

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

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Whatsapp No. 6284820189



Sh. Gagandeep Singh Threeke,
R/o SCO -26, (97804-00680)
Shant Park, Main Sua Road, Threeka,
District –Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar, (West),
District -Ludhiana.

First Appellate Authority,
O/o District Revenue Officer,
Mini Secretariat, Ludhiana.

..... Respondents

Appeal Case No. 496 of 2020

(Video Conference Proceedings)

Present:- Sh. Gagandeep Singh Threeke, appellant.
Sh. Navdeep Singh, Patwari in person at Chandigarh 9417000060 on behalf of
the respondents.

ORDER

This order may be read with reference to the previous order dated 25.11.2020.

2. The representative of the respondents states the complete information whatever on record has already been supplied to the appellant. However, the appellant states that the information is incomplete.

3. Accordingly, the appellant is advised to remain present at Chandigarh on the next date of hearing along with the information supplied by the respondents.

4. To come up on 2.3.2021 at 12.30 PM at Chandigarh (For appellant) and to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana (for the respondents).

Dated: 22.1.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Gagan Deep Singh Threeke M 9780471680
SCO 26, Shanti Park,
Main Sua Road, Threeke,
District Ludhiana.

..Appellant

Public Information Officer,
o/o Panchayat Secretary,
Gram Panchayat Threeke,
c/o Block Development and Panchayats Officer,
Block Ludhiana-1
Distt. Ludhiana.

First Appellate Authority,
c/o Block Development and Panchayats Officer,
Block Ludhiana-1
Distt. Ludhiana.

..Respondents

Appeal Case No. 1170 of 2020
(Cisco Webex Proceedings)

Present:- Sh. Gagandeep Singh Threeke, appellant.
Sh. Sukhwinder Singh, Panchayat Secretary 9814518874 6239079871 on
behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 9.12.2020.

2. The appellant states that no compensation amount has been paid by the respondents so far. However, the representative of the respondents requests that the case may be adjourned due to the reason that all staff has been sent to the Punjab Agriculture University, Ludhiana.

3. As the complete information has already been supplied to the appellant but the compensation as has been awarded is yet to be paid to the appellant.

4. Accordingly, the case is adjourned with the directions to the Block Development and Panchayats Officer, District Ludhiana-1 to pay the compensation amount i.e. Rs.5000/- as has been awarded on 9.12.2020 from the State Exchequer. In case, it is not paid before the next date of hearing, the case will be considered to enhance the compensation amount on the next date of hearing.

5. To come up on 26.2.2020 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Sd/

Dated: 22.1.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Block Development and Panchayats Officer, (By name)
District Ludhiana-1,

Registered

To comply with
the orders.

PUNJAB STATE INFORMATION COMMISSION

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Shri Gagandeep Singh Threeke, 9780400680

R/o H. No 208, Aryan Enclave Main Sua Road,

Near Geeta Mandir Chowk,

VPO - Threeke,

Ludhiana -142028

..Appellant

Vs

Public Information Officer,

o/o Block Development and Panchayat Officer,

Block- Ludhiana- 1,

District -Ludhiana.

First Appellate Authority,

O/o District Development and Panchayat Officer,

Mini Secretariat,

Ludhiana.

..Respondents

Appeal Case No. 1689/2020

(Video Conference Proceeding)

Present: Sh. Gagandeep Singh Threeke, appellant.

Sh. Sukhwinder Singh, Panchayat Secretary 9814518874 on the behalf of the respondents.

ORDER

This case may be read with reference to the order dated 3.12.2020.

2. The appellant states that no information is being supplied by the respondents so far which pertains to Threeke Colony but he has written Panchayat Threeke inadvertently. However, a letter bearing No. 291 dated 22.1.2021 has also been received from the Block Development and Panchayats Officer, Ludhiana-1 in this regard. In the said letter, it has mentioned that the appellant is seeking the action taken on his request No. 672 dated 18.6.2019 and the relevant portion of the reply is reproduced below:-

“ਇਹ ਦਰਖਾਸਤ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਥਰੀਕੇ ਕਲੋਨੀ ਸਬੰਧੀ ਬੀ.ਡੀ.ਪੀ.ਓ. ਦਫਤਰ ਵਿੱਚ ਦਿੱਤੀ ਗਈ ਸੀ ਜਦ ਕਿ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਪਾਇਆ ਗਿਆ ਅਪੀਲ ਕੇਸ 1689/2020 ਪਿੰਡ ਥਰੀਕੇ ਸਬੰਧੀ ਲਿਖ ਕੇ ਪ੍ਰਾਰਥੀ ਸੂਚਨਾਂ ਮੰਗ ਰਿਹਾ ਹੈ। ਇਸ ਲਈ ਬੇਨਤੀ ਹੈ ਕਿ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਪਾਇਆ ਗਿਆ ਦਰਖਾਸਤ ਨੰਬਰ 672 ਮਿਤੀ 18.6.2019 ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਥਰੀਕੇ ਨਾਲ ਸਬੰਧਤ ਨਹੀਂ ਹੈ”

The same has been reiterated by the representative of the respondents during the hearing.

3. Neither the respondent-Public Information Officer-cum-Block Development and Panchayats Officer, Sh. Dhanwant Singh is present nor he has filed the reply regarding show cause notice issued to him. It is also a fact that the appellant had filed the RTI application on 10.2.2020 but the respondent-Public Information Officer placed on record on 20.11.2020 that the RTI application of the appellant was transferred to Sh. Kiranpal, Panchayat Secretary under Section 6(3) of the RTI Act, 2005 on 11.2.2020. The 1st hearing of this case was fixed for hearing on 27.8.2020 and the respondent-Public Information Officer-cum-Block Development and Panchayats Officer took three months to inform the Commission that the RTI application of the appellant has been transferred under Section 6(3) of the RTI Act, to the Panchayat Secretary. From the perusal of the record, it is apparent

Contd..p/2

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Appeal Case No. 1689 of 2020

-2-

that the RTI application of the appellant has been transferred under Section 6(3) of the RTI Act, 2005 without application of mind and without going through the contents of the information sought viz a viz official record of the Block Development and Panchayats Officer office.

4. The appellant filed the RTI application on 10.2.2020 whereas the respondent-Public Information Officer-cum-Block Development and Panchayats Officer sent the reply, as mentioned in para 2 above on 22.1.2021 almost after 11 months that the RTI application relates to the Thareeke Colony but not to the Village Thareeke, as has been sought by the appellant. It is also a fact on record that the respondent-Public Information Officer-cum-Block Development and Panchayats Officer assured during the hearing on 29.9.2020 that the complete information will be supplied to the appellant before the next date of hearing.

Now, today i.e. 22.1.2021, the Panchayat Secretary states that he does not have this information as it relates to Thareeke Colony. The Commission observes, that Public Information Officer-cum-Block Development and Panchayats Officer is incharge of sought information relating to Thareeke Colony as well as Thareeke Gram Panchayat. Hence, the reply of the respondent-Public Information Officer is not accepted at this stage and the directions are issued to the respondent-Public Information Officer-cum-Block Development and Panchayats Officer to supply the information to the appellant pertaining to the Thareeke Colony before the next date of hearing failing which the case will be recommended for disciplinary proceedings as per the provisions of the RTI Act, 2005.

5. The perusal of the file also shows that in this case, application for information was filed on 10.2.2020 but after lapse of more than eleven months, contradictory reply is being filed by the respondent-Public Information Officer-cum-Block Development and Panchayats Officer resulting into non supply of information. It is, thus apparent from the response of the respondent-PIO that there has been delay in providing the information. There are systemic deficiencies in the manner of receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

6. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 10000/- (Rupees Ten thousands only) by way of compensation to the Appellant. This amount shall be payable by the Block Development and Panchayats Officer office from the State Exchequer before the next date of hearing.

7. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Dated: 22.1.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Tejinder Singh 9041004313,
Civil Court Complex, Backside Sanj Kender,
Tehsil Complex, Phillaur

.Appellant

Vs

Public Information Officer
o/o Naib Tehsildar –cum-Joint Sub Registrar, Mullanpur,
District Ludhiana.

First Appellate Authority,
o/o Sub Divisional Magistrate (West)
Ludhiana.

....Respondent

Appeal Case No. 2394 of 2020
(Video Conference proceedings)

Present:- None on behalf of the appellant.

Ms Sandeep Kaur, Reader to Naib Tehsildar M 8427995971 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 3.12.2020.

2. The appellant is not present, however, he has sent the submissions regarding information supplied by the respondent-Public Information Officer pertaining to Point No. 1 and 3 of the RTI application. He has also requested for the inspection of record concerning Point No. 3. With regard to the information pertaining to Point No. 3, the representative of the respondents states that the Commission may inspect the original record concerning the registration of sale deeds from 1.1.2020 to 21.3.2020.

3. Accordingly, the respondent-Public Information Officer is directed to remain present along with the original record concerning Point No. 3. Regarding Point No. 1, the deficiencies so pointed out by the appellant is **sent** with this order to the respondent-Public Information Officer to reconsider the reply already sent to the appellant on 30.9.2020 vide letter No. 614/reader. Appellant is also directed to remain present at Chandigarh.

4. To come up on 28.1.2021 at 12.30 PM at Chandigarh.

Dated: 22.1.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Tejinder Singh 9041004313,

Civil Court Complex, Backside Sanj Kender,
Tehsil Complex, Phillaur

.Appellant

Vs

Public Information Officer (By name) **Registered**
o/o Naib Tehsildar –cum-Joint Sub Registrar,
Koom Kalan,
District Ludhiana.

First Appellate Authority
o/o Sub Divisional Magistrate (East)
Ludhiana.

....Respondent

Appeal Case No. 2395 of 2020
(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 3.12.2020.

2. The appellant is not present, however, he has sent the request for the adjournment of the case along with the submissions to implement the last orders of the Commission dated 3.12.2020.

3. Since none is present on behalf of the respondents, therefore, the case is adjourned with the directions to the respondent-Public Information Officer to file the reply/supply the information to the appellant before the next date of hearing with a copy to the Commission.

4. To come up on 28.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Dated: 22.1.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh.Prem Singh M 8699780800

Village Nawa Salehshah,

Tehsil and District Fazilka

....Appellant

Vs

Public Information Officer

o/o Block Development and Panchayats Officer,

Block Fazilka,

Fazilka

Regd

First Appellate Authority

o/o District Development and Panchayats Officer,

Fazilka.

....Respondents

Appeal Case No. 2323 of 2020

(Video Conference Proceedings)

Present:- Sh. Prem Singh, appellant.

Shri Subash Chander, GRS M 9855553367 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 3.12.2020.

2. The representative of the respondents states that the complete information has already supplied to the appellant. However, the appellant states that there are deficiencies in the information so supplied by the respondents. He has sent the deficiencies so pointed out to the Commission, which are taken on record, with a copy to the representative of the respondents during the hearing.

3. Accordingly, a copy of the same is also **sent** along with this order to the respondent-Public Information Officer with the directions to remove the same before the next date of hearing with a copy to the Commission.

4. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka/cisco webex.

Sd/

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 22.1.2021

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Smt. Dimple 9464438653
VPO Bhangala, Tehsil Mukerian,
Hoshiarpur

....Appellant

Vs

Public Information Officer
o/o Director, Rural Development & Panchayat, Pb.,,
Vikas Bhawan, Sector 62, Mohali

First Appellate Authority
o/o Financial Commissioner,
Rural Development & Panchayat Deptt.,Pb.,
Vikas Bhawan, Sector 62, Mohali

Appeal Case No. 3121 of 2020
(Video Conference Proceedings)

Present:- None on behalf of the parties.

ORDER

The RTI application is dated 14.7.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 13.8.2020 and second appeal was filed in the Commission on 20.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information:-
“ਕਾਰਜ ਸਾਧਕ ਅਫਸਰ, ਪੰਚਾਇਤ ਸੰਮਤੀ ਪਠਾਨਕੋਟ ਦੇ ਦਫਤਰ ਦੇ ਡੀ. ਨੰ; 600 ਮਿੱਤੀ 10.6.2019 ਦੇ ਸਬੰਧ ਵਿੱਚ ਹੁਣ ਤੱਕ/ਅੱਜ ਤੱਕ ਦੀ ਹੋਈ ਕਾਰਵਾਈ ਦੀ ਸਾਫ ਅਤੇ ਤਸਦੀਕ ਸੁਦਾ ਕਾਪੀ।
3. An email has been received from the respondent-Public Information Officer mentioning that the complete information has been supplied to the appellant. Also an SMS has been received from the appellant that she has received the complete information and is satisfied with the same. She further requested to close the case.
4. According to the submissions made by the appellant, no further action is required to be taken in this case. Therefore, the case is disposed of and closed.

Dated: 22.1.2021

Sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Balwinder Singh 9814401691

Village Ramgarh, PO Saphera,

Patiala

....Appellant

Vs

Public Information Officer (By name)

Registered

o/o Block Development and Panchayats Officer,

Patiala

First Appellate Authority

o/o District Development and Panchayats Officer,

Patiala.

....Respondents

Appeal Case No. 3110 of 2020

(Video Conference/Telephone Proceedings)

Present:- Sh. Balwinder Singh, on telephone.

None on behalf of the respondents.

ORDER

The RTI application is dated 20.7.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 26.8.2020 and second appeal was filed in the Commission on 19.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information has been provided by the respondents so far.

3. Since nobody is present on behalf of the respondents, therefore, the case is adjourned with the directions to file the reply/supply the information to the appellant under intimation to the Commission before the next date of hearing failing which the penalty provisions will be invoked on the next date of hearing.

4. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala/cisco webex.

Sd/

(Suresh Arora)

Dated: 22.1.2021

Chief Information Commissioner,

Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Baldev Singh s/o Sh. Banta Singh

Village Ghangas, Tehsil Payal,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Block Development and Panchayats Officer,

Block Doraha,

District Ludhiana

First Appellate Authority

o/o District Development and Panchayats Officer,

District Ludhiana

...Respondents

Appeal Case No. 3107 of 2020

(Video Conference Proceedings)

Present:- Sh. Baldev Singh, appellant.

Sh. Nitin on behalf of the respondents.

ORDER

The RTI application is dated 20.7.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 24.8.2020 and second appeal was filed in the Commission on 19.10.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the respondents handed over the information comprising around 100 pages during the hearing to the appellant. After going through the same, the appellant requested for the adjournment of the case.

3. Accordingly, the case is adjourned with the advice to go through the information and point out deficiency, if any, to the respondent-Public Information Officer with a copy to the Commission before the next date of hearing.

4. To come up on 25.2.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Sd/

Dated: 22.1.2021

(Suresh Arora)

Chief Information Commissioner,

Punjab.

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Smt. Neena Gupta 9855014101

H.No. 1410, Phase 1,

Urban Estate,

Dugri road, District Ludhiana.

..Complainant

Vs

Sh. Lakshya Kumar,

Public Information Officer (By name)

Registered

o/o Tehsildar

Ludhiana West,

District Ludhiana

....Respondent

Complaint Case No. 720 of 2020

(Video Conference proceedings)

Present:- Sh. Sushil Kumar 9814500575 husband of appellant.

Sh. Navdeep, Patwari 9417000060 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 21.12.2020 vide which a show cause notice was issued to Sh. Gurmeet Singh Mann which may be read as Sh. Lakshya Kumar.

2. The representative of the respondents submitted a letter bearing No. 4 dated 15.1.2021, which is taken on record and the relevant portion of which is reproduced below:-

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਤੇ ਆਪ ਵਲੋਂ ਆਰ.ਟੀ.ਆਈ ਐਕਟ ਰਾਹੀਂ ਮੰਗੀ ਗਈ ਫੀਲਡ ਸਟਾਫ ਪਾਸੇ ਪ੍ਰਾਪਤ ਕੀਤੀ ਗਈ। ਹਲਕਾ ਪਟਵਾਰੀ ਵਲੋਂ ਪ੍ਰਾਪਤ ਹੋਈ ਰਿਪੋਰਟ ਅਨੁਸਾਰ ਪਿੰਡ ਚਾਂਦਰਾ-1 ਦਾ ਮਾਲ ਰਿਕਾਰਡ ਵੇਖਿਆ ਗਿਆ। ਜਮਾਬੰਦੀ ਸਾਲ 2012-13 ਦੀ ਖੇਵਟ ਨੰਬਰ 570/687 ਤਾਂ 689 ਨੰਬਰ ਖਸਰਾ 303-304-305-306-307-308-309-310-311-312 ਕਿਤੇ 10 ਤੇਦਾਦੀ 37-8-0 ਵਿਚ ਇੰਤਕਾਲ ਨੰਬਰ 19232 ਤਬਦੀਲ ਮਲਕੀਅਤ ਬਾ ਹੁਕਮ ਅਦਾਲਤ ਮਿਸ ਮਨਪ੍ਰੀਤ ਕੌਰ, ਪੀ.ਸੀ.ਐਸ ਸਿਵਲ ਜੱਜ ਚੁਨੀਅਰ ਡਵੀਜਨ ਲੁਧਿਆਣਾ, ਯੂ.ਆਈ.ਡੀ ਕੋਡ ਪੀ.ਬੀ 0367 ਸਿਵਲ ਸੂਟ ਨੰਬਰ 53 ਮਿਤੀ 15/03/2013 ਮਿਤੀ ਫੈਸਲਾ 06/01/2018 ਸੀ.ਆਈ.ਐਸ ਨੰਬਰ ਸੀ ਐਚ 49064/2013 ਵਲੋਂ ਨਿਰਮਲ ਸਿੰਘ ਪੁਤਰ ਭਜਨ ਸਿੰਘ ਪੁਤਰ ਕਰਨੈਲ ਸਿੰਘ ਬਹੌਕ ਨੀਨਾ ਗੁਪਤਾ ਪਤਨੀ ਸੁਸੀਲ ਕੁਮਾਰ 20/14960 ਰਕਬਾ (0-1-0) 150 ਵਗਜ ਦਰਜ ਹੋ ਕੇ ਮੁਤਨਾਜਾ ਹੋਣ ਉਪਰੰਤ ਮਿਤੀ 24/09/2018 ਨੂੰ ਉਪ ਮੰਡਲ ਮੇਜਿਸਟਰੇਟ, ਲੁਧਿਆਣਾ (ਪੱਛਮੀ) ਜੀ ਦੀ ਅਦਾਲਤ ਵਿਚ ਭੇਜਿਆ ਗਿਆ ਹੈ। ਆਪ ਦੀ ਸੂਚਨਾ ਹਿੱਤ ਪੇਸ਼ ਹੋ ਜੀ।

3. The representative of the respondents states that the appellant has sent the request dated 24.5.2018 to the Tehsildar West, Ludhiana and now seeking the action taken report on the said request to enter the INTKAL, which is pending for decision in the Court of Sub Divisional Magistrate (West). He also states that till the final decision of the Sub Divisional Magistrate (West) nothing can be done in this regard. However, the representative of the appellant submits that he has received the letter sent by the respondents. He also states that he has sought the information so he may be provided a copy of the letter dated 24.5.2018 along with the annexures.

4. After deliberations, the respondent-Public Information Officer is directed to file the point wise reply/supply the information as available on record to the appellant before the next date of hearing with a copy to the Commission.

5. To come up on 28.1.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

SD/

Dated: 22.1.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.