

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

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Helpline No.:0172-2864116(10.00 AM to 04.00 PM on working days)



Shri H.S. Hundal, Advocate
#203, Judicial Courts,
Sector-76, Mohali.

.....Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Patiala.

**First Appellate Authority-cum-
State Transport Commissioner,
Punjab, Sector-17C, Chandigarh.**

....Respondents

AC No.622 of 2020

Present: (i) **Appellant- absent.**
(ii) **Shri Shyam Lal, Assistant Transport Officer/PIO, O/o R.T.A.
Patiala.**

ORDER:

(Head through Video Conferencing/On Mobile Phone)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Patiala. The appellant has not come present to attend the hearing. He has, however, sent an e.mail dated 16.10.2020 stating the position regarding point-wise partial information received.
3. Shri Sham Lal, PIO comes present to attend the hearing through V.C. He states that complete information has been supplied to the appellant and states that affidavit has also been sent to the appellant.
4. The appellant is contacted on mobile phone. He states that he has received only partial information and no affidavit has been received by him yet.
5. The Bench observes that this is the fourth consecutive hearing by the Bench, yet complete information has not been provided to the appellant. As such, inordinate delay has been caused in supplying the information to the appellant.

Cont..P-2



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AC No.622/2020

6. The PIO o/o Secretary, R.T.A. Patiala is issued show cause notice to explain as to why action should not be taken against him for not complying with the directions of Commission and also as to why penalty should not be imposed in the instant case for non supply of information to the appellant and causing inordinate delay in supplying the information. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

7. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

8. The PIO is directed to provide complete information to the appellant before next hearing and also file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that the entire information in AC No.622 of 2020, as available in the official records has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. The original copy be sent to the appellant with a copy thereof to the Commission before next date of hearing, failing which penalty shall be imposed

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Patiala.** Copies of order be given to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri H.S. Hundal, Advocate
#203, Judicial Courts,
Sector-76, Mohali.

.....Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Patiala.

**First Appellate Authority-cum-
State Transport Commissioner,**
Punjab, Sector-17C, Chandigarh.

....Respondents

AC No.867 of 2020

Present: (i) **Appellant- absent.**
(ii) **Shri Shyam Lal, Assistant Transport Officer/PIO, O/o R.T.A.
Patiala.**

ORDER:

(Head through Video Conferencing/On Mobile Phone)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Patiala. The appellant has not come present to attend the hearing. He has, however, sent an e.mail dated 16.10.2020 stating the position regarding point-wise partial information received.
3. Shri Sham Lal, PIO comes present to attend the hearing through V.C. He states that complete information has been supplied to the appellant and states that affidavit has also been sent to the appellant.
4. The appellant is contacted on mobile phone. He states that he has received only partial information and no affidavit has been received by him yet.
5. The Bench observes that this is the fourth consecutive hearing by the Bench, but yet complete information has not been provided to the appellant. As such, inordinate delay has been caused in supplying the information to the appellant.

Cont..P-2



-2-

AC No.867/2020

6. The PIO o/o Secretary, R.T.A. Patiala is issued show cause notice to explain as to why action should not be taken against him for not complying with the directions of Commission and also as to why penalty should not be imposed in the instant case for non supply of information to the appellant and causing inordinate delay in supplying the information. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

7. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

8. The PIO is directed to provide complete information to the appellant before next hearing and also file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that the entire information in AC No.867 of 2020, as available in the official records has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. The original copy be sent to the appellant with a copy thereof to the Commission before next date of hearing, failing which penalty shall be imposed

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Patiala.** Copies of order be given to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Amar Singh,
H.No. HE-8, Phase-5,
SAS Nagar (Mohali).

.....Appellant

Versus

Public Information Officer

O/o Secretary,
Regional Transport Authority,
Patiala.

Public Information Officer

O/o Secretary,
Regional Transport Authority,
SAS Nagar (Mohali).

First Appellate Authority-cum-

State Transport Commissioner,
Punjab, Sector-17C, Chandigarh.

....Respondents

Public Information Officer

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

AC No.613 of 2020

Present:

- (i) **Shri Amar Singh, appellant is present in person at Chandigarh.**
- (ii) **Shri Sham Lal, A.T.O./PIO, O/o Secretary, R.T.A. Patiala.**
- (iii) **Shri Dharminder Singh, Steno O/o Secretary, R.T.A. Mohali on behalf of the PIO in person before the Bench.**

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Patiala.
3. The Appellant Shri Amar Singh has come present to attend the hearing in person before the Bench. He states that he has been supplied only partial information by PIO O/o RTA Patiala and no information has been supplied by PIO O/o R.T.A. Mohali.
4. Shri Sham Lal, A.T.O./PIO O/o Secretary, R.T.A. Patiala comes present to attend the hearing through V.C. He states that information on Point No.3 has been supplied to the appellant and remaining information is to be supplied by PIO, O/o R.T.A. Mohali, impleaded as respondent on the previous hearing.

Cont..P-2



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AC No.613/2020

5. Shri Dharminder Singh, Steno O/o Secretary, R.T.A. Mohali comes present to attend the hearing in person before the Bench. He produces letter dated 19.20.2020 before the Bench stating that as per letter dated 19.10.2020 of Secretary, R.T.A. Patiala, the record relating to permits of Ambala Bus Syndicate Pvt. Ltd. has been sent to Head Office, Chandigarh for the implementation of order of Hon'ble Punjab & Haryana High Court. It has been further stated that on receiving the record back, the information will be supplied to the appellant.

6. The Bench observes that record of Ambala Bus Syndicate Pvt. Ltd. regarding which information has been sought by the appellant, is lying with the office of State Transport Commissioner, Punjab, Sector-17, Chandigarh. As such, the Public Information Officer O/o State Transport Commissioner, Punjab, Sector-17, Chandigarh is impleaded as respondent in the instant case and a copy of the RTI application is sent to him. He is directed to supply the requisite information to the appellant before the next date of hearing.

7. PIO O/o Secretary, R.T.A. Patiala is directed to file reply to the show cause notice issued on the previous hearing, before the next hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of DC Patiala.** Copies of order be given to the concerned parties.

Chandigarh
20.10.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

Copy to (By Regd. Post):

**Public Information Officer O/o State Transport Commissioner, Punjab,
Sector-17, Chandigarh.**

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Shri Amarjit Singh,
#3086, Near City Thane,
Rajpura Town,
Distt.Patiala.

.....Appellant

Versus

Public Information Officer

O/o Regional Transport Authority,
Patiala.

First Appellate Authority

O/o State Transport Corporation,
Punjab, Sector-17, Chandigarh.

....Respondents

AC No.1058 of 2020

Present: (i) **Shri Shakti Paul Sharma, Advocate for the Appellant before the Bench at Chandigarh.**
(ii) **Shri Sham Lal, A.T.O./PIO, O/o Secretary, R.T.A. Patiala.**

ORDER:

(Heard through Video Conferencing/On Mobile Phone)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Patiala. Shri Shakti Paul Sharma, Advocate, earlier appearing on behalf of the appellant Shri Amarjit Singh has not come present. He has, however, sent an e.mail stating that due to ill health, he will not be able to attend the hearing today.
3. Shri Sham Lal, A.T.O. /PIO O/o Secretary, R.T.A. Patiala comes present to attend the hearing through V.C. He states that the information as well as the affidavit, as per directions of Bench, have been sent to the appellant.
4. Shri Shakti Paul Sharma, Advocate is contacted on mobile phone and is apprised of the version of PIO. He states that though the information and affidavit have been

Cont..P-2



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AC No.1058/2020

received by the appellant, but the deficiencies pointed out in the information supplied have not been addressed yet. He is also made to talk to PIO in this regard. The PIO informs that the said deficiencies have also been removed and reply sent to the appellant. But the Advocate appearing for the appellant denies having received the same by the appellant. He also points out that the affidavit sent to the appellant is also not in order as it lacks the contents which should have been stated therein.

5. Post deliberations with the PIO and representative of the appellant, the Bench directs the PIO to again send the rectified information to the appellant. The PIO is also directed to file another affidavit duly signed by PIO and attested by the PIO, clearly stating that the information as available in the official records in AC No.1058/2020 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of DC Patiala.** Copies of order be given to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

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Shri Kashmir Singh Bhinder,
S/o Sh.Katrar Singh
R/o H.No.2414, Phase-11,
S.A.S. Nagar (Mohali).

.....Appellant

Versus

Public Information Officer
O/o Block Development and
Panchayat Officer,
Dharamkot at Kot Isse Khan,
District Moga.

First Appellate Authority,
O/o District Development and
Panchayat Officer, Moga.

...Respondents

AC No.1050/2020 along with
AC No.1051/2020 &
AC No.1057/2020

Present: (i) Appellant - absent.
(ii) None on behalf of PIO.

ORDER:

Heard on Mobile Phone

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case was scheduled to be heard today through Video Conferencing facility in the office of D.C. Moga. The appellant has not come present to attend the hearing through V.C. in DC Office, Moga. He is contacted on mobile phone. He is apprised of the hearing today in the cases, he states that he forgot the date of hearing and further states that he has not been provided any information in spite of his visits to the office of PIO.
4. PIO has neither come present to attend the hearing through V.C. nor has deputed any of his representatives to attend the hearing nor he has supplied the information to the appellant. The PIO was also absent for the previous hearing. Repeated attempts were made to contract Shri Jagdeep Singh, APO O/o BDPO Dharmakot at Kot Isse Khan who had represented the appeal cases on earlier occasions, but his mobile phone was switched off.
5. The PIO O/o BDPO, Dharamkot at Kot Isse Khan, District Moga is issued show cause notice to explain as to why action should not be taken against him for not



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AC No.1050/2020, 1051/2020 & 1057/2020

complying with the directions of Commission and also as to why penalty should not be imposed in the instant case for non supply of information to the appellant and causing inordinate delay in supplying the information. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

7. The PIO is directed to file complete information to the appellant before next hearing and also an affidavit duly signed by the PIO and attested by the Notary Public to the effect that the entire information in AC No.1050/2020, AC No.1051/2020 & AC No.1057/2020, as available in the official records has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. The original copy be sent to the appellant with a copy thereof to the Commission before next date of hearing, failing which penalty shall be imposed

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Moga.** Copies of order be given to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

**Copy to:(i) The Director, Rural Development & Panchayats, Punjab, Vikas Bhawan,
Phase-VIII/Sector-62, S.A.S. Nagar.
(ii) Block Development & Panchayat Officer, Dharamkot at Kot Isse Khan
(By name)**

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Shri Kashmir Singh Bhinder, PPS(Retd.)
S/o Sh.Katrar Singh
R/o H.No.2414, Phase-11,
S.A.S. Nagar (Mohali).

.....Appellant

Versus

Public Information Officer
O/o Block Development and
Panchayat Officer,
Dharamkot at Kot Isse Khan,
District Moga.

First Appellate Authority,
O/o District Development and
Panchayat Officer, Moga.

...Respondents

AC No.4406/2019 along with
AC No.4407/2019 &
AC No.4408/2019

Present: (i) Appellant - absent.
(ii) None on behalf of PIO.

ORDER:

Heard on Mobile Phone

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case was scheduled to be heard today through Video Conferencing facility in the office of D.C. Moga. The appellant has not come present to attend the hearing through V.C. in DC Office, Moga. He is contacted on mobile phone. He is apprised of the hearing today in the cases, he states that he forgot the date of hearing and further states that he has not been provided any information in spite of his visits to the office of PIO.
4. PIO has neither come present to attend the hearing through V.C. nor has deputed any of his representatives to attend the hearing nor he has supplied the information to the appellant. The PIO was also absent for the previous hearing. Repeated attempts were made to contract Shri Jagdeep Singh, APO O/o BDPO Dharmakot at Kot Isse Khan who had represented the appeal cases on earlier occasions, but his mobile phone was switched off.
5. The PIO O/o BDPO, Dharamkot at Kot Isse Khan, District Moga is issued show cause notice to explain as to why action should not be taken against him for not

Cont...P-2



-2-

AC No.4406/2019, 4407/2019 & 4408/2019

complying with the directions of Commission and also as to why penalty should not be imposed in the instant case for non supply of information to the appellant and causing inordinate delay in supplying the information. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

7. The PIO is directed to file complete information to the appellant before next hearing and also an affidavit duly signed by the PIO and attested by the Notary Public to the effect that the entire information in AC No.1050/2020, AC No.1051/2020 & AC No.1057/2020, as available in the official records has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. The original copy be sent to the appellant with a copy thereof to the Commission before next date of hearing, failing which penalty shall be imposed

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C.Moga.** Copies of order be given to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

**Copy to:(i) The Director, Rural Development & Panchayats, Punjab, Vikas Bhawan,
Phase-VIII/Sector-62, S.A.S. Nagar.
(ii) Block Development & Panchayat Officer, Dharamkot at Kot Isse Khan
(By name)**

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Shri H.S. Hundal, Advocate
203, Judicial Courts,
Sector-76, SAS Nagar(Mohali).

.....Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Faridkot.

First Appellate Authority-cum-,
State Transport Commissioner, Pb.
Sector-17B, Chandigarh.

...Respondents

AC No.4192/2019

Present: (i) **Appellant- absent.**
(ii) **Shri Sanjeev Kumar, Clerk, O/o Secretary, R.T.A Faridkot,
on behalf of the PIO.**

ORDER:

(Heard Through Video Conferencing/On Mobile Phone)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Faridkot. The appellant has not come present. He has sent an e.mail dated 16.10.2020 stating that no information has been supplied to him in spite of his repeated visits to the office of PIO. He is also contacted on mobile phone and reiterates what he has stated in his e.mail.
3. Shri Sanjeev Kumar, Clerk comes present to attend the hearing through V.C. on behalf of PIO O/o Secretary, R.T.A. Faridkot. He states that the PIO has been placed under suspension and in his place, no other PIO has been appointed.
4. The representative of the PIO is apprised of the version of appellant regarding non supply of information as also no reply to the show cause notice issued earlier being filed yet. PIO is directed to supply complete information to the appellant as also to file reply to the show cause notice issued on the previous hearing, before the next date of hearing.

Cont. P-2



-2-

AC No.4192/2019

5. After supplying the information to the appellant, the PIO is also directed to file an affidavit as directed on the previous hearing.

6. With the above directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. at DC Office, Faridkot.** Copies of the order be sent to the parties concerned.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Shri Ravi Kumar
S/o Shri Dharminder Kumar
R/o House .No.107,
Near Santpur Gurdwara Sahib.
Patiala Gate, Sangrur.

.....Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Sangrur.

First Appellate Authority,
O/o State Transport Commissioner,
Punjab, Sector-17C, Chandigarh.

... Respondents

AC No.858/2020

Present: (i) Shri Ravi Kumar, appellant.
(ii) None on behalf of the PIO.

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Sangrur.
3. Shri Ravi Kumar, Appellant comes present to attend the hearing through V.C. He states that neither he has been called for inspection of records nor any information has been supplied to him so far.
4. Neither the PIO O/o Secretary, R.T.A. Sangrur has come present to attend the hearing through V.C. nor any information stands supplied to the appellant.
5. The Bench, on perusing the case file, observes that no reply to show cause notice issued earlier has been filed by the PIO, nor any information has been supplied. PIO has also failed to comply with the directions of Bench as was directed to call the appellant for inspection of records. This indifferent and lackadaisical approach of the PIO towards the directions of the Commission is viewed adversely.

Cont..P-2



-2-

AC No.858/2020

6. The facts of the case prove beyond any doubt that the PIO/Respondent does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.10,000/- (Rupees Ten Thousand only) is imposed upon PIO, O/o Secretary, Regional Transport Authority, Sangrur, to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.10,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

7. The PIO is also directed to supply complete information to the appellant before the next date of hearing as also to come in person to attend the hearing through V.C. on the next date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Sangrur.** Copies of the order be sent to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION

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Shri Ravi Kumar
S/o Shri Dharminder Kumar
R/o House .No.107,
Near Santpur Gurdwara Sahib.
Patiala Gate, Sangrur.

.....Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Sangrur.

First Appellate Authority,
O/o State Transport Commissioner,
Punjab, Sector-17C, Chandigarh.

...Respondents

AC No.1126/2020

Present: (i) Shri Ravi Kumar, appellant.
(ii) None on behalf of the PIO.

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 09.09.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Sangrur.
3. Shri Ravi Kumar, Appellant comes present to attend the hearing through V.C. He states that neither he has been called for inspection of records nor any information has been supplied to him so far.
4. Neither the PIO O/o Secretary, R.T.A. Sangrur has come present to attend the hearing through V.C. nor any information stands supplied to the appellant.
5. The Bench, on perusing the case file, observes that no reply to show cause notice issued earlier has been filed by the PIO, nor any information has been supplied. PIO has also failed to comply with the directions of Bench. This indifferent and lackadaisical approach of the PIO towards the directions of the Commission is viewed adversely.

Cont..P-2



-2-

AC No.1126/2020

6. The facts of the case prove beyond any doubt that the PIO/Respondent does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.5,000/- (Rupees Five Thousand only) is imposed upon PIO, O/o Secretary, Regional Transport Authority, Sangrur, to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

7. The PIO is also directed to supply complete information to the appellant before the next date of hearing as also to come in person to attend the hearing through V.C. on the next date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Sangrur.** Copies of the order be sent to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

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Shri Sarvan Kumar,
S/o Shri Jaman Dass
R/o Street No.2,
Near Sri Ram Mandir,
Patiala Gate, Sangrur.

.....Appellant

Versus

Public Information Officer
O/o Regional Transport Authority,
Sangrur.

First Appellate Authority,
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

...Respondents

AC No.861/2020

Present: (i) **Shri Sarvan Kumar,Appellant.**
(ii) **None on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 09.09.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Sangrur.
3. Shri Sarvan Kumar, Appellant comes present to attend the hearing through V.C. He states that neither he has been called for inspection of records as per directions of the Bench nor any information has been supplied to him.
4. Neither the PIO O/o Secretary, R.T.A. Sangrur has come present to attend the hearing through V.C. nor any information has been supplied to the appellant.
5. The Bench observes that the PIO was directed to call the appellant to his office to enable him to inspect the official records and to identify the information required by him. But the PIO has neither bothered to supply the information nor to attend the hearing in person. This indifferent attitude of the PIO is viewed adversely.

Cont...P-2



AC No.861/2020

-2-

6. The PIO O/o Secretary, R.T.A. Sangrur, is issued show cause notice to explain as to why action should not be taken against him for not complying with the directions of Commission and also as to why penalty should not be imposed in the instant case for non supply of information to the appellant and causing delay in supplying the information. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

7. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

8. The PIO is directed to supply complete information to the appellant before next hearing and also to come present in person to attend the hearing through V.C. on the next date of hearing.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C.Sangrur.** Copies of order be given to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Sanjeev Thakur
Village Gudha Khurd,
PO Madhopur Cantt.
Mohalla Rajput Nagar,
Tehsil & Distt. Pathankot.

.....Appellant

Versus

Public Information Officer

O/o Assistant Excise & Taxation
Commissioner, Pathankot.

First Appellate Authority-cum-,

Divisional Excise & Taxation
Commissioner, Pathankot.

...Respondents

AC No.4094/2019

Present: (i) **Shri Sanjeev Thakur, appellant**
(ii) **None on behalf of the PIO.**

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Pathankot. Shri Sanjeev Thakur, appellant has come present to attend the hearing through V.C. He states that only partial information has been supplied to him.
3. To ascertain the version of the appellant, repeated attempts are made to contact the PIO Ms. Anita Guleria, AETC, Pathankot on mobile phone, but her mobile is found switched off.
4. The Bench observes that the PIO has not attended the hearing on previous two occasions and today, neither the PIO has come present to attend the hearing nor has deputed any of her representative to attend the hearing through V.C. She has also not ensured to provide the complete information to the appellant and file reply to the show cause notice issued earlier. This indifferent and lackadaisical attitude of the PIO for the non-compliance of the directions of Commission is viewed adversely.

Cont...P-2



-2-

AC No.4094/2019

5. The facts of the case prove beyond any doubt that the PIO/Respondent does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.5,000/- (Rupees Five Thousand only) is imposed upon PIO, Assistant Excise & Taxation Commissioner, Pathankot to be deducted from her salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

6. The PIO is also directed to supply complete information to the appellant before the next date of hearing as also to come in person to attend the hearing through V.C. on the next date of hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Pathankot.** Copies of the order be sent to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Shri Ravi Kant S/o Shri Sansari Lal
R/o Krishna Bazar, Ward No.4,
Dhariwal, District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o The Executive Officer,
Municipal Council, Dhariwal,
District Gurdaspur.

First Appellate Authority

O/o Deputy Commissioner,
Gurdaspur.

...Respondents

AC No.687/2020

Present:

- (i) Shri Ravi Kant, Appellant
- (ii) Shri Suman Kumar, Superintendent, O/o Executive Officer, M.C. Dhariwal, District Gurdaspur/ PIO, in person at Chandigarh.

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 25.08.2020 passed on the previous hearing.
2. The case has been heard today through Video Conferencing facility in the office of D.C. Gurdaspur. Shri Ravi Kant, appellant comes present to attend the hearing through V.C. He states that as per directions of Commission, he had visited the office of PIO and met the RTI Clerk and the Accountant, but he was not entertained and only partial information stands supplied.
3. Shri Suman Kumar, Superintendent O/o Executive Officer, Municipal Council, Dhariwal, District Gurdaspur comes present to attend the hearing on behalf of the PIO. He states that the para-wise information has been supplied to the appellant vide letter dated 15.10.2020.
4. The appellant states that he is not satisfied with the information given so far as it is only partial information.

...Cont.P-2



-2-

AC No.687/2020

5. Post deliberations, the Bench directs the PIO to call the appellant to his office and allow him access to the official records. The appellant will identify the information/documents on inspection. The PIO will ensure that the information so identified is provided to the appellant.

6. The PIO is also directed to file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.687 of 2020 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 21.12.2020 at 11.30 AM through V.C. in the office of D.C. Gurdaspur.** Copies of the order be sent to the concerned parties.

**Chandigarh
20.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

