

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Helpline 0172-2864100 Phone No-0172-2864120

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Tajinder Singh, (M: 94630-14464, 9877-545795)

S/o Sh. Balveer Singh,

R/o Village Naunitpur, PO Baria Kalan, District Hoshiarpur (Punjab)

...Appellant

V/s.

Public Information Officer,

O/o The Block Development and Panchayat Officer,

Mahilpur, District Hoshiarpur. (Punjab)

First Appellate Authority,

O/o The Block Development and Panchayat Officer,

Mahilpur, District Hoshiarpur. (Punjab)

... Respondents

Appeal Case No. 683 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Tajinder Singh is present.

Sh. Vijay Kumar, Village Development Organizer is present from the Department.

ORDER:

The date of RTI application is 28.10.2021, the date of First Appeal is 27.11.2021 and the date of Appeal filed in the Commission is 04.02.2022.

In today's hearing, the Appellant, Sh. Tajinder Singh states that incomplete information has been supplied to him today by hand.

On the other hand, the VDO, Sh. Vijay Kumar states that whatever information was available with them has already been supplied to the Appellant.

After going through the case file and discussing with both the parties, the PIO concerned is directed to bring all the documents / reply to the Commission relating to this case on the next date and **if the PIO and other concerned officials would not personally appear with all the concerned documents relating to this case in the Court on the next date of hearing then it would be presumed that the concerned PIO has nothing to say and Court could take further action against the PIO on the next date of hearing.**

The Appellant, Sh. Tajinder Singh is directed to appear in the Commission with all the requisite documents relating to this case on the next date of the hearing and if he failed to appear in the Commission on the next date of hearing then it would be presumed that he has no intention in collecting the information anymore and the case would be decided on merits.

This case is adjourned to 03.08.2022 at 11:00 A.M and both the parties are directed to appear at Court Room in Punjab State Information Commission, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Bhinder Singh, (M: 98146-91762)

R/o Village Rupa, Tehsil and PO Samrala,

District Ludhiana (Pin: 141412)

...Appellant

V/s.

Public Information Officer,

O/o The Block Development and Panchayat Officer,
Samrala, District Ludhiana.

First Appellate Authority,

O/o The District Development and Panchayat Officer,
Samrala, District Ludhiana.

... Respondents

Appeal Case No. 694 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Bhinder Singh is absent.

Sh. Sukhpal Singh, Panchayat Secretary (Gram Panchayat Roopa) is present from the Department.

ORDER:

The date of RTI application is 04.10.2021, the date of First Appeal is 08.11.2021 and the date of Appeal filed in the Commission is 04.02.2022.

In today's hearing, the Appellant, Sh. Bhinder Singh is absent.

On the other hand, the Panchayat Secretary, Sh. Sukhpal Singh states that the information has been sent to the Appellant vide letter number 3315 dated 31.03.2022 and a copy of the same has been sent to the Commission as well, which is taken on record.

In view of above, an opportunity is given to the Appellant, Sh. Bhinder Singh and he is directed to go through the supplied information and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

Also, the concerned PIO is directed to supply the information to the Appellant **again (i.e. only if there would be any deficiencies pointed out by the Appellant)** through registered post.

The PIO is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant **again**, by the next date of hearing.

This case is adjourned to 26.10.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Makhan Singh (M: 99151-69047),
S/o Sh. Jagir Singh,
R/o Bika, District Shaheed Bhagat Singh Nagar.

...Appellant

V/s.

Public Information Officer,
O/o The Senior Superintendent of Police,
Shaheed Bhagat Singh Nagar.

First Appellate Authority,
O/o The Inspector General of Police,
Ludhiana Range, Ludhiana.

... Respondents

Appeal Case No. 696 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Makhan Singh is present.
Sh. Amarjit Singh, ASI is present from the Department.

ORDER:

The date of RTI application is 20.09.2021, the date of First Appeal is 07.12.2021 and the date of Appeal filed in the Commission is 04.02.2022

In today's hearing, the Appellant, Sh. Makhan Singh states that incomplete information has been supplied to him.

On the other hand, the ASI, Sh. Amarjit Singh states that the information has been supplied to the Appellant and further mentions about the letter number 679 dated 09.05.2022 along with that a copy of receipt (signed by the Appellant) of receiving the information from the department has been sent to the Commission, which is taken on record.

After discussing with both the parties, the Appellant, Sh. Makhan Singh is directed to point out deficiencies in written to the concerned Respondent/PIO through registered post or email, within a month with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

On this, the concerned PIO is directed to supply the information to the Appellant **again (i.e. after removing the deficiencies which would be pointed out by the Appellant)** through registered post; failing which Commission could take further action against the PIO concerned.

The PIO is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant **again**, by the next date of hearing.

This case is adjourned to 27.10.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Manjeet Singh , S/o Sh. Gurnam Singh,
Village Guru Arjan Nagar, Hariau Khurd, Tehsil Patran,
District Patiala (147105) **M: 98765-76210**

...Appellant

V/s.

Public Information Officer,
O/o The Block Development and Panchayat Officer,
Patran, District Patiala.

{Encl. RTI Application}

First Appellate Authority,
O/o The Block Development and Panchayat Officer,
Patran, District Patiala.

... Respondents

Appeal Case No. 705 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Manjeet Singh is absent.
None is present from the Department.

ORDER:

The date of RTI application is 20.10.2021, the date of First Appeal is 07.12.2021 and the date of Appeal filed in the Commission is 04.02.2022.

In today's hearing, the Appellant, Sh. Manjeet Singh is absent.

On the other hand, none is present from the department.

In view of above, the concerned PIO is directed to supply the information to the Appellant as per RTI application by registered post or email before the next date of hearing positively and if the information is not available with them then the PIO is directed to file a proper reply vide which explaining the reason/ status, why the information could not be supplied to the Appellant till date.

The PIO concerned is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant, by the next date of hearing.

A copy of this order along with the RTI application be sent to the PIO O/o The Block Development and Panchayat Officer, Patran, Distt. Patiala to comply the above said order.

Also, the Appellant, Sh. Manjeet Singh is directed to go through the supplied information and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

This case is adjourned to 16.11.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Rajinder Kumar, S/o Sh. Mehar Chand,
Ward Number 02, Supreme Enclave, Near Vishvkarma Bhawan,
Link Road, Mansa (151505) **M: 9646380671**

...Appellant

V/s.

Public Information Officer,
O/o The Director,
Local Bodies Department, Punjab,
Sector 35-A, Plot Number 03, Chandigarh.

First Appellate Authority,
O/o The Director,
Local Bodies Department, Punjab,
Sector 35-A, Plot Number 03, Chandigarh.

... Respondents

Appeal Case No. 712 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Rajinder Kumar is present.
Sh. Amit Kumar, Senior Assistant from General Branch is present from the Department.

ORDER:

The date of RTI application is 21.10.2021, the date of First Appeal is 25.11.2021 and the date of Appeal filed in the Commission is 04.02.2022.

In today's hearing, the Appellant, Sh. Rajinder Kumar states that information relating to point number 1, 2 and 3 has been supplied to him and he is satisfied with the same but information relating to point number 4 is pending only.

On the other hand, the Senior Assistant, Sh. Amit Kumar states that the information relating to point number 4 relates with the Establishment Branch and the same has been transferred to the respective branch under Section 6 (3) of the RTI Act, 2005.

After going through the case file and discussing with both the parties, the PIO O/o The Director (Establishment Branch), Local Bodies Department, Punjab, Chandigarh be impleaded as a necessary party and a copy of the RTI application be sent to PIO, Smt. Tarsem Kaur of Establishment Branch along with this order through registered post.

In view of above, the concerned PIO is directed to supply the information **(i.e. relating to point number 4 of the RTI application)** to the Appellant as per RTI application by registered post or email before the next date of hearing positively and if the information is not available with them then the PIO is directed to file a proper reply vide which explaining the reason/ status, why the information could not be supplied to the Appellant till date. The PIO concerned is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant, by the next date of hearing.

Also, the Appellant, Sh. Rajinder Kumar is directed to go through the supplied information and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

This case is adjourned to 30.11.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post) Public Information Officer,
O/o The Director,
(Smt. Tarsem Kaur, PIO of Establishment Branch),
Local Bodies Department, Punjab,
Sector 35-A, Plot Number 03, Chandigarh. **(Encl. RTI Application)**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Rajinder Kumar, S/o Sh. Mehar Chand,
Ward Number 02, Supreme Enclave, Near Vishvkarma Bhawan,
Link Road, Mansa (151505) **M: 9646380671**

...Appellant

V/s.

Public Information Officer,
O/o The Director,
Local Bodies Department, Punjab, **(Municipal Service Cell)**
Sector 35-A, Plot Number 03, Chandigarh.

First Appellate Authority,
O/o The Director,
Local Bodies Department, Punjab,
Sector 35-A, Plot Number 03, Chandigarh.

... Respondents

Appeal Case No. 713 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Rajinder Kumar is present.
Sh. Tarwinder Singh, Senior Assistant -cum- APIO is present from the Department.

ORDER:

The date of RTI application is 02.11.2021, the date of First Appeal is 03.12.2021 and the date of Appeal filed in the Commission is 04.02.2022.

In today's hearing, the Appellant, Sh. Rajinder Kumar states that information relating to point number 2 has been supplied to him and he is satisfied with the same but information relating to point number 1 and 2 (ॐ) as per RTI is pending only.

On the other hand, the Senior Assistant, Sh. Tarwinder Singh states that in relating to point number 1, the reply has been filed timely and no person is at the fault and in relating to point number 2 (ॐ) he states that the information has already been supplied to the Appellant.

In view of above, the concerned PIO is directed to supply the information **again (i.e. relating to point number 1 and 2 (ॐ) properly as per RTI application)** to the Appellant by registered post or email before the next date of hearing positively and if the information is not available with them then the PIO is directed to file a proper reply vide which explaining the reason/ status, why the information could not be supplied to the Appellant till date. The PIO concerned is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant, by the next date of hearing.

Also, the Appellant, Sh. Rajinder Kumar is directed to go through the supplied information and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

This case is adjourned to 06.12.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Daljit Singh, (M: 9501026319),
S/o Sh. Jarnail Singh,
H. No. 6 E, Khalsa Colony, Patiala. (147001)

...Appellant

V/s.

(Regd. Post) Public Information Officer,
O/o The District Education Officer (Elementary Education),
Near Head Post Office, Lella Bhawan, Patiala.

{Encl. RTI Application}

First Appellate Authority,
O/o The District Education Officer (EE),
Near Head Post Office, Lella Bhawan, Patiala.

... Respondents

Appeal Case No. 724 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Daljit Singh is present.
None is present from the Department.

ORDER:

The date of RTI application is 02.12.2020, the date of First Appeal is 04.01.2021 and the date of Appeal filed in the Commission is 04.02.2022

In today's hearing, the Appellant, Sh. Daljit Singh states that no proper information has been supplied to him.

On the other hand, none is present from the department.

A letter dated 202283590 dated 23.05.2022 has been received in the Commission from the department vide which it has been written by the concerned PIO –cum- Superintendent that the information has already been supplied to the Appellant vide letter number 03.09.2020.

From this it has also been observed that the date of RTI application is 02.12.2020 and the information has been supplied to the Appellant vide dated 03.09.2020 which is prior to the date of RTI.

Commission takes a serious view of the casual approach of the Respondent / PIO as information is still not supplied to the Appellant and no one appears from the department today relating to this case for clarifying the facts of this case.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to the 'concerned' Public Information Officer O/o The District Education Officer (EE), Patiala as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing. A copy of the RTI Application be sent to the concerned PIO along with this order through registered post.

The concerned PIO is directed to supply the information to the Appellant as per RTI Act, 2005 through registered post or email before the next date of hearing positively and if the information is not available with them then the PIO is directed to file a proper reply vide which explaining the reason, why the information could not be supplied to the Appellant till date, failing which it would be presumed that the concerned PIO has nothing to say and Commission can take further action against him.

The PIO is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant, by the next date of hearing.

The Appellant, Sh. Daljit Singh is directed to go through the supplied information and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

This case is adjourned to 07.12.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties through registered post.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

Show cause:

(Regd. Post) Public Information Officer,
O/o The District Education Officer (Elementary Education),
Near Head Post Office, Lella Bhawan, Patiala. {Encl. RTI Application}

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Ranjit Singh (M:99147-20500)

Chamber No. 122, MG Complex, District Court, Patiala.

...Appellant

V/s.

(Regd. Post)

Public Information Officer,

O/o The District Development and Panchayat Officer, Patiala.

{Encl. RTI Application}

First Appellate Authority,

O/o The Deputy Commissioner,

Patiala.

...Respondents

Appeal Case No. 726 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Ranjit Singh is present.

None is present from the Department.

ORDER:

The date of RTI application is 01.10.2021, the date of First Appeal is 12.01.2022 and the date of Appeal filed in the Commission is 04.02.2022

In today's hearing, the Appellant, Sh. Ranjit Singh states that no information has been supplied to him till date. He further mentions about his email dated 20.06.2022 which has been sent to the Commission and is taken on record.

On the other hand, none is present from the department.

Commission takes a serious view of the casual approach of the Respondent / PIO as information is still not supplied to the Appellant and no one appears from the department today relating to this case for clarifying the facts of this case.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to the 'concerned' Public Information Officer O/o The District Development and Panchayat Officer, Patiala as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing. A copy of the RTI Application be sent to the concerned PIO along with this order through registered post.

The concerned PIO is directed to supply the information to the Appellant as per RTI Act, 2005 through registered post or email before the next date of hearing positively and if the information is not available with them then the PIO is directed to file a proper reply vide which explaining the reason, why the information could not be supplied to the Appellant till date, failing which it would be presumed that the concerned PIO has nothing to say and Commission can take further action against him.

The PIO is also directed to submit the copy of the postal receipts to the Commission vide which information would have been supplied to the Appellant, by the next date of hearing.

The Appellant, Sh. Ranjit Singh is directed to go through the supplied information and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which it would be presumed that he has nothing to say and the case would be decided on merits.

This case is adjourned to 08.12.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Show cause:

(Regd. Post)

Public Information Officer,

O/o The District Development and Panchayat Officer,

2nd Floor, Block -A, Mini Secretariat, Patiala.

{Encl. RTI Application}

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Sandeep Mann, (M: 94170-58040)

H. No. 2928, Sector 66, SAS Nagar (Mohali)

...Appellant

V/s.

Public Information Officer,

O/o The District Education Officer (Elementary Education),
Punjab, Sector 76, SAS Nagar (Mohali).

First Appellate Authority,

O/o The District Education Officer (Elementary Education),
Punjab, Sector 76, SAS Nagar (Mohali).

...Respondents

Appeal Case No. 746 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The representative of the Appellant, Sh. Varun Bansal, Advocate is present.
Ms. Komal Nanda, Office Assistant is present from the Department.

ORDER:

The date of RTI application is 01.09.2021, the date of First Appeal is 12.10.2021 and the date of Appeal filed in the Commission is 07.02.2022.

In today's hearing, the representative of the Appellant, Sh. Varun Bansal states that no information has been supplied to the Appellant and further mentions that an another case i.e. AC: 747 of 2022 has also been fixed for today's hearing before the undersigned and same nature of information has to be furnished by the department in that case as well.

On the other hand, the Office Assistant, Ms. Komal Nanda states that the information has already been supplied to the Appellant.

After going through the case file, it has been observed that a letter dated 08.06.2022 from the department and an email dated 20.06.2022 from the Appellant has been received in the Commission, which is taken on record.

In view of above, the representative of the Appellant, Sh. Varun Bansal (Advocate) or Appellant is directed to visit the concerned office on 21.06.2022 (i.e. 3:00 p.m. today) and meet the concerned PIO or Ms. Komal Nanda for collecting the requisite information as per RTI. If the Appellant or his representative failed to visit the concerned office today than it would be presumed that he doesnot require the information anymore and the case would be decided on merits.

The concerned PIO or other concerned officials are directed to be present at the time of supplying the record to the Appellant or his representative today, failing which an action would be taken against the PIO concerned for non furnishing the information today.

Also, the Appellant, Sh. Sandeep Mann or his representative is directed to go through the supplied information and point out deficiencies, **if any,** in written to the Respondent/PIO through registered post or through email, today itself after collecting the information with a copy to the Commission.

This case is adjourned to 14.12.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Smt. Monica Mann, (M: 94170-58040)

H. No. 2928, Sector 66, SAS Nagar (Mohali)

...Appellant

V/s.

Public Information Officer,

O/o The District Education Officer (Elementary Education),
Punjab, Sector 76, SAS Nagar (Mohali).

First Appellate Authority,

O/o The District Education Officer (Elementary Education),
Punjab, Sector 76, SAS Nagar (Mohali).

...Respondents

Appeal Case No. 747 of 2022

{Heard through Cisco Webex Meetings Software}

Present : The representative of the Appellant, Sh. Varun Bansal, Advocate is present.
Ms. Komal Nanda, Office Assistant is present from the Department.

ORDER:

The date of RTI application is 28.08.2021, the date of First Appeal is 12.10.2021 and the date of Appeal filed in the Commission is 07.02.2022.

In today's hearing, the representative of the Appellant, Sh. Varun Bansal states that no information has been supplied to the Appellant and further mentions that an another case i.e. AC: 746 of 2022 has also been fixed for today's hearing before the undersigned and same nature of information has to be furnished by the department in that case as well.

On the other hand, the Office Assistant, Ms. Komal Nanda states that the information has already been supplied to the Appellant.

After going through the case file, it has been observed that a letter dated 08.06.2022 from the department and an email dated 20.06.2022 from the Appellant has been received in the Commission, which is taken on record.

In view of above, the representative of the Appellant, Sh. Varun Bansal (Advocate) or Appellant is directed to visit the concerned office on 21.06.2022 (i.e. 3:00 p.m. today) and meet the concerned PIO or Ms. Komal Nanda for collecting the requisite information as per RTI. If the Appellant or her representative failed to visit the concerned office today than it would be presumed that she doesnot require the information anymore and the case would be decided on merits.

The concerned PIO or other concerned officials are directed to be present at the time of supplying the record to the Appellant or her representative today, failing which an action would be taken against the PIO concerned for non furnishing the information today.

Also, the Appellant, Smt. Monica Mann or her representative is directed to go through the supplied information and point out deficiencies, **if any,** in written to the Respondent/PIO through registered post or through email, today itself after collecting the information with a copy to the Commission.

This case is adjourned to 14.12.2022 at 11 a.m. for hearing.

Copy of the order be sent to the parties.

Dated: 21.06.2022

**(Sanjiv Garg)
State Information Commissioner
Punjab**

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Pankaj Bansal (M: 8699080048),

S/o Sh. Surinder Kumar,

Ward Number 01, Sangar Patti Road,

Dhanaula, District Barnala (Pin: 148105) Punjab

...Appellant

V/s.

(Regd. Post)

Public Information Officer,

O/o The Executive Officer,

Nagar Council,

Dhanaula, District Barnala (Punjab)

First Appellate Authority,

O/o The Additional Deputy Director (UD),

Barnala.

... Respondents

Appeal Case No. 2602 of 2021

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Pankaj Bansal is present.

Sh. Jagshir Singh, Clerk-cum- APIO is present from the Department.

ORDER:

This case was last heard on 28.02.2022 vide which the penalty of Rs. 10,000/- was imposed on the concerned PIO and further the concerned PIO was directed to supply the certified copies of information to the Appellant as per queries raised by the Appellant through his RTI request.

In today's hearing, the Appellant, Sh. Pankaj Bansal states that no information has been supplied to him.

On the other hand, the Clerk, Sh. Jagshir Singh states that the requisite fees (i.e. Rs. 600/-) has not been deposited by the Appellant within time that is why the information has not been supplied to him and further requests the Court to go through the letter number 301 dated 17.06.2022 which has been sent to the Commission for clarifying the facts of this case and is taken on record.

On further discussing about the fees part if the Appellant, Sh. Pankaj Bansal has received such letter number 547 dated 08.12.2021 to which the Appellant, Sh. Pankaj Bansal denies the same and moreover no proof of the same has been presented by the APIO today or sent to the Commission along with the letter dated 17.06.2022 which shows that the requisite fees has been requested by the concerned PIO from the Appellant. Also, during discussion it has also been found that the penalty amount Rs. 10,000/- which was imposed on to the concerned PIO vide orders dated 28.02.2022 has also not been deposited to Government Treasury by the department till date.

Commission takes a serious view of the casual approach of the Respondent / PIO and the concerned PIO is directed to supply the information to the Appellant, Sh. Pankaj Bansal " free of cost " through registered post and for non compliance of orders dated 28.02.2022, the penalty amount of Rs. 10,000/- (which was imposed on 28.2.2022) has been enhanced by Rs. 5,000/- (i.e. enhanced today) = Total Rs. 15,000/- (Rupees Fifteen Thousand Only) is imposed upon the concerned PIO O/o Executive Officer, Nagar Council, Dhanaula.

A copy of this order be sent to him through registered post.

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....



Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
 60 Other Services- 800- Other Receipts-
 86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be submitted to the Commission on the next date of hearing.

Also, the PIO concerned is directed to bring all the documents / reply to the Commission relating to this case on the next date and **if the PIO and other concerned officials would not personally appear with all the concerned documents relating to this case in the Court on the next date of hearing then it would be presumed that the concerned PIO has nothing to say and Court could take further action against the PIO on the next date of hearing.**

The Appellant, Sh. Pankaj Bansal is directed to appear in the Commission with all the requisite documents relating to this case on the next date of the hearing and if he failed to appear in the Commission on the next date of hearing then it would be presumed that he has no intention in collecting the information anymore and the case would be decided on merits.

This case is adjourned to 14.09.2022 at 11:00 A.M and both the parties are directed to appear at Court Room in Punjab State Information Commission, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post) Public Information Officer, (Sh. Manpreet Singh)
O/o The Executive Officer,
Nagar Council,
Dhanaula, District Barnala (Punjab)

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Helpline 0172-2864100 Phone No-0172-2864120

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Jagsir Singh (M: 98787-87009),

S/o Sh. Gajjan Singh,

Ward Number 07, Moonak, District Sangrur (148033) Punjab

...Appellant

V/s.

Public Information Officer,

O/o The Executive Officer,

Nagar Panchayat,

Moonak, District Sangrur (Punjab)

First Appellate Authority,

O/o The Additional Deputy Commissioner (UD),

Sangrur.

... Respondents

Appeal Case No. 2664 of 2021

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Jagsir Singh is present.

Sh. Paramjit Singh, Sanitary Inspector along with Sh. Parshotam Procha, Clerk is present from the Department.

ORDER:

This case was last heard on 28.02.2022.

In today's hearing, the Appellant, Sh. Jagsir Singh states that incomplete information has been supplied to him.

On the other hand, the Clerk, Sh. Parshotam Procha states that the information has been supplied to the Appellant. He further mentions about an email dated 20.06.2022 which has been sent to the Commission and is taken on record.

In view of above, the Appellant, Sh. Jagsir Singh is directed to point out deficiencies to the concerned department's PIO through registered post within a month and the concerned PIO is directed to supply the information to the Appellant after removing the deficiencies which would be pointed out by the Appellant.

Also, the PIO concerned is directed to bring all the documents / reply to the Commission relating to this case on the next date and **if the PIO and other concerned officials would not personally appear with all the concerned documents relating to this case in the Court on the next date of hearing then it would be presumed that the concerned PIO has nothing to say and Court could take further action against the PIO on the next date of hearing.**

The Appellant, Sh. Jagsir Singh is directed to appear in the Commission with all the requisite documents relating to this case on the next date of the hearing and if he failed to appear in the Commission on the next date of hearing then it would be presumed that he has no intention in collecting the information anymore and the case would be decided on merits.

This case is adjourned to 14.09.2022 at 11:00 A.M and both the parties are directed to appear at Court Room in Punjab State Information Commission, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Helpline 0172-2864100 Phone No-0172-2864120

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Yogesh Mahajan (98143-54649),
S/o Sh. Kuldip Raj Mahajan,
Opposite Water Tank, Municipal Market,
Mission Road, Pathankot (Punjab)

...Appellant

V/s.

Public Information Officer,
O/o The Executive Engineer,
Water Supply and Sanitation Punjab,
Division Number 02, Amritsar (Punjab)

First Appellate Authority,
O/o The Superintending Engineer,
Water Supply and Sanitation Circle, Amritsar (Punjab)

... Respondents

Appeal Case No. 1646 of 2021

{Heard through Cisco Webex Meetings Software}

Present : The Appellant, Sh. Yogesh Mahajan is present.
None is present from the Department.

ORDER:

This case was last heard on 28.02.2022..

In today's hearing, the Appellant, Sh. Yogesh Mahajan states that no information has been supplied to him till date.

On the other hand, none is present from the department.

Commission takes a serious view of the casual approach of the PIO concerned and further the PIO is directed to supply the information to the Appellant as per RTI and deposit the penalty amount Rs. 10,000/- (imposed on 20.09.2021) to the Government Treasury and submit the challan receipt of the same to the Commission.

A copy of the RTI application and orders dated 20.09.2021, 06.12.2021 and 28.02.2022 be sent to the PIO concerned along with this order through registered post, to comply the orders accordingly.

Also, final opportunity is given to the PIO concerned and the PIO concerned is directed to bring all the documents / reply to the Commission relating to this case on the next date and **if the PIO and other concerned officials would not personally appear with all the concerned documents relating to this case in the Court on the next date of hearing then it would be presumed that the concerned PIO has nothing to say and Court could take further action against the PIO on the next date of hearing.**

The Appellant, Sh. Yogesh Mahajan is directed to appear in the Commission with all the requisite documents relating to this case on the next date of the hearing and if he failed to appear in the Commission on the next date of hearing then it would be presumed that he has no intention in collecting the information anymore and the case would be decided on merits.

This case is adjourned to 31.08.2022 at 11:00 A.M and both the parties are directed to appear at Court Room in Punjab State Information Commission, Sector 16, Madhya Marg, Chandigarh.

Copy of the order be sent to the parties.

Dated: 21.06.2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC: (Regd. Post) Public Information Officer, (Sh. R.P. Singh)

O/o The Executive Engineer,
Water Supply and Sanitation Punjab,
Division Number 02, Amritsar (Punjab)

**{ Encl. RTI Application dated 06.01.2021
Orders dated 20.09.2021, 06.12.2021 and 28.02.2022 }**