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Advocate, Paramjit Singh Dhillon

Chamber No. 89-C, District Courts Amritsar. **(7837550690).**

Appellant

Versus **Public Information Officer/APIO**

(Regd. Post) O/o Commissioner,

Municipal Corporation, Amritsar.

First Appellate Authority

O/o Commissioner,

Municipal Corporation, Amritsar.

Respondents

Appeal Case No.: 2759 of 2018

Present: Sh. S.K. Arya on behalf of the appellant.

Nobody present on the behalf of respondent PIO.

<u>ORDER</u>

1. This order may be read with the reference of previous order dated 11.02.2019. On previous hearing dated 11.02.2019, respondent PIO-cum-ATP, Sh. Lakhbir Singh was called for hearing along with directions to bring proper reply/information as per queries raised by the appellant in his RTI application but he failed to do so.

2. Respondent PIO is absent for today's hearing but an email has been received in the Commission from email id <u>varindermohan@gmail.com</u> on 20.03.2019 along with related documents, mentioning therein repeated statements as in previous mails that requisite information has already been provided to the appellant, which has been taken on record.

- 3. Sh. S.K. Arya on behalf of the appellant states that requisite information has not been supplied by the respondent. He further added that RTI was filed on 17.02.2018 but as per respondent's reply requisite information was supplied to appellant on 15.01.2018 as mentioned in pervious orders dated 11.02.2019. He further added that the respondent is sending irrelevant replies in this regard, as how is it possible that respondent had supplied information (on dated 15.01.2018) before it was asked for (RTI dated 17.02.2018).
- 4. After hearing the representative of appellant and going through the documents placed on record, <u>The respondent ATP cum PIO O/o Commissioner</u>, <u>MC</u>, <u>Amritsar</u>, <u>Sh. Lakhbir Singh (95014-45700) will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI appellant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.</u>

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Appeal Case No.: 2759 of 2018

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) provision, thereto, to appear in person on the next hearing, before the imposition of such penalty on him and/or compensation is awarded to the appellant. He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further ex-parte proceedings against him.

- 4. The respondent PIO is also directed to appear in person on next dated of hearing along with directions to provide pending information and/or written reply satisfying the RTI application, to the appellant.
- 5. A copy of this order to be sent to PIO (by name) through registered post.
- 6. The subject matter is adjourned to **01.05.2019 at 11.00 AM** for further proceedings.
- 7. Announced in the Court; copy of order, be sent to the parties.

Chandigarh 20.03.2019

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Sh. Abhinandan Chhabra S/o Sh. Sumesh Chhabra R/o Ward No. 10, Jain Mohalla, Tehsil Patti, District Tarn Taran Punjab (70096-21218, 86999-95292).

Appellant

Public Information Officer/APIO

O/o DEO (SE), Tarn Taran.

Public Information Officer/APIO

O/o DEO (SE), Punjab Mohali.

Public Information Officer/APIO

O/o DPI, (SE), PSEB Complex, 6th Floor, Punjab, Mohali.

First Appellate Authority

O/o DPI, (SE), Punjab, Mohali.

Respondents

Appeal Case No.: 2771 of 2018
Date of Institution: 16.08.2018
Date of Decision: 20.03.2019

Versus

Present: Sh. Abhinandan Chhabra, the appellant in person.

Sh. Amarjeet Singh, Superintendent is present and with Ms. Suman Sharma, SA

(98551-21675) from O/o DPI (SE) Pb. Chd.

ORDER

1. This order may be read with the reference of previous hearing dated 11.02.2019.

2. An email has been received in the Commission on 18.03.2019 from email id abhinandan.chabra1@gmail.com along with an attachment, in which the appellant pointed out deficiencies in the information provided to him. This email is taken on record.

- 3. Sh. Abhinandan Chhabra, the appellant stated as mentioned above.
- 4. Ms. Suman Sharma, SA states that complete requisite information has been provided as per RTI application and also clarifies the deficiencies pointed out and/or replied to queries of appellant, completely and also point-wise to the appellant before the Commission during the hearing.
- 5. Sh. Abhinandan Chhabra, the appellant shows his satisfaction to the clarification/replies of the respondent.
- 6. After hearing both the parties and going through the documents placed on record, it is found that the requisite information stands supplied and appellant is satisfied with it, therefore no further action is required in this case and hence this instant appeal case is **disposed of and closed**.
- 7. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Abhinandan Chhabra

S/o Sh. Sumesh Chhabra R/o Ward No. 10, Jain Mohalla, Tehsil Patti, District Tarn Taran Punjab (70096-21218, 86999-95292).

Appellant

Public Information Officer/APIO

O/o DEO (SE), Tarn Taran.

Public Information Officer/APIO O/o DEO (SE), Punjab Mohali.

Public Information Officer/APIO O/o DPI, (SE), PSEB Complex, 6th Floor, Punjab, Mohali.

First Appellate Authority

O/o DPI, (SE), Punjab, Mohali. Respondents

Appeal Case No.: 2772 of 2018

Date of Institution: 16.08.2018

Date of Decision: 20.03.2019

Present: Sh. Abhinandan Chhabra, the appellant in person.

Sh. Vineet Saxena for the PIO O/o National Model Middle School Patti.

<u>ORDER</u>

1. This order may be read with the reference of previous hearing dated 11.02.2019.

- 2. An email has been received in the Commission on 18.03.2019 from email id abhinandan.chabra1@gmail.com along with an attachment, in which the appellant states that requisite information has been received but after a delay. This email is taken on record.
- 3. Sh. Abhinandan Chhabra, the appellant states as mentioned above.
- 4. Sh. Vineet Saxena, SA clarifies that complete requisite information has been provided as per RTI application only after retrieving it from the concerned office(s)/departments(s).
- 5. Sh. Abhinandan Chhabra, the appellant shows his satisfaction to the clarification/replies of the respondent.
- 6. After hearing both the parties and going through the documents placed on record, it is found that the requisite information stands supplied and appellant is satisfied with it, therefore no further action is required in this case and hence this instant appeal case is **disposed of and closed**.
- 7. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Hakam Singh (9877915626)

S/o Sh. Darshan Singh R/o Madhir, Tehsil Gidderbaha, District Sri Muktsar Sahib-152101.

Appellant

Versus

Public Information Officer/APIO

O/o District Education Officer, Sri Muktsar Sahib.

First Appellate Authority

O/o DPI,Punjab, Chandigarh. Respondents

Appeal Case No.: 2774 of 2018
Date of Institution: 16.08.2018
Date of Decision: 20.03.2019

Present: Nobody on behalf of the appellant.

Advocate Rajesh Kumar, LA (87250-01218) present on the behalf of respondent

PIO.

ORDER

1. This order may be read with the reference of previous hearing dated 11.02.2019.

- A letter has been received in the Commission vide diary no. 4614 dated on 28.02.2019, in which the appellant states that requisite information has been received by him requested the Commission to close this case. This letter is taken on record.
- 3. Advocate Rajesh Kumar, LA stated as mentioned above in point no. 2 of this order.
- 4. After hearing the respondent and going through the documents placed on record, it is found that the requisite information stands supplied and appellant is satisfied with it, therefore no further action is required in this case and hence this instant appeal case is **disposed of and closed**.
- 5. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Gurinder Singh

S/o Sh. Jatinder Singh, R/o Street No. 0/1, Gurpreet Nagar Daba, Ludhiana-141104.

Appellant

Versus

Public Information Officer/APIO

O/o Principal, Baba Mukund Singh Sr. Sec. School, Daba, Ludhiana.

First Appellate Authority

O/o District Education Officer (EE) Ludhiana.

Respondents

Appeal Case No.: 2786 of 2018
Date of Institution: 16.08.2018
Date of Decision: 20.03.2019

Present: Nobody on behalf of the appellant.

Sh. Major Singh, LA (98149-36247) present on the behalf of respondent FAA.

ORDER

1. An email has been received in the Commission on 18.03.2019 from email id bmsssschooldaba@yahoo.in, in which the Principal from Baba Mukund Singh, Sr. Sec. School, Daba, Ludhaiana states that their school is not a Public Authority and appellant has miserably failed to prove so as directed in previous order dated 11.02.2019 and requested the Commission for his exemption from being present in today's hearing. This email is considered and taken on record.

- 2. Sh. Major Singh, LA stated as mentioned above in point no. 1 of this order.
- 3. An email has been received in the Commission on 19.03.2019 from email id <u>qurinder48448@gmail.com</u>, in which the appellant states that requisite information has not been received till date and also requested the Commission for his exemption from being present in today's hearing. This email is taken on record.
- 4. After hearing the respondent and going through the documents placed on record, it is found that the appellant failed to prove that Principal from Baba Mukund Singh, Sr. Sec. School, Daba, Ludhaiana is a Public Authority and hence the later is not bound to provide requisite information under RTI Act, therefore no further action is required in this case and hence this instant appeal case is disposed of and closed.
- 5. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Ms. Laveena Jindal alias Ms. Laveena Bansal (98556-52696) D/o Hukam Chand Jindal #321, W.No. 25, Mohalla Madhopuri, Malerkotla -148023.

Appellant

Versus

Public Information Officer/APIO

(Regd. Post.) Cum Temporary In-Charge, O/o S.A. Jain High School, Inside Delhi Gate, Malerkotla.

Public Information Officer cum

(Regd. Post.) DEO (SE), D.C. Complex, Sangrur.

First Appellate Authority

O/o DEO (S), D.C. Complex, Sangrur.

Respondents

Appeal Case No.: 2082 of 2018
Date of Institution: 20.06.2018
Date of Decision: 20.03.2019

Present: Ms. Laveena Jindal along with Sh. Ajay Bansal, the representative of the

appellant.

Sh. Varinder Singh, PTI Master cum PIO (94789-37210) along with Advocate

Imran Farooq (93572-33332) present as respondents.

ORDER

1. This order may be read with the reference of previous hearing dated 11.02.2019.

- 2. Sh. Varinder Singh, PTI Master handed over copy of pending requisite information to representative of appellant during the hearing.
- 3. Ms. Laveena Jindal along with Sh. Ajay Bansal, the representative of the appellant shows their satisfaction to the information received.
- 4. After hearing both the parties and going through the documents placed on record, it is found that the requisite information stands supplied and appellant is satisfied with it, therefore no further action is required in this case and hence this instant appeal case is disposed of and closed.
- 5. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Ms. Harleen Kaur

H. No. 79, Near Kalgidhar Market, Roopnagar (Ropar-140001).

Versus

Appellant

Public Information Officer

O/o DPI (SE), Punjab, Mohali.

First Appellate Authority

O/o DPI (SE), Punjab, Mohali.

Respondent

Appeal Case No.: 3596 of 2018

Present: Sh. S.M. Bhanot present on behalf of the appellant.

Nobody present on behalf of the respondent.

<u>ORDER</u>

1. This order may be read with the reference of previous order dated 12.02.2019.

- Sh. S.M. Bhanot the representative of appellant states that he has received the requisite
 information and requested for an adjournment to go through it and point out deficiencies if
 any in the information received.
- 3. Respondent PIO is absent for today's hearing and nor did he filed any reply in this regard.
- 4. After hearing the appellant and going through the documents placed on record, the appellant is given one opportunity to point out deficiencies, if any in the information received in written to the appellant and also submit a copy of it to the Commission by the next date of hearing, failing to which the case would be decided on merit basis.
- 5. Both the parties are advised/directed to represent this case on next date of hearing
- 6. The matter is adjourned for further hearing on 06.05.2019 at 11.00 AM.
- 7. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

Sd/-(Dr. Pawan Kumar Singla) State Information Commissioner

Note:- After the hearing was over Ms. Jyoti Chawla, Assistant Director (DPI) along with Sh. Jaswinder Singh, SA (98033-5849) appeared after the hearing was over and is appraised of the order. He also submitted a copy of information to the Commission, which is taken on record. She further added that appellant may visit their office during officer to inspect the record for requisite information if he required so.

In the view of above, respondent is directed to send the copy of information through registered post to the appellant and present the receipt of said registered post before the Commission on next date of hearing.

Chandigarh 20.03.2019

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Ms. Harleen Kaur

H. No. 79, Near Kalgidhar Market, Roopnagar (Ropar-140001).

Versus

Appellant

Public Information Officer

O/o Govt. Sr. Sec. School (Boys), Roopnagar.

First Appellate Authority

O/o DPI (SE),

Punjab, Roopnagar. Respondent

Appeal Case No.: 3715 of 2018

Present: Sh. S.M. Bhanot present on behalf of the appellant.

Ms. Jaswinder Kaur, Principal (99157-75585) present as a respondent PIO.

ORDER

1. This order may be read with the reference of previous order dated 12.02.2019.

- 2. Ms. Jaswinder Kaur, Principal handed over the copy of requisite information to the appellant during the hearing.
- 3. Sh. S.M. Bhanot the representative of appellant requested for an adjournment to go through the information provided and point out deficiencies if any in the information received.
- 4. After hearing both the parties and going through the documents placed on record, the appellant is given one opportunity to point out deficiencies, if any in the information received in written to the appellant and also submit a copy of it to the Commission by the next date of hearing, failing to which the case would be decided on merit basis.
- 5. The matter is adjourned for further hearing on 06.05.2019 at 11.00 AM.
- 6. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Deepak Rai Garg (95011-13508)

S/o Sh. Subhash Chander R/o Gordhan Dass Phul Chand, Rama Street, Railway Road, Kotkapura, 151204.

Appellant

Versus

Public Information Officer

O/o Govt. Sr. Sec. School, Matta, District Faridkot.

First Appellate Authority

O/o Govt. Sr. Sec. School, Matta, District Faridkot.

Respondent

Appeal Case No.: 3605 of 2018

Present: Nobody present on the behalf of appellant.

Sh. Jagdish, clerk (84370-53500) present on the behalf of respondent PIO.

ORDER

1. This order may be read with the reference of previous order dated 12.02.2019.

- 2. Sh. Jagdish, clerk states that requisite information has already been provided to the appellant.
- 3. Appellant is absent for today's hearing but an email has been received in the Commission form email id garg2010g@yahoo.com on 20.03.2019 where the appellant has pointed out the deficiencies in the information received, which is taken on record.
- 4. After hearing the respondent and going through the documents placed on record, the appellant is advised to sent the copy of deficiencies pointed out, in written to the respondent and the respondent PIO is also given one opportunity to remove the deficiencies pointed out by the appellant once it is received by their office from appellant by providing information and/or reply satisfying the RTI application by the next date of hearing, failing to which action under section 20 (i) of RTI would be initiated against the respondent PIO.
- 5. The matter is adjourned for further hearing on 01.05.2019 at 11.00 AM.
- 6. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Vijay Hans Advocate (98883-88052)

H. No. 31, Satya Niwas, Silver City, Zirakpur - 140603. Email – vijayhans84@gmail.com.

Appellant

Versus

Public Information Officer

O/o District Collector Office, Jalandhar.

First Appellate Authority

O/o Deputy Commissioner, Jalandhar.

Respondent

Appeal Case No.: 3664 of 2018
Date of Institution: 30.10.2018
Date of Decision: 20.03.2019

Present: Nobody present on the behalf of appellant.

Sh. Sewa Singh, BDPO, Mehalpur, Jalandhar cum PIO (98552-60464) present

as respondent.

ORDER

1. This order may be read with the reference of previous hearing dated 12.02.2019.

2. Appellant is absent for today's hearing but an email has been received in the Commission from email id vijayhans84@gmail.com, in which the appellant requested for an adjournment

due to medical reasons. He was also absent on previous hearing dated 12.02.2019.

3. Sh. Sewa Singh, BDPO states that requisite information has already been provided twice to

the appellant and no deficiencies have been pointed out till date.

4. On previous hearing dated 12.02.2019 the appellant was given opportunity to point out

deficiencies if any in the information provided by the appellant with an advice to represent

this case to clear the facts of this case but he failed to do so.

5. After hearing the respondent and going through the documents placed on record, in the view

of above the case is decided on merit basis with an assumption that requisite information

stands supplied and the appellant has nothing to say in this regard, therefore no further

action is required in this case and hence this instant appeal case is disposed of and

closed.

6. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Simranjit Singh (98760-76662)

S/o Sh. Jagdish Singh, 93/2 Adarsh Nagar, Jalandhar.

Versus

Appellant

Public Information Officer

O/o Municipal Corporation, Jalandhar.

First Appellate Authority cum

Additional Commissioner, Municipal Corporation, Jalandhar.

Respondent

Appeal Case No.: 3675 of 2018
Date of Institution: 30.10.2018
Date of Decision: 20.03.2019

Present: Nobody present on the behalf of appellant.

Sh. Harjot Singh, Superintendent cum PIO (94647-14142) present as

respondent.

ORDER

1. This order may be read with the reference of previous order dated 12.02.2019.

- 2. Sh. Harjot Singh, Superintendent cum PIO states that written reply satisfying the RTI application has already been sent through speed post on 19.03.2019. He also submitted a covering letter signed by PIO, ATP Department, MC, Jalandhar vide their office letter no. 1285/ES/G dated 19.03.2019 along with a copy of written reply of PIO, MC, Jalandhar addressed to the appellant vide their office letter no. 426/ES/IC/G dated 27.08.2018 mentioning therein that as the Sh. Neeraj Sharma Building Inspector in his consent denied to provide his personal information to anybody and hence requisite information cannot be supplied to the appellant. The said documents along with copy of receipt of speed post are taken on record.
- 3. A similar email as mentioned in point no. 2 of this order has also been received in the Commission from email id commissioner.mcj@gmail.com, which is also taken on record.
- 4. After hearing respondent and going through the documents placed on record, it is found in the written reply of PIO where consent of third party is mentioned i.e Sh. Neeraj Sharma Building Inspector denied respondent for providing his personal information to anybody and therefore, in the view of this, no further action is required in this case and hence the instant appeal case is decided to be disposed of and closed.
- 5. Announced in the Court; copy of order be sent to the parties.

Sd/(Dr. Pawan Kumar Singla)
State Information Commissioner

Chandigarh 20.03.2019

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Smt. Promilla Sharma (97797-61292) (Regd. Post) W/o Sh. Rajinder Kumar, H.No. 166, Street No. 1/B, Shalimaar Nagar, Hoshiarpur -146001.

Appellant

Public Information Officer (Regd. Post) O/o DPI (SE), Punjab, Mohali.

First Appellate Authority (Regd. Post) O/o DPI (SE), Punjab, Mohali.

Respondent

Appeal Case No.: 3686 of 2018
Date of Institution: 30.10.2018
Date of Decision: 20.03.2019

Versus

Present: Nobody present.

ORDER

- 1. This order may be read with the reference of previous hearing dated 12.02.2019.
- 2. Both the parties are absent for today's hearing but the appellant Smt. Promilla Sharma in her Appeal Case <u>AC 4021 of 2018</u> filed and being heard by the bench of undersigned on 19.03.2019 submitted her written consent on 19.03.2019 that as similar information is requisite in the instant case i.e. 3686 of 2018, therefore, she requested the Commission to close this instant case. The copy of the said consent is taken on record from record file of AC 4021 of 2018 for reference.
- After hearing going through the documents placed on record, no further action is required in this case and hence this instant appeal case is disposed of and closed.
- 4. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019

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Sh. Rahul Kumar (95923-51050)

S/o Sh. Ravinderpal Singh Pandta da Dhaba, Near College Road, Mullanpur, Ludhiana-141101.

Appellant

Versus

Public Information Officer O/o S.H.O., Dakha Ludhiana

First Appellate Authority O/o D.S.P., Dakha Ludhiana.

Respondent

Appeal Case No. 4217 of 2018

Date of Institution: 05.12.2018

Date of Decision: 20.03.2019

Present: Sh. Rahul Kumar, the appellant in person.

Sh. Harjinder Singh, HC (62801-95585) present on the behalf of respondent.

ORDER

- 1. This order may be read with the reference of previous hearing dated 30.01.2019.
- Sh. Harjinder Singh, HC handed over copy of pending requisite information and/or written reply to the appellant during the hearing and also submits a copy of it to the Commission which is taken on record.
- 3. Sh. Rahul Kumar, the appellant shows his satisfaction to the information received.
- 4. After hearing both the parties and going through the documents placed on record, it is found that the requisite information stands supplied and appellant is satisfied with it, therefore no further action is required in this case and hence this instant appeal case is disposed of and closed.
- 5. Announced in the Court; copy of order be sent to the parties.

Chandigarh 20.03.2019