

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864100-101, Fax 0172 2864110

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Sh. Hardial Singh,
S/o Sh. Karnail Singh,
Vill: Thathian,
P.O: Sathiala,
Tehsil: Baba Bakala Sahib,
Distt: Amritsar.

.....Appellant

Vs

Public Information Officer,
O/o Block Development and Panchayat Officer,
Raiya, Distt: Amritsar.

First Appellate Authority
O/o District Development and Panchayat Officer,
Mini Secretariat, Amritsar.

.....Respondents

Appeal Case .No. 3194 of 2019 **(Through Video Conference Facility)**

Present:- None on behalf of the appellant.

Shri Chetan Sharma, Cash Collector, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 03.10.2019 vide which the appellant was advised to supply photocopy of BPL card. On receipt of the BPL card, the respondents were directed to supply the information upto Rs.50/- only.

2. The appellant was absent on 03.10.2019 and he is again absent today without intimation.

3. The representative of the respondents states that the appellant has not sent any photocopy of BPL Card, so the information could not be sent. He further states that they have again sent in writing to the appellant stating that copy of BPL Card be supplied to their office.

Contd.....p/2

-2-

4. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that no copy of BPL card has been received in the Commission. As per the statement of the representative of the respondents during the hearing that he has sent the information on 11.10.2019 through registered post. Since then no communication from the appellant has been received in their office and in the office of the Commission regarding any discrepancy. From it appears that the appellant is not interested in getting the information. Hence, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 21.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Narinder Singh,
S/o Sh. Sawinder Singh,
21, Ram Nagar Colony,
O/s Bypass Majitha Road,
Distt: Amritsar-143001.

.....Appellant

Vs

Public Information Officer,
O/o Block Development and Panchayat Officer,
Verka, Rani Ka Bagh,
Distt: Amritsar.

First Appellate Authority
O/o District Development and Panchayat Officer,
Mini Secretariat,
Distt: Amritsar.

.....Respondents.

Appeal Case No. 3196 of 2019 **(Through Video Conference Facility)**

Present:- Shri Narinder Singh, appellant.

Shri Guriqbal Singh, Superintendent on behalf of the respondents.

ORDER

In response to the previous order dated 03.10.2019, the appellant states that he has received complete information as per his RTI application to his satisfaction. He further states that he does not want to pursue the matter any further and the case may be disposed of and closed.

2. In view of the statement of the appellant, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 21.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Balvir Singh,
S/o Sh. Attama Singh,
VPO: Mandauli, Tehsil: Rajpura,
Distt: Patiala.

.....Appellant
Vs

Public Information Officer,
O/o Divisional Forest Officer,
Near Thapar College,
Opposite Central Jail,
District: Patiala.

First Appellate Authority,
O/o Conservator of Forests, South Circle,
District: Patiala.

.....Respondents.

Appeal Case No. 2879 of 2019 (Through Video Conference Facility)

Present:- Shri Balvir Singh appellant.
Shri Paramjit Singh, clerk, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 03.10.2019 vide which the appellant did not state that what information was still pending. Last opportunity was given to the appellant to send in writing that what are the deficiencies in the information so supplied to him but the appellant had failed to send deficiencies in writing to the respondents and to the Commission. One more last opportunity was afforded to the appellant to send in writing to the respondents with a copy to the Commission, what deficiencies are still left in the information. The respondents were directed to issue a receipt of Rs.10198/- deposited by the appellant for supply of information.

2. The appellant states that he has received the receipt of Rs.10198/- . He further states that he has received only 346 (photocopies of big pages) and 1098 pages of A/4 size.

3. The representative of the respondents states that the appellant requested for supply of information concerning Rajpura Block and he has deposited Rs.10198/- for supply of i

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-2-

information for this block only. He further states that if the appellant wants to get information concerning Samana, Patiala, Nabha, Bhadsan and Sirhind, then more fees is required to be deposited after calculation.

4. After hearing both the parties and going through the record available on the case file, the matter could not be resolved. Both the parties are directed to appear before the Commission at Chandigarh on 25.10.2019 with original record for the perusal of the Commission.

5. To come up on 25.10.2019 at 11.00 A.M.

Dated : 21.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur-144410.

.....Appellant
Vs

Public Information Officer,
Food and Safety Officer,
District: Patiala.

First Appellate Authority,
Civil Surgeon,
District: Patiala.

.....Respondents

Appeal Case No. 2865 of 2019 **(Through Video Conference Facility)**

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

ORDER

This order may be read with reference to the previous order dated 03.10.2019 vide which absence of Ms. Puneet Sharma, Food Safety Officer o/o Civil Surgeon, Patiala was viewed very seriously and a show cause notice for imposition of penalty was sent to her under Section 20 of the RTI Act, 2005 for her absence and for not supplying the information. She was further directed to file his written explanation before the next date of hearing and also avail opportunity of personal hearing.

2. None is present on behalf of the respondent-PIO but a reply has been received from her through e-mail stating that information concerning point No.1 may be considered as nil. She informed the office on phone that due to illness on the previous date of hearing, she was unable to attend the hearing.

3. Lenient view is taken due to her illness and notice issued to her is dropped. Keeping in view the information supplied to the appellant with a copy to the Commission, the present case is disposed of and closed.

Dated : 21.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Nishan Singh,
S/o Sh. Dalip Singh ,
Adarsh Nagar, Cheema Road,
Kot Ise Khan, Tehsil: Dharmkot,
Distt: Moga.

.....Appellant

Vs

Public Information Officer,
Executive Officer, Nagar Panchayat,
Kot Ise Khan, Teshil: Dharmkot.
District- Moga.

.....Respondent

Complaint Case No. 606 of 2019 **(Through Video Conference Facility)**

Present:- Shri Nishan Singh complainant,
Shri Vikas Uppal, Executive Officer-PIO, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 3.10.2019 vide which the respondents were directed to provide information on two points as discussed during the previous hearing otherwise file affidavit that the information is not available in their record before the next date of hearing so that the matter could be finalized.

2. The appellant states that information on one point concerning the effect of radiation in the locality by Reliance Tower is yet to be provided.

3. The representative of the respondents states that this information is not available in the record of their office.

4. After hearing both the parties and going through the record available on the case file, it is revealed that complete information except for radiation effect by the tower has been provided. However, the respondent is directed to provide in writing that no such information regarding radiation effect is available on the record before the next date of hearing.

5. To come up on 22.11.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Moga.

ODated : 21.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Karnail Singh,
S/o Sh. Gurdev Singh,
r/o Village Bahmana Basti, Tehsil Samana,
District Patiala.

.....Complainant.

Vs

Public Information Officer,
Panchayat Secretary,
Gram Panchayat, Basti Bahman,
Block Samana, District Patiala.

.....Respondent

Complaint Case No. 691 of 2019 **(Through Video Conference Facility)**

Present:- Shri Karnail Singh, complainant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 4.10.2019 vide which the representative of the respondents was directed to take appropriate action on the RTI application and provide the information under the provisions of RTI Act, 2005 and the appellant was advised to point out discrepancies on receipt of the information, if any, with a copy to the Commission.

2. The complainant states that after the previous hearing, nothing has been received by him..

3. None is present on behalf of the respondents without intimation. The representative of the respondents-Shri Kulwant Singh, Panchayat Secretary was contacted on telephone 98154-62263, whether he has supplied information or not. He stated that he handed over the information in his office only on 18.10.2019 for sending it to the appellant through registered post. He further stated that he was busy in audit and he was confused about today's hearing. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondents seriously, it is, therefore, a fit

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-2-

case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Kulwant Singh, Panchayat Secretary-cum-PIO to show cause why penalty should not be imposed on him for not supplying the information within the stipulated period. The written explanation of the PIO may be filed before the next date of hearing when he may also avail of the opportunity of personal hearing. On receipt of the information from the respondents, the appellant is advised to go through the same and revert back to the authorities, in case of deficiencies. The respondent-PIO is further directed to supply the information as early as possible and on receipt of the information from the respondents, the appellant is advised to go through the same and revert back to the authorities before the next date of hearing.

4. To come up on **18.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated : 21.10.2019

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

CC

1. Shri Kulwant Singh,
Panchayat Secretary,
o/o Block Development and Panchayats Officer,
Samana District Patiala. (Regd.)
2. The Deputy Commissioner, Patiala (by name) for information and to ensure the presence of PIO or his representative during the Video Conference proceedings in future.

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Shri Jaswinder Singh
s/o Shri Sardool Singh,
r/o Village Badanpur,
PO Rajla, Tehsil Samana,
District Patiala.

.....Appellant.
Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Samana, District Patiala.

FAA-District Development and Panchayats Officer
Patiala.Respondents.

Appeal Case No. 3293 of 2019

Present:- None on behalf of the appellant.

Shri Bhagwan Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 04.10.2019 vide which the respondents were directed to take appropriate action on the RTI application and provide the information under the provisions of the RTI Act, 2005.

2. The appellant is absent without intimation.

3. Shri Bhagwan Singh, Panchayat Secretary, appearing on behalf of the respondents submits letter dated 21.10.2019 stating that appellant has filed three appeal cases before the Commission for seeking similar information (AC No.1226/2017, AC No.2542/2019 and AC No.3293/2019) from the same public authorities. He further stated that complete information was provided in AC No.1226/2017 and the case was disposed of by Shri A.S.Chanduraian, Hon'ble State Information Commissioner. On the basis of order passed in AC No.1226/2017, Appeal Case No.2542/2019 was also disposed of by Chief Information Commissioner on 04.09.2019.

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-2-

4. In view of the written request of the respondents, AC No.1226/2017 and AC No.2542/2019 were called for and perused the application for seeking information. After perusing these three applications, it is found that these applications are photocopy of each other and even same Indian Postal Order number has been given in each application. The appellant has given false undertaking that he has not sought similar information from the same respondents and similar case has not been disposed of earlier by any of the Commissioner. With this observation, the present case is disposed of closed. Copies of the order be sent to the parties.

Dated : 21.10.2019

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab