

PUNJAB STATE INFORMATION COMMISSION
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Helpline No. 0172-2864100



Mohd. Sadiq, S/o Sh. Jamal Din,
Rose Avenue Colony, Malerkotla
Distt. Sangrur

.....Appellant

..Vs

Public Information Officer,
O/o CEO, Punjab Waqf Board, Sector 22
Chandigarh
First Appellate Authority
o/o Chairman, Punjab Waqf Board,
Sector 22, Chandigarh

.....Respondent

AC No. 2556 of 2021

Present: (i). Mohd. Sadiq the appellant through Video conference
(ii) For the Respondent: Sh. T.H.Falahi, PIO (9781023786) and Sh. Harminder Singh, APIO (8725078670) in the Commission office

ORDER

This order may read with reference to the previous order dated 08.09.2021 vide which the respondent was absent.

2. Today the appellant Sh. Mohd Sadiq states that he is not satisfied with the information of the respondent.
3. The respondent states that the information, as exists, in their record has already been sent to the appellant.
4. After hearing both the parties and going through the case file, it is ascertained that the respondent has already given the information to the appellant. But the appellant is not satisfied. He states that he wants copy of Notification of The Punjab Waqf (Ministerial Services) Regulations.

Copy of the Notification as submitted by the respondent be sent to the appellant alongwith the orders. However, as per the respondent the same is also available on the website of the department.

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AC No. 2556 of 2021

5. In view of the above, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Sh. Baltej Singh Dhillon,
R/o House No. 17, Ground Floor, Saraswati Vihar
Kapurthala Road, Jalandhar (9815991104)

.....Appellant

..Vs

Public Information Officer,
O/o IGP(Cyber Cribes)
Investigation Cell, Mohali

First Appellate Authority
O/o IGP(Cyber Cribes)
Investigation Cell, Mohali

Public Information Officer
o/o Commissioner of Police ,
Jalandhar

.....Respondent

AC No. 1945 of 2021

Present: (i) Sh. Vikas Sonik on behalf of the appellant through VC
(ii) For the respondent : Sh. Paramjit Singh, ASI (9592910256) on behalf the
respondent no. 2 i.e. PIO, o/o Commissioner of Police, Jalandhar

ORDER

This order may be read with reference to the previous order dated 07.07.2021 vide which PIO, o/o Commissioner of Police, Jalandhar was impleaded as respondent no. 2.

2. Today, Sh. Vikas Sonik is appearing on behalf of the appellant states that he has received copy of the diary register where the complaint of the appellant dated 17.05.2019 has been diarized. He further adds that he has also received the affidavit stating that the enquiry is pending.

3. The respondent Sh. Paramjit Singh is contacted on phone. He states that the information has been sent to the appellant.

4. After hearing both the parties and examining the case file, it is observed that the information regarding diary register and affidavit has been sent to the appellant. But the Counsel for the appellant is not satisfied. The appellant may take note that the sought for can hamper the prosecution of the case and as such the respondents have rightly denied the information under Section 8(1)(h) of the RTI Act, 2005. Further, the appellant has also

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AC No. 1945 of 2021

been intimated accordingly, therefore no further action in this case is required and the case is **disposed of and closed**. Copy of the orders be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Sh. Makhan Singh, S/o Sh. Jagir Singh
Village Bika, Distt. SBS Nagar (9915169047)

.....Appellant

..Vs

Public Information Officer,
O/o Tehsildar, Banga, Distt. SBS Nagar
First Appellate Authority
o/o Tehsildar, Banga,
Distt. SBS Nagar

r.....Respondent

AC No. 2604 of 2021

Present: (i) None is present on behalf of the appellant
(ii) For the Respondent: Sh. Jatinder Kumar, Sr. Assistant (9814606282) through video conference

ORDER

This order may be read with reference to the previous order dated 07.07.2021 vide which the appellant was directed to visit the office of the respondent, inspect the record and obtain the information.

2. Today, the appellant is absent.

3. The respondent states that the appellant has inspected the record on 09.09.2021 and obtained the information. He further states that he has also sent the photocopy of the acknowledgement of the appellant in token of having received the information.

4. After hearing the respondent and going through the case file, it is observed that the information has been given to the appellant. The appellant is absent today. He has not informed the Commission about his absence for today's hearing. Therefore, it is presumed that the appellant is satisfied with the information provided.

5. In view of the foregoing, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Smt. Kiran Sharma, W/o Late Sh. Jagdish Sharma
Street No. 42, Preet Nagar, Shimlapuri, Ludhiana – 141003
(7973081420)

.....Complainant

..Vs

Public Information Officer,
O/o Director General of Punjab
Punjab Police Headquarters,
Sector 9, Chandigarh

.....Respondent

CC No. 716 of 2021

Present: (i) Sh. Sushil Sharma on behalf of the complainant
(ii) For the Respondent: None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 07.07.2021.

2. Sh. Sushil Sharma is appearing on behalf of the complainant and states that no information has been given to the complainant so far.

3. The respondent is absent today. The perusal of the file shows that the PIO, o/o Joint Commissioner of Police, Ludhiana has sent his reply through mail stating that the information cannot be provided, as the matter is under enquiry.

4. The Bench observes that the Complainant has not availed the provision of the Sections 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievance of the complainant.

5. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the Complainant has failed to avail the same in the instant case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

6. The instant matter is now remanded back to the First Appellate Authority. The commission hereby directs the FAA is directed to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give

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CC No. 716 of 2021

an early date to hear the complainant and decide the matter. In case the complainant is not satisfied with the decision of the First Appellate Authority (FAA) , he is at liberty to file second appeal with the Punjab State Information Commission in accordance with the provisions of the RTI Act 2005.

7. In view of the above, the case is disposed off and closed. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

Copy to (By Regd. Post)

First Appellate Authority
O/o Director General of Punjab
Punjab Police Headquarter,
Sector 9, Chandigarh

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Sh. Bitu, S/o Sh. Om Kumar
Village Bholapur, Jhabewal PO Ramgarh
Distt. Ludhiana – 141123 (9872455496)

.....complainant

..Vs

Public Information Officer,
O/o Additional Chief Secretary Revenue Department
Chandigarh

.....Respondent

CC No. 552 of 2021

Present: None for the parties.

ORDER

This order may be read with reference to the previous order dated 07.07.2021 vide which the complainant was absent and the respondent stated that the information, as exists in the record has already been sent to the complainant.

2. Today neither the complainant nor the respondent is present.
3. The perusal of the file shows that the complainant is absent for second consecutive hearing. He has even not informed the Commission about his absence for hearings. As per the respondent, the information has been sent to the complainant. Since, the complainant is absent for second consecutive hearing without any intimation, hence it is presumed that he is satisfied with the information provided by the respondent.
4. In view of the foregoing, no cause of action is left, hence the complaint case filed by the complainant is **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Sh. Ramandeep Singh Ahluwalia (RTI Activists)
Ward No. 18, Street No.2, Kartar Nagar
Amloh Road, Khanna – 141401
(9464500405)

.....Appellant

..Vs

Public Information Officer,
O/o EO, MC, Mandi Gobindgarh

First Appellate Authority
o/o Regional Deputy Director
Local Bodies, Ludhiana

.....Respondent

AC No. 2650 of 2021

Present: (i) None is present on behalf of the appellant
(ii) For the Respondent: Sh. Sandeep Singh, JE (7508100568) through CISCO Webex

ORDER

1. The RTI application is dated 16.11.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 15.01.2021 and second appeal was filed in the Commission on 07.06.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.09.2021 i.e. today.
3. The appellant Sh. Ramandeep Singh Ahluwalia has informed on phone that he has received the information and is satisfied.
4. In view of the foregoing, no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
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Sh. N.S. Bhatti Advocate
Chamber No. 33, New Judicial Court Complex
Ajnala, Distt. Amritsar (9855560437)

..Vs

Public Information Officer,
O/o Secretary, Home Affairs, Punjab
Chandigarh

.....Complainant

.....Respondent

CC No. 720 of 2021

Present: None for the parties.

ORDER

This order may be read with reference to the previous order dated 11.08.2021 vide which the complainant was not present.

2. Today, neither the complainant nor the respondent is present. The complainant is absent for second consecutive hearing.

3. The Bench observes that the Complainant has not availed the provision of the Sections 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievance of the complainant.

4. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the Complainant has failed to avail the same in the instant case. The Bench observes that the complainant must be given an opportunity to avail of the above said remedy.

5. The instant matter is now remanded back to the First Appellate Authority. The Commission hereby directs the FAA is directed to treat the copy of the complaint (copy enclosed) as the first appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. He is directed to give an early date to hear the complainant and decide the matter. In case the complainant is not

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CC No. 720 of 2021

satisfied with the decision of the First Appellate Authority (FAA) , he is at liberty to file second appeal with the Punjab State Information Commission in accordance with the provisions of the RTI Act 2005.

6. In view of the above, the case is **disposed off and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

Copy to (By Regd. Post)

First Appellate Authority
O/o Secretary, Home Affairs Punjab
Chandigarh

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Sh. Harbinder Singh Baidwan,
S/o Sh. Karnail Singh Baidwan
Lawyers Chamber No. 82,
Ground Floor, District Courts Complex,
Sector 43, Chandigarh

.....Appellant

..Vs

Public Information Officer,
O/o Court of Judicial Magistrate, Kharar
Distt. Mohali

First Appellate Authority
o/o Court of Judicial Magistrate, Kharar
Distt., Mohali

.....Respondent

AC No. 3386 of 2021

Present: (i) Sh. Harbinder Singh Baidwan the appellant
(ii) For the Respondent: None is present on behalf of the respondent

ORDER

This order may be read with reference to the previous order dated 13.09.2021.

2. Today Sh. Harbinder Singh Baidwan the appellant has given in writing , which is as under:-

"I have received the information as demanded in AC: 3386/2021 in some other case vide letter no. 179 dated 15.09.2021. I am satisfied with the same, hence the AC: 3386/2021 may be disposed off and closed."

3. In view of the above no cause of action is left, hence the appeal case filed by the appellant is **disposed of and closed**. Copy of the order be sent to the parties.

Sd/-

Chandigarh
Dated : 22-09-2021

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab