

PUNJAB STATE INFORMATION COMMISSION
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Sector 16, Chandigarh.
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Sh Ramesh Kumar, S/o Lt Sh Amar Nath,
H NO-4-1652, Sardar Nagar, Ajnala Road,
Police Station S.J.S Avenue, Amritsar.

... Appellant

Versus

Public Information Officer,
O/o IGP, Border Range,
Amritsar.

First Appellate Authority,
O/o IGP, Border Range,
Amritsar.

...Respondent

Appeal Case No. 2043 of 2021

PRESENT: Sh.Ramesh Kumar as the Appellant
Sh.Harpal Singh, ASI for the Respondent

ORDER:

The appellant through an RTI application dated 20.11.2020 has sought information regarding the rules/instruction manual on the basis of which reinvestigation in case No.83/18 filed in police station Raja Sansi as per office memo No.1106/43766/B.R-AC dated 07.12.2019 was ordered and a copy of the order/rule under which further enquiry can be rejected and other information as enumerated in the RTI application concerning the office of IGP Border Range, Amritsar. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 07.12.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Amritsar. The appellant claims that the PIO has not supplied the information.

As per the respondent, the appellant wants the reinvestigation report and since the reinvestigation report has been submitted in the court and they do not have such a report, the information cannot be provided.

I am not in agreement with the reply of the respondent as the appellant has asked for the copy of the order/rule on the basis of which reinvestigation was done and a copy of rule/order vide which further enquiry was rejected.

I am marking this to the SSP, Amritsar (Rural) with the direction to reconcile this case and resolve the matter at the earliest by providing a copy of the rule/order related to the RTI.

The case is adjourned. To come up for further hearing on **02.02.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Amritsar.

Sd/-

Chandigarh
Dated: 22.11.2021

(Khushwant Singh)
State Information Commission

CC to SSP Amritsar(Rural)



Sh Raj Singh, S/o Lt Sh Ishar Singh,
Village Todarwal, P.O Babarpur Police Station,
Bhadson, Teshil Nabha, Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o SMO,
Barnala.

First Appellate Authority,
O/o Director,
Health & Family welfare,
Sector-34-A, Chandigarh.

...Respondent

Appeal Case No. 2037 of 2021

PRESENT: Sh.Raj Singh as the Appellant
None for the Respondent

ORDER:

The appellant through an RTI application dated 20.10.2020 has sought information regarding details of the building fund, maintenance fund, maintenance fund from 01.01.2014 to 20.10.2020 relating to all PHC & Civil Hospitals – details of expenditures along with copy of bills – details of funds received – competent authority for to use funds and other information as enumerated in the RTI application concerning the office of SMO Barnala. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 21.12.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Barnala. The appellant informed that he has received information from the Tapa centre only which is incomplete and the PIO has not supplied information relating to other centres.

The respondent is absent nor is represented.

The Commission has received a reply from the PIO which has been taken on the file of the Commission. A copy of the reply is being sent to the appellant along with the order. The appellant is directed to point out the discrepancies to the PIO and the PIO is directed to remove the same.

The case is adjourned. To come up for further hearing on **16.03.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Barnala. The appellant to appear through VC at DAC Patiala.

Chandigarh
Dated: 22.11.2021

Sd/-
(Khushwant Singh)
State Information Commission



Sh Raj Singh, S/o Lt Sh Ishar Singh,
Village Todarwal, P.O Babarpur Police Station,
Bhadson, Teshil Nabha, Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o CMO,
Sangrur.

First Appellate Authority,
O/o Director,
Health & Family welfare,
Sector-34-A, Chandigarh.

...Respondent

Appeal Case No. 2416 of 2021

PRESENT: Sh.Raj Singh as the Appellant
Dr.Inderjit Singla for the Respondent

ORDER:

The appellant through an RTI application dated 20.10.2020 has sought information regarding details of the building fund, maintenance fund, medicine fund from 01.01.2014 to 20.10.2020 relating to all PHC & Civil Hospitals – details of expenditures along with a copy of bills – details of funds received – competent authority for to use funds and other information as enumerated in the RTI application concerning the office of CMO Sangrur. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 21.12.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Patiala. The appellant claims that the PIO has not supplied the information.

The Commission has received a reply of the PIO on 05.10.2021 which has been taken on the file of the Commission. The respondent pleaded that since the information relates to different district welfare officers-cum-PIOs, the RTI application was transferred to all the concerned offices vide letter dated 27.11.2020 under section 6(3) of the RTI Act with the direction to provide the information to the appellant at their own level. The information relating to SMO Civil Hospital Sangrur, SMO-PHC Kohria, SMO-Malerkotla, SMO-Fatehpur Panjgaria, Moonak has been supplied. The following centers have raised the requisite fees from the appellant, which the appellant has not deposited:

- | | | | |
|-------------------|---|-----------|------------------------------|
| - SMO-Dhuri | - | Rs.2966/- | vide letter dated 31.12.2020 |
| - SMO-Sunam | - | Rs. 440/- | Vide letter dated 21.12.2020 |
| - SMO-Sherpur | - | Rs. 190/- | Vide letter dated 23.12.2020 |
| - SMO-Longowal | - | Rs. 798/- | Vide letter dated 29.12.2020 |
| - SMO-Bhawanigarh | - | Rs. 814/- | Vide letter dated 23.12.2020 |
| - SMO-Amargarh | - | Rs. 846/- | Vide letter dated 23.12.2020 |

As per the respondent, the information from SMO Ahmedgarh is yet to be received and provided.

Appeal Case No. 2416 of 2021

A copy of the reply received from the PIO is being sent to the appellant along with the order and the appellant is directed to point out the discrepancies if any to the PIO with a copy to the Commission. The PIO is directed to remove the same.

The case is adjourned. To come up for further hearing on **16.03.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Patiala.

Chandigarh
Dated: 22.11.2021

Sd/-
(Khushwant Singh)
State Information Commission



Sh Raj Singh, S/o Lt Sh Ishar Singh,
Village Todarwal, P.O Babarpur Police Station,
Bhadson, Teshil Nabha, Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o CMO,
Ludhiana.

First Appellate Authority,
O/o Director,
Health & Family welfare,
Sector-34-A, Chandigarh.

...Respondent

Appeal Case No. 2415 of 2021

PRESENT: Sh.Raj Singh as the Appellant
None for the Respondent

ORDER:

The appellant through an RTI application dated 20.10.2020 has sought information regarding details of the building fund, maintenance fund, medicine fund from 01.01.2014 to 20.10.2020 relating to all PHC & Civil Hospitals – details of expenditures along with copy of bills – details of funds received – competent authority to use funds and other information as enumerated in the RTI application concerning the office of SMO Ludhiana. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 21.12.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Patiala/Ludhiana. The appellant is present at Chandigarh and informed that the PIO has not supplied the information.

The respondent is absent nor is represented. There has been an enormous delay of more than one year in attending to the RTI application. The Commission has taken a serious view of this and hereby directs the PIO to appear before the Commission on the next date of hearing and explain the reasons for not attending to the RTI application within the time prescribed under the RTI Act otherwise the Commission will be constrained to issue show cause under section 20 of the RTI Act.

The case is adjourned. To come up for further hearing on **16.03.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ludhiana. Appellant to appear at DAC Patiala.

Chandigarh
Dated: 22.11.2021

Sd/-
(Khushwant Singh)
State Information Commission



Sh Raj Singh, S/o Lt Sh Ishar Singh,
Village Todarwal, P.O Babarpur Police Station,
Bhadson, Teshil Nabha, Distt Patiala.

... Appellant

Versus

Public Information Officer,
O/o CMO,
Patiala.

First Appellate Authority,
O/o Director,
Health & Family welfare,
Sector-34-A, Chandigarh.

...Respondent

Appeal Case No. 2418 of 2021

PRESENT: Sh.Raj Singh as the Appellant
Dr.Vikas Goyal for the Respondent

ORDER:

The appellant through an RTI application dated 20.10.2020 has sought information regarding details of the building fund, maintenance fund, medicine fund from 01.01.2014 to 20.10.2020 relating to all PHC & Civil Hospitals – details of expenditures along with a copy of bills – details of funds received – competent authority to use funds and other information as enumerated in the RTI application concerning the office of CMO Patiala. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 21.12.2020 which took no decision on the appeal.

The Commission has received a reply from the PIO on 18.11.2021 which has been taken on the file of the Commission. The respondent pleaded that since the information relates to different district welfare officers-cum-PIOs, all concerned block officers/PIO under this office were asked to vide letter dated 27.10.2020 to send the information within five days. However, the following centres have raised the requisite fee from the appellant which the appellant has not deposited:

- | | | | |
|---------------|---|-------------|------------------------------|
| - SMO-Samana | - | Rs.20,000/- | vide letter dated 16.11.2020 |
| - SMO-Rajpura | - | Rs.22,000/- | Vide letter dated 17.11.2020 |
| - SMO-Nabha | - | Rs.17,000/- | Vide letter dated 17.11.2020 |

The respondent informed that the information from SMO Nabha has been supplied to the appellant vide letter dated 05.02.2021. The information from other centres is yet to be received. The respondent further pleaded that since the information is voluminous, the appellant has been asked to inspect the record of the remaining centres and get the relevant information.

The appellant informed that he has received no intimation from any of the centers regarding the raised fee. Further, the information received from Nabha centre is incomplete.

Hearing both the parties, the appellant is directed to inspect the record of the remaining centers and get the relevant information by depositing the requisite fee as per the RTI Act.

Appeal Case No. 2418 of 2021

Regarding the fee raised by SMO-Samana,Rajpura & Nabha, the PIO is directed to submit proof of dispatching the letters to the appellant along with the postal receipt.

The case is adjourned. To come up for further hearing on **16.03.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Patiala.

Chandigarh
Dated: 22.11.2021

Sd/-
(Khushwant Singh)
State Information Commission

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Sh. Surjit Singh,
Village.Aujla Dhak,
P.O Lidhar Kalan, Distt. Jalandhar.

... Appellant

Versus

Public Information Officer,
O/o XEN,
Water Supply and Sanitation Division-2,
Amritsar.

First Appellate Authority,
O/o SE,
Water Supply and Sanitation Circle,
Amritsar.

...Respondent

Appeal Case No. 2141 of 2020

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 16.03.2020 has sought information regarding details of tenders issued for work got done from 01.03.2019 to 15.03.2020 in sub-divisions under Amritsar Division2 –a copy of bills passed for the work done for annual maintenance - a copy of cash books – a copy of quotation registers – the name of SDOs along with monthly travelling allowance bills and other information as enumerated in the RTI application from the office of Xen Water Supply and Sanitation Division No.2 Amritsar The appellant was not provided with the information after which the appellant filed first appeal before the first appellate authority on 28.04.2020 which took no decision on the appeal.

The case first came up for hearing on 25.02.2021 through video conferencing at DAC Amritsar. Due to a technical fault in VC at Amritsar, the hearing could not take place. The case was adjourned.

On the date of the hearing on **18.05.2021**, both the parties were absent. The case was adjourned.

On the date of the last hearing on **31.08.2021**, the appellant was absent and vide email informed that the PIO has not supplied the information.

The respondent was absent on 2nd consecutive hearing nor had supplied the information. There has been an enormous delay of more than one year and five months in attending to the RTI application. The PIO was issued a **show-cause notice under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time and directed to file a reply on an affidavit.**

Appeal Case No. 2141 of 2020

The PIO was again directed to provide information to the appellant within 10 days of the receipt of the order and send a compliance report to the Commission.

Hearing dated 22.11.2021:

The case has come up for hearing today through video conferencing at DAC Amritsar/Jalandhar. Both the parties are absent.

The PIO has also not filed a reply to the show-cause notice. The PIO is given one last opportunity to file a reply to the show cause notice otherwise it will be presumed that he has nothing to say in the matter and the case will be decided ex-party.

The case is adjourned. To come up for further hearing on **02.02.2022 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Amritsar. The appellant is to appear through VC at DAC Jalandhar.

Chandigarh
Dated:22.11.2021

Sd/-
(Khushwant Singh)
State Information Commissioner