

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

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Helpline No.: 0172-2864100 (From 10.00 AM to 04.00 PM on working days)



Shri Ravi Kant S/o Shri Sansari Lal
R/o Krishna Bazar, Ward No.4,
Dhariwal, District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o The Executive Officer,
Municipal Council, Dhariwal,
District Gurdaspur.

First Appellate Authority

O/o Deputy Director,
Local Govt., Amritsar.

...Respondents

AC No.1712/2020

Present:

- (i) Shri Ravi Kant, Appellant.
- (ii) Shri Suman Kumar, Superintendent, Municipal Council, Dhariwal,
District Gurdaspur/ APIO.

ORDER

Heard through Video Conferencing

1. The RTI application is dated 29.01.2019 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 28.02.2020 and the second appeal was filed in the Commission on 13.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Gurdaspur.
3. The case has been heard today through V.C. in DC Office, Gurdaspur. Shri Ravi Kant, appellant comes present to attend the hearing. He states that he has been provided partial information and he is not satisfied with the same.
3. Shri Suman Kumar, Superintendent/APIO, O/o Municipal Council, Dhariwal, District Gurdaspur attends the hearing and states that the appellant has been supplied information vide letter dated 03.07.2020.
4. After discussions with the parties, the Bench directs the PIO to call the appellant to his office to allow him to inspect the relevant record and to identify the information

...Cont.P-2



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AC No.1712/2020

required by him. The PIO will supply the copies of documents/information so identified by the appellant before next date of hearing.

5. PIO is also directed to file an affidavit, before the next date of hearing, signed by the PIO and duly attested by the Notary Public to the effect that the information as available in the official records, in AC No.1712/2020, has been supplied to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. The original copy of the affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the above directions, the matter is adjourned. **To come up for hearing on 07.12.2020 at 11.30 AM through V.C. in the office of D.C. Gurdaspur.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Sukhchain Singh

Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur.

..... Complainant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Fatehgarh Churian
District Gurdaspur.

...Respondents

CC No.432/2020

Present:

- (i) **Shri Sukhchain Singh, Complainant**
- (ii) **Shri Ramesh Kumar, Inspector/APIO, M.C. Fatehgarh Churian,
District Gurdaspur on behalf of PIO.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 22.11.2019 vide which the complainant has sought information as enumerated in his RTI application. The complaint was filed in the Commission on 20.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Gurdaspur.
3. Shri Sukchain Singh, complainant comes present to attend the hearing through V.C. in DC Office, Gurdaspur. He states that he had received a letter from the PIO asking him to deposit Rs.5566/- as fee for supply of information. He, however, sought justification for the fee demanded vide his letter dated 28.02.2020.
4. Sh. Ramesh Kumar, Inspector O/o M.C. Fatehgarh Churian, District Gurdaspur comes present. He states that the appellant was sent the break up of Rs.5566/- demanded as fee for supply of information. However, the same has not been deposited by the complainant and hence, no information has been supplied. The complainant states that the demand for fee was made by the PIO after a delay beyond acceptable limits.

Cont..P-2



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CC No.432/2020

5. Post deliberations, the Bench observes that the information asked for is voluminous and decides that the appellant will visit the office of PIO who will allow the appellant access to the relevant official records. The appellant will inspect the records and identify the information he requires. The PIO will provide the information so identified by the appellant on payment of prescribed charges.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 07.12.2020 at 11.30 AM through V.C. in DC Office, Gurdaspur.** Copies of the orders be sent to the parties.

Chandigarh
23.09.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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Shri Sukhchain Singh

Sonam Mohalla, Fatehgarh Churian,
Tehsil Batala, Distt. Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Fatehgarh Churian
Tehsil Batala, Distt. Gurdaspur.

First Appellate Authority,

O/o Deputy Director,
Local Bodies, Amritsar.

...Respondents

AC No.1785/2020

Present:

- (i) Shri Sukhchain Singh, Appellant
- (ii) Shri Ramesh Kumar, Inspector, M.C. Fatehgarh Churian,
District Gurdaspur on behalf of PIO.

ORDER

Heard through Video Conferencing

1. The RTI application is dated 26.12.2019 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 07.02.2020 and the second appeal was filed in the Commission on 06.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Gurdaspur.
3. The case has been heard today through V.C. in DC Office, Gurdaspur. Shri Sukhchain Singh, appellant comes present to attend the hearing. He states that his RTI application was not accepted when he went to submit it by hand and the same was sent on 31.12.2019 by registered post. He was informed after a period of one month that postal order was not attached with the RTI application. As such, he again sent a postal order for Rs.10/- along with the First Appeal. He states that instead of supplying the information, he is being subjected to harassment on basic procedural issues.

Cont..P-2



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AC No.1785/2020

4. Shri Ramesh Kumar, Inspector O/o Executive Officer, Municipal Council, Fatehgarh Churian comes present to attend the hearing. He states that the information asked for by the appellant is voluminous.

5. The Bench expresses its displeasure on the functioning of the public authority in asking the appellant to send postal order after a period of one month whereas the information should have been supplied within one month itself as per provisions of RTI Act. Post deliberations, the Bench directs the PIO to call the appellant to office to allow him to inspect the relevant records to identify the information required by him. The PIO will supply the copies of documents/information so identified by the appellant before next date of hearing.

5. PIO is also directed to file an affidavit, before the next date of hearing, signed by the PIO and duly attested by the Notary Public to the effect that the information available in the official records, in AC No.1785/2020, has been supplied to the appellant and nothing beyond that is available in the official records. Nothing has been concealed therein. The statement made is correct and authentic. The original copy of the affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 07.12.2020 at 11.30 AM through V.C. in DC Office, Gurdaspur.** Copies of the orders be sent to the parties.

Chandigarh
23.09.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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Shri Harmit Singh Sidhu(Reporter),
S/o Shri Sher Singh
Rozana Desh Sewak
C/o Baba Kala Finance Co.,
Phul Ropad, Rampura Phul,
District Bathinda.

.....Appellant

Versus

Public Information Officer

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

Public Information Officer

O/o Secretary, Regional Transport ,
Authority, Jalandhar.

First Appellate Authority,

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

...Respondents

AC No.1773/2020

Present:

- (i) **Shri Harmit Singh Sidhu, Appellant**
- (ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh, in person before the Bench.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 06.07.2019 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 20.01.2020 and the second appeal was filed in the Commission on 01.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Bathinda.
3. The case has been heard today through V.C. in DC Office, Bathinda. Shri Harmit Singh Sidhu, appellant comes present to attend the hearing. He states that he has sought information regarding the action taken on a complaint made by him against

Cont..P-2



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AC No.1773/2020

Shri Harmail Singh Sran, who retired as State Transport Commissioner, Punjab for having amassed property beyond his means through illegal means. But no information has been received by him.

4. Shri Piara Singh, Assistant Transport Officer/PIO, O/o S.T.C. Punjab, Chandigarh comes present to attend the hearing in person before the Bench. He states that The appellant was informed in this regard vide letter dated 05.12.2019 that the complaint was sent to the Secretary, Regional Transport Authority, Jalandhar to conduct enquiry into the complaint and submit report. However, in spite of letters dated 07.01.2020, 19.02.2020 and 21.07.2020, the enquiry report has not been received from the Secretary, Regional Transport Authority, Jalandhar. The PIO also requests for impleading the Secretary, Regional Transport Authority, Jalandhar, as Respondent No.2.

5. In view of the above, the PIO, O/o Secretary, , Regional Transport Authority, Jalandhar is impleaded as respondent No.2. He is directed to provide the information regarding the outcome of enquiry entrusted to the Secretary, Regional Transport Authority, Jalandhar, to the appellant. He is also directed to come present on the next hearing through Cisco Webex. However, the PIO O/o S.T.C. Punjab will attend the hearing in person at Chandigarh.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing through Cisco Webex on 09.12.2020 at 11.30 AM.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy to (By Regd. Post):

**Public Information Officer O/o Secretary, Regional Transport Authority,
Jalandhar.**

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Shri Harmit Singh Sidhu(Reporter),
S/o Shri Sher Singh
Rozana Desh Sewak
C/o Baba Kala Finance Co.,
Phul Ropad, Rampura Phul,
District Bathinda.

.....Appellant

Versus

Public Information Officer

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

First Appellate Authority,

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

...Respondents

AC No.1748/2020

Present:

- (i) **Shri Harmit Singh Sidhu, Appellant**
- (ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh, in person before the Bench.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 09.07.2019 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 29.01.2020 and the second appeal was filed in the Commission on 01.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Bathinda.
3. The case has been heard today through V.C. in DC Office, Bathinda. Shri Harmit Singh Sidhu, appellant comes present to attend the hearing. He states that he has sought information regarding the payments made to the transporters wrongly at the time of World Kabaddi Cup-2011 organized at Bathinda. But no information has been received by him as yet. He also states that an enquiry was also marked by D.C. Bathinda to ADC Bathinda in the instant case.



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AC No.1748/2020

4. Shri Piara Assistant Transport Officer/PIO, O/o S.T.C. Punjab, Chandigarh comes present to attend the hearing in person before the Bench. He states that 50% staff of the office of S.T.C. Punjab, attends the office and as such, the information could not be provided to the appellant and accordingly, he prays for another date of hearing. He also produces a letter dated 23.09.2020 to this effect which is taken on record.

5. In view of the above, the matter is adjourned. To come up for hearing through on 07.12.2020 at 11.30 AM through V.C. in DC Office, Bathinda. Copies of the order be sent to the concerned parties.

**Chandigarh
23.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Manjit Singh
S/o Shri Gurcharan Singh
Village Manemajra,
Tehsil Chamkaur Sahib
District Ropar.

.....Appellant

Versus

Public Information Officer

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

Public Information Officer

O/o Secretary, Regional Transport
Authority, Ludhiana.

First Appellate Authority,

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

...Respondents

AC No.1758/2020

Present:

- (i) **Shri Manjit Singh, Appellant in person before the Bench.**
- (ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh, in person before the Bench.**

ORDER

1. The RTI application is dated 27.11.2019 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 15.01.2020 and the second appeal was filed in the Commission on 02.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ropar.

3. The case has been heard today in Commission's office at Chandigarh. Shri Manjit Singh, appellant comes present to attend the hearing in person before the Bench at Chandigarh. He states that he has sought information regarding one Shri Rohit Sood, Clerk who has been transferred from Transport Department, Punjab to the office of State Transport Commissioner, Punjab and also regarding the different complaints made against him from time to time.

Cont...P-2



-2-

AC No.1758/2020

4. The Bench observes that though the information asked for is personal and about department's administrative functioning, but the Bench is convinced with the version of the appellant as it is a matter related to corruption and corrupt practices in the Transport Department. As such, the Commission is of the opinion that the information must be provided to the appellant.

5. Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh comes present in person before the Bench. He states that there are Eight points of the RTI application and he produces letter dated 09.03.2020 before the Bench containing reply to points No.1,6,7 & 8 and further states that reply to points No.2,3,4 & 5 is to be given by the Secretary, Regional Transport Authority, Ludhiana. He requests that Secretary, R.T.A. Ludhiana be impleaded as Respondent No.2.

6. The Public Information Officer O/o Secretary, Regional Transport Authority, Ludhiana is impleaded as Respondent No.2 and is directed to supply information to the appellant on Points No. 2,3,4 & 5. He is also directed to come present for the next hearing through V.C. at Ludhiana. The PIO O/o S.T.C. Punjab the appellant will attend the hearing in person at Chandigarh.

7. With the afore said directions, the matter is adjourned. **To come up for hearing on 07.12.2020 at 11.30 AM through V.C. in DC Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

Copy to (By Regd. Post):

Public Information Officer /Secretary, Regional Transport Authority, Ludhiana.

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Shri Manjit Singh
S/o Shri Gurcharan Singh
Village Manemajra,
Tehsil Chamkaur Sahib
District Ropar.

.....Appellant

Versus

Public Information Officer

O/o Secretary, Regional Transport
Authority, Ludhiana.

First Appellate Authority,

O/o Secretary, Regional Transport
Authority, Ludhiana.

...Respondents

AC No.1760/2020

Present:

- (i) **Shri Manjit Singh, Appellant in person before the Bench.**
(ii) **None on behalf of the PIO.**

ORDER

1. The RTI application is dated 26.11.2019 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 15.01.2020 and the second appeal was filed in the Commission on 02.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ropar.
3. The case has been heard today in Commission's office at Chandigarh. Shri Manjit Singh, appellant comes present to attend the hearing in person before the Bench at Chandigarh. He states that he has sought information regarding one Shri Rohit Sood, Clerk who has been transferred from Transport Department, Punjab to the office of State Transport Commissioner, Punjab and also regarding the different complaints made against him from time to time.
4. The Bench observes that though the information asked for is personal and about department's administrative functioning, but the Bench is convinced with the version of

Cont..P-2



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AC No.1760/2020

the appellant as issues of corruption and corrupt practices in the Department in the Transport Department have been raised. As such, the Bench is of the opinion that the information must be provided to the appellant.

5. None is present on behalf of the PIO, O/o Secretary, Regional Transport Authority, Ludhiana to attend the hearing. An e.mail has, however, been received stating that due to COVID-19 pandemic, only 50% staff of the office of R.T.A. Ludhiana is attending duty and as such, has expressed inability to attend the hearing through V.C. at DC Office, Ropar. The PIO has also requested to fixing the hearing through V.C. in DC Office, Ludhiana.

6. The request of the PIO acceded to. The Public Information Officer O/o Secretary, Regional Transport Authority, Ludhiana is directed to supply information to the appellant. The PIO is also directed to come in person to attend the next hearing through V.C. at Ludhiana.

7. The appellant will attend the hearing in person before the Bench at Chandigarh.

8. With the afore said directions, the matter is adjourned. **To come up for hearing on 07.12.2020 at 11.30 AM through V.C. in DC Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Shri Ajmer Singh

S/o Shri Swaran Singh
R/o Village & PO Barwa,
Tehsil Anandpur Sahib,
District Roopnagar.

.....Complainant

Versus

Public Information Officer

O/o The Director,
State Transport, Punjab
Sector-17, Chandigarh.

...Respondents

CC No.493/2020

Present: (i) Complainant - absent
(ii) None on behalf of the PIO.

ORDER

1. The RTI application is dated 13.09.2019 vide which the complainant has sought information as enumerated in his RTI application. The complaint was filed in the Commission on 31.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 23.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ropar.

3. Shri Ajmer Singh, complainant has not come present to attend the hearing nor any intimation has been received from him.

4. The PIO has neither come present before the Bench to attend the hearing nor has sent any representative to attend the hearing on his behalf.

5. To give a fair chance to the Complainant and the PIO to put forth their version, the matter is adjourned. **To come up for hearing on 07.12.2020 at 11.30 AM through V.C. in the office of D.C. Ropar.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

