

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Sh Gurinderpreet Singh **Registered**

r/o H.No. 577 R,

Model Town,

District Ludhiana 9872896073

....Appellant

Vs

Sh. Navdeep Bhogal,

Public Information Officer **Registered**

o/o Tehsildar East,

District Ludhiana.

First Appellate Authority

o/o S.D.M. (East),

District Ludhiana.

Public Information Officer

o/o Pb. Small Industries & Export Corporation,

Sector 17,

Chandigarh.

....Respondents

Appeal Case No. 2513 of 2021

(Video Conference Proceedings)

Present:- Sh. Gurinderpreet Singh, appellant.

Sh. Navdeep Bhogal, Tehsildar 9855800066 and Sh. Lalit on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.9.2021.

2. The respondent-Public Information Officer states that the complete information as available on record has already been supplied to the appellant i.e. copy of letter and notification. However, the appellant states that the partial information has been supplied as it is not clear clear from the documents so supplied by the respondent that Khasra No.898, 901/2 and 900/2 have been acquired. But the respondent-Public Information Officer states that nothing is available on record but he assured that up to date status of the Khasra No. 898, 901/2 and 900/2 will be supplied to the appellant within two weeks. He also states that in case the appellant has any grievances regarding the acquisition of land in accordance with the letter/notification already supplied to the appellant, the appellant can file the separate application under the Punjab Land Revenue Act.

3. Since, the respondent-Public Information Officer assured that the information relating to present status of the Khasra No. 898, 901/2 and 900/2 be supplied to the appellant within

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two weeks from the receipt of this order, the case is disposed of and closed. However, the liberty is granted to the appellant to approach the Commission within four weeks from the receipt of this order in case he does not receive the same. With these directions, the case is disposed of and closed.

sd

Dated: 20.9.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Jagjit Singh (RTI Activist),
R/o Aman Nagar, Street No 3,
Backside Green Land School,
Near Jalandhar Bye pass,
Ludhiana.M : 9914248131

..Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana.

First Appellate Authority
O/o Deputy Commissioner
District Ludhiana

....Respondent(s)

Appeal Case No. 1132/2021

(Cisco Webex/Telephone Proceedings)

Present:- Sh. Joginder Singh, Distt. Revenue Officer-cum-Public Information Officer
9876402777 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 7.9.2021.

2. The appellant has sought the following information:-

**Kindly provide me the full certified information related to letter number 1172
dated: 28/03/2018 that what is the current status of this and the complete copy
of file.**

**Kindly provide me the full certified information related this case is filed by
food safety officer, civil surgeon office Ldh department the court of ADC
general on dated: 28/05/2018-07606 AC/1056/18 and the complete certified
copy of file.**

2. The representative of the respondents states that the sought information as available in the record has already been supplied to the appellant with a copy to the Commission, which is taken on record. Since the appellant is absent therefore a copy of the information so received from the respondent is being sent along with this order. Also the respondent-Public Information Officer-cum-Distt. Revenue Officer, Shri Joginder Singh tenders his unconditional apology due to delay occurred in this case and requested to withdraw the show cause notice issued to him. He has also sent a written reply regarding the show cause notice issued to him, which is taken on record.

3. Keeping in view the information supplied to the appellant and the submissions made by

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Appeal Case No. 1132 of 2021

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the respondent Public Information Officer-cum-Distt. Revenue Officer, Shri Joginder Singh after consideration, a show cause notice issued to him in this case, is here withdrawn. Accordingly the Commission observes that no further action is required to be taken in this case. Hence the cases disposed of and closed. A copy of the information so received from the respondent-Public Information Officer is being **sent** to the appellant along with this order.

Dated: 20.9.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh.Jagmohan Singh Makkar,
334, G.T. Road,
Salem Tabri, Ludhiana.

Appellant

Vs

Public Information Officer,
O/o Sub Registrar,
Jagraon, Ludhiana.

First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Respondents

Appeal Case No. 1860/2021

Present:- Sh. Jagmohan Singh Makkar, on telephone.

Sh. Sahil Aggarwal, _____ on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 2.9.2021.

2. The appellant has sought the following information:-

1. ਸਰਕਾਰ ਵਲੋਂ ਆਏ ਪੱਤਰ ਨੰਬਰ ਮੀਮੋ ਨੰ. 24/41/14-ST./ Chandigarh ਮਿਤੀ 24/01/2018 ਨੂੰ ਜਿਹੜੀਆਂ ਕਲੋਨੀਆਂ ਦੀਆਂ ਰਜਿਸਟਰੀਆਂ (ਵਸੀਕੇ) ਬਿਨਾਂ ਐਨ.ਓ.ਸੀ. ਤੋਂ ਨਹੀਂ ਹੋ ਸਕਦੀਆਂ ਸੀ। ਸਰਕਾਰ ਵਲੋਂ ਆਏ ਪੱਤਰ ਸੰਬੰਧੀ ਕਿਸ ਕਿਸ ਵਿਭਾਗ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਗਿਆ। ਜਿਵੇਂ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ ਸਾਹਿਬ, ਏ.ਡੀ.ਸੀ. ਸਾਹਿਬ, ਜਿਲਾ ਰੈਵੇਨਿਊ ਅਫਸਰ, ਸਦਰ ਕਾਨਨੂੰਗੋ ਆਦਿ। ਉਹਨਾਂ ਵਿਭਾਗਾਂ ਦੇ ਨਾਮ, ਡਾਇਰੀ ਨੰਬਰ ਤੇ ਮਿਤੀ ਦਸੀ ਜਾਵੇ।
- (2) ਸਬ ਤਹਿਸੀਲ ਜਗਰਾਉ ਦੇ ਵਿਚ ਇਕ ਜਨਵਰੀ ਸਾਲ 2018 ਤੋਂ ਲੈ ਕੇ 31 ਦਸੰਬਰ 2019 ਤਕ ਜਿਹੜੀਆਂ ਰਜਿਸਟਰੀਆਂ (ਵਸੀਕੇ) ਕੀਤੀਆਂ ਗਈਆਂ ਹਨ। ਉਹਨਾਂ ਰਜਿਸਟਰੀਆਂ (ਵਸੀਕੇ) ਦੇ ਨੰਬਰ ਤੇ ਮਿਤੀ (ਤਰੀਖਾਂ) ਤਰਤੀਬ ਵਾਈਜ਼ ਤਸਦੀਕ ਕਰ ਕੇ ਦਿਤੇ ਜਾਣ।
- (3) ਜਨਵਰੀ 2018 ਤੋਂ ਲੈ ਕੇ ਦਸੰਬਰ 2019 ਤਕ ਜਿਹੜੇ ਵੀ ਸਬ ਰਜਿਸਟਰਾਰ ਲਗੇ ਹੋਏ ਸੀ। ਉਹਨਾਂ ਦੇ ਨਾਮ ਤੇ ਮੋ.ਨੰ. ਦਿਤੇ ਜਾਣ।
- (4) ਜਨਵਰੀ 2018 ਤੋਂ ਲੈ ਕੇ ਦਸੰਬਰ 2019 ਤਕ ਜਿਹੜੇ ਰਜਿਸਟਰੀ ਕਲਰਕ ਅਤੇ ਰੀਡਰ ਲਗੇ ਹੋਏ ਸੀ ਉਹਨਾਂ ਦੇ ਨਾਮ ਤੇ ਮੋ.ਨੰ. ਦਿਤੇ ਜਾਣ।
- (5) ਸਰਕਾਰ ਵਲੋਂ ਆਏ ਪੱਤਰ ਨੰਬਰ ਮੀਮੋ ਨੰ. 24/41/14-ST./ Chandigarh ਮਿਤੀ 24/01/2018 ਨੂੰ ਜਿਹੜੀਆਂ ਕਲੋਨੀਆਂ ਦੀਆਂ ਰਜਿਸਟਰੀਆਂ ਬਿਨਾਂ ਐਨ.ਓ.ਸੀ. ਤੋਂ ਨਹੀਂ ਹੋ ਸਕਦੀਆਂ ਸੀ ਉਹਨਾਂ ਕਲੋਨੀਆਂ ਦੇ ਨਾਮ ਅਤੇ ਉਹਨਾਂ ਦੇ ਖਸਰਾ ਨੰਬਰ ਦੀਆਂ ਕਾਪੀਆਂ ਤਸਦੀਕ ਕਰਕੇ ਦਿਤੀਆਂ ਜਾਣ।
- (6) ਸਰਕਾਰ ਵਲੋਂ ਆਏ ਪੱਤਰ ਦੀ ਕਾਪੀ ਨਾਲ ਨੱਥੀ ਹੈ।

2. The representative of the respondent states that the applicant was advised to visit the office of the respondent last week but due to the illness of his wife it was not possible for him to inspect the record. He further states that the appellant will visit the office of the respondent

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on Wednesday i.e. 22.9.2021 for the inspection of the documents with which the appellant agreed to. He further assured that if any document will be identified by the appellant after the inspection, the same will be supplied to him duly certified.

3. As per the assurance given by the representative of the respondents to supply the remaining information after the inspection of the appellant, the Commission observes that no further action is required to be taken in this case. Hence the case is disposed of and closed. However liberty is granted to the appellant to approach the Commission in case of any defiance in the order within two weeks.

Dated: 20.9.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Jasbir Singh,
Guru Nanak Nagar,
Village Bholapur, Jhabewal,
P.O. Ramgarh,
District Ludhiana 141123 98886296107

..Complainant

Vs

Public Information Officer
o/o Joint Sub Registrar,
Sahnewal,
District Ludhiana

Sh. Vineet Kumar, PCS **Registered**
First Appellate Authority
o/o Sub Divisional Magistrate,
Ludhiana-East,
District Ludhiana

....Respondents

Complaint Case No. 747 of 2021

(Video Conference/Telephone Proceedings)

Present:- None on behalf of the complainant.

Sh. Lalit, SR. Asstt. _____ on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 19.8.2021

2. The appellant has sought the following information:-

- (1):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਮਾਨਯੋਗ ਪੰਜਾਬ ਅਤੇ ਹਰਿਆਣਾ ਹਾਇਕੋਰਟ ਵਿੱਚ ਦਾਇਰ ਸਿਵਲ ਰਿਟ ਪਟਿਸ਼ਨ ਨੰ:- 8209/2007 ਵਿੱਚ ਮਿਤੀ-10/8/2009 ਨੂੰ ਦਿੱਤੇ ਹੁਕਮਾਂ ਤੇ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਮੁਕੰਮਲ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।
- (1):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਮਾਨਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਿੱਚ ਦਾਇਰ ਸਿਵਲ ਰਿਟ ਪਟਿਸ਼ਨ ਨੰ:- 896/2014 ਵਿੱਚ ਦਿੱਤੇ ਹੁਕਮਾਂ ਤੇ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਮੁਕੰਮਲ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।
- (3):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ ਵਿਭਾਗ (ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ-1 ਸਾਖਾ), ਪੰਜਾਬ ਸਿਵਲ ਸਕੱਤਰੇਤ ਚੰਡੀਗੜ੍ਹ ਦੇ ਪੱਤਰ ਨੰਬਰ-ਮੀਮੇ ਨੰ:11/10/2016-4 ਜੀ ਆਰ.ਆਈ/795753/1 ਮਿਤੀ-14/7/2016 ਪੱਤਰ ਮੁਤਾਬਿਕ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।
- (4):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ ਵਿਭਾਗ (ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ-1 ਸਾਖਾ), ਪੰਜਾਬ ਸਿਵਲ ਸਕੱਤਰੇਤ ਚੰਡੀਗੜ੍ਹ ਦੇ ਪੱਤਰ ਨੰਬਰ: 4/54/2013-4ਪ੍ਰ.ਸ.1/550488 ਮਿਤੀ-29/7/2015 ਦੇ ਪੱਤਰ ਵਿੱਚ ਦਿੱਤੇ ਹੁਕਮਾਂ ਤੇ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

3. The appellant has sought the information in this case. However in accordance with the decision of the Hon'ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have

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no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

4. An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. Since, the appellant has sought the information in this case, the matter is remanded to the First Appellate Authority to take appropriate decision and pass a speaking order after hearing both the parties and examining the record brought on file strictly within the period as has been fixed under the RTI Act, 2005.

sd

Dated: 20.9.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Jasbir Singh, Guru Nanak Nagar,
Village Bholapur, Jhabewal, P.O. Ramgarh,
District Ludhiana 141123 98886296107

..Complainant

Vs

Public Information Officer
o/o Joint Sub Registrar, Koomkalan,
District Ludhiana

Sh. Vineet Kumar, PCS **Registered**
First Appellate Authority
o/o Sub Divisional Magistrate,
Ludhiana-East,
District Ludhiana

....Respondents

Complaint Case No. 854 of 2021
(Video Conference Proceedings)

Present:- None on behalf of the complainant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 26.8.2021.

2. The appellant has sought the following information:-

(1):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਮਾਨਯੋਗ ਪੰਜਾਬ ਅਤੇ ਹਰਿਆਣਾ ਹਾਈਕੋਰਟ ਵਿੱਚ ਦਾਇਰ ਸਿਵਲ ਰਿਟ ਪਟਿਸ਼ਨ ਨੰ:- 8209/2007 ਵਿੱਚ ਮਿੱਤੀ-10/8/2009 ਨੂੰ ਦਿੱਤੇ ਹੁਕਮਾਂ ਤੇ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਮੁਕੰਮਲ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

(1):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਮਾਨਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਿੱਚ ਦਾਇਰ ਸਿਵਲ ਰਿਟ ਪਟਿਸ਼ਨ ਨੰ:- 896/2014 ਵਿੱਚ ਦਿੱਤੇ ਹੁਕਮਾਂ ਤੇ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਮੁਕੰਮਲ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

(3):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ ਵਿਭਾਗ (ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ-1 ਸਾਖਾ), ਪੰਜਾਬ ਸਿਵਲ ਸਕੱਤਰੇਤ, ਚੰਡੀਗੜ੍ਹ ਦੇ ਪੱਤਰ ਨੰਬਰ-ਮੀਮੋ ਨੰ:11/10/2016-4 ਜੀ.ਆਰ.ਆਈ/795753/1 ਮਿੱਤੀ-14/7/2016 ਪੱਤਰ ਮੁਤਾਬਿਕ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

(4):- ਸ਼੍ਰੀ ਮਾਨ ਜੀ ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ ਵਿਭਾਗ (ਪ੍ਰਸ਼ਾਸਨਿਕ ਸੁਧਾਰ-1 ਸਾਖਾ), ਪੰਜਾਬ ਸਿਵਲ ਸਕੱਤਰੇਤ, ਚੰਡੀਗੜ੍ਹ ਦੇ ਪੱਤਰ ਨੰਬਰ: 4/54/2013-4ਪ੍ਰ.ਸ.1/550488 ਮਿੱਤੀ-29/7/2015 ਦੇ ਪੱਤਰ ਵਿੱਚ ਦਿੱਤੇ ਹੁਕਮਾਂ ਤੇ ਆਪ ਜੀ ਵੱਲੋਂ ਕੀਤੀ ਗਈ ਕਾਰਵਾਈ ਦੀ ਤਸਦੀਕਸ਼ੁਦਾ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ।

3. The appellant has sought the information in this case. However in accordance with the decision of the Hon'ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP © No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

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Complaint Case No. 854 of 2021

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4. An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. Since, the appellant has sought the information in this case, the matter is remanded to the First Appellate Authority to take appropriate decision and pass a speaking order after hearing both the parties and examining the record brought on file strictly within the period as has been fixed under the RTI Act, 2005.

sd

Dated: 20.9.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.