

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864115, Email: - psic25@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Sh.Paramjit Singh,
1426 D, Model Town Extension,
Ludhiana - 141001

Appellant

Versus

Public Information Officer,
O/o Police Commissioner,
Ludhiana.

First Appellant Authority,
O/o Police Commissioner,
Ludhiana

Respondents

Appeal Case No.: 917 of 2020
Heard through Cisco Webex

Present: Appellant: Sh.Paramjit Singh
Respondent: Sh. Ramesh Kumar, ASI, (9915603000)

ORDER

1. The Appellant filed appeal in the Commission dated 26.02.2020. Accordingly, the case is fixed for today.
2. Appellant, Sh.Paramjit Singh states that, no information has been received yet.
3. Respondent, Sh. Ramesh Kumar states that the sought information enumerated in the RTI application is under investigation and inquiry is still pending in the O/o Police station division -6 , Ludhiana . Therefore, according to RTI act section 8(1)(h), asks to exempt the information which would impede the process of investigation. He further added that the requisite information will be supplied to the appellant as the enquiry completes. Also, an email dated 20.06.2020 is received by the bench of undersign from the respondent, mentioning the same, which is taken on record with all supporting documents.
4. After hearing both the parties and going through the case file, the respondent is directed to complete the enquiry report as early as possible and provide the requisite information to the appellant. Therefore, no cause of action is required in this case. Hence, the instant appeal case is **disposed of & closed**.
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh.Paramjit Singh,
1426 D, Model Town Extension,
Ludhiana - 141001

Appellant

Versus

Public Information Officer,
O/o SHO, Division No 6,
Ludhiana

First Appellant Authority,
O/o Police Commissioner,
Ludhiana

Respondents

Appeal Case No.: 918 of 2020
Heard through Cisco Webex

Present: Appellant: Sh.Paramjit Singh
Respondent: Sh. Ramesh Kumar, ASI, (9915603000)

ORDER

1. The Appellant filed appeal in the Commission dated 26.02.2020. Accordingly, the case is fixed for today.
2. Appellant, Sh.Paramjit Singh states that, no information has been received till date.
3. Respondent, Sh. Ramesh Kumar states that he can only supply information related to point no. 2 enumerated in the RTI application. A letter dated 22.06.2020 has been received by the bench of undersigned wherein it is mentioned that information related to point no.1 does not relates with appellant, information related to point no. 3 hinders security issues of Police station Division 6 Ludhiana and information related to point no. 4 may contains the personnel information of the officer's family & friends. Therefore, information cannot be supplied. This letter is taken on record with supporting enclosures.
4. After hearing both the parties and going through the case file, it is observed that Under Section 8 (1) J of the RTI Act , there is no obligation on the information officer to give personnel information, disclosure of which has no relationship with any public activity or interest or which would cause unwarranted invasion on the privacy of the individual unless the authority is satisfied that the disclosure of such information is in larger public interest Therefore, the respondent PIO is directed to supply the information related to point no. 2 only as discussed during the hearing today. Another opportunity is given to both the parties to represent the case on the next date of hearing.
5. Matter is adjourned for further hearing on **11.08.2020 at 11:00 A.M through Cisco Webex.**

(Steps: Install Cisco Webex < Click on JOIN MEETING< Write Meeting number – 918232900)

6. Announced in the Court, copy of the order to be sent to the parties.

**Chandigarh
Dated 22.06.2020**

**(Dr. Pawan Kumar Singla)
State Information Commissioner**

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Sh. Jaswinder Singh Mavi,
1154, Sector 5-B, Eco City-1,
New Chandigarh, Distt Mohali - 140901

Appellant

Versus

Public Information Officer,
O/o Addl. DGP(Crime),
PB, Chandigarh

First Appellant Authority,
O/o Addl. DGP(Crime),
PB, Chandigarh

Respondents

Appeal Case No.: 931 of 2020
Heard through Cisco Webex

Present: Appellant: Absent
Respondent: Sh. Ram Prasad, Sr. Assistant (9855464748)

ORDER

1. The Appellant filed appeal in the Commission dated 27.02.2020. Accordingly, the case is fixed for today.
2. Respondent, Sh. Ram Prasad states that the sought information has not been supplied to appellant as the appellant has not deposited the Indian Postal order fees amounting Rs 36/- . An email dated 18.06.20 has been received by the bench of undersigned wherein it is written that the sought information enumerated in RTI application relates with I.G.P Ropar Range, a letter vide diary no. 1086 – 87/RTI/CC dated 03.02.2019 was sent to the same. Three times the appellant was asked through letter dated 24.04.2019, 03.01.2020, 04.03.2020 to deposit the Indian Postal order fee but the appellant didn't respond. This letter is taken on record with all the supporting documents.
3. Appellant, Sh. Jaswinder Singh Mavi is not present for today's hearing.
4. After hearing both the parties and going through the case file, the appellant is directed to deposit the documentation fee of Rs 36/- to the respondent and collect the information. A last and final opportunity is given to the appellant to represent this case on the next date of hearing to clear the facts, failing to which case will be decided on merit basis.
5. Matter is adjourned for further hearing on **30.07.2020 at 11:00 A.M through Cisco Webex.**
(Steps: Install Cisco Webex < Click on JOIN MEETING< Write Meeting number – 918232900)
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Iqbal Singh,

S/o Sh. Jit Singh, R/o VPO Koom Kalan,
Tehsil & Distt Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Police Commissioner,
Ludhiana.

Respondents

Complaint Case No.: 195 of 2020
Heard through Cisco Webex

Present: Appellant: Adv. Vishwajit Bedi on the behalf of appellant.
Respondent: Sh. Ramesh Kumar, ASI, (9915603000)

ORDER

1. The Appellant/Complainant filed appeal in the Commission dated 17.01.2020. Accordingly, the case is fixed for today.
2. Respondent, Sh. Ramesh Kumar states that the sought information enumerated in RTI application can't be supplied to appellant as the information has security concern with the Police station Kum kalan Ludhiana. An email dated 16.06.2020 is received by the bench of undersigned wherein the same matter is mentioned. This letter is taken on record with all the supporting documents.
3. Complainant's representative Adv. Vishwajit Bedi is present in the court to represent this case.
4. After hearing both the parties and going through the case file, it is observed that Under Section 8 (1) J of the RTI Act , there is no obligation on the information officer to give personnel information, disclosure of which has no relationship with any public activity or interest or which would cause unwarranted invasion on the privacy of the individual unless the authority is satisfied that the disclosure of such information is in larger public interest .

However, in-between the hearing, the appellant based on above observations by the Ld. SIC Dr. Pawan Kumar Singla, he decides to withdraw his case from the commission but, no written version of this, Appellant, has submitted to the commission.

Since, the appellant wants to withdraw his case, therefore he is free to do so, hence, no more cause of action is left in this case, the case is **disposed** of and **closed**.

5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh.Parminder Singh, (9667705875)
S/o Late Sh. Harbans Singh,
R/o E-67, First Floor, Vishnu
Garden, New Delhi.

Complaint

Versus

Public Information Officer
O/o Deputy Commissioner of Police,
Amritsar.

Respondents

Complaint Case No.: 209 of 2020
Heard through Cisco Webex

Present: Appellant: Sh.Parminder Singh
Respondent: Sh. Sarvan Singh ,SI, (9779803800)

ORDER

1. The Complainant filed Complaint in the Commission dated 28.02.2020. Accordingly, the case is fixed for today.
2. Complainant, Sh.Parminder Singh is present for today's hearing.
3. Respondent, Sh. Sarvan Singh has joined the hearing through webex but his voice is not audible in the courtroom. An email dated 19.06.2020 has been received by the bench of undersigned wherein the following points are mentioned :-
 - I) *An RTI application dated 14.06.2018 vide dairy no. 2408/RTI-2 was received dated 16.06.2020 in the O/o Assistant General Police/Personnel-1, PB, Chandigarh cum PIO, wherein it is written, that a reply related to the sought information enumerated in the application from point no. 1 to 8, has been sent to the appellant dated 12.07.2018 vide diary no. 3404- CPC.*
 - II) *Again , a same RTI application from the Complainant, Sh Parminder Singh dated 17.08.2018 was received dated 15.10.2018 vide diary no. 3846/RTI-3 dated 02.11.2018 by the O/o Assistant General Police/Personnel-1, PB, Chandigarh cum PIO. The information related to this RTI application has been received from the Police station Kotwali, Amritsar dated 02.11.2018 vide diary no. 6043-CPC. Therein it was mentioned by the Head Officer of Police station Kotwali Amritsar, that the sought information relates with the Operation Blue Star 1984. This operation related with Central Government of India and the concerned officials were the Army, no local police were involved in this operation. Therefore, no information related to this RTI application is available with us.*

III) *The Complainant, Sh. Parminder Singh filed Complaint in the Commission dated 28.02.2020 with Complaint case no. 209/2020. In which the sought information enumerated in the RTI application from point no. 1 to 8 relates with the Operation Blue Star 1984. A reply related to this, has already been supplied to the appellant, that, this operation related with Central Government of India and the concerned officials were the Army, no local police were involved in this operation. Therefore, no information related to this RTI application is available with us.*

An RTI application related to this information was filled in the commission by Sh. Navdeep Gupta , Appeal Case no. 961/17, which was heard by the then, Honorable CIC S.S Channy dated 28.01.2019. The case was disposed off and closed by him.

This letter is taken on record with all the supporting documents.

4. After hearing the complainant and going through the record available in the case file in detail, it is observed that the sought information enumerated in RTI application, a reply from the department has already been supplied to the respondent. Moreover, it relates with the Operation Blue Star(1984) held in Sri Darbar Sahib Amritsar, conducted by the Central Government of India and the concerned officials were the Indian Army, no local police were involved in this operation. Therefore, the Home department i.e. Deputy Commissioner of Police, Amritsar has no information available regarding this case.
5. Further, the complainant Sh. Parminder Singh is advised to file an RTI application to the Central Information Commission, New Delhi, if he still the wants to have any information related to the operation Blue Star 1984.

However, it is observed that supplied reply is sufficient and therefore, no cause of action is required in this case. Hence, this instant appeal case is **disposed of & closed.**

6. Announced in the Court, copy of the order to be sent to the parties

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Shri Rajesh Kumar,
S/o Shri Narinder Kumar,
House No 5092, Street No 4,
Old Police Station Road, New Shimlapuri, Ludhiana.,

Complainant

Versus

Public Information Officer
O/o Police Commissioner, Ludhiana.

Public Information Officer
(Regist. Post) Head Officer (By Name)
Police Station Focal Point ,
Ludhiana.

Respondents

Complaint Case No.: 105 of 2020
Heard through Cisco Webex

Present: Appellant: Absent
Respondent: Sh. Rajiv Kumar, ASI, (9915240899)

ORDER

1. The Complainant filed complaint in the Commission dated 21.01.2020. Accordingly, the case is fixed for today.
2. Respondent, Sh. Rajiv Kumar states that he will provide the requisite information to appellant within few days through registered post. An email dated 18.06.2020 has been received by the bench of undersigned from the Home department i.e. O/o Deputy commissioner Police , Ludhiana, wherein it is mentioned that the concerned department is Police Station, Focal Point, Ludhiana, where the requisite information relates. This letter is taken on record with supporting enclosures.
3. Complainant, Shri Rajesh Kumar is absent today.
4. After hearing the respondent and going through the case file, the respondent is directed to supply the sought information to the appellant before the next date of hearing positively.
5. Matter is adjourned for further hearing on **04.08.2020 at 11:00 A.M through Video Conference DC office Ludhiana.**
6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Satinderpal Singh (9417265263)

Advocate Near ADC Office,
Ferozepur Road, Jagraon,
Distt Ludhiana -142026

Appellant

Versus

Public Information Officer
O/o SSP(Rural), Ludhiana.

First Appellate Authority
O/o DIG Ludhiana.

Respondents

Appeal Case No.: 508 of 2020
Heard through Cisco Webex

Present: Appellant: Sh. Satinderpal Singh
Respondent: Sh. Harpreet Singh, ASI, (9779800315)

ORDER

1. The Appellant filed appeal in the Commission dated 28.01.2020. Accordingly, the case is fixed for today.
2. Respondent, Sh. Harpreet Singh states that the sought information enumerated in RTI application is non-specific and vague. He further mention that a letter dated 14.02.2020 vide letter no. 58/RTI has already been sent to the appellant mentioning the same. An email dated 22.06.2020 has been received in the commission wherein the above mentioned matter is written. This email is taken on record with supporting documents.
3. Appellant, Sh. Satinderpal Singh is present for today's hearing.
4. After hearing both the parties and going through the case file, it is observed the sought information is not specific and vague. Under Section 7(9) in The Right To Information Act, 2005. (9) An information shall ordinarily be provided in the form in which it is sought unless it would disproportionately divert the resources of the public authority or would be detrimental to the safety or preservation of the record in question.

Therefore, the appellant is advised to ask specific information point wise. The appellant can also visit the respondent office i.e. O/o SSP (Rural), Ludhiana and retrieve the specific required information under the intimation to the bench of undersigned. In addition, the respondent PIO is directed to supply information if specifically the appellant asks it before the next date of hearing.

Another opportunity is given to appellant to represent the case on the next date of hearing positively, failing to which the case will be decided on the merit basis.

5. Matter is adjourned for further hearing on **11.08.2020** at **11:00 A.M** through **Cisco Webex.**

(Steps: Install Cisco Webex < Click on JOIN MEETING< Write Meeting number – 918232900)

6. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Jatinder Kumar Sharma (935466643)

S/o Sh. Mohinder Mohan,
R/o 56-N, Gali No 0,
Avtar Nagar, Jalandhar City.

Appellant

Versus

Public Information Officer

O/o Excise and Taxation Commissioner,
Jalandhar-1.

First Appellate Authority

O/o Deputy Excise and Taxation Commissioner,
Jalandhar Division, Jalandhar.

Respondents

Appeal Case No.: 637 of 2020
Heard through Cisco Webex

Present: Appellant: Absent
Respondent: Sh. Neeraj, PIO

ORDER

1. This order may be read with reference to the previous order dated 04.03.2020 vide which the respondent PIO, Sh. Neeraj was directed to present in person and file the reply of show cause notice issued dated 05.02.2020. An opportunity to be present on the next date of hearing, i.e, 22.04.2020. However, on 22.04.2020 the abovementioned Appeal case could not be heard due to lockdown. Hence, the abovementioned case was postponed and fixed for hearing on 22.06.2020, i.e today through CISCO-WEBEX.
2. Respondent PIO, Sh. Neeraj, is present today to represent the case. He had submitted the show cause notice reply via email dated 19.06.2020. Wherein the following points has been mentioned by the respondent :

1. That I joined as Excise & Taxation Officer(X) cum Public Information Officer, Jalandhar-1 on 05.02.2020
2. That the appellant, Sh. Jatinder kumar sharma vide his application dated.03.10.2018 requested for information under the RTI Act.
3. That the information asked for by the appellant was supplied to him vide Communication no.3176/ AETC dated. 16.11.2018 . However he was asked to deposit the required fees to get the copies of information asked for .
4. That the appellant filed appeal before Deputy Excise Taxation Commissioner, Jalandhar Division Jalandhar, vide application dated. 24.11.2018 which was disposed off by the appellat authority, the respondent No.1, on 12.12.2018 by dismissing it with the condition that if the appellat deposit the required fees, seven the information be supplied to him by the Public Information Officer within seven days.
5. That the appellant did not deposit the required fees with the department to get the copies. So in the absence of any fee the copies were not supplied to the appellat.
6. That there is no delay or laxity on the part of this office as well as of the appellat authority for not supplying the required documents to the appellant.

It is therefore, requested that the show cause notice dated 24.07.2019 may kindly be withdrawn as there is no omission on the part of the department.

3. Appellant, Sh. Jatinder Kumar Sharma is not present for today's hearing.

4. After hearing the respondent and going through the case file, it is observed that the show cause reply filed by the respondent PIO, is satisfactory. In addition, as per the previous order dated 05.02.2020 the appellant intimated the bench of undersigned that he doesn't requires the information anymore. Hence, no more cause of action is left in this case, the case is **disposed** of and **closed**.
5. Announced in the Court, copy of the order to be sent to the parties.

Chandigarh
Dated 22.06.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner