

**PUNJAB STATE INFORMATION COMMISSION**

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

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

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Whatsapp No. 62848-20189



Sh. Tejinder Singh Advocate M 9041004313  
Civil Court Tehsil Complex, Backside Sanjh Kendra  
Phillaur, Distt. Ludhiana

Appellant

vs

Public Information Officer,  
o/o Local Bodies Minister, Punjab, Chandigarh

First Appellate Authority,  
Local Bodies Minister, Punjab, Chandigarh

Appeal Case No.1671 of 2022

Public Information Officer,  
o/o Principal Secretary,  
Local Bodies Minister, Punjab, Chandigarh

First Appellate Authority,  
o/o Principal Secretary,  
Local Bodies Minister, Punjab, Chandigarh

Respondents

Appeal Case No.5367 of 2021

(Video Conference Proceedings)

Present: None on behalf of the appellant.  
Sh. Sukhdev Singh, Superintendent G-1 (M 9779074815), Sh. Mannveer Singh, Sr.  
Assistant LG-1(M 9888530021) on behalf of the respondents (at Chandigarh).

Order

This order may be read with reference to the previous order dated 15.6.2022.  
The case was adjourned due to technical glitch and was fixed for hearing on 7.7.2022. The case was further postponed to 21.7.2022. The appellant has sought the following information in his RTI application:

ਸ੍ਰੀ ਮਾਨ ਜੀ,

- 1) ਇਹ ਕਿ ਮੇਰੇ ਵੱਲੋਂ ਇੱਕ ਸ਼ਿਕਾਇਤ ਸ਼ੇਰਪੁਰ ਕਲਾਂ ਅਤੇ ਤਾਜਪੁਰ ਰੋਡ ਵਿਖੇ ਮੱਛੀ ਮੰਡੀਆਂ ਵਿੱਚ ਪਾਣੀ ਦੀ ਬਰਬਾਦੀ ਨੂੰ ਰੋਕਣ ਸਬੰਧੀ ਦਿੱਤੀ ਸੀ ਦੱਸਿਆ ਜਾਵੇ ਕਿ ਉਕਤ ਸ਼ਿਕਾਇਤ ਤੇ ਜੋ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਨਾਲ ਸਬੰਧਤ ਕੰਪਲੀਟ ਫਾਇਲ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ।

3. The appellant is absent today without any intimation to the Commission. He was sent the proceedings and notice of hearing dated 15.6.2022 and 12.7.2022 respectively through registered post.

4. The representative of the respondents states that the appellant has sought the action taken report on his complaint. He further states that no complaint as alleged by appellant has received in the office. He further submits that the appellant was directed to submit the copy of the complaint vide letter no. 1381 dated 12.11.2021 so that requisite action

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2

Appeal Case No.1671 of 2022,

Appeal Case No.5367 of 2021

may be taken. But he has not complied with the directions and filed the second appeal in the Commission. He submits that the reply to his RTI application has been supplied vide letter no. 671 dated 28.6.2021. He has submitted both the said letters to the Commission which are taken on record.

The representative of the respondents further submits that the appellant has sought the similar information in the Appeal Case no. 5367 of 2021 being heard by the bench of Hon'ble State Information Commissioner, Sh. Sanjiv Garg and is pending for hearing on 24.8.2022

5. After hearing the representative of the respondents, the above said case file was recalled and it has been noticed that the appellant has sought the similar information from the same department resultantly, both the cases are clubbed as the appellant and respondents are same in both the cases. Since, the respondent PIO has replied to the appellant to his RTI application and he has not supplied the copy of complaint to the respondents, no further action is required in these cases. Hence these cases are disposed of and closed. Copies of above letters are being **sent** to the appellant

sd

Dated 21.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

CC

PS/SIC(SG)

D.R. for information

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Sh. Balbir Aggarwal,  
#1525/1, Street No.33,  
Preet Nagar, Shimlapuri, Ludhiana  
(M: 9463666155)

.....Appellant

$$V_S$$

Public Information Officer  
o/o Deputy Commissioner,  
Ludhiana.

First Appellate Authority,  
O/o Deputy Commissioner,  
Ludhiana.

....Respondents

Appeal Case No. 1033 of 2022

Present:- Sh. Balbir Aggarwal, appellant  
Sh. Mandeep Singh, clerk M 8146717171, Sh. Rajan Sharma, Junior Assistant(Nazar Branch) M 978046202 and Sh. Chander Parkash, Draftsman o/o M.C. Ludhiana M 927537675 on behalf of the respondents

## ORDER

This order may be read with the reference to the previous order dated 21.6.2022. The appellant has sought the following information:

[illegible]

1. D.C. office को जोग बिराजाल भाई कालभ भागना आया था  
 2. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 3. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 4. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 5. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 6. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 7. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 8. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 9. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम  
 10. 1971 के Record 12 में डी.सी. काफ़ी नोट (विन) के साथ नाम डी.सी. काफ़ी नाम

2. The appellant states that he has inspected the record but the sought letters are untraceable. He states that the letter recently sent to the D.C. Office through speed post by him

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2

Appeal Case No. 1033 of 2022

is also untraceable. It implies that DAK is not properly maintained in the office. He further alleged that the respondents supply the reply to the RTI application on the spot/during the hearing. He requests the Commission to direct the respondents to supply the information in advance from the date of hearing so that deficiencies, if any may be sent to the respondents. The appellant also requests the Commission to direct the respondents to strictly comply with the RTI Act, 2005 to supply the information within stipulated time.

2. The representatives of the respondents state that they have complied with the order dated 21.6.2022. The PIO has sent a letter dated 26.6.2022 along with the affidavit pertaining to point no. 3 to the Commission which is taken on record. The PIO tenders his unconditional apology before the Commission for not supplying the information within the stipulated time due to unavoidable reasons. He has sent a letter no. 10795 dated 4.7.2022 through email which is taken on record.

3. That the respondents have complied with the order of the Commission, the show cause notice issued to the Public Information Officer is hereby withdrawn. He is further directed to be careful in future while dealing the RTI applications and supply the information within stipulated time as per RTI Act, 2005 so that the appellant may send deficiencies, if any to the respondents to remove them. A copy of the letter along with the affidavit so received from the respondents is being **sent** to the appellant.

4. With these directions, no more action is required in this case. Hence this case is disposed of and closed.

sd

Dated 21.7.2022

@s

(Suresh Arora)

Chief Information Commissioner, Punjab

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Sh. Navpreet Singh Advocate,  
Chamber No. 721, Distt. Court Ludhiana

--- Appellant

VS

Public Information Officer,  
o/o D.P.I. (SE) Punjab, Mohali.

First Appellate Authority,  
o/o D.P.I. (SE) Punjab, Mohali.  
Respondents

..

Appeal Case No. 1682 of 2022  
(Video Conference Proceedings)

Present: None on behalf of the appellant.  
Sh. Dinesh Kumar, Sr. Assistant(M 9988662313) on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 15.6.2022.  
The case was adjourned due to technical glitch and was fixed for hearing on 7.7.2022. The case was further postponed to 21.7.2022. The appellant has sought the following information in his RTI application:

ਉਪਰੋਕਤ ਵਿੱਚ ਅਧੀਨ ਦਿੱਤੀਆਂ ਸੂਚਨਾਵਾਂ ਮੁਹੱਈਆ ਕਰਵਾਈਆਂ ਜਾਣ।

① ਮਿਤੀ 28-5-2021 ਨੂੰ ਦਿੱਤੀਆਂ ਗਈਆਂ ਸੂਚਨਾਵਾਂ, ਅੰਗਰੇਜ਼ੀ, ਹਿੰਦੀ, ਅਰਬ ਸਾਖਤ ਵਿੱਚ ਅਤੇ ਜੇਕਰ ਕੋਈ ਹੋਰ ਸੂਚਨਾਵਾਂ ਹੋਣਗੀਆਂ ਤਾਂ ਉਨ੍ਹਾਂ ਨੂੰ ਵੀ ਮੁਹੱਈਆ ਕਰਵਾਈਆਂ ਜਾਣਗੀਆਂ। ਇਹਨਾਂ ਸੂਚਨਾਵਾਂ ਵਿੱਚ ਜਿਹੜੇ ਸੂਚਨਾਵਾਂ ਨੂੰ ਮੁਹੱਈਆ ਕਰਵਾਉਣ ਦੀ ਸਹੂਲਤ ਨਹੀਂ ਹੈ ਉਨ੍ਹਾਂ ਨੂੰ ਵੀ ਮੁਹੱਈਆ ਕਰਵਾਉਣ ਦੀ ਸਹੂਲਤ ਨਹੀਂ ਹੈ।

② ਕੋਈ ਵੀ ਸੂਚਨਾਵਾਂ ਮੁਹੱਈਆ ਕਰਵਾਉਣ ਦੀ ਸਹੂਲਤ ਨਹੀਂ ਹੈ।

- The appellant is absent today. He was sent the proceedings and notice of hearing dated 15.6.2022 and 12.7.2022 respectively through registered post.
- The representative of the respondents states that the information has already been supplied to the appellant vide letter no. 2022116801-02 dated 16.5.2022.
- On perusal of the file, it has been observed that the respondent PIO has already replied and the said letter is available in the case file. The relevant part of the letter is reproduced as below:

Contd/P2

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2

Appeal Case No. 1682 of 2022

- 1.0 ਆਪ ਵੱਲੋਂ ਤੇਜੀ ਆਰ.ਟੀ.ਆਈ ਪ੍ਰਤੀਬੇਨਤੀ ਮਿਤੀ 01-04-2022 ਦੇ ਸਬੰਧ ਵਿੱਚ ਲਿਖਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਆਪ ਵੱਲੋਂ ਆਰ.ਟੀ.ਆਈ ਐਕਟ, 2005 ਤਹਿਤ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਤਿੱਜੀ ਧੀਰ ਨਾਲ ਸਬੰਧਤ ਹੈ।
- 2.0 ਪੰਜਾਬ ਸਰਕਾਰ, Department of Governance Reforms & Public Grievances (Governance Reforms - 1 Br.) ਦੇ ਪੱਤਰ ਨੰ: 4/5/2021-4GR1/1/225467/2021 dated 09-08-2021 (ਕਾਪੀ ਨੰਬਰ) ਰਾਹੀਂ ਨਿੱਜੀ ਸੂਚਨਾ ਦੀ ਪਰਿਭਾਸ਼ਾ ਸਪਸ਼ਟ ਕੀਤੀ ਗਈ ਹੈ ਅਤੇ ਇਹ ਵੀ ਹਦਾਇਤ ਕੀਤੀ ਗਈ ਹੈ ਕਿ ਇਹ ਨਿੱਜੀ ਸੂਚਨਾ ਆਰ.ਟੀ.ਆਈ ਐਕਟ ਤਹਿਤ ਉਪਲਬਧ ਨਹੀਂ ਕਰਵਾਈ ਜਾ ਸਕਦੀ। ਆਪ ਵੱਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਵੀ ਨਿੱਜੀ ਸੂਚਨਾ ਦੇ ਦਾਇਰੇ ਵਿੱਚ ਆਉਂਦੀ ਹੈ ਜਿਸ ਕਾਰਨ ਆਪ ਵੱਲੋਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਉਪਲਬਧ ਨਹੀਂ ਕਰਵਾਈ ਜਾ ਸਕਦੀ।

5. Keeping in the view of the above the Commission observes that the appellant has sought the information pertaining to station allotment/postings of the employees suffering from chronic disease which is a personal information and Section 8 (1) (e) of the RTI Act protects personal. Also the Commission accepts the reply of the respondent PIO with the letter dated 9.8.2021 enclosed, issued by the Govt. Of Punjab, Department of Governance Reforms and Public Grievances wherein decision dated 13.11.2019 of the Hon'ble Supreme Court of India, in Civil Appeal No. 10044 of 2010 is cited. The relevant part of the letter is reproduced below:

...the Hon'ble Supreme Court of India in Para 39 of the above referred case has defined 'Personal Information' under the Right to Information Act, 2005. The relevant part of the Judgment is reproduced below :-

XXX

XXX

XXX

"Reading of the aforesaid judicial precedents, in our opinion, would indicate that personal records, including name, address, physical, mental and psychological status, marks obtained, grades and answer sheets, are all treated as personal information. Similarly, professional records, including qualification, performance, evaluation reports, ACRs, disciplinary proceedings, etc. are all personal information. Medical records, treatment, choice of medicine, list of hospitals and doctors visited, findings recorded, including that of the family members, information relating to assets, liabilities, income tax returns, details of investments, lending and borrowing, etc. are personal information. Such personal information is entitled to protection from unwarranted invasion of privacy and conditional access is available when stipulation of larger public interest is satisfied. This list is indicative and not exhaustive"

6. In view of the above, no more action is required in this case. Hence this case is disposed of and closed. However, the appellant being absent today he is given the liberty to approach the Commission in case of submissions, if any within two weeks from issue of this order.

sd

Dated 21.7.2022  
@s

(Suresh Arora)  
Chief information Commissioner, Punjab



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Sh. Jagjit Singh,  
R/o Aman Nagar,  
Street No.3,  
B/S Green Land School,  
Near Jalandhar Bypass, Ludhiana.  
(M: 9914248131).

....Appellant

Vs

Public Information Officer  
O/o Municipal Corporation,  
Amritsar.

First Appellate Authority,  
O/o Commissioner,  
Municipal Corporation,  
Amritsar.

....Respondents

Appeal Case No. 3856 of 2021  
(Video Conference Proceedings)

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 22.6.2022 vide which he was directed to establish his public interest involved in seeking such a voluminous information and a last opportunity was afforded to the appellant to remain present on the next date of hearing else, the case will be decided ex-parte, on merit. The case was adjourned and fixed for hearing today. The appellant has sought the following information:

1 Kindly provide me the certified copies of complaint diary registered and complaint entry register Related to (building branch) from dated: 01-01-2019 to 02-06-2021

2 Kindly provide me the certified copies, RTI application diary registered and RTI application number registered of RTI application received (by post or by hand etc.) related to building branch from dated: 01-01-2019 to 02-06-2021.

2. The appellant is absent today without any intimation to the Commission. He was absent in the last three hearings consecutively i.e. on 28.3.2022, 19.5.2022 and 22.6.2022. He was sent a copy of orders of said dates through registered post intimating him proceedings and next date of hearing.
3. None is present on behalf of the respondents. An email dated 21.7.2022 has been received in the Commission from the respondents intimating the Commission that " Due to transfers no one joined as PIO cum MTP and concerned Building Inspector is also transferred. " The email so received is taken on record.
4. That the appellant has not attended the hearing consecutively fourth time and also he has not submitted his public interest involved in seeking the voluminous information. Keeping in view of the above there is no more action required to be taken in this case. Hence this case is disposed of and closed.

sd

Dated 21.7.2022  
@s

(Suresh Arora)  
Chief information Commissioner, Punjab

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Sh. Sonu, S/o Sh. Dhaneshwar,  
Ward No. Dhaneshwar Sahani,  
Amritsar (M: 9101024299).  
RTI Application No. 8974

....Appellant

Vs

Public Information Officer  
O/o DGR, PB., Chandigarh.

First Appellate Authority,  
O/o DGR, PB., Chandigarh.

Public Information Officer  
o/o Punjab School Education Board,  
Mohali.

Public Information Officer,  
o/o D.P.I (Elementary), Punjab, Mohali.

....Respondents

Appeal Case No. 1473 of 2022  
(Video Conference Proceedings)

Present : None on behalf of the appellant.

Sh. Anil, Superintendent o/o D.E.O.(EE) Amritsar(M798614141099) on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 21.6.2022 vide which the PIO o/o D.P.I.(Elementary) Punjab was impleaded as necessary party in this case and was directed to file response/provide information to the appellant. The appellant has sought the following information.

"1.How many complaints of RTE act violation has been received by the Director Governance Reforms so far from the last ten years. 2 Can a private primary school working under temporary sheds be given recognition. 3 What was the action taken by the State Government against private schools who are violating RTE Act?. 4. How many students were admitted by private schools of Amritsar under RTE from last ten years."

2. The appellant is absent today without any intimation to the Commission. He was also absent in the last two hearing consecutively. He was sent notice of hearing dated 18.4.2022 and a copy of order dated 20.5.2022 and 21.6.2022 through registered post. Neither he has appeared nor has intimated the Commission.

3. The representative of the respondents states that PIO o/o D.P.I.(Elementary),Punjab has received the RTI application of the appellant with the order dated 21.6.2022 and the same is transferred to D.E.O Amritsar vide letter no. 570 dated 20.7.2022 to submit response pertaining to point no. 4. The representative of the respondents has sought adjournment to supply the information. He further states that information pertaining to point no. 2 and 3 relates to D.P.I.(Elementary),Punjab. The PIO o/o D.P.I.(Elementary),Punjab has sent a letter to the Commission and has sought time to supply the



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2

Appeal Case No. 1473 of 2022

information to the appellant. The letter so received in the Commission is taken on record. A letter from Department of Governance Reforms, Punjab has received in the Commission which is taken on record. The PIO has submitted that the information pertaining to point no. 1 relates to D.P.I (Elementary), Punjab.

4. That it is observed that the appellant is absent in the hearings consecutively third time and he has not submitted any submission in the Commission.

5. Keeping in view of the above, the respondents are hereby directed to supply the information to the appellant within four weeks under the intimation to the Commission. Since, the appellant is absent today, he is given the liberty to approach the Commission within two weeks after the receipt of the information to submit his submissions, if any. No more action is required to be taken in this case. Hence this case is disposed of and closed.

sd

Dated 21.7.2022

@s

\*\*\*

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. Jaswant Kumar Maddan,  
#167, Old Post Office,  
Street Near Hira Mandi,  
Ferozepur City. M 9988990985

-- Appellant

Vs

Public Information Officer,  
o/o Shahid Bhagat Singh State University,  
Ferozepur.

First Appellate Authority,  
Registrar,  
o/o Shahid Bhagat Singh State University,  
Ferozepur.

Appeal Case No. 2635 of 2022  
(Video Conference Proceedings)

Present: Sh. Jaswant Kumar Madaan, appellant.  
Sh. Amit Grover, PIO on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 8.7.2022 vide which the appellant was directed to submit his public interest in seeking the third party information before the next date of hearing. The case was adjourned and fixed for hearing today i.e. 21.7.2022. The appellant has sought the following information in his RTI application:-

1) ਸ਼ਹੀਦ ਭਗਤ ਸਿੰਘ ਸਟੇਟ ਯੂਨੀਵਰਸਿਟੀ ਫਿਰੋਜ਼ਪੁਰ ਵਿਖੇ ਬਣੀ ਡਿਸਪੈਂਸਰੀ ਵਿੱਚ ਕੰਮ ਕਰ ਰਹੇ ਕੋਚੇ ਅਤੇ ਪੇਂਡੇ ਮੁਲਾਜ਼ਮਾਂ ਦੀ 1 ਅਪ੍ਰੈਲ 2020 ਤੋਂ 30 ਨਵੰਬਰ 2021 ਤੱਕ ਦੀ ਹਾਜ਼ਰੀ ਰਜਿਸਟਰ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਦੀ ਤਸਦੀਕ ਸ਼ੁਦਾ ਕਾਪੀਆਂ।

2. The appellant is present today and he has sent an email in compliance to the previous order. The email so received in the Commission is taken on record. The appellant submits that he has sought information pertaining to Mrs. Harjinder Kaur Bajwa, Staff Nurse who is not present on duty for a long time and some one else mark her daily attendance. Thus, she is getting salary out of the public fund fraudulently. He further states that he wants to expose the unethical practices by a few Government employees. He requests the Commission to provide the attendance register of the employees working in dispensary in the campus of Shahid Bhagat Singh State University, Ferozepur.

3. The PIO states that the University is autonomous body and Sh. Amit Arora, Associate Professor is incharge of the Dispensary and employees posted in the dispensary report to him. He

**PUNJAB STATE INFORMATION COMMISSION**

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2

Appeal Case No. 2635 of 2022

further states that Registrar of the University is the competent authority to examining this issue.

4. In view of the above, the case is being sent to the Registrar of the University to examine the issue within one month, if appellant is right or wrong. In case, if the apprehension of the appellant is right then appropriate action as per the law. The public interest submitted by the appellant is being **sent** to the Registrar. No more action is required in this case. Hence this case is disposed of and closed.

sd

Dated 21.7.2022  
@s

(Suresh Arora)  
Chief information Commissioner, Punjab

CC

Registrar. For Compliance  
Shahid Bhagat Singh State University,  
Ferozepur.

Sh. Amit Grover, Associate Professor,  
Shahid Bhagat Singh State University,  
Ferozepur.