

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Whatsapp No. 6284820189



Sh. Narinder Kumar, 9914122380

Ward No. 15, Preet Nagar

Akhara Road, Sirhind

Fatehgarh Sahib.

..Complainant

Vs

Ms Shailja, **Registered**

Public Information Officer

-cum-Superintendent

o/o Secretary Personnel, Punjab,

Personnel Policy 2 Branch,

Punjab Civil Sectt-1,

Chandigarh.

....Respondent

Complaint Case No. 554 of 2020

(Video Conference proceedings)

Present:- Shri Narinder Kumar, Complainant.

Smt. Shailja, 98883303906, Public Information Officer-cum-Superintendent
on behalf of the respondent, on telephone.

ORDER

This order may be read with reference to the previous order dated 11.1.2021. The complainant has sought two points information vide his RTI application, which is reproduced as follows:

1) F.no. 14020/1/2014-Estt. (D) Gov. Of India, Ministry of Personnel, Public Grievances and Pensions, Department of Personnel & Training Dated 22nd April, 2015 (ਨਾਲ ਨੱਥੀ) ਨੂੰ ਪੰਜਾਬ ਰਾਜ ਵਿੱਚ ਲਾਗੂ ਕਰਨ ਸਬੰਧੀ ਪੱਤਰ ਦੀ ਕਾਪੀ।

2) ਦਰਜਾ 4 ਕਰਮਚਾਰੀਆਂ ਵਿੱਚੋਂ ਬਤੌਰ ਕਲਰਕ ਤਰੱਕੀ ਲਈ 15% ਕੋਟੇ ਦਾ ਉਪਬੰਧ ਹੈ। ਪੰਜਾਬ ਸਰਕਾਰ ਵਿੱਤ ਵਿਭਾਗ ਵਲੋਂ ਜਾਰੀ ਕੀਤੀ ਗਈ ਨੋਟੀਫਿਕੇਸ਼ਨ ਨੰਬਰ 7/1/99 ਵਿ.ਪ੍ਰ. 1/7370 ਮਿਤੀ 19.5.1998 (ਨਾਲ ਨੱਥੀ) ਰਾਹੀਂ ਕਲਰਕਾਂ ਦੀਆਂ ਕੁਲ ਪੋਸਟਾਂ ਨੂੰ 50:50 ਦੇ ਅਨੁਪਾਤ ਨਾਲ ਕਲਰਕ (ਗਰੇਡ ਪੇ 3200) ਅਤੇ ਜੁਨੀਅਰ ਸਹਾਇਕਾਂ (ਗਰੇਡ ਪੇ 3600) ਵਿੱਚ ਵੰਡਿਆ ਗਿਆ ਹੈ। ਕਲਰਕਾਂ ਦੀਆਂ ਕੁਲ 204 ਪੋਸਟਾਂ ਵਿੱਚੋਂ ਦਰਜਾ 4 ਤੋਂ ਬਤੌਰ ਕਲਰਕ ਤਰੱਕੀ ਸਬੰਧੀ ਸੇਧ ਦਿੱਤੀ ਜਾਵੇ ਕਿ ਜੁਨੀਅਰ ਸਹਾਇਕਾਂ ਦੀਆਂ 50% ਪੋਸਟਾਂ ਕੱਢ ਕੇ ਬਾਕੀ ਬਚੀਆਂ ਕਲਰਕਾਂ ਦੀਆਂ 102 ਪੋਸਟਾਂ ਵਿੱਚੋਂ 15% ਦੇ ਹਿਸਾਬ ਨਾਲ ਤਰੱਕੀ ਦਿੱਤੀ ਜਾਣੀ ਹੈ।

2. The complainant states that no information has been provided by the respondent- Public Information Officer.

3. The respondent PIO states that the information has been provided to the complainant and she tenders her apology to the Commission for non compliance of Commission's order and not providing information to the appellant within stipulated time as per RTI Act,2005. She further submits that she has no ill intention for not providing the information and she assures the Commission that she will be more careful in the future to deal with the RTI application and provide the information within stipulated period. The respondent has sent a letter dated 19.2.2021 addressed to the Commission which is taken on record. She requests the Commission to drop the Show Cause Notice issued to her.

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4. However, the information so received in the Commission from the respondents, was read out point wise, before the Complainant. After hearing the contents of the letter sent by the respondents, the complainant shows his satisfaction and requested to provide him the copy of the same.

5. Since, the respondent Public information has sent the information to the Commission, the same is **sent** to the complainant along with the orders. Accordingly, the Commission accepts the contention of the respondent Public Information Officers and the show cause notice issued to her under section 20(1) of RTI Act, 2005 is hereby, withdrawn. As no more cause of action is left in this case, therefore, this case is disposed of and closed.

sd

Dated : 23.2.2021

Suresh Arora
Chief Information Commissioner,
Punjab.

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Sh. Kamaljit 9814440010
r/o Ward No.8,
Sant Prem Singh Nagar, Tanda,
District Hoshiarpur

....Appellant

Vs

Dr. Dhara Kakkar, **Registered**
Public Information Officer-cum-
Block Development and Panchayats Officer
Tanda, Hoshiarpur

....Respondent

Complaint Case No. 665 of 2020
(Video Conference Proceedings)

Present:- Sh. Kamaljit, complainant along with an Advocate.
Dr. Dhara Kakkar 7710440305, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.1.2021. The complainant has sought the following 3 points information:

- : ਵਾਰਡ ਨੰਬਰ 8, ਸੰਤ ਪ੍ਰੇਮ ਸਿੰਘ ਨਗਰ, ਟਾਂਡਾ, ਜ਼ਿਲ੍ਹਾ ਹੁਸ਼ਿਆਰਪੁਰ
- : ਵਾਰਡ ਨੰਬਰ 8, ਸੰਤ ਪ੍ਰੇਮ ਸਿੰਘ ਨਗਰ, ਟਾਂਡਾ, ਜ਼ਿਲ੍ਹਾ ਹੁਸ਼ਿਆਰਪੁਰ
- : ਬਲਾਕ ਟਾਂਡਾ ਅਧੀਨ ਪੈਂਦੇ ਕਿਹਨਾ (ਡਟੇਲ ਵਾਇਜ਼ ਮਿਤੀ 01-01-2017 ਤੋਂ 31-12-2019 ਤੱਕ) ਪਿੰਡ ਵਿੱਚ ਇੰਟਰਲੋਕ ਟਾਇਲਾਂ ਦੀ ਰਿਕਵਾਇਸਟ ਸੀ, ਉਸ ਬਾਬਤ ਜਾਰੀ ਕੀਤੇ ਟੈਂਡਰ, ਕੁਟੇਸ਼ਨਾ (ਜਾਰੀ ਕਰਨ ਦੀ ਮਿਤੀ ਅਤੇ ਲਿਖਤ), ਜਾਰੀ ਕੀਤੇ ਕੰਮ ਸਬੰਧਤ ਪੰਚਾਇਤ ਦੇ ਮਤੇ ਅਤੇ ਠੇਕੇ ਅਤੇ ਟਾਇਲਾਂ ਦੇ ਖਰੀਦ ਬਿੱਲਾਂ, ਅਤੇ ਕਿਹਨਾ ਫਰਮਾ ਪਾਸੋਂ ਖਰੀਦ ਕੀਤੀਆਂ, ਟੈਸਟ ਰਿਪੋਰਟ ਕਰਵਾਈ ਹੈ ਤਾਂ, ਦੀਆਂ ਸਰਟੀਫਾਇਡ ਕਾਪੀਆਂ।
(2) ਫਰਮਾ ਵੱਲੋਂ ਲਏ ਗਏ ਆਈ.ਐਸ.ਆਈ. ਸਾਰਟੀਫਿਕੇਟ ਦੀਆਂ ਤਸਦੀਕ ਸੂਚਾ ਕਾਪੀਆਂ।
(3) ਕਿਸ ਕਿਸ ਪਿੰਡ ਨੂੰ ਕਿਨੀ ਕਿਨੀ ਗ੍ਰਾਟ ਜਾਰੀ ਹੋਈ ਕਿਸ ਕੋਟੇ ਅਧੀਨ ਜਾਰੀ ਹੋਈ ਤੇ ਕੰਪਲੀਟ ਰਿਪੋਰਟ ਦੀਆਂ ਸਾਰਟੀਫਾਇਡ ਕਾਪੀਆਂ।

2. The complainant states that most of the information has not been provided by the respondents. He insisted that the information is available in the office of the Block Development and Panchayat Officer but the office is not supplying the same knowingly.

3. However, the respondent Public Information Officer states that 118 Gram Panchayat falls under the jurisdiction of the Block Tanda and the RTI application has been transferred to the different PIOs of the Gram Panchayat under section 6(3) of RTI Act. She further submits that all the information available in her office has been provided to the appellant and the information regarding tenders and UGC are available with Panchayat Secretaries,

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who are the Public Information Officer of the concerned Gram Panchayats. She also states that some of the PIOs have already provided the information to the appellant through registered post. She submits that she could not attend the last hearing as she was supervising the election work but she had deputed Shri Iqbal Singh clerk to attend the last hearing. She tenders her unconditional apology and requested to drop the show cause notice issued to her under section 20(1) of the RTI Act, 2005. The respondent Public Information has also sent an email dated 19.2.2021 in this regard to the Commission, which is taken on the record.

4. Although, some of the PIOs have already supplied the information to the appellant. But as per the instructions issued by the Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training vide No. 10/2/2008-IR dated 12.6.2008 the public authority has to transfer the RTI application to the public authority and not to the public authorities.

5. Therefore, the contention of the respondent Public Information Officers is accepted as the information pertaining to the RTI application available on record in the office of the Block Development and Panchayats Officer has already been supplied, so the show cause notice issued to the Block Development and Panchayats Officer Ms. Dhara Kakkar under section 20(1) of RTI Act, 2005 is hereby, withdrawn. Accordingly, the Commission observes that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Sd/

Dated: 23.2.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.