretary to Government of Punjab,
Department Local Government,
Chandigarh.

Public Information Officer,
O/o Excise and Taxation Commissioner, Patiala.

-----Respondents

Appeal Case No. 3649 of 2018

Present:- Shri Suresh Aggarwal, appellant, in person.

Shri Balwinder Pal, Senior Assistant, Local Government-1 Branch and Shri Ram Singh, ETO, office of Excise and Taxation Commissioner, Patiala, on behalf of the respondents.

ORDER

The case was last heard on 13.02.2019, when the representative of the Local Government Department submitted a Memo. No. 15/7/2019-5 ਸਫ 1/230-B, dated 11.02.2019 from the PIO of Local Government-1 Branch vide which the appellant had been informed that the requisite information could not be provided to him as it was in the form of questionnaire.

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Consequently, the sought for information was discussed point-wise. After hearing the representatives of respondents of Local Government Department and Excise and Taxation Commissioner, Patiala, they were directed to send a detailed point-wise reply to the appellant, with a copy to the Commission, within a week. The case was adjourned for today.

2. Today, the representatives of the respondents of Local Government Department and Excise and Taxation Department state that the information regarding Points No. 1, 4, 5, 6 has been provided to the appellant and the information regarding Points No. 2, 3 and 7 is in the form of questionnaire. The appellant expresses dis-satisfaction. Consequently, the sought for information is discussed point-wise. After detailed discussion and hearing both the parties some more information relating to both the Departments is handed over to the appellant along with a copy of relevant Notification. The appellant, after perusing the provided information vis-à-vis the Notification, expresses satisfaction.

3. Accordingly, the case is **disposed of and closed**.

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Achhru Bansal, Advocate,
r/o Gayatri Bhawan,
State Bank Street, Samana,
District Patiala-147101.

-----Appellant

Vs

Public Information Officer
o/o Director General of Police, Punjab,
Chandigarh.

First Appellate Authority
o/o Director General of Police, Punjab,
Chandigarh.

-----Respondents

Appeal Case No. 3654 of 2018

Present:- None for the appellant.

Shri Hakam Singh, Head Constable, on behalf of the respondents.

ORDER

In this case, during hearing on 13.12.2018, the representative of the respondents informed that the matter was referred to the Senior Superintendent of Police, Patiala by the Bureau of Investigation, Punjab, Chandigarh for getting the information on the complaint of the appellant and the Senior Superintendent of Police, Patiala had informed that the matter was under investigation due to which the information sought by the appellant could not be supplied. Accordingly, the respondents were directed to expedite the inquiry and supply the information after getting the same from the Senior Superintendent of Police, Patiala before the next date of hearing. The case was adjourned to 13.02.2019.

2. On 13.02.2019, the representative of the respondents submitted a letter No. A.C/3654 of 2018/120-A.C/of 2018/146/RTI, dated 11.02.2019 from SSP-cum-PIO, Patiala vide which it had been informed that the sought for information related to third party and thus the said information could not be provided to the appellant under Section 8(1) of the RTI Act, 2005.

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The appellant submitted that he was asking for this information as an amount of Rs. 4.70 lakh was involved in the matter. Consequently, after discussing the matter and hearing both the parties, the objection of PIO-cum-SSP, Patiala was over-ruled and inspection of relevant record was allowed to the appellant to identify the specific documents required by him and the respondents were directed to supply copies of the same to the appellant. The case was adjourned for today.

3. Today, the appellant is not present without any intimation. The representative of the respondents states that he has brought the requisite complete information for handing over to the appellant and no more document relating to the instant RTI application is available in the record. Since the appellant is not present, the respondent is directed to send this information to the appellant by registered post.

4. With these directions, the case is **disposed of and closed**.

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Kuldeep Singh
#437-A, Model Town Extension,
Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Deputy Commissioner, Ludhiana.

First Appellate Authority
o/o Deputy Commissioner, Ludhiana.

-----Respondents

Appeal Case No. 4263 of 2018

Present: Shri Kuldeep Singh, appellant, in person.
Shri Pawandev Singh, S.I., on behalf of the respondents.

ORDER

In this case, Shri Kuldeep Singh, appellant, vide his RTI application dated 23.08.2018, addressed to the PIO of the office of Deputy Commissioner, Ludhiana, sought certain information on 5 points regarding Pensioner Bhawan, situated near the office of Police Commissioner, Ludhiana.

2. The case was last heard on 13.02.2019, when the representative of the respondents submitted a letter No. 4263/RTI, dated 12.02.2019 from PIO-cum-DCP, Commissionerate Ludhiana vide which it had been informed that the RTI application of the appellant had been transferred to their office under Section 6(3) of the RTI Act by the PIO of the office of Deputy Commissioner, Ludhiana and in this case information had been asked for by the appellant regarding Pensioner Bhawan, which did not relate to their office and the appellant had been informed accordingly vide letter No. 107/RTI,

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dated 28.09.2018. Consequently, after hearing both the parties and discussing the sought for information, the PIO of the office of Deputy Commissioner, Ludhiana was directed to file a detailed reply before the next date of hearing. The case was adjourned for today.

3. Today, the representative of the Police Department reiterates that the information asked for by the appellant does not relate to their Department. None is present on behalf of the PIO of the office of Deputy Commissioner, Ludhiana nor any reply has been filed by him. Consequently, after discussing the matter at length, the appellant is directed to contact Deputy Commissioner, Ludhiana and Commissioner of Police, Ludhiana and they are directed to provide the requisite information regarding Pensioner Bhawan to the appellant to his satisfaction.

4. A copy each of the order is forwarded to Deputy Commissioner, Ludhiana and Commissioner of Police, Ludhiana to ensure the compliance of the orders.

5. With these directions, the case is **disposed of and closed**.

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

**CC: Deputy Commissioner,
Ludhiana.**

REGISTERED

**Commissioner of Police,
Ludhiana.**

REGISTERED

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Madhya Marg, Sector 16, Chandigarh.

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Shri Gurmukh Singh.

President, Dr. B.R. Ambedkar Majdoor Welfare Societies,
R/o Village Rukna Begu, Near Railway Station Kasu Begu,
P.O. Patel Nagar, Tehsil and District Ferozepur.

-----Appellant

Vs

Public Information Officer,
o/o Additional Director General of Police (Crimes Branch),
Punjab, Chandigarh.

First Appellate Authority

o/o Additional Director General of Police (Crimes Branch), Punjab,
Chandigarh.

-----Respondents

Appeal Case No. 4261 of 2018

Present: Shri Gurmukh Singh, appellant, in person.

Shri Sukhwinder Singh, ASI, on behalf of the respondents.

ORDER

The case was last heard on 13.02.2019, when the representative of the respondents submitted a letter No. 89/RTI/CC, dated 23.01.2019 from AIGP, Bureau of Investigation-cum-PIO, Punjab, Chandigarh vide which it had been informed that the information running into 14 pages had been provided to the appellant, which had been duly received by him on 11.12.2018 and the appellant had informed that he was not satisfied with the provided information. Accordingly, the appellant was directed to specifically furnish the deficiencies in the provided information, to the PIO, with a copy to the Commission. The case was adjourned for today.

2. Today, the representative of the respondents informs that a report in the

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matter has been sought from Ferozepur, which is still awaited. Accordingly, a copy each of the order is forwarded to Inspector General of Police, Ferozepur and SSP, Ferozepur for sending the requisite report so that requisite information could be provided to the appellant, without any further delay.

3. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

**CC: Inspector General of Police,
Ferozepur.**

REGISTERED

**Senior Superintendent of Police,
Ferozepur.**

REGISTERED

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Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100,

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Shri K. K. Bhandari,
3661, Sector: 46-C, Chandigarh.

-----Appellant

Vs

Public Information Officer
O/o Secretary, Punjab School Education Board,
Vidya Bhawan, Phse:8, Mohali – 160065.

First Appellate Authority
O/o Secretary, Punjab School Education Board,
Vidya Bhawan, Phse:8, Mohali – 160065.

-----Respondents

Appeal Case No. 4323 of 2018

Present:- None on behalf of the appellant.

Smt. Sukhwinder Kaur Saroya, PIO-cum-Controller of Examination; Smt. Baljinder Kaur, APIO and Shri Lakhi Ram, Superintendent (Certificate), on behalf of the respondents.

ORDER

This case was last heard on 13.02.2019, when the respondent PIO had brought the original record for the perusal of the Commission and informed that complete record had already been provided to the appellant. The appellant expressed dis-satisfaction. Consequently, after perusing the record and hearing both the parties, the PIO was directed to get the relevant record inspected by the appellant on 27.02.2019 to identify the specific documents required by him and after identification supply duly attested copies of the same, on the spot. The case was adjourned for today.

2. Today, Smt. Preety Chawla, SIC, a member of the Division Bench, is on leave.

3. The appellant is not present. However, a letter dated 14.03.2019 has been received from him seeking exemption from personal appearance. He has also pointed out deficiencies in the provided information. Accordingly, the respondents are directed to send reply to the appellant to his letter dated 14.03.2019, with a copy to the Commission.

4. To come up on **24.04.2019 at 1.00 P.M. for further proceedings.**

Dated: 20.03.2019

**Sd/-
(S. S. Channy)
Chief Information Commissioner
Punjab**

CC: PS/SIC(PC) for the kind information of Hon'ble SIC(PC)

PUNJAB STATE INFORMATION COMMISSION
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Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Shri Prem Kumar Rattan
H.No.78/8, Park Road,
New Mandi, Dhuri,
District Sangrur.

-----Appellant

Vs

Public Information Officer
o/o Police Commissioner,
Ludhiana.

First Appellate Authority
o/o Police Commissioner,
Ludhiana.

-----Respondents

Appeal Case No. 4147 of 2018

Present:- None on behalf of the appellant.
Shri Pawandev Singh, S.I., on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when the appellant was not present. However, a letter dated 16.02.2019 was received from him through e-mail informing that he was unable to attend hearing due to ill health of his mother. He requested that his case might be disposed of if the respondent submitted complete information to the Commission to its satisfaction. The respondents sought short adjournment. Accordingly, the PIO was directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 would be initiated against him. The case was adjourned for today.

2. Today, the representative of the respondents submits a letter No. AC-4147/RTI, dated 28.02.2019 from PIO-cum-Deputy Commissioner of Police, Commissionerate, Ludhiana vide which it has been informed that the information asked for by the appellant relates to

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third party and is personal information of Shri Balwant Singh, Head Constable, who has not given his consent for providing the information to the appellant and thus the sought for information cannot be provided to the appellant as per the judgement of Hon'ble Supreme Court of India in SLP© No. 27734/2012. It has been further informed that the appellant has been intimated vide letter No. 2890/RTI, dated 25.08.2018 and letter No. 27.09.2018. Accordingly, the appellant is directed to send his observations, if any, on the reply received from the PIO, to the PIO, with a copy to the Commission.

3. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 20.03.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Advocate Tejinder Singh
r/o Village Bholapur,
P.O. Ramgarh, Chandigarh Road,
Ludhiana-141123.

-----Appellant

Vs

Public Information Officer
o/o Sub Registrar, Amritsar-II.

First Appellate Authority
o/o Sub Divisional Magistrate, Amritsar-II.

-----Respondents

Appeal Case No. 4170 of 2018

Present:- Shri Tejinder Singh, Appellant, in person.
Shri Jasbir Singh, Clerk, on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when none was present on behalf of the appellant as well as the respondents, without any intimation. Viewing the absence of the respondents seriously, the PIO was directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 would be initiated against him. The case was adjourned for today.

2. Today, the representative of the respondents informs that information regarding Points No. 5, 6 and 7 has been supplied to the appellant vide letter No. 14, dated 20.02.2018 and the information regarding Points from 1 to 4 does not relate to their office. He hands over one more copy of the provided information to the appellant. Consequently, the appellant is advised to seek the remaining information by filing a fresh application with the concerned PIO.

3. Accordingly, the instant case is **disposed of and closed**.

Dated : 20.03.2019

Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab

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Red Cross Building, Near Rose Garden,
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Advocate Tejinder Singh
r/o Village Bholapur,
P.O. Ramgarh, Chandigarh Road,
Ludhiana-141123.

-----Appellant

Vs

Public Information Officer
o/o Sub Registrar (West), Ludhiana .

First Appellate Authority
o/o Sub Divisional Magistrate (West), Ludhiana.

-----Respondents

Appeal Case No. 4186 of 2018

Present:- Shri Tejinder Singh, appellant, in person.
None on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when none was present on behalf of the appellant as well as the respondents. Viewing the absence of the respondents seriously, the PIO was directed to supply the requisite information to the appellant before the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 would be initiated against him. The case was adjourned for today.

2. A letter No. 1103-04/ਸਰ(ਪ), dated 19.03.2019 has been received from Sub Registrar-cum-PIO, Ludhiana(West) informing that reply has already been sent to the appellant vide letter No. 810/ਸਰ(ਪ), dated 29.08.2018 that compensation amount of Rs. 5,000/- awarded in AC-2713 of 2017 has been paid in cash to him and he confirmed it during hearing of the case and therefore no receipt was taken from him.

3. Today, the appellant informs that compensation amount of Rs. 5,000/- has not been paid to him till date. Accordingly, the PIO is directed to submit proof/evidence to vindicate his claim, in person, on the next date of hearing.

4. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 20.03.2019

(S.S. Channy)
Chief Information Commissioner
Punjab

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Advocate Tejinder Singh
r/o Village Bholapur,
P.O. Ramgarh, Chandigarh Road,
Ludhiana-141123.

-----Appellant

Vs

Public Information Officer
o/o Sub Divisional Magistrate (West)
Ludhiana .

First Appellate Authority
o/o Sub Divisional Magistrate (West),
Ludhiana.

-----Respondents

Appeal Case No. 4172 of 2018

Present:- Shri Tejinder Singh, Appellant, in person.
None on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when none was present on behalf of the appellant as well as the respondents. However, a letter dated 12.02.2019, was received from the respondent PIO, the contents of which are as under:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਤੇ ਪ੍ਰਾਰਥੀ ਵਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਦੇ ਸੰਬੰਧ ਵਿਚ ਸ੍ਰੀ ਸਾਹਿਲ ਅਗਰਵਾਲ ਕਲਰਕ, ਦਫ਼ਤਰ ਉਪ ਮੰਡ ਮੈਜਿਸਟਰੇ ਰਾਏਕੋਟ ਨੂੰ ਤਲਬ ਕੀਤਾ ਗਿਆ। ਉਸ ਵਲੋਂ ਰਿਪੋਰਟ ਕੀਤੀ ਗਈ ਹੈ ਕਿ ਮਾਨਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਲੋਂ ਇਕ ਮਹੱਤਵਪੂਰਨ ਕੇਸ ਅਨੁਮਾਨ ਸਪੈਸ਼ਲ ਲੀਵ ਪਟੀਸ਼ਲ (ਸਿਵਲ) ਨੰਬਰ 27734 ਆਫ਼ 2012 ਗਿਰੀਸ਼ ਰਾਮਚੰਦਰਾ ਦੇਸਪਾਂਡੇ ਬਨਾਮ ਕੇਂਦਰੀ ਸੂਚਨਾ ਕਮਿਸ਼ਨਰ ਅਤੇ ਹੋਰ ਵਿਚ ਮਿਤੀ 03.10.2012 ਨੂੰ ਹੁਕਮ ਸੁਣਾਇਆ ਹੈ ਕਿ ਮੁਲਾਜ਼ਮਾਂ ਨੂੰ ਉਸ ਦੇ ਇੰਪਲਾਇਰ ਵਲੋਂ ਦਿਤੇ ਗਏ ਕਾਰਨ ਦਸੇ ਅਤੇ ਸਜਾਵਾਂ ਆਦਿ ਦੀ ਸੂਚਨਾ ਦਰਖਾਸਤਕਰਤਾ ਨੂੰ ਨਹੀਂ ਦਿਤੀ ਜਾ ਸਕਦੀ ਕਿਉਂ ਇਹ ਮਾਮਲਾ ਇੰਪਲਾਈ ਅਤੇ ਇੰਪਲਾਇਰ ਨਾਲ ਸੰਬੰਧਤ ਹੁੰਦਾ ਹੈ। ਮਾਨਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਲੋਂ ਇਹ ਵੀ ਫੈਸਲਾ ਕੀਤਾ ਗਿਆ ਹੈ ਇਸ ਤਰ੍ਹਾਂ ਦੀ ਸੂਚਨਾ ਦਾ ਸੰਬੰਧ ਮੁਲਾਜ਼ਮ ਦੀ ਸਰਕਾਰੀ ਨੌਕਰੀ ਜਾਂ ਲੋਕ ਹਿਤ ਨਾਲ ਨਹੀਂ ਹੁੰਦਾ।

Contd.....p/2



2. Accordingly, one last opportunity was afforded to the appellant to justify any public interest for divulgence of information before the next date of hearing. The case was adjourned for today.

3. Today, the appellant submits a letter dated 20.03.2019 explaining the public interest involved in this case. Accordingly, after going through the submission made by the appellant, the respondents are directed that a report regarding action taken on the complaint be furnished to appellant, before the next date of hearing.

4. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 20.03.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864100,

Email: - pcic20@punjabmail.gov.in



Advocate Tejinder Singh
r/o Village Bholapur,
P.O. Ramgarh, Chandigarh Road,
Ludhiana-141123.

-----Appellant

Vs

Public Information Officer
o/o Sub Registrar, Samrala,
District Ludhiana .

First Appellate Authority
o/o Sub Divisional Magistrate, Samrala,
District Ludhiana.

-----Respondents

Appeal Case No. 4182 of 2018

Present:- Shri Tejinder Singh, Appellant, in person.
Shri Ranjit Singh, Naib Tehsildar Samrala, on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when none was present on behalf of the appellant as well as the respondents. However, a letter No. 177/Reader, dated 04.02.2019 was received from First Appellate Authority-cum-SDM, Samrala which reads as under:-

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸੰਬੰਧ ਵਿਚ ਹਵਾਲਾ ਅਧੀਨ ਪੱਤਰ ਰਾਹੀਂ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਅਧੀਨ ਸੂਚਨਾ ਨਾ ਦੇਣ ਸੰਬੰਧੀ ਜੋ ਅਪੀਲ ਵਲੋਂ ਸ੍ਰੀ ਤੇਜਿੰਦਰ ਸਿੰਘ ਐਡਵੋਕੇਟ ਪਿੰਡ ਭੋਲਾਪੁਰ ਤਹਿਸੀਲ ਵਾ ਜ਼ਿਲ੍ਹਾ ਲੁਧਿਆਣਾ ਵਲੋਂ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਸੰਬੰਧ ਵਿਚ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲਕਰਤਾ ਵਲੋਂ ਇਸ ਅਪੀਲ ਦੇ ਸੰਬੰਧ ਵਿਚ ਨਿਮਨ ਹਸਤਾਖਰਤ ਨੂੰ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ ਅਧੀਨ ਸੂਚਨਾ ਨਾ ਦੇਣ ਸੰਬੰਧੀ ਕੋਈ ਅਪੀਲ ਨਹੀਂ ਕੀਤੀ ਗਈ।

Accordingly, the appellant was advised to clarify and produce evidence whether appeal was

Contd.....p/2



made to the First Appellate Authority or not, before the next date of hearing. The case was adjourned for today.

2. A letter No. 01-02/ਦਕ, dated 11.02.2019 has been received from Tehsildar-cum-PIO, Samrala vide which requisite information has been sent to the appellant. A copy of this letter is handed over to the appellant, who is directed to furnish his observations, if any, to the PIO, with a copy to the Commission.

3. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Dated : 20.03.2019

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
Ph: 0172-2864100, Email: - pcic20@punjabmail.gov.in



Shri Boota Singh s/o Shri Sher Singh,
VPO, Malak, Tehsil Jagraon,
District Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Additional Deputy Commissioner (Development),
Ludhiana.

First Appellate Authority
o/o Deputy Commissioner, Ludhiana.

-----Respondents

Appeal Case No. 4194 of 2018

Present:- None for the appellant.

Shri Harbans Singh, VDO o/o Block Development and Panchayats Officer, on
behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when the representative of the respondents handed over information running into 518 pages to the appellant, who was advised to go through the same and revert back to the authorities, in case of any deficiency. The case was adjourned for today.

2. Today, the appellant is not present. However, a letter dated 19.03.2019 has been received from him seeking some more time to go through the provided information. Accordingly, he is directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission, within 10 days, failing which case will be decided on merit on the basis of documents placed on record.

3. To come up on **29.04.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 20.03.2019

(S.S. Channy)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
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Smt. Daljit Kaur
w/o Late Shri Baldev Singh Buttar,
Dhulkot Road, Dashmesh Nagar, Ahmedgarh,
District Sangrur.

-----Appellant

Vs

Public Information Officer
o/o Sub Divisional Magistrate,
Raikot, District Ludhiana.

First Appellate Authority
o/o Deputy Commissioner, Ludhiana.

-----Respondents

Appeal Case No. 4196 of 2018

Present:- Shri Jugneet Singh Buttar and Shri Sukhdeep Singh Buttar, on behalf of the
appellant.
None on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when the PIO-cum-Tehsildar, Raikot informed that information had been provided to the appellant on 01.02.2019 after correcting the revenue record. Consequently, after hearing both the parties and going through the available record, the respondents were directed to see as to whether it was a casual mistake or with any malafide. In case it was malafide then inquiry be conducted and action be taken against the guilty official(s) and inform the Commission before the next date of hearing. The case was adjourned for today.

2. Today, none is present on behalf of the respondents. However, a letter No. 59, dated 18.03.2019 has been received from PIO-cum-Tehsildar, Raikot vide which it has been informed that correction in the revenue record has been made and it was inadvertent mistake that entry could not be made earlier. He has further certified that there was not malafide in this lapse. A copy of this letter is handed over to the representatives of the respondents, who after perusing the same, express satisfaction.

3. Accordingly, the case is **disposed of and closed**.

Sd/-

Dated : 20.03.2019

(S.S. Channy)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
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Smt. Nirmaljeet Kaur w/o S. Kulwant Singh,
r/o H.No.99, Street No.1,
Banda Bahadur Colony,
Near Subhash Nagar, Rahon Road,
P.O. Basti Jodhewal, Tehsil and Distt. Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Deputy Commissioner of Police,
Ludhiana.

First Appellate Authority,
O/o Commissioner of Police,
Ludhiana.

-----Respondents

Appeal Case No. 3081 of 2018

Present:- None for the appellant.
Shri Nachhattar Pal, ASI, on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when the appellant informed that no information after the previous date of hearing had been provided to him by the respondents. The representative of the respondents informed that till date no action had been taken against Shri Jatgar Singh, Head Constable and cancellation report was still pending with the Deputy Commissioner of Police, Ludhiana. Consequently, after hearing both the parties and going through the available record, the respondents were directed to send a copy of cancellation report after its finalization from the Deputy Commissioner of Police, Ludhiana and submit final action taken against Shri Jagtar Singh, Head Constable, to the Commission. The case was adjourned for today.

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2. Today, the representative of the respondents submits a copy of report sent by Additional Deputy Commissioner of Police(Zone-4) Ludhiana to Commissioner of Police, Ludhiana vide which it has been submitted that cancellation report has been filed in the court, which is pending in the court of Ms. Ramneet Kaur, Judicial Magistrate Ist Class, Ludhiana and next date of hearing is 26.03.2019 and necessary action will be taken as per the orders of the Court. The report of Additional Deputy Commissioner of Police(Zone-4) Ludhiana has been seen by Commissioner of Police, Ludhiana on 22.02.2019. Accordingly, it is directed that as and when action is finalized, final action report be furnished to the appellant.

3. With these directions, the case is **disposed of and closed**.

Sd/-

Dated : 20.03.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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r/o H.No.99, Street No.1, Banda Bahadur Colony,
Near Subhash Nagar, Rahon Road,
P.O. Basti Jodhewal, Tehsil and Distt. Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Deputy Commissioner of Police,
Ludhiana.

First Appellate Authority,
O/o Commissioner of Police,
Ludhiana.

-----Respondents

Appeal Case No. 3082 of 2018

Present:- None for the appellant.
Shri Nachhattar Pal, ASI, on behalf of the respondents.

ORDER

The case was last heard on 18.02.2019, when the appellant informed that no information after the previous date of hearing had been provided to him by the respondents. The representative of the respondents informed that till date no action had been taken against Shri Jatgar Singh, Head Constable and cancellation report was still pending with the Deputy Commissioner of Police, Ludhiana. Consequently, after hearing both the parties and going through the available record, the respondents were directed to send a copy of cancellation report after its finalization from the Deputy Commissioner of Police, Ludhiana and submit final action taken against Shri Jagtar Singh, Head Constable, to the Commission. The case was adjourned for today.

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2. Today, the representative of the respondents submits a copy of report sent by Additional Deputy Commissioner of Police(Zone-4) Ludhiana to Commissioner of Police, Ludhiana vide which it has been submitted that cancellation report has been filed in the court, which is pending in the court of Ms. Ramneet Kaur, Judicial Magistrate Ist Class, Ludhiana and next date of hearing is 26.03.2019 and necessary action will be taken as per the orders of the Court. The report of Additional Deputy Commissioner of Police(Zone-4) Ludhiana has been seen by Commissioner of Police, Ludhiana on 22.02.2019. Accordingly, it is directed that as and when action is finalized, final action report be furnished to the appellant.

3. With these directions, the case is **disposed of and closed**.

Sd/-

Dated : 20.03.2019

**(S.S. Channy)
Chief Information Commissioner
Punjab**