

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Rachna Bedi,
c/o Ram Kumar Sethi,
1068/5 A,
Bhagwan Nagar Colony, Pipli,
Kurukshetra – 136 131

Versus

Public Information Officer,
o/o Station House Officer,
Dhakoli, Zirakpur,
District Mohali.
First Appellate Authority,
o/o Senior Superintendent of Police,
Sahibzada Ajit Singh Nagar,
Mohali.

Appeal Case No. 213 of 2020

PRESENT:

Ram Kumar Sethi (father of the Appellant)
Gurnam Singh, Head Constable (for the Respondent) 94656-57625
Avtar Singh, Head Constable (for the Respondent) 99148-31074

ORDER:

1. The RTI application is dated **13.8.19** vide which the appellant has sought information **by way of call details on the Police Helpline 100 and a copy of the complaint against Rachna Bedi by Ramnish Kumar Bedi**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.9.19** and second appeal was filed in the Commission on **3.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.3.2020**.
2. Both parties are present. The respondent PIO, represented by Head Constable Gurnam Singh from the office of SSP Mohali and Head Constable Avtar Singh from Police Station Dhakoli, submitted the information requested by the appellant. A copy was handed over to the appellant, who expressed satisfaction with the information furnished.
3. With a stern warning to the PIO-cum-SHO Police Station Dhakoli against delaying RTI applications in future, this Commission sees no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
20.2.2020

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Sunil Kumar Joshi,
Flat No. 404, GH 43,
Sector-20, Panchkula - 134 165

Versus

Public Information Officer,
o/o Inspector General of Police, Security,
Punjab Police Headquarters, Sector 9, Chandigarh.
First Appellate Authority,
o/o ADGP, Security,
Punjab Police Headquarters, Sector 9, Chandigarh.

Appeal Case No. 2771 of 2019

PRESENT:

Sunil Kumar Joshi (Appellant)
Paramdip Singh Sandhu, APIO-cum-AIG, (for the Respondent) 75082-52118
Bhajan Singh, Sub Inspector (for the Respondent) 98558-53935

ORDER

(To be read in continuity with the Order of 28.8.19)

1. The RTI application is dated **14.5.19** vide which the appellant has sought **information regarding visits by one Sanjay Garg (an alleged Proclaimed Offender) to the ADGP office (Punjab Police Headquarters) since September 2018**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on **26.6.19**, and second appeal was filed in the Commission on **26.7.19** under section 19 of the Right to Information Act, 2005 (hereinafter RTI Act.). This case was last heard on **28.08.19**, when a final decision was reserved to be issued in due course.

2. Both parties are present. The respondent PIO, represented by APIO-cum-AIG, Paramdip Singh Sandhu is present in person. APIO had come to seek an adjournment since staff in the Security Wing were occupied with the taking over of the new ADGP. However, this Commission is now satisfied that the information furnished by the respondent on 27.9.19 pertains to the RTI application.

3. The information – four visitor passes obtained by Sanjay Garg to visit the Crime Branch on the 6th Floor of the Punjab Police Headquarters at Chandigarh – were handed over to the appellant, who signed his receiving.

4. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
20.2.2020

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Sukhchain Singh,

Sonam Mohalla, Fatehgarh Churian,

Tehsil Batala,

District Gurdaspur.

Versus

Public Information Officer,

o/o EO, Nagar Council, Fatehgarh Churian,

Tehsil Batala, District Gurdaspur.

First Appellate Authority,

o/o Deputy Director, Department of Local Government

Amritsar.

Appeal Case No. 2415 of 2019

Present:

Sukhchain Singh (Appellant) 94635-18565

Ramesh Kumar, Inspector (for the Respondent) 98141-95196

ORDER:

(To be read in continuity with earlier orders on 22.8.19, 26.9.19, 8.11.19, and 9.1.2020)

1. The RTI application is dated **10.4.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **15.5.19** and second appeal was filed in the Commission on **4.7.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.1.2020**.

2. Both parties are present. The respondent PIO, represented by Ramesh Kumar Inspector, stated that the penalty imposed by this Commission upon the respondent PIO Bhupinder Singh as well as the compensation awarded to the appellant have not been complied with as yet, because the President of the Municipal Council, Baljeet Singh is refusing to co-sign the cheques.

3. The respondent PIO is warned against any further delay in complying with this Commission's directions. The MC President Baljeet Singh is also warned against obstructing compliance of this Commission's Orders. Further lapses will invite disciplinary action as per Section 20(2) of the RTI Act, 2005, against the respondent PIO. If called for, this Commission will also not hesitate in impleading the MC President in this appeal case.

4. Meanwhile, the respondents have submitted, what they contended is the requested information. The copies furnished are however, incomplete. The copies of the attendance register mentioned at point 3 of the respondent PIO's covering letter, is missing.

5. The respondent PIO is once again directed to go through his record and furnish attested copies of all the other information pertaining to this RTI application. He must also submit a duly notarized Affidavit that no record pertaining to the appellant's RTI application has been withheld.

6. **Next hearing on 23.4.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

20.2.2020

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Sukhchain Singh,

s/o Ajit Singh,

Sonam Mohalla, Ward No. 11, Fatehgarh Churian,

Tehsil Batala, District Gurdaspur.

Versus

Public Information Officer,

o/o Personal Department,

(PCS Branch), Civil Secretariat,

Punjab, Chandigarh.

First Appellate Authority,

o/o Chief Secretary, Government of Punjab,

Personal Department, Civil Secretariat, Punjab, Chandigarh.

Appeal Case No. 3631 of 2019

Present:

Sukhchain Singh (Appellant) 94635-18565

Manoj Garg, Senior Assistant (for the Respondent) 94643-51751

ORDER:

(To be read in continuity with earlier orders on 9.1.2020)

1. The RTI application is dated **20.5.17** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.7.17** and second appeal was filed in the Commission on **26.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.1.20**.

2. Both parties are present. The respondent PIO, represented by Manoj Garg, Senior Assistant, as directed by the Commission at the last hearing, has brought the original record pertaining to this RTI application. On hearing arguments by both sides, this Commission is of the considered view that the requested information constitutes public record not exempted from disclosure as per the RTI Act, 2005. Furthermore, it pertains to the investigation of allegations of corruption, which has been completed and consigned to the records.

3. In view of the above, this Commission directs the respondent PIO to furnish duly attested copies of all the record pertaining to the RTI application submitted by the appellant on **20.5.17**. This must be done under intimation to the Commission, before the next hearing.

4. **Next hearing on 23.4.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

20.2.2020

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Munesh K. Singh,
2594, Sector-27-C,
Chandigarh – 160 019

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
S.A.S. Nagar,
First Appellate Authority,
o/o Inspector General of Police,
Roopnagar Range, Roopnagar.

Appeal Case No. 3289 of 2019

PRESENT:

Munesh K. Singh (Appellant) 80549-69724

Nathi Ram, ASI (for the Respondent) 94638-44213

ORDER:

(To be read in continuity with earlier orders on 7.11.19 and 8.1.2020)

1. The RTI application is dated **24.6.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **28.8.19**, and second appeal was filed in the Commission on **5.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.1.2020**.

2. Both parties are present. The respondent PIO represented by ASI Nathi Ram, has submitted documents as per the deficiencies listed by the appellant after the last hearing on 8.1.20, wherein he was furnished a copy of the complete file pertaining to his RTI application. The respondent PIO has also submitted an Affidavit, by way of a pointwise reply to the appellant's RTI application.

3. The appellant is given one final opportunity to examine the information furnished to him and point out any remaining deficiencies.

4. **Next hearing on 23.4.2020 at 11.00 am.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
20.2.2020

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Harvinder Pal Singh,

2749-A, MIG Super,

Sector 70, Mohali.

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority,

PUDA Bhawan,

Sector-62,

Mohali.

First Appellate Authority,

o/o Municipal Corporation,

S.A.S. Nagar,

Mohali.

Appeal Case No. 3306 of 2019

PRESENT:

Harvinder Pal Singh (Appellant) 98767-81133

Ranjiv Kumar, PIO-Cum-Secretary Municipal Corporation (Respondent) 98143-77099

Sunil Sharma, APIO-Cum-SDO (for the Respondent)

ORDER:

(To be read in continuity with earlier orders on 7.11.19 and 8.1.2020)

1. The RTI application is dated **6.11.18** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **22.1.19**, and second appeal was filed in the Commission on **5.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.1.2020**.

2. Both parties are present. The respondent PIO-cum-Secretary Municipal Corporation SAS Nagar, Ranjiv Kumar, as directed by the Commission, has transferred the RTI application with respect to point 2 of the RTI application, to the PIO, GMADA, Mohali. He has also submitted an affidavit stating that the record pertaining to deficiencies pointed out by the appellant do not exist in the records of Municipal Corporation, SAS Nagar.

3. In view of the possibility that the requested information may be available with GMADA, this Order be marked to PIO at GMADA with directions to submit a written, pointwise reply to the appellant's RTI application, before the next hearing.

4. **Next hearing on 23.4.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

20.2.2020

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Chamanpreet Sharma,

s/o Nathu Ram,

VPO Mehlan Chowk, Tehsil Sunam, District Sangrur.

Versus

Public Information Officer,

o/o Assistant Inspector General of Police (Personal-1),

o/o Director General of Police Punjab,

Punjab Police Headquarters,

Sector 9, Chandigarh.

First Appellate Authority,

o/o Inspector General of Police,

Punjab Police Headquarters,

Sector 9, Chandigarh.

Appeal Case No. 3482 of 2019

PRESENT:

Chamanpreet Sharma (Appellant) 98887-16705

Parshotam Kumar, ASI (for the Respondent) 94171-31510

Gurtej Singh, Superintendent (for the Respondent) 98556-11607

ORDER:

(To be read in continuity with earlier orders on 20.12.19 and 15.1.2020)

1. The RTI application is dated **28.06.19** vide which the appellant has sought **information pertaining to the recruitment of constables on 31.5.16 and Manjinder Singh's application for changing his category to 'ward of police personnel' etc.** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **28.7.19** and second appeal was filed in the Commission on **20.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **15.1.2020**.

2. Both parties are present. The respondent PIO represented by ASI Parshotam Kumar and Gurtej Singh, Superintendent, requested an adjournment owing to the fact that the PIO-cum-AIG (Personnel-1), is away on training, and therefore could not be present to sign the reply that was to be submitted to the Commission.

3. The respondents have assured this Commission that the information is available and will be submitted to this Bench at the next hearing.

4. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

20.2.2020

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Ram Murti (senior citizen),
s/o Jaswant Rai,
Sadhu Colony, Jalandhar Road, Mehta Chowk – 143 114,
District Amritsar.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Amritsar (Rural), Amritsar.

Complaint Case No. 813 of 2019

PRESENT:
(Complainant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **15.11.19** and **8.1.2020**)

1. The complainant, **Ram Murti**, filed this RTI application dated **21.5.19** and sought **information pertaining to the action taken on his application of 13.4.19**, from the PIO o/o **Senior Superintendent of Police, Amritsar**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **10.09.19**. The case was last heard on **8.1.2020**.

2. Both parties are absent. The complainant is absent for the third time in succession. In fact, he has not appeared at even a single hearing after filing this complaint on 10.9.19. The respondent PIO-cum-SSP, Amritsar Rural, has however, e-mailed a copy of the reply sent to the complainant furnishing the requested information on 22.1.20.

3. In view of the complete silence on the part of the complainant, who has been given reasonable opportunity to be heard, this Commission can only presume that he is no longer interested in pursuing this case.

4. There is no further cause for action and this complaint case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
20.2.2020