



Sh. Ankit Sehgal, (9888625152)Appellant/Complainant
C/o Bombay Studio near Main Post Office Chowk,
Pathankot.

Versus

Public Information OfficerRespondent
O/o SDO, Provincial Sub Division, PWD B&R,
Tarn Taran.

First Appellate Authority
O/o Superintending Engineer, PWD B&R, Construction Circle,
Amritsar.

Appeal Case No. 4294 and 4297 of 2021
(Cisco Webex Proceedings)

Present: Appellant : Sh. Ankit Sehgal
Respondent: Sh. Kulwinder Singh (SDO) 9876424105 (On call)

ORDER (Third Hearing):

1. This order may be read with the reference of previous order of the Commission dated 20.06.2022. As both the parties are same in both the above mentioned case therefore a single speaking order is passed in both the cases.
2. Appellant, Sh. Ankit Sehgal stated that no updated and satisfactory response has been provided to him by the respondent authority after the last date of hearing.
3. The respondent, Sh. Kulwinder Singh informed the Commission that due to some network connectivity issue from his side he could not present his case through cisco webex at the specified time i.e. 11.30 am. As the hearing was over, he immediately contacted the this deemed bench, SIC to know about any alternatives for the hearing. He had also sent an email, the same day, to the undersigned bench, apologizing for not been able to attend the hearing on time. He reiterated that the non-attendance of the hearing was not intentional but due to unavoidable circumstances beyond his control. He tendered his unconditional apology for this lapse and requested the Commission to condone the same. He, therefore, requested the Commission not to initiate any action against him in the matter.
4. The Commission is in receipt of **the said email** from er. Inderjit Singh (XEN Const. Div.- 1 PWD) in this regard the relevant portion of which is reproduced below:

"ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਸਬੰਧ ਵਿੱਚ ਆਪ ਜੀ ਨੂੰ ਬੇਨਤੀ ਸਹਿਤ ਸੂਚਿਤ ਕੀਤਾ ਜਾਂਦਾ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਅਟੈਂਡ ਕਰਨ ਸਬੰਧੀ ਇਸ ਦਫਤਰ ਅਧੀਨ ਕੰਮ ਕਰਦੇ ਸ੍ਰੀ ਕੁਲਵਿੰਦਰ ਸਿੰਘ ਉਪ ਮੰਡਲ ਇੰਜੀਨੀਅਰ ਦੀ ਡਿਊਟੀ ਲਗਾਈ ਗਈ ਸੀ, ਉਨ੍ਹਾਂ ਵੱਲੋਂ ਇਸ ਦਫਤਰ ਨੂੰ ਰਿਪੋਰਟ ਕੀਤੀ ਹੈ ਕਿ Networking ਦੀ Problem ਹੋਣ ਕਰਕੇ Video Conference ਸਹੀ ਤਰੀਕੇ ਨਾਲ ਅਟੈਂਡ ਨਹੀਂ ਹੋ ਸਕੀ। ਇਸ ਲਈ ਇਸ ਸਬੰਧ ਵਿੱਚ ਆਪ ਜੀ ਨੂੰ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਇਸ ਸਬੰਧੀ ਕੋਈ ਪਨੈਲਟੀ ਨਾ ਲਗਾਈ ਜਾਵੇ ਜੀ।"

Appeal Case No. 4294 and 4297 of 2021
(Cisco Webex Proceedings)

DECISION

5. The Commission after perusing the respondent's explanation surmises that the respondent was not able to attend the hearing due to unavoidable circumstances beyond his control. Hence, the lapse was not intentional. The respondent vide email and telephone call, had also tendered his unconditional apology for this lapse and requested the Commission to condone the same. The Commission notes that there was no malafide or deliberate attempt on the part of the then PIO for not attending the hearing. Hence, it would not be appropriate to impose any penalty on the PIO.

6. In view of above, the Commission grants last and final opportunity to file a rejoinder on the objection raised by the appellant and to represent this case in person or through any of his representative(s) on the next date of hearing i.e **31.08.2022 at 11:30** in PSIC Chandigarh, to clear the facts of this case, failing to which action under section 20(1) of RTI would be initiated against the concerned respondent PIO.

Chandigarh
Dated: 20.07.2022

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Gurwinder Singh, (8968145792)

S/o Sh. Gurjant Singh,

R/o Chotian, Tehsil Lehera, Distt Sangrur.

.....Appellant/Complainant

Versus

Public Information Officer

.....Respondent

O/o Block Development and Panchayat Officer, Lehera,
Distt Sangrur.

First Appellate Authority

O/o District Development and Panchayat Officer,
Sangrur.

Appeal Case No.4512 of 2021
(Cisco Webex Proceedings)

RTI application filed on	:	27-05-2021
PIO replied on	:	-
First appeal filed on	:	06-07-2021
First Appellate Authority order	:	-

Present: Appellant: Sh. Gurwinder Singh (On call)
Respondent: Absent

ORDER (Second Hearing):

1. This order may be read with the reference with the previous order of the Commission dated 21.03.2022.
2. Appellant, Sh. Santosh Kumar stated that partial information has been supplied to him.
3. In the view of above, the appellant is advised to **point out deficiencies**, to the respondent-Public Information Officer with a copy to the Commission **failing which the ex-parte decision will be taken on the next date of hearing.**
4. On these points, the PIO is directed to offer inspection of the relevant available records to the appellant at a mutually convenient date and time, within 15 days from the date of receipt of this order. The appellant is directed to avail of the said offer within the given time period from the respondent authority, failing which no further opportunity will be provided to him.
5. To come up on 06.09.2022 through cisco webex at 11:00 am.
{Steps: Install Cisco Webex < Click on Join Meeting< Write Meeting No. – 1581884645 }

Sd/-

Chandigarh
Dated: 20.07.2022

(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Hardeep Singh, (9465122154)

S/o Sh. Harnam Singh,
Village Mandi Hazoor Singh, P.O Karni Khara,
Tehsil & Distt Fazilka.

.....Appellant/Complainant

Versus

Public Information Officer

O/o District Development and Panchayat Officer,
Fazilka.

.....Respondent

First Appellate Authority

O/o Add. Deputy Commissioner (D),
Fazilka.

Appeal Case No.4526 of 2021
(Cisco Webex Proceedings)

RTI application filed on	:	14-07-2021
PIO replied on	:	-
First appeal filed on	:	16-08-2021
First Appellate Authority order	:	-

Present: Appellant: Sh. Hardeep Singh
Respondent: Sh. Sandeep Kumar (Additional prog. Officer)

ORDER (Second Hearing):

1. This order may be read with the reference of previous order of this Commission dated 20.06.2022
2. Appellant, Sh. Hardeep Singh stated that he has received irrelevant information from the respondent authority so far. He pointed various discrepancies in the information so supplied by the respondent authority in court. On this respondent Sh. Sandeep Kumar assured the commission to provide the sought information within 30 days and he further added that some part of the information is available on the official website of the DDPO Fazilka.
3. **Post Deliberation:** After hearing both the parties and going through the case file the commission observes **that the information which are already in public domain is no longer held by the public authority and the public authority is not obliged to provide the same to an applicant.** He/she is just obliged to provide the authenticated link of that particular website and to mention the pertaining points of the RTI application. Further the respondent is directed to provide the information/ reply of the remaining points of the RTI application within said time period to the appellant with a copy to the Commission.

The show cause proceedings stand dropped. The Respondent is however, cautioned to exercise due care in future to ensure that correct and complete information is furnished timely to the RTI applicant(s) as per provisions of the Act failing which penal proceedings under Section 20 shall be initiated.

4. To come up on 06.09.2022 through cisco webex at 11:00 am.

{Steps: Install Cisco Webex < Click on Join Meeting< Write Meeting No. – 1581884645 }

Sd/-

Chandigarh
Dated: 20.07.2022

(Maninder Singh Patti)
State Information Commissioner, Pb.



Dr. Iqbal Singh, (94634 24909)
Asth. Professor, Deptt. of Physiology,
Govt. Medical College, Patiala.

....Appellant

Versus

Public Information Officer,
O/o Director,
Research & Medical Education, Punjab,
Sector – 69, S.A.S. Nagar (Mohali).
Public Information Officer,
O/o Principal,
Government Medical College,
Patiala.
First Appellate Authority,
O/o Director,
Research & Medical Education, Punjab,
Sector – 69, S.A.S. Nagar (Mohali).

....Respondents

APPEAL CASE NO. 842,843,844,847 & 846 OF 2022
(CISCO WEBEX PROCEEDINGS)

Present: Appellant: Dr. Iqbal Singh
Respondent: Dr. Akashdeep Agrawal (Jt. Director) 9815652621

ORDER (Second Hearing):

1. This order may be read with the reference of previous order of the Commission dated 05.07.2022. As both the parties are same in all the above mentioned case therefore a single speaking order is passed in all the cases.
2. Respondent, Dr. Akashdeep Agrawal stated that sought information has been supplied to the appellant. The appellant, Dr. Iqbal Singh stated that he is not satisfied with the information so provided to him.
3. **POST DELIBERATION:** Accordingly, with the mutual understanding the next date of inspection has been fixed as 21.7.2022 at 10.00 AM in the office of the DRME, Pb. Mohali. The DRME, Mohali Officer is directed to make available the complete record for inspection and provide the copies of documents so identified by the appellant duly attested and a compliance report be sent to the Commission.
4. To come up on 26.07.2022 through Personal hearing at 11:00 am in PSIC Chandigarh.

Sd/-

Chandigarh
Dated: 20.07.2022

(Maninder Singh Patti)
State Information Commissioner, Pb.



Dr. Iqbal Singh, (94634 24909)

....Appellant

Astt. Professor, Deptt. of Physiology,
Govt. Medical College, Patiala.

Versus

Public Information Officer,

O/o Principal, Government Medical College,
Patiala.

First Appellate Authority,

....Respondents

O/o Principal, Government Medical College,
Patiala.

APPEAL CASE NO. 845 OF 2022
(CISCO WEBEX PROCEEDINGS)

Present: Appellant: Dr. Iqbal Singh

Respondent: Dr. Neetu Sharma (APIO) 9417075783

ORDER (Second Hearing):

1. This order may be read with the reference of previous order of the Commission dated 05.07.2022.
2. **Written Submission from respondent:** A letter from Govt. Medical Collage Patiala bearing letter reference no. 23141 dated 19.07.2022 the relevant portion of which is reproduced below:-
*"Sub: Providing the 3rd Party information required by Dr. Iqbal Singh, Assistant Professor, Physiology Department. Sir,
Most respectfully, it is stated as under:
1) Dr. Iqbal Singh visited the E-1 branch on 18.07.2022 for getting the information as required by him.
2) The Concerned official asked to explain the names/Designation & nature of information.
3) Our Concerned officials put our record files before him to inspect for the requisite information sort by him. But he didn't inspect any file and did not disclose the Names of Persons/Doctors. He didn't reply on our request to inspect the files and Names/Designation & Periods of Doctors. 4) Our official put off the files of those doctors, who re-designate as
Assistant Professor from the post of Lecturer. Therefore, in this unavoidable circumstances we are unable to provide 3rd party information U/S11 of RTI Act, which is Vague and incomplete."*
3. Both the parties are present and heard.
4. **DECISION:** Keeping in view the facts of the case and the submissions made by both the parties, it is evident that no satisfactory reply had been provided by the respondent in the matter, which is a grave violation of the provisions of the RTI Act, 2005. The Commission therefore, directs the respondent to provide a clear and specific information to the Appellant within a period of 20 days in accordance with the provisions of the RTI Act, 2005.
5. To come up on 07.09.2022 through Personal hearing at 11:00 am in PSIC Chandigarh .

Sd/-

Chandigarh
Dated: 20.07.2022

(Maninder Singh Patti)
State Information Commissioner, Pb.