**STATE INFORMATION COMMISSION, PUNJAB**

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Raj Singh s/o Sh. Piara Singh,

VPO: Bhullerian, Distt. Sri Muktsar Sahib.

 Complainant.

Versus

Public Information Officer,

o/o District Development & Panchayat Officer,

Sri Muktsar Sahib. Respondent

**Complaint Case No.282 of 2017**

Present: Shri Raj Singh, complainant, in person.

 None on behalf of respondent.

**ORDER:**

 This case was last heard on 17-10-2017 and was adjourned for today.

2. Today, the complainant is present in the court who says that the copies of resolutions have not been provided till date. None is present on behalf of respondent. However, an e-mail message is received in the Commission office from the PIO-cum- BDPO, Malout stating therein that, as the resolution register ( Karyai register) has not yet been received, therefore, the sought information could not be supplied to the complainant. He has further assured that on the receipt of resolution register, the remaining information will be supplied to the complainant.

3. Accordingly, the respondent is directed to be present on the next date of hearing and the case is adjourned.

4. To come up for further hearing on **21-12-2017 at 11.00 AM.**

5. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Ms. Kavita Nayyar,

B-11, MCH- 751/2, Kamalpur,

Jalandhar Road, Hoshiarpur- 146001. …Appellant

Versus

Public Information Officer

O/O Superintendent,

Municipal Corporation, Hoshiarpur

First Appellate Authority, … Respondents

O/O Municipal Corporation, Hoshiarpur.

**Appeal Case No. 2060 of 2017**

Present: None on behalf of appellant.

 Shri Rajan Kumar, Accountant, on behalf of respondents.

**ORDER:**

 This case was last heard on 17-10-2017 and was adjourned for today.

2. Today, the representative of respondents submits a letter dated 20-11-2017, which is taken on record, from the PIO that the sought information has been sent by registered post on 10-11-2017. The appellant is not present. However, an e-mail message has been received from the appellant stating therein that the supplied information is incomplete, as no information has been provided relating to point No. 1

3. Accordingly, the respondents are directed to supply the information relating to point No. 1 to the appellant before the next date of hearing. The appellant is also directed to be present in the court on the next date of hearing and the case is adjourned.

4. To come up for further hearing on **03-01-2018 at 11.00 AM.**

5. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Satbir Singh,

B-11, MCH- 751/2, Kamalpur,

Jalandhar Road, Hoshiarpur- 146001. …Appellant

Versus

Public Information Officer

O/O Superintendent,

Municipal Corporation, Hoshiarpur

First Appellate Authority, … Respondents

O/O Municipal Corporation, Hoshiarpur.

Appeal Case No. 2035 of 2017

Present: None on behalf of appellant.

 Shri Rajan Kumar, Accountant, on behalf of respondents.

**ORDER:**

 This case was last heard on 17-10-2017 and was adjourned for today.

2. Today, the representative of respondents submits a letter dated 20-11-2017, which is taken on record, from the PIO that the sought information has been sent by registered post on 10-11-2017. The appellant is not present. However, an e-mail message has been received from the appellant stating therein that the supplied information is incomplete, as no information has been provided relating to point Nos. 1 and 2.

3. Accordingly, the respondents are directed to supply the information relating to point Nos. 1 and 2 to the appellant before the next date of hearing. The appellant is also directed to be present in the court on the next date of hearing and the case is adjourned.

4. To come up for further hearing on **03-01-2018 at 11.00 AM.**

5. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Gurdial Singh,

House No. 130, Beant Singh, Aman Nagar,

Bela Road, Ropar. Complainant.

Versus

Public Information Officer,

o/o General Manager,

Punjab Roadways, Roopnagar. Respondent

**Complaint Case No. 505 of 2017**

Present: Shri Gurdial Singh, complainant, in person.

 Ms. Meenaxi Chawla, Clerk, on behalf of respondent.

**ORDER:**

 On the last date of hearing on 17-10-2017, the case was adjourned for today and the respondents were asked to supply the information to the complainant free of cost.

2. Today, both the parties are present. The representative of respondents says that the information has been supplied to the complainant. The complainant, who is also present in the court, says that the provided information is not correct and is incomplete.

3. After hearing both the parties, the respondents are asked to supply the floppy of pay bills demanded by the complainant and the case is adjourned.

4. To come up for further hearing on **21-12-2017 at 11.00 AM.**

5. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri H.S.Hundal, Advocate,

Lawyers Chambers No. 82, Sector-76,

Distt. Complex, SAS Nagar. …Appellant

Versus

Public Information Officer

O/O District Transport Officer-cum-

Regional Transport Authority, Moga.

First Appellate Authority, … Respondents

O/O State Transport Commissioner, Punjab,

SCO: 177-78, Sector 17 C, Chandigarh.

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Appeal Case No. 1992 of 2017

Present: None on behalf of both the parties.

**ORDER :**

 This case was last heard on 18-10-2017 and was adjourned for today as none was present on behalf of both the parties.

2. Today also none is present on behalf of both the parties. The appellant and respondents are absent for the third time consecutively. Seeing the attitude of both the parties, the court gives a last and final opportunity to them to be present in the court on the next date of hearing. The case is adjourned.

3. To come up for further hearing on **03-01-2018 at 11.00 AM.**

4. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

 Red Cross Bhawan, Sector 16, Madhya Marg,Chandigarh-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Amrit Pal Singh Gogia s/o Sh. Mehar Singh,

H.No. 36-C, Kitchlu Nagar, Ludhiana.

Complainant

Versus

Public Information Officer,

O/O Deputy Commissioner, Ludhiana. Respondent.

**Complaint Case No. 116 of 2017**

Present: Shri Hari Om Jindal, Advocate, on behalf of complainant.

 Shri Narinder Singh, Deputy Director, Factories –cum-PIO and Shri Hardeep Singh, Clerk,on behalf of respondent.

**ORDER:**

 The case was last heard on 31-10-2017 and was adjourned for today.

2. Today, both the parties are present. Shri Hardeep Singh, Clerk, appearing on behalf of respondent submits an affidavit in the court from Labour-cum-Counciliation Officer, Ludhiana-3,, which is handed over to the advocate of the complainant. A photocopy of the same is kept in the record file.

3. As the information stands supplied, the case is closed and disposed.

4. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Bhupinder Singh s/o Sh. Baldev Singh,

Village PO: Mann, Tehsil Malout,

Distt. Sri Muktsar Sahib. Appellant

Versus

Public Information Officer,

O/O Block Development & Panchayats Officer,

Lambi, Distt. Sri Muktsar Sahib.

First Appellate Authority,

O/O District Development & Panchayats Officer,

Sri Muktsar Sahib. Respondents.

APPEAL CASE NO. 452 of 2017

Present: None on behalf of both the parties.

**ORDER:**

 This case was last heard on 31-10-2017 and was adjourned for today.

2. Today, both the parties are absent. The respondents are absent for the second time consecutively. The respondents are, therefore, directed to be present in the court on the next date of hearing along with the information to be supplied to the appellant. Adjourned.

3. To come up for further hearing on **09-01-2018 at 12.30 PM.**

4. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Rajeev Bhatia s/o Sh. Agya Ram Bhatia,

H.No. 469/9, New Colony, Opp. Kanya Mahavidyalya,

Tanda Road, Jalandhar. …Appellant

Versus

Public Information Officer

O/O Deputy Commissioner of Police,

Jalandhar.

First Appellate Authority, … Respondents

O/O Commissioner of Police, Jalandhar.

**Appeal Case No. 2063 of 2017**

Present: Shri Rajeev Bhatia, in person.

 Shri Balwinder Kumar, ASI, on behalf of respondents.

**ORDER:**

 On the last date of hearing on 31-10-2017, the respondents were directed to supply a copy of Punjab Government Notification further endorsed by the Director General of Police, Punjab, to the appellant and the case was adjourned for today.

2. Today, both the parties are present. The representative of respondents submits a copy of Notification further endorsed by the DGP, which is handed over to the appellant in the court and a copy of the same is retained in the case file. The appellant also submits his written arguments for obtaining the sought information, which are also placed in the record file.

3. After hearing both the parties and on examination of supporting documents submitted by them, the court, by taking the Notification issued by Punjab Government in view, orders the case to be **closed and disposed.**

4. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Raju Ambedkar s/o Sh. Ram Hari,

13, Ram Vihar, near Guru Gobind Singh Avenue,

Jalandhar. …Appellant

Versus

Public Information Officer

O/O Commissioner of Police,

Jalandhar.

First Appellate Authority, … Respondents

O/O Commissioner of Police, Jalandhar.

**Appeal Case No. 2132 of 2017**

Present: Shri Raju Ambedkar, appellant, in person.

 Shri Balwinder Kumar, ASI, on behalf of respondents.

**ORDER:**

This case was last heard on 31-10-2017 and was adjourned for today.

2. Today, both the parties are present. The appellant says that no information has been supplied till date. The representative of respondents again says that the appellant was informed vide letter No. 14A-1/RTI, dated 18-09-2017 that the sought information cannot be supplied to the appellant as the information is not available on the record of public authority.

3. After hearing both the parties, the respondents are directed to submit in writing, on the next date of hearing, as to whether the telephone in question is official or private. The case is adjourned and fixed for further hearing on **09-01-2018 at 12.30 PM.**

4. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

STATE INFORMATION COMMISSION, PUNJAB

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Dr. Sandeep Kumar Gupta,

1722, Sector-14, Hissar-125001 (Haryana). …Appellant

Versus

Public Information Officer

O/O Director, Animal Husbandry, Punjab,

Punjab Livestock Complex, Sector-68,

SAS Nagar.

First Appellate Authority, … Respondents

O/O Director, Animal Husbandry, Punjab,

Punjab Livestock Complex, Sector-68,

SAS Nagar.

Appeal Case No. 2093 of 2017

Present: None on behalf of appellant.

 Dr. Pasricha and Shri Sher Singh, Senior Assistant, on behalf of respondents.

**ORDER:**

 As the appellant was not present on the last date of hearing on 31-10-2017, the case was adjourned for today.

2. Today, the representatives of respondents submit a letter dated 20-11-2017 from The respondent-APIO, which is taken on record, stating therein that the whole information relating to the Department is available on departmental website, which is given below:-

 “ Directorate Animal Husbandry Department

 Livestock Complex, Sector-68, SAS Nagar (RTA Cell).

To

 Dr. Sandeep Kumar Gupta,

 # 1722, Sector-14, Hissar, Haryana- 125001.

 Memo No. RTIAct 2005-1/41/17/688, dated 6/9/17.

Subject:- To provide information under RTI Act-225, Dr.Sandeep Kumar Gupta,Hisar.

Reference your application dated 3-5-2017 under RTI Act received at this office, the information seeked i.e. designated incharge of the various Veterinary Hospitals is available “On Departmental Website i.e.www.husbandrypunjab.org. this is for your information.”

Sd/-PIO

 Off. Director Animal Husbandry Department, Punjab, SAS Nagar.

 Contd…p/2

Appeal Case No.2093 of 2017 -2-

3. The appellant is not present. However, an e-mail message is received from the appellant in which he has requested that he may be exempted from personal appearance. He is also contacted on phone and is apprised of the letter of Director Animal Husbandry written to him, which has been incorporated above.

4. Accordingly, the case is **closed and disposed.**

5. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

**STATE INFORMATION COMMISSION, PUNJAB**

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Kulwinder Singh s/o Sh. Gurnam Singh,

Dhani Sucha Singh, Bahawal Bassi,

Tehsil Abohar, Distt. Fazilka. …Appellant Versus

1. Public Information Officer

O/o Tehsildar, Abohar,

Distt. Fazilka.

2. First Appellate Authority, …Respondents

O/o Deputy Commissioner, Fazilka.

 **Appeal Case No. 639 of 2017**

Present: Shri Kulwinder Singh, appellant, in person.

 Shri Lakhbir Singh, Clerk and Shri Satbir Singh, Patwari, on behalf of respondents.

**ORDER:**

 This case was last heard on 01-11-2017 and was adjourned for today with the direction to the PIO-cum-Tehsildar, Abohar to be present, in person, on the next date of hearing along with the affidavit clarifying the reasons for not supplying the information within time as stipulated under the RTI Act, 2005.

2. Today, the appellant is present, but the respondent-PIO has deputed his Clerk to attend the court on his behalf, thus ignoring the orders of the Court for not attending the court personally.

3. The representative of respondents says that the information has been supplied to the appellant. The appellant says that though he has received the information, but the same is incomplete. He requests the court to direct the respondents to supply the correct and complete information to him without any delay.

4. The brief facts of this case are that on 12-07-2017, a show cause notice was issued to the PIO-cum-Tehsildar, Abohar to explain in a duly attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs. 25,000/- till the complete information is furnished, be not imposed under Section 20(1) of the RTI Act, 2005 on him for causing willful delay/ denial of information to the RTI applicant and why the compensation be not awarded to the appellant under Section 19(8)(b) of the Act for the detriment suffered by him.

Contd…p/2

**Appeal case No. 639 of 2017**  -2-

 In addition to the written reply, the PIO was also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing.

5. On 01-11-2017, the respondent did not attend the court and had deputed Shri Lakhbir Singh, Clerk and Shri Satbir Singh, Patwari, to attend the court on his behalf. He was again directed to be present personally on the next date of hearing. In case he did not attend the court, the show cause notice issued earlier will be executed against him.

6. Today, on 21-11-2017, he is again absent. It is strange that despite issue of a final show cause notice for imposition of penalty besides earlier communications, the respondent is defying the orders of the Commission. Despite a candid advice to him on a couple of occasions to provide the information and explain his conduct, Tehsildar-cum-PIO has deputed Shri Lakhbir Singh, Clerk to represent him in the proceedings. It also transpires that the sought information has also not been supplied completely. It is clear that he does not have any respect for the statutory institution. The Commission cannot take it lying down. The matter has to be taken to a logical end. While exercising its authority under Section 18(3)(a) of the RTI Act, a bailable warrant is issued against Shri Jait Kumar, PIO-cum-Tehsildar, Abohar, District Fazilka with the direction to the Senior Superintendent of Police, Fazilka to serve it on him to appear along with entire relevant record before the Commission on 09-01-2018 at 12.30 PM so that the requisite information can be arranged to be furnished to the information seeker and appropriate action is taken on the show cause notice issued to him.

 **To come up on 09-01-2018 at 12.30 PM.**

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner

 CC: Senior Superintendent of Police, Fazilka, for information and necessary action.

 (ii) Shri Jait Kumar, PIO-cum-Tehsildar, Abohar, Distt. Fazilka for immediate action.

**REGISTERED**

 BAILABLE WARRANT OF PRODUCTION

BEFORE SHRI HEM INDER SINGH, STATE INFORMATION COMMISSIONER, PUNJAB AT CHANDIGARH

In case of Shri Kulwinder Singh son of Shri Gurnam Singh resident of Dhani Sucha Singh, Bahawal Bassi (Bassian), Tehsil Abohar, District Fazilka Versus PIO, O/O Tehsildar, Abohar, Appeal case No. 639 of 2017

**UNDER SECTION 18(3)(a) OF THE RIGHT TO INFORMATION ACT, 2005.**

 **APPEAL CASE NO. 639 OF 2017**

 **NEXT DATE OF HEARING: 09-01-2018 at 12.30 PM.**

To

 **The Senior Superintendent of Police,**

 **Fazilka.**

 Whereas Shri Jait Kumar, Tehsildar, Abohar, has failed to appear before the State Information Commissioner despite the issuance of notice/ summon in the above mentioned appeal case. Therefore, you are hereby directed to serve this bailable warrant on Shri Jait Kumar, Tehsildar, Abohar to appear before the State Information Commissioner, Punjab, at Red Cross Building, Sector-16, Madhya Marg, Chandigarh, on **09-01-2018 at 12.30 PM.**

 Dated, this 22nd day of November, 2017.

 ( **Hem Inder Singh )**

 **State Information Commissioner, Punjab.**

**STATE INFORMATION COMMISSION, PUNJAB**

 Red Cross Bhawan, Sector 16, Madhya Marg,CHANDIGARH-160016.

 ( 0172-2864118, Fax-2864125-www.infocommpunjab.com)

Shri Gautam Chaudhary,

 House No. 708, Sector 30-A,

Chandigarh. Appellant

Versus

Public Information Officer,

O/O Chief Manager, Markfed,

Sector-35, Chandigarh.

First Appellate Authority,816

O/O Managing Director, Markfed,

Sector-35, Chandigarh. Respondents.

APPEAL CASE NO. 399 of 2017

Present: Shri Gautam Chaudhry, appellant, in person.

 Shri Rajinder Sharma, Establishment Officer-cum- APIO, Shri Hatinder Sharma, Superintendent, Establishment Branch and Shri Deepak Gupta, Senior A.O. (Salaries) on behalf of respondents.

**ORDER:**

 This case was last heard on 02-11-2017 and was adjourned for today.

2. Today, both the parties are present. The representatives of respondents submit the copies of information in the court which is handed over to the appellant. After going through the provided information, the appellant says that the supplied information is incomplete and incorrect. The respondents say that the payment made to the individual employee cannot be provided to the appellant as it is third party information. However, the appellant contests that this is not third party information.

3. After hearing both the parties, the respondents are directed to give a written submission that the demanded information is third party information and cannot be supplied to the appellant. The respondents seek adjournment. Accordingly, the case is adjourned.

4. To come up for further hearing on **14-12-2017 11.00 AM.**

5. Copy of order be sent to the parties.

 Sd/-

Place: Chandigarh, (Hem Inder Singh)

Dated: 22-11-2017. State Information Commissioner