

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
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Shri Kuldeep Bhargav, (M: 99888-67148),  
SDE (Public Health) Retd.,  
# 31, Gita Vihar,  
Threeke Road, Ludhiana.

.....Appellant

**Vs**

Public Information Officer,  
O/o Punjab Agriculture University,  
Ludhiana.

First Appellate Authority,  
O/o Registrar, Punjab Agriculture University,  
Ludhiana.

.....Respondent

**Appeal Case No. 3212 of 2019**

Present:- Shri Kuldeep Bhargav, appellant is present.  
Shri Kapil Bansal, APIO-cum-Suptd. is present on behalf of Smt. Madhu Bala,  
PIO-cum-AR, O/o Punjab Agriculture University, Ludhiana.

**O R D E R**

Shri Kuldeep Bhargav, appellant filed RTI application dated 04.06.2019 and sought some information from the PIO, O/o Punjab Agriculture University, Ludhiana regarding the Charge Sheet, Inquiry Report and the Show Cause Notice issued to him by the Registrar of the University. A reply was sent to him by the PIO vide letter no.12772-73 dated 04.07.2019 and the request of the appellant for the information was rejected by the PIO. Then he filed First Appeal before the First Appellate Authority on 10.07.2019. The Appellate Authority also rejected the appeal vide Order No.14165-66 dated 23.07.2019. Then the appellant filed Second Appeal before the Punjab State Information Commission on 30.08.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Today the appellant as well as the APIO both are present.

I have gone through the RTI application dated 04.06.2019 and discussed the matter with both the parties. The respondent placed on record a copy of the Order dated 20.03.2007 passed by the Hon'ble Judge, Shri S.N. Aggarwal of Hon'ble Punjab and Haryana High Court in Civil Revision No.1472 of 2006.

I have gone through the facts and decision made by the Hon'ble Judge and that was in connection with the civil suit. The present prayer of the appellant was made under the

Contd..p2..

**Appeal Case No. 3212 of 2019**

Right to Information Act, 2005, which is a separate and independent act and request under the Right to Information Act prevails upon the other acts as per the Order passed in the Civil Writ Petition No.12016 of 2016 decided on 05.10.2018 by the Hon'ble Justice Augustine George Masih of Hon'ble Punjab & Haryana High Court, Chandigarh.

So, as per the decision made by the Hon'ble Punjab & Haryana High Court in Civil Writ Petition No.12016 of 2016, I allow the appeal of the appellant.

Shri Kapil Bansal, APIO requested for a week's time to provide the attested copies of information to the appellant. The request of the APIO is genuine and allowed with a direction to the PIO that attested copies of sought for information be provided to the appellant either by hand or sent through registered post within 7 days.

Both the parties should personally come present on the next date of hearing on **20.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri Kuldeep Bhargav, (M: 99888-67148),  
SDE (Public Health) Retd.,  
# 31, Gita Vihar,  
Threeke Road, Ludhiana.

.....Appellant

**Vs**

Public Information Officer,  
O/o Punjab Agriculture University,  
Ludhiana.

First Appellate Authority,  
O/o Registrar, Punjab Agriculture University,  
Ludhiana.

.....Respondent

**Appeal Case No. 3213 of 2019**

Present:- Shri Kuldeep Bhargav, appellant is present.  
Shri Kapil Bansal, APIO-cum-Suptd. is present on behalf of Smt. Madhu Bala,  
PIO-cum-AR, O/o Punjab Agriculture University, Ludhiana.

**O R D E R**

Shri Kuldeep Bhargav, appellant filed RTI application dated 10.05.2019 and sought some information from the PIO, O/o Punjab Agriculture University, Ludhiana. A reply was sent to him by the PIO vide letter no.12774-75 dated 04.07.2019 and the request of the appellant for the information was rejected by the PIO. Then he filed First Appeal before the First Appellate Authority on 10.07.2019. The Appellate Authority also rejected the appeal of the appellant. Then the appellant filed Second Appeal before the Punjab State Information Commission on 30.08.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Today the appellant as well as the APIO both are present.

I have gone through the RTI application dated 10.05.2019 and discussed the matter with both the parties. The respondent placed on record a copy of the Order dated 20.03.2007 passed by the Hon'ble Judge, Shri S.N. Aggarwal of Hon'ble Punjab and Haryana High Court in Civil Revision No.1472 of 2006.

I have gone through the facts and decision made by the Hon'ble Judge and that was in connection with the civil suit. The present prayer of the appellant was made under the Right to Information Act, 2005, which is a separate and independent act and request under the

Contd..p2..

**Appeal Case No. 3213 of 2019**

Right to Information Act prevails upon the other acts as per the Order passed in the Civil Writ Petition No.12016 of 2016 decided on 05.10.2018 by the Hon'ble Justice Augustine George Masih of Hon'ble Punjab & Haryana High Court, Chandigarh.

So, as per the decision made by the Hon'ble Punjab & Haryana High Court in Civil Writ Petition No.12016 of 2016, I allow the appeal of the appellant.

Shri Kapil Bansal, APIO requested for a week's time to provide the attested copies of information to the appellant. The request of the APIO is genuine and allowed with a direction to the PIO that attested copies of sought for information be provided to the appellant either by hand or sent through registered post within 7 days.

Both the parties should personally come present on the next date of hearing on **20.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri Gurmeet Singh, (M: 95014-21959),  
S/o Shri Surmukh Singh,  
Distt. Pradhan Anti Corruption Front 2072,  
Bhai Mastan Singh Nagar,  
Sri Muktsar Sahib.

.....Appellant

**Vs**

Public Information Officer,  
O/o XEN, Canal Lining Division,  
Abohar, Distt. Fazilka.

First Appellate Authority,  
O/o SE, Canal Circle,  
Ferozepur.

.....Respondent

**Appeal Case No. 3215 of 2019**

Present:- Shri Gurmeet Singh, appellant is absent.  
None present on behalf of the PIO, O/o XEN, Canal Lining Division, Abohar,  
Distt. Fazilka.

**O R D E R**

Shri Gurmeet Singh, appellant filed RTI application dated 27.05.2019 and sought some information from the PIO, O/o XEN, Canal Lining Division, Abohar, Distt. Fazilka. When on information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 10.07.2019. Then he filed Second Appeal before the Punjab State Information Commission on 30.08.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant though is absent, but he has sent a mail that he is unable to appear before the Commission for today and requested for adjournment.

None has come present on behalf of the PIO.

The PIO is directed that he should personally come present on the next date of hearing and file reply to the appeal filed by the appellant. In case, the PIO would not come present then action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on **19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri Gurdip Singh, (M: 98150-27043),  
S/o Shri Channan Singh,  
# 215, Ajit Nagar, Sultanwind Road,  
Amritsar.

.....Appellant

**Vs**

Public Information Officer,  
O/o President, SGPC,  
Amritsar.

First Appellate Authority,  
O/o Secretary, SGPC,  
Amritsar.

.....Respondent

**Appeal Case No. 3244 of 2019**

Present:- Shri Gurdip Singh, appellant is present.  
Shri Simarjit Singh, PIO, O/o SGPC, Amritsar is present.

**O R D E R**

Shri Gurdip Singh, appellant filed RTI application dated 07.06.2019 and sought some information from the PIO, O/o President, SGPC, Amritsar. When no information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 10.07.2019. Then he filed Second Appeal before the Punjab State Information Commission on 03.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today.

I have gone through the RTI application dated 07.06.2019 and discussed about the sought for information with the appellant as well as with the PIO. After discussing the matter with both the parties, the PIO is directed that attested copies of information regarding para nos. 1, 3, 7 and 9 of the RTI application be sent to the appellant through registered post within 15 days and come present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties should personally come present on the next date of hearing on  
**19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri Gurdip Singh, (M: 98150-27043),  
S/o Shri Channan Singh,  
# 215, Ajit Nagar, Sultanwind Road,  
Amritsar.

.....Appellant

**Vs**

Public Information Officer,  
O/o Manager,  
Gurudwara Baba Deep Singhji Shaheed,  
Chattiwind Chowk,  
Amritsar.

First Appellate Authority,  
O/o Secretary, SGPC,  
Amritsar.

.....Respondent

**Appeal Case No. 3245 of 2019**

Present:- Shri Gurdip Singh, appellant is present.  
Shri Simarjit Singh, PIO, O/o SGPC, Amritsar is present.

**O R D E R**

Shri Gurdip Singh, appellant filed RTI application dated 18.06.2019 and sought some information from the PIO, O/o Manager, Gurudwara Baba Deep Singhji Shaheed, Amritsar. When no information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 15.07.2019. Then he filed Second Appeal before the Punjab State Information Commission on 03.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today.

I have gone through the RTI application dated 18.06.2019 and discussed about the sought for information with the appellant as well as with the PIO. After discussion with both the parties, I am of the view that the appellant has not sought any information as per the definition of the information given in the RTI Act, 2005, rather he is seeking answers to his queries and questions, which is not permissible under the RTI Act, 2005. Moreover, the PIO has given reply through letter no.60098 dated 21.10.2019 and replied all the points raised by the appellant in his RTI application.

So, as the appellant put up the queries and questions, which is not permissible under the RTI Act, 2005, the present appeal case is **disposed of and closed**.

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Smt. Bandna Kaushal, (M: 98554-97656),  
W/o Shri Tarwinder Kumar,  
R/o # 219, New Adarsh Nagar,  
Kot Rani Road, Phargwara,  
Distt. Kapurthala.

.....Appellant

**Vs**

Public Information Officer,  
O/o Commissioner, Municipal Corporation,  
Phagwara, Distt. Kapurthala.

First Appellate Authority,  
O/o Commissioner, Municipal Corporation,  
Phagwara, Distt. Kapurthala.

.....Respondent

**Appeal Case No. 3248 of 2019**

Present:- Smt. Bandna Kaushal, appellant is absent.  
None present on behalf of the PIO, O/o Commissioner, M.C., Phagwara, Distt. Kapurthala.

**O R D E R**

Smt. Bandna Kaushal, appellant filed RTI application dated 05.12.2018 and sought some information from the PIO, O/o Commissioner, Municipal Corporation, Phagwara, Distt. Kapurthala. When no information was provided to her by the PIO, then she filed First Appeal before the First Appellate Authority on 26.03.2019. Then she filed Second Appeal before the Punjab State Information Commission on 03.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are absent today.

The PIO, O/o Commissioner, M.C., Phagwara, Distt. Kapurthala is directed that he should personally come present on the next date of hearing and file reply to the appeal filed by the appellant. In case of non compliance of the Order of the Commission strict action will be taken against the PIO under the provisions of the RTI Act, 2005.

Both the parties should personally come present on the next date of hearing on **19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**



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Shri Nanak Singh Bhatti, Advocate, (M: 98555-60437),  
R/o Village Bal Bale Dariya,  
PO Jagdev Khurd, Tehsil Ajnala,  
Distt. Amritsar.

.....Appellant

**Vs**

Public Information Officer,  
O/o XEN, Central Works Division No.2,  
PWD (B&R),  
Amritsar.

First Appellate Authority,  
O/o Chief Executive Engineer,  
Central Works Division No.2,  
PWD (B&R), Amritsar.

.....Respondent

**Appeal Case No. 3253 of 2019**

Present:- Shri Nanak Singh Bhatti (Advocate), appellant is absent.  
Shri Lovekesh Chhabra, APIO-cum-SDE is present on behalf of Shri Inderjit Singh, PIO-cum-XEN, Central Works Divn.No.2, PWD (B&R), Amritsar.

**O R D E R**

Shri Nanak Singh Bhatti (Advocate), appellant filed RTI application dated 23.08.2018 and sought some information from the PIO, O/o XEN, Central Works Division No.2, PWD (B&R), Amritsar. A reply was sent to him by the PIO vide letter no.223 dated 04.10.2018 and it is submitted in the letter by the PIO that the information sought by the appellant is not within the jurisdiction of the PIO, rather, it is transferred to the Market Committee, Punjab Mandi Board, Ajnala and the information can be sought from the concerned PIO of the Market Committee of Punjab Mandi Board, Ajnala. Then the appellant filed First Appeal before the First Appellate Authority on 01.04.2019. Then he filed Second Appeal before the Punjab State Information Commission on 03.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant is absent today, however, Shri Lovekesh Chhabra, APIO is present on behalf of the PIO. I have gone through the RTI application dated 23.08.2018. Though the appellant is absent, but in the interest of justice an opportunity is granted to the appellant that he should personally come present on the next date of hearing.

Shri Lovkesh Chhabra, APIO sought some time to provide the information to the appellant, which is available in his office. The PIO is directed that the information sought by the

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**Appeal Case No. 3253 of 2019**

appellant, specifically para-wise, be sent to him through registered post within 15 days and come present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties should personally come present on the next date of hearing on **27.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri Mukesh Kumar, (M: 90413-30740),  
C/o Prince Printing Press,  
Jail Road, Gurdaspur.

.....Appellant

**Vs**

Public Information Officer,  
O/o XEN, Madhopur Division,  
UBDC, Gurdaspur.

First Appellate Authority,  
O/o XEN, Madhopur Division,  
UBDC, Gurdaspur.

.....Respondent

**Appeal Case No. 3254 of 2019**

Present:- Shri Mukesh Kumar, appellant is absent.  
Shri Ram Murat, Clerk, is present on behalf of Shri Avtar Singh PIO-cum-XEN,  
Madhopur Division, UBDC, Gurdaspur.

**O R D E R**

Shri Mukesh Kumar, appellant filed RTI application dated 26.06.2019 and sought some information from the PIO, O/o XEN, Madhopur Division, UBDC, Gurdaspur. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 18.07.2019. A reply was sent to him by the PIO vide letter no.2216 dated 25.07.2019 and the information was denied by the PIO being confidential information of the public authority. Then the appellant filed Second Appeal before the Punjab State Information Commission on 03.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant though is absent, but he has sent an e-mail that he is suffering from health problem and is unable to come present before the Bench for today and requested for adjournment. Shri Ram Murat, Clerk is present on behalf of Shri Avtar Singh, PIO-cum-XEN and he submitted an authority letter on behalf of the PIO, which is taken in the file of the Commission.

The Commission has received a mail sent by the PIO on 16.10.2019 diarized vide no. 20070, which is a copy of letter no. 2568 dated 11.10.2019. The said mail is on the file of the Commission.

I have gone through the RTI application. The information sought by the appellant through his RTI application is regarding the attested copies of dispatch register from 01.02.2019

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**Appeal Case No. 3254 of 2019**

to 25.06.2019. The information sought by the appellant comes within the ambit of the definition of information under the Right to Information Act, 2005.

So, the PIO is directed that attested copies of information sought by the appellant be sent to him through registered post within a week and the PIO should personally come present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties should personally come present on the next date of hearing on **19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri Ambrish Sharma, (M: 98723-18847),  
R/o Kothi No. 687/19, Street No. 3A,  
Rulia Ram Colony,  
Gurdaspur.

.....Appellant

**Vs**

Public Information Officer,  
O/o XEN, Madhopur Division,  
UBDC, Gurdaspur.

First Appellate Authority,  
O/o XEN, Madhopur Division,  
UBDC, Gurdaspur.

.....Respondent

**Appeal Case No. 3256 of 2019**

Present:- Shri Ambrish Sharma, appellant is absent.  
Shri Ram Murat, Clerk, is present on behalf of Shri Avtar Singh PIO-cum-XEN,  
Madhopur Division, UBDC, Gurdaspur.

**O R D E R**

Shri Ambrish Sharma, appellant filed RTI application dated 21.06.2019 and sought some information from the PIO, O/o XEN, Madhopur Division, UBDC, Gurdaspur. When no information was provided to him by the PIO then he filed First Appeal before the First Appellate Authority on 19.07.2019. A reply was sent to him by the PIO vide letter no.2215 dated 25.07.2019 and the information was denied by the PIO being confidential information of the public authority. Then the appellant filed Second Appeal before the Punjab State Information Commission on 03.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant though is absent, but he has sent an e-mail that he has to attend the hearing in the Session Court, Gurdaspur, so he is unable to come present before the Bench for today and requested for adjournment. Shri Ram Murat, Clerk is present on behalf of Shri Avtar Singh, PIO-cum-XEN and he submitted an authority letter on behalf of the PIO, which is taken in the file of the Commission.

The Commission has received a mail sent by the PIO on 16.10.2019 diarized vide no. 20068 which is a copy of letter no. 2569 dated 11.10.2019 and is in the file of the Commission.

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**Appeal Case No. 3256 of 2019**

I have gone through the RTI application dated 21.06.2019. The information sought by the appellant through his RTI application is regarding the attested copy of letter no. 271-72/21-E dated 06.06.2019 and attested copies of dispatch register from 01.06.2019 to 20.06.2019. The information sought by the appellant comes within the ambit of the definition of information under the Right to Information Act, 2005.

So, the PIO is directed that the information sought by the appellant be sent to him through registered post within a week and the PIO should personally come present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties should personally come present on the next date of hearing on **19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)  
State Information Commissioner, Punjab**

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Shri Balwinder Singh, (M: 97800-13913),  
S/o Late Shri Gurdiyal Singh,  
H.No. 2453, Street No. 15,  
Shaheed Karnail Singh Nagar,  
Gill Road, Ludhiana.

.....Appellant

**Vs**

Public Information Officer,  
O/o SGPC,  
Amritsar.

First Appellate Authority,  
O/o SGPC,  
Amritsar.

.....Respondent

**Appeal Case No. 3304 of 2019**

Present:- Shri Balwinder Singh, appellant is present.  
Shri Simarjit Singh, PIO, O/o SGPC, Amritsar is present.

**O R D E R**

Shri Balwinder Singh, appellant filed RTI application dated 08.04.2019 and sought some information from the PIO, O/o SGPC, Amritsar. When no information was provided to him by the PIO, then he filed First Appeal before the First Appellate Authority on 18.06.2019. Then he filed Second Appeal before the Punjab State Information Commission on 05.09.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

Both the parties are present today. I have gone through the RTI application dated 08.04.2019 and also discussed the matter with both the parties. The PIO requested for some time to file reply to the appeal filed by the appellant.

So, the PIO is directed that he should personally come present on the next date of hearing and file reply to the appeal filed by the appellant.

Both the parties should personally come present on the next date of hearing on **27.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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Shri H.S. Hundal, Advocate,  
# 82, District Courts,  
SAS Nagar-160059.

.....Appellant

**Vs**

Public Information Officer,  
Shri Pawan Kumar Gulati,  
Tehsildar, Mini Secretariat,  
Moga.

First Appellate Authority,  
O/o Additional Deputy Commissioner (General),  
Moga.

.....Respondent

**Appeal Case No. 1108 of 2016**

Present:- Shri H.S. Hundal (Advocate), appellant is absent.  
None present on behalf of the respondent.

**O R D E R**

Shri H.S. Hundal (Advocate), appellant filed RTI application dated 19.08.2015 and sought some information from the PIO, O/o Tehsildar , Moga.

In the above said appeal case the Hon'ble State Information Commissioner, Shri Alwinder Pal Singh Pakhoke vide Order dated 25.05.2017 imposed a penalty of Rs. 25,000/- upon Shri Pawan Kumar Gulati PIO, O/o Tehsildar Moga. The PIO approached the Hon'ble High Court of Punjab and Haryana through CWP No. 22783 of 2017 and the CWP filed by the PIO, Shri Pawan Kumari Gulati was dismissed by the Hon'ble Justice Augustine George Masih vide order dated 19.08.2019.

So, the Order of imposition of penalty is still in force. Hence, the DRO, O/o Deputy Commissioner, Moga is directed that an amount of Rs. 25,000/- which was imposed as penalty upon Shri Pawan Kumari Gulati, PIO, O/o Tehsildar, Moga be deducted from his salary and be deposited in the Govt. Treasury in the following heads:-

"Major Head	0070-Other Administrative Services
Sub Major Head	60-Other Services
Minor Head	800-Other Receipts
Sub Head	86-Right to Information Act, 2005."

Contd..p2..



**Appeal Case No. 1108 of 2016**

The DRO, O/o Deputy Commissioner, Moga is further directed that after deducting the amount of penalty from the salary of Shri Pawan Kumar Gulati, PIO, O/o Tehsildar Moga, the compliance report be sent back to the Commission.

Be come present on the next date of hearing on **27.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)  
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION**  
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Shri Manjit Singh,  
H.No. 2877, Phase-7,  
S.A.S. Nagar, Mohali.

..... Complainant

.Vs

Public Information Officer,  
O/o Station House Officer,  
Police Station Mattaur,  
S.A.S. Nagar, Mohali-160062

.....Respondent

**Complaint Case No. 62 of 2019**

Present:- Shri Manjit Singh, complainant/applicant is absent.  
None is present on behalf of Inspector Rajiv Kumar, PIO-cum-SHO, Police Station, Mattaur.

**O R D E R**

The Commission has received a mail sent by the APIO, O/o SSP, SAS Nagar, Mohali, which was received in the office of the Commission on 21.10.2019 and diarized vide no. 20373. It is a copy of letter no. 61815 dated 16.10.2019 and vide this letter the SHO, P.S. Mataur was directed to appear before the Commission on 22.10.2019, but inspite of this the PIO-cum-SHO, P.S. Mataur, Inspector Rajiv Kumar has not come present.

On the last date of hearing ASI Sehajpreet Singh was present on behalf of Shri Rajiv Kumar, PIO-cum-SHO, P.S. Mataur and the PIO was directed to file reply to the complaint filed by the complainant/applicant. In case of non compliance of the Order of the Commission strict action will be taken against Shri Rajiv Kumar, PIO under the provisions of the RTI Act, 2005.

The absence of the PIO Shri Rajiv Kumar is intentional and he has the knowledge of the pendency of the present complaint case for today before the Bench. So, a Show Cause Notice is issued to Shri Rajiv Kumar, PIO-cum-SHO, P.S. Mattaur that why you are not coming present before the Commission at the time of hearing and why you have not filed reply to the complaint filed by the complainant/applicant and so you may not be penalized under the provisions of the RTI Act, 2005.

So, Inspector Rajiv Kumar, PIO-cum-SHO, PS Mattaur should personally come present on the next date of hearing and file reply to the complaint filed by the complainant/applicant and also file reply to the Show Cause Notice.

Contd..p2..

**Complaint Case No. 62 of 2019**

A Show Cause Notice had already been issued to Inspector Jagdev Singh, the then PIO-cum-SHO, P.S. Mataur who has been transferred to O/o Commissionerate of Police, Ludhiana. On the last date of hearing a Non-bailable warrant of Inspector Jagdev Singh, PIO-cum-SHO, Police Station Mattaur was issued through Commissioner of Police, Ludhiana and before this Bailable warrant of Inspector Jagdev Singh was issued through SSP Mohali and servicing Constable had informed Inspector Jagdev Singh on his Mobile No. 9876800404.

The pendency of the complaint case and issuance of the Show Cause Notice is in the knowledge of Inspector Jagdev Singh, the then PIO-cum-SHO, P.S. Mataur. But inspite of directions issued to him he has not come present, neither he filed any reply nor he sent any request.

The complainant/applicant filed RTI application dated 05.05.2018. No information has been provided to him by the PIO. Inspector Jagdev Singh was directed vide Order dated 25.09.2019 that in case he would not come present on the said date and time then it would be assumed that he do not want to reply to the Show Cause Notice and the Show Cause Notice will be decided in his absence.

Inspector Jagdev Singh No.83/RR, the then PIO-cum-SHO, P.S. Mataur, presently posted in the O/o Commissionerate of Police, Ludhiana is intentionally not coming present. A Non-Bailable warrant was issued vide order dated 10.09.2019 to Inspector Jagdev Singh issued through SSP Mohali for his presence before the Commission on 20.08.2019, 10.09.2019 and then vide order dated 25.09.2019 but he intentionally failed to appear before the Commission. Even the office of Senior Superintendent of Police, SAS Nagar vide letter No. 61815-16/G dated 16.10.2019 had also informed to Inspector Jagdev Singh to appear before the Commission on the fixed date and time but he did not bother. Thus, the conduct of the said person amounts to denial of information and defiance of the provisions of the RTI Act, 2005 and also defiance towards the rules and laws. So, he is liable to be imposed a penalty under Section 19(8) of the RTI Act, 2005. So, I impose a penalty of Rs. 25,000/- upon Inspector Jagdev Singh, the then PIO-cum-SHO, P.S. Mataur.

The Drawing and Distribution Officer, O/o the Commissionerate of Police, Ludhiana is directed that the amount of penalty of Rs. 25,000/- be deducted from the salary of Inspector Jagdev Singh, No.83/RR for the month of October, 2019 and be deposited in the Government Treasury in the following heads :-

"Major Head	0070-Other Administrative Services
Sub Major Head	60-Other Services
Minor Head	800-Other Receipts
Sub Head	86-Right to Information Act, 2005."

**Complaint Case No. 62 of 2019**

The Drawing and Distribution Officer, O/o the Commissionerate of Police, Ludhiana is further directed that after deducting the amount of penalty from the salary of Inspector Jagdev Singh, No.83/RR the compliance report be sent back to the Commission.

The complainant/applicant as well as Inspector Rajiv Kumar PIO-cum-SHO, P.S. Mataur both should personally come present for further hearing of the complaint case on **27.11.2019 at 11:00 A.M.**

Copy of Order be sent to Commissioner of Police, Ludhiana for compliance of the Order of the Commission.

**Dated: 22.10.2019**

**(Avtar Singh Kaler)  
State Information Commissioner, Punjab**

**(Regd.) Copy to: Commissioner of Police, Ludhiana.**

**– For compliance of the Order of the Commission.**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
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Shri Tejinder Singh, Advocate, (M: 90410-04313),  
Village Bholapur, PO Ramgarh,  
Chandigarh Road,  
Ludhiana.

..... Appellant

**Vs**

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

First Appellate Authority,  
O/o Deputy Commissioner,  
Ludhiana.

.....Respondent

**Appeal Case No. 2311 of 2019**

Present:- Shri Tejinder Singh (Advocate), appellant is absent.  
None present on behalf of PIO-cum-DRO, O/o Deputy Commissioner, Ludhiana.

**O R D E R**

Shri Tejinder Singh (Advocate), appellant filed RTI application dated 11.01.2019 and sought some information from the office of the PIO.

Both the parties are absent today.

Smt. Paramjit Kaur, Reader to SDM(E), Ludhiana has come present before the Bench in appeal case No. 2317 of 2019. She stated that Smt. Savita, PIO-cum-DRO, O/o D.C. Ludhiana is on leave and Shri Joginder Singh is now the PIO-cum-DRO, O/o D.C. Ludhiana.

So, Shri Joginder Singh, PIO-cum-DRO, O/o D.C.. Ludhiana is directed that specific para-wise information be sent to the appellant through registered post within a week and the PIO should personally come present on the next date of hearing along with copy of information and copy of postal receipt. In case of non compliance of the Order of the Commission, strict action will be taken against Shri Joginder Singh, PIO-cum-DRO under the provisions of the RTI Act, 2005.

Both the parties to come present on the next date of hearing on **19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

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Shri Tejinder Singh, Advocate, (M: 90410-04313),  
Village Bholapur, PO Ramgarh,  
Chandigarh Road,  
Ludhiana.

..... Appellant

**Vs**

Public Information Officer,  
O/o SDM (East)-cum-  
Licensing & Registration Authority,  
Ludhiana.

First Appellate Authority,  
O/o SDM (East)-cum-  
Licensing & Registration Authority,  
Ludhiana.

.....Respondent

**Appeal Case No. 2317 of 2019**

Present:- Shri Tejinder Singh (Advocate), appellant is absent.  
Smt. Paramjit Kaur, Reader to SDM (E) is present on behalf of Shri Parkash  
Singh PIO-cum-Superintendent, O/o SDM (E)-cum-Licensing & Registration  
Authority, Ludhiana.

**O R D E R**

Shri Tejinder Singh appellant filed RTI application dated 05.04.2019 and sought  
some information from the office of the PIO.

The appellant is absent today.

Smt. Paramjit Kaur Reader to SDM(East) is present on behalf of the PIO and she  
stated that she has come present along with copies of information to be provided to the  
appellant.

As the appellant is absent today, so the PIO is directed that attested copies of  
sought for information, specifically parawise, be sent to the appellant through registered post  
within a week and come present on the next date of hearing along with copy of information and  
copy of postal receipt.

Both the parties to come present on the next date of hearing on **19.11.2019 at**  
**11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**

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**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**  
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Shri Binderpal Singh Gill, (M: 97800-07332),  
S/o Shri Gursewak Singh Gill,  
Ho.No.1029, Kahrain Da,  
Old Moga.

..... Appellant

**Vs**

Public Information Officer,  
O/o M.C., Moga.

First Appellate Authority,  
O/o Commissioner,  
M.C., Moga

.....Respondent

**Appeal Case No. 2121 of 2019**

Present:- Shri Binderpal Singh Gill, appellant is present.  
Shri Gautam Kumar, PIO-cum-Senior Town Planner, O/o M.C. Moga is absent.

**O R D E R**

Shri Gautam Kumar, PIO-cum-Senior Town Planner, O/o M.C. Moga was present on the last date of hearing, but today he himself has not come present, rather, he has sent his exemption through Shri Rajiv Kumar posted as Building Inspector in the office of Directorate of Local Bodies, Sector 35, Chandigarh.

I have gone through the Order dated 01.10.2019 and on that date Shri Gautam Kumar, PIO was present and he requested for a week's time to provide the information related with para no. 2 of the RTI application to the appellant. The appellant stated that the PIO has not provided him the remaining information related with para no. 2 of the RTI application.

So Shri Gautam Kumar, PIO-cum-Senior Town Planner, O/o M.C. Moga is directed that attested copies of information related to point no.2 of the RTI application be provided to the appellant within a week. In case of non compliance of the Order of the Commission, a Show Cause Notice will be issued to the PIO on the next date of hearing.

Both the parties to come personally present before the Bench on **06.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab.**

**PUNJAB STATE INFORMATION COMMISSION**  
**Red Cross Building, Near Rose Garden,**  
**Sector 16, Chandigarh.**

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Shri Gurmeet Singh, S/o Shri Surmukh Singh, (M: 95014-21959),  
Distt. Pradhan Anti Corruption Front 2072,  
Bhai Mastan Singh Nagar,  
Sri Muktsar Sahib.

.....Appellant

**Vs**

Public Information Officer,  
O/o XEN, Irrigation Division,  
Abohar.

First Appellate Authority,  
O/o SE, Canal Circle,  
Ferozepur.

.....Respondent

**Appeal Case No. 3061 of 2019**

Present:- Shri Gurmeet Singh, appellant is absent.  
Shri Sunil Kumar, Clerk is present on behalf of Shri Mukhtiar Singh Rana, PIO-  
cum-XEN, Irrigation Division, Abohar.

**O R D E R**

I have gone through the RTI application dated 27.05.2019 and also gone through the order dated 01.10.2019. The PIO was directed to send the attested copies of sought for information, specifically para-wise, to the appellant through registered post within 3 days. In compliance to the Order, the PIO has sent the sought for information to the appellant through letter no.138 dated 04.10.2019.

The appellant has sent a mail, which was received in the office of the Commission on 18.10.2019 and diarized vide no. 20221. The appellant submitted in the mail that no information has been provided to him regarding para no. 2 of the RTI application.

I have gone through letter no.138 dated 04.10.2019 through which the information was sent to the appellant and it is submitted in para no. 2 that the information is nil, but how the information is nil has not been described by the PIO.

So the PIO is directed that the attested copies of information sought by the appellant through para no. 2 of the RTI application regarding the use of funds and completion of work certificates be sent to the appellant within a week through registered post. In case the PIO would not send the information within a week then a Show Cause Notice will be issued to Shri Mukhtiar Singh Rana, PIO-cum-XEN, Irrigation Division, Abohar.

Both the parties should personally come present on the next date of hearing on  
**19.11.2019 at 11:00 A.M.**

**Dated: 22.10.2019**

**(Avtar Singh Kaler)**  
**State Information Commissioner, Punjab**