

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com
Email: psic22@punjabmail.gov.in



Sh. Jaspal Singh,
S/o Sh. Tara Singh,
R/o Vill. Gureh, Tehsil Jagraon
District Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Sidhwan Bet, District Ludhiana.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Ludhiana.

Respondents

Appeal Case No.748/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
13.09.2018	Nil	30.10.2018	Nil	07.02.2019

Present: Sh. Jaspal Singh, Appellant is present .
Mrs. Amandeep Kaur, Steno O/o BDOP Sidhwan Bet- for Respondents.

ORDER:

The case has been heard through video conferencing.

The Appellant has sought information regarding various activities and development works of Gram Panchayat of village Gureh, Tehsil Jagraon, District Ludhiana for the period from the year 2005 onwards. The respondents say that the information comprising in about 3200 pages has already been delivered to him. The appellant is making some frivolous objections. The Commission feels that he has sufficiently been informed and no further intervention is called for. The Commission would like to observe that a public authority has to ensure that the public resources are meticulously utilized and are not wasted. In the instant case, the rightful course should have been that the respondents should have allowed the appellant the inspection of the record and provided him the copies of the documents ranging upto 200 pages or so without diverting their resources disproportionately. The public authorities are entitled to invoke provisions of Section 7(9) of the RTI Act when the quantum of information sought is monumental as is in the case in hand.

Disposed.

22.05.2019

Sd/-
(Yashvir Mahajan)
State Information Commission



Shri Surjit Singh,
 S/o Shri S. Harbhajan Singh Sidhu,
 Village Ekal Gadda, Tehsil Khadoor Sahib,
 Distt Tarn Taran.

Appellant

Versus

Public Information Officer,
 O/o Block Development and
 Panchayat Officer, Khadoor Sahib,
 Distt Tarn Taran.

First Appellate Authority,
 O/o District and Development and
 Panchayat Officer, Tarn Taran.

Respondents

Appeal Case No.2840/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
26.09.2017	Nil	27.03.2018	Nil	23.08.2018

Present: Sh. Surjit Singh, Appellant is absent.
 None on behalf of the Respondents.

Order

The following order was passed on 06.03.2019:

"The appellant had sought an information about the details of grants received and developmental works done from 01.01.2015 to 31.03.2017. He submits that despite his various pursuits he has not been able to procure the information from the respondents. The respondents have neither attended the hearing nor have sent reply to explain the cause.

The PIO – cum – BDPO, Khadoor Sahib is issued a show cause notice to explain in a self- 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 RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.



-2-

Appeal Case No.2840/2018

In addition to the written reply, the PIO is 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. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte”.

The appellant is seeking adjournment for having been deployed on election duty. His request is acceded to.

The matter shall be heard on **31.07.2019 at 11.30 AM through video conference at Tarn Taran.**

22.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Shri Sukhdev Singh,
S/o S. Inder Singh,
VPO Kot Daram Chand Kalan,
Tehsil & Distt Tarn Taran.

Appellant

Versus

Public Information Officer,
O/o Block Development & Panchayat Officer,
Tarn Taran.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Tarn Taran.

Respondents

Appeal Case No.2842/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
01.05.2018	Nil	20.06.2018	Nil	27.08.2018

Present: Sh. Sukhdev Singh, Appellant is absent.
None is present on behalf of the Respondents.

Order

The following order was passed on 06.03.2019:-

"The appellant had sought information on 01.05.2018 concerning various NREGA works having been undertaken in a couple of villages and some allied information.

The respondents have stone-walled the application and the first appeal filed by him. So much so they have failed to file a reply or attend the hearing fixed in video conferencing. The Commission finds it a blatant violation of the provisions of RTI Act. Apparently, the PIO – cum - Block Development & Panchayat Officer, Tarn Taran has rendered himself liable for penal consequences.

He is, thus, issued a show cause notice to explain in a self- 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 RTI Act, 2005 on



-2-

Appeal Case No.2842/2018

him for causing willful delay / denial of the 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.

In addition to the written reply, the PIO is 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. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte”.

It is strange and intriguing that despite express orders and issue of show cause notice, the respondents have neither provided the information nor have filed the written reply. The Commission will be justified in imposing the penalty at this juncture. However, in the interest of fair play, another opportunity is afforded to the respondents to show cause to the above mentioned show cause notice.

To come up on **31.07.2019 at 11.30 AM through video conference at Tarn Taran.**

22.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Harjit Singh,
S/o Sh. Joginder Singh,
R/o Village Jatiumara,
Tehsil Khadoor Sahib,
Distt. Tarn Taran.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Khadoor Sahib, Distt Tarn Taran.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Tarn Taran.

Respondents

Appeal Case No.2922/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
02.05.2018	Nil	15.06.2018	Nil	30.08.2018

Present: Sh. Harjit Singh, Appellant is absent.
None is present on behalf of the Respondents.

Order

The following order passed on 06.03.2019:-

"The appellant is not present. Sh. Rajwant Singh, Panchayat Secretary appearing on behalf of the respondents says that on being asked the appellant refused to collect the information. The respondents are desired to file a written reply before the next date of hearing to the Commission with an advance copy to the appellant who may have to react on the same if he so desires".

None is present. The respondents are afforded a final opportunity to file a written reply, as per directions contained in the aforesaid order.

To come up on **31.07.2019 at 11.30 AM through video conference at Tarn Taran.**

22.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Satnam Singh,
S/o Sh. Baldev Singh,
Village Raipur, Police Station Amargarh,
Tehsil Malerkotla, Distt Sangrur.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block-1, Malerkotla, Distt. Malerkotla.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Sangrur.

Respondents

Appeal Case No.3441/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
05.07.2018	Nil	09.08.2018	Nil	03.10.2018

Present: **None on behalf of the Appellant.**
 None is present on behalf of respondents.

Order

The following order was passed on 06.03.2019:-

“Due to technical glitch the video conferencing could not mature. However, Sh. Barinder Singh, Panchayat Secretary of Malerkotla Block – 1, is present. He submits that that complete information has been provided to the appellant.

The appellant may like to react on the submission thus made by the Panchayat Secretary”.

The case has come up today. The appellant was desired to pin point the deficiencies, if any. He has failed to do so. The Commission presumes that he is satisfied with the information provided to him.

Disposed.

22.05.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Shri Gurmail Singh,
S/o Shri Sukhdev Singh,
R/o Village Mann,
Tehsil Malout, Distt Sri Muktsar Sahib.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Ferozepur.

First Appellate Authority,
O/o District and Development Panchayat Officer,
Ferozepur.

Respondents

Complaint Case converted into Appeal Case No.948/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
02.02.2018	Nil	23.04.2018	Nil	31.08.2018

Present: Sh. Gurmail Singh, Appellant is absent.
Sh.Gurmukh Singh, Panchayat Secretary on behalf of the Respondents.

Order

The case has been heard through video conferencing.

The appellant has sought a copy of the resolution passed by the Panchayat Samiti, Ferozepur towards recruitment of one Malkiat Singh, Tax Collector, along with his service record. The respondents represented by Shri Gurmukh Singh, Panchayat Secretary who is present in studio of Deputy Commissioner's office, submits that certified copy of the resolution has already been provided to him. As far as the service book record is concerned, he says that the same is available with the office of BDPO Gidderbaha. The Commission understands that some of the part of service record of an official is personal information. The respondents should look into it and take appropriate decision on the touch-stone of the provisions of law and arrange to provide the admissible information under intimation to the Commission.

Cont...page...2



-2-

Complaint Case converted into Appeal Case No.948/2018

To come up on **31.07.2019** at **11.30 AM** through video conference at **Sri Muktsar Sahib.**

22.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Shri Hardeep Singh,
S/o Shri Tarsem Lal,
R/o Village Nurpur, Tehsil Banga,
Distt. SBS Nagar (Nawanshahar)

Appellant

Versus

Public Information Officer,
O/o Distt. Development and Panchayat Officer,
SBS Nagar (Nawanshahar).

First Appellate Authority,
O/o Addl. Deputy Commissioner,
SBS Nagar (Nawanshahar)

Respondents

Appeal Case No.737/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
13.09.2018	Nil	17.11.2018	Nil	14.02.2019

Present: Sh. Hardeep Singh, Appellant is absent.
Sh. Tarsem Singh, on behalf of the Respondents.

Order

The case has been heard through video conferencing.

The appellant is absent. It transpired from the submissions made by the respondents that the appellant was booked by the District Administration for forgery of documents to extend the lease of contract of Panchayat land in the village Nurpur, Tehsil Banga, District SBS Nagar (Nawanshahr). He has sought the report of the enquiry conducted by the DDPO, statements recorded and some allied information. From the submissions of respondents as well as perusal of the record on file, it appears that the appellant has been suitably informed. An opportunity is afforded to the appellant to pin point the deficiencies, if any, in the information which is stated to have already been provided.

To come up on **31.07.2019 at 11.30 AM through video conference at Sri Muktsar Sahib.**

22.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

