

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
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Helpline No. 0172-2864100



Sh. Prem Kumar Rattan,
House No. 78/8, Park Road, New Mandi
Dhuri, Tehsil Dhuri, District Sangrur

....Appellant

V/s

Public Information Officer,
O/o The Executive Officer
Municipal Council, Dhuri, District Sangrur

First Appellate Authority,
O/o ADC (Urban Development), Sangrur

.....Respondents

Appeal Case No. 3261 of 2021

Present : (i) None is present on behalf of the appellant
(ii) For the respondent : Sh Ravi Kumar, EO Lehragaga(96463-50091)
And Sh Manjit Singh, Inspector (94173-38320) and

ORDER

This order may be read with reference to the previous order dated 12.09.2022 vide which it has observed that the name of the then PIO has inadvertently been mentioned as Sh Ram Kumar (then PIO) in place of Sh Ravi Kumar.

2. The Appellant is not present today. However, he has informed telephonically that he shall not be able to attend the hearing today as he has received the orders dated 12.09.2022 today in the morning itself.

3. Sh Ravi Kumar, EO Lehragaga is appearing today personally and states that he had provided the information to the Appellant within the time frame as described under the Act.

4. After perusing the documents placed on file, an opportunity is given to the Appellant to appear before the Commission and state their case. Further, Sh Ravi Kumar, EO (then PIO) is directed to file his written reply on the next date of hearing.

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Appeal Case No. 3261 of 2021

5. To come up on **31.10.2022 at 12.00 PM** for further proceedings. Copy of the order be sent to the parties.

Dated : 23.09.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Shri Nirvair Singh Bains, (94174 47314)
R/o Village Kansal, P.O. Nayagaon,
Tehsil Kharar, District S.A.S. Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Sub Registrar,
Kharar, District S.A.S. Nagar (Mohali).

First Appellate Authority
O/o Deputy Commissioner,
S.A.S. Nagar (Mohali).

...Respondents

APPEAL CASE NO. 397 OF 2022

PRESENT : (i) Sh. Nirvair Singh the appellant
(ii) For the Respondent: Sh Jaswinder Singh, Tehsildar (98239-00001)

ORDER:

This order may be read with reference to the previous order dated 29.08.2022 vide which Bailable warrant was issued to the Respondent-PIO.

2. Today Sh Jaswinder Singh, Tehsildar is appearing on behalf of the Appellant. He states that he has provided the information to the Appellant.

3. The Appellant states that he has received the information but the same is not complete. He further states that he has pointed out deficiencies in the information provided. Copy of the same has been received in the Commission office vide diary no. 20861 dated 13.09.2022. The same has been discussed between both the parties today.

4. After hearing both the parties and perusing the case file, it is ascertained that, the Appellant is not satisfied with the information provided. The same has been discussed between both the parties today. Accordingly, the Respondent is directed to provide information to the Appellant with the amount of compensation on the next date of hearing.

5. To come up on **28.09.2022 at 12.00 PM** for further proceedings in the Commission. Copy of the order be sent to the parties.

Sd/-

Chandigarh
23.09.2022

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Sh Gurinder Singh, (M-62398-71477)
S/o Sh Harnek Singh,
R/o Village Bhagta Bhai Ka,
Tehsil Phul, distt Bathinda

...Appellant

Versus

Public Information Officer,
O/o ADGP (crime) Pb
Sector-9, Chandigarh

First Appellate Authority
O/o ADGP (crime) Pb
Sector-9, Chandigarh

...Respondents

APPEAL CASE NO. 2235 of 2022

PRESENT : (i) None for the appellant
(ii) For the Respondent: Sh Harbhajan Singh, ASI (9855862691)

ORDER:

This order may be read with reference to the previous order dated 17.08.2022 vide which the abovementioned case was disposed off and closed. However, the Appellant has filed an application vide Commission diary no. 20327 dated 07.09.2022 stating that the complete information had not been provided to him. Hence, considering the request of the Appellant, notice of rehearing was issued to the parties for 23.09.2022, i.e, today.

2. The Appellant is not present today. However, he has informed telephonically that he shall not be able to attend the hearing today.

3. The Respondent states that the information demanded by the Appellant is under consideration. He has also filed their reply vide Commission diary no. 21597 dated 21.09.2022 as under:-

“2. ਵਿਸ਼ਾ ਉਕਤ ਦੇ ਸਬੰਧ ਵਿੱਚ ਅਪੀਲ ਨੰ : 2235/2022 ਦਰਖਾਸਤ ਵੱਲੋਂ ਗੁਰਿੰਦਰ ਸਿੰਘ ਜ਼ਿਲ੍ਹਾ ਬਠਿੰਡਾ ਵੱਲੋਂ ਜੋ ਸੂਚਨਾ ਦੀ ਮੰਗ ਕੀਤੀ ਗਈ ਹੈ , ਸਬੰਧਤ ਫਾਇਲ ਇਸ ਦਫਤਰ ਵਿੱਚ ਅਗਲੇ ਹੁਕਮ ਲੈਣ ਲਈ ਵਿਚਾਰ ਅਧੀਨ ਹੈ ਅਤੇ ਇਸ ਦਫਤਰ ਦੇ ਏ .ਪੀ.ਆਈ.ਓ ਇੱਕ ਹਫਤੇ ਲਈ ਕੋਰਸ ਤੇ ਪੀ .ਆਈ.ਓ., ਬੀ.ਓ.ਆਈ., ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ ਮੈਡੀਕਲ ਛੁੱਟੀ ਤੇ ਚੱਲ ਰਹੇ ਹਨ।”

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APPEAL CASE NO. 2235 of 2022

4. It is observed that repeated directions have already been given in various cases that no person below the rank of PIO/APIO shall be allowed to appear. The respondents are being represented by very low level officials who are not in a position to satisfy the Commission and the appellant. This clearly shows that the Respondent has no regard for the orders issued by the Commission. Hence, again it is directed that, from the next date of hearing, no person below the PIO or APIO will be allowed to appear. Smt. Gurpreet Kaur, PIO and Smt. Rajkumari, APIO, o/o BOI may note that this is the last opportunity given to them, failing which action under Section 20 (1) will be taken.

5. To come up on **31.10.2022 at 12.00 PM** for further proceedings in the Commission. Copy of the order be sent to the parties.

Dated :23.09.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

REGISTERED POST:

CC: Director General of Punjab, Punjab Police Headquarter, Sector 9, Chandigarh (to take strict action against PIO/APIO, o/o BOI,)

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Sh Ravinder Singh Gill,
#986, Near Dev Hotel,
Main Bazaar, Moga-142001

..Vs

.....Appellant

Public Information Officer,
O/o DGP,Pb
Sector-9, PP Hqrs, Chd
First Appellate Authority,
O/o DGP,Pb
Sector-9, PP Hqrs, Chd
Public Information Officer
o/o SSP, Moga

.....Respondent

AC No. 3647 of 2022

Present: (i) None is present on behalf of the appellant
(ii) For the respondent : Sh. Amrit Singh, Sr. Assistant , o/o BOI
(9877589262)

ORDER

The RTI application is dated 13.02.2022 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 08.08.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 23.09.2022 in the Commission.
3. The appellant is absent today.
4. The respondent states that the information is lying with the PIO,o /o SSP, Moga.
5. After hearing the respondent and going through the case file it is observed that the information is lying with PIO,o /o SSP, Moga.
6. Since, the information is to be provided by the PIO,o /o SSP, Moga. I, therefore, order that PIO,o /o SSP, Moga be impleaded as Respondent No.2. I further direct that PIO, o/o SSP, Moga should supply the information to the appellant before the next date of hearing.

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AC No. 3647 of 2022

It is observed that repeated directions have already been given in various cases that no person below the rank of PIO/APIO shall be allowed to appear. The respondents are being represented by very low level officials who are not in a position to satisfy the Commission and the appellant. This clearly shows that the Respondent has no regard for the orders issued by the Commission. Hence, again it is directed that, from the next date of hearing, no person below the PIO or APIO will be allowed to appear. Smt. Gurpreet Kaur, PIO and Smt. Rajkumari, APIO, o/o BOI may note that this is the last opportunity given to them, failing which action under Section 20 (1) will be taken.

7. To come up on **31.10.2022 at 12.00 PM** for further proceedings in the Commission. Copy of the order be sent to the parties.

Dated :23.09.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

REGISTERED POST:

CC: Director General of Punjab, Punjab Police Headquarter, Sector 9, Chandigarh (to take strict action against PIO/APIO, o/o BOI,)

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Sh. Santokh Singh, S/o Sh. Sajjan Singh
VPO Kot Khera Via Tarsika
Tehsil Baba Bakala, Distt. Amritsar
(9872067194)

....Appellant

V/s

Public Information Officer,
O/o SSP, Mohali

First Appellate Authority,
O/o IGP, Roopnagar Range, Roopnagar

Public Information Officer
O/o SHO, Zirakpur

...Respondents

APPEAL CASE NO. 3481 OF 2022

Present: (i) Sh. Santokh Singh the appellant
(ii) For the respondent : Smt. Rajwinder Kaur, HC (8283060022)

ORDER

This order may be read with reference to the previous order dated 12.09.2022 passed by the Commission vide which PIO, SHO, Zirakpur was impleaded as respondent no. 2.

2. Today the respondent, o/o SHO, Zirakpur is absent. The appellant Sh. Santokh Singh states that no information has been given to him so far.

3. The perusal of the file shows that the appellant filed RTI with the PIO, o/o SSP, Mohali. Further, PIO, o/o SSP Mohali forwarded the RTI of the appellant to PIO, o/o SHO, Zirakpur. Hence, on the last date of hearing, i.e. 12.09.2022, PIO, o/o SSP, Zirakpur was impleaded as respondent no. 2. He was directed to appear before the Commission. But today neither the PIO, o/o SHO, Zirakpur appeared before the Commission nor he has sent any reply, which shows that he respondent no. 2 has no regard for the orders issued by the Commission.



APPEAL CASE NO. 3481 OF 2022

4. This has resulted in much avoidable inconvenience and hardship to the Appellant. He is, therefore, entitled to be compensated under Section 19(8)(b) of RTI Act 2005 for the loss and detriment suffered by him. In the circumstances, I am of the view that ends of justice would be met if a sum of **Rs.5000/- (Rupees Five Thousand Only)** is awarded to the Appellant as compensation. I order accordingly.

5. This amount shall be payable by the Respondent from the State exchequer within fifteen days from the receipt of this order under intimation to the Commission.

6. Looking at the lackadaisical and highly irresponsible attitude of the respondents, PIO, o/o SHO, Zirakpur is directed to show cause under Section 20(1) of the RTI Act, before the penalty is imposed as to:-

- (i) Why supply of information as per RTI request sent to him has been delayed.
- (ii) Why penalty be not imposed upon him for not supplying the information within time as prescribed under RTI Act 2005.

7. Respondent-PIO is directed to file an affidavit in this regard before the next date of hearing. Respondent-PIO is also directed to supply complete information to the appellant before the next date of hearing.

8. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice.

9. Adjourned to **31.10.2022 at 12.00 PM** for further proceedings. Copies of the order be sent to the parties **through registered post.**

Dated :23.09.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

REGISTERED POST

CC: Director General of Punjab, Punjab Police Headquarter, Sector 9, Chandigarh for information



Sh Kulvinder Singh Hundal, (M-79730-25545)

#2075, Sector 69,
SAS Nagar-160062

.....Appellant

..Vs

Public Information Officer,
O/o Security Wing, Pb, PP Hqrs
Sector-9, Chandigarh
First Appellate Authority,
O/o ADGP, Security Wing, Pb, PP Hqrs
Sector-9, Chandigarh

.....Respondent

AC No. 3687 of 2022

Present: (i) Sh. Kulvinder Singh Hundal the appellant
(ii) For the respondent : Sh. Sarabjit Singh, PPS, (DSP Security, Punjab)

ORDER

The RTI application is dated NIL vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 09.08.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 23.09.2022 in the Commission.
3. The appellant states that he is not satisfied with the reply of the respondent.
4. The respondent states that they have sent written reply vide diary no. 43969 dated 13.09.2022 mentioning therein *that the information sought by the applicant could not be provided to him, as the same relates to the subject of security. He further adds that the Security Wing of Punjab Police has been kept out of the purview of the Right of Information Act 2005, vide notification dated 23.02.2006 dated 07.06.2016.*
5. After hearing both the parties and going through the case file, the respondent is directed to bring original record in the Commission on the next date of hearing.
6. To come up on **31.10.2022 at 12.00 PM** for further proceedings in the Commission. Copy of the order be sent to the parties.

Dated :23.09.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

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Sh.Ranjit Singh, S/o Late Sh. Gian Singh
Vilage Kailo, PO Landra, Distt. Mohali
(8968567318)

..Vs

.....Complainant

Public Information Officer,
O/o SSP, Mohali
Public Information Officer
O/o SHO, Thana
Sohana, Distt. SAS Nagar

.....Respondent

CC No. 481 of 2022

Present: (i) Sh. Ranjeet Singh the complainant alongwith Sh. Randhir Singh
(ii) For the respondent : Smt. Rajwinder Kaur, HC

ORDER

This order may be read with reference to the previous order 05.09.2022 , passed by the Commission.

2. The respondent Smt. Rajwinder Kaur states that she has brought point-wise reply today in the Commission.

3. After examining the case file and going through the reply of the respondent, it is observed that the information regarding point nos. 9, 12, 13 is lying with the Incharge Complaint Branch, O/o SSP, Mohali. Further information regarding point nos. 11, 14, 15, 16, 17, 18 and 19 is lying with the PIO, o/o SHO, Thana, Sohana.

Hence, PIO, o/o SHO, Thana, Sohana is impleaded as respondent no. 2. Further PIO, o/o Incharge, Complaint Branch is directed to come present on the next date of hearing regarding information on point nos. 9, 12 and 13. Both the PIOs i.e. o/o SHO, Thana, Sohana and PIO, o/o Incharge , Complaint Branch may note that this is the last opportunity given to them to appear before the Commission alongwith complete record, failing which action under Section 20 (1) of the RTI Act will be issued.

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CC No. 481 of 2022

4. To come up on **31.10.2022 at 12.00 PM** for further proceedings in the Commission.
Copy of the order be sent to the parties.

Dated :23.09.2022

Sd/-
(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab

REGISTERED POST

CC: (i) SSP, Mohali (for information)
(ii) PIO,o/o Incharge , Complaint Branch, o/o SSP, Mohali

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Sh. Tejinder Singh (Advocate)
Civil Court, Tehsil Complex, Backside Sanjh Kender
Phiallaur- 144410 (9041004313)

.....Appellant

..Vs

Public Information Officer,
O/o Sub Registrar, Kharar
Distt. Mohali

First Appellate Authority ,
O/o SDM, Kharar, Distt. Mohali

.....Respondent

AC No. 5293 of 2021

Present: (i) None is present on behalf of the appellant
(ii) For the respondent : Smt. Rajni Bala , Senior Assistant (8847277054)

ORDER

This order may be read with reference to the previous order passed by the Commission dated 05.09.2022, vide which bailable warrant was issued to the PIO, o/o Sub Registrar , Kharar.

2. The appellant is absent today.
3. The respondent Smt. Rajni Bala has sought short date.
4. Taking a lenient view the above said appeal case was adjourned to **28.09.2022 at 12.00 PM** for further proceedings in the Commission. Copy of the order be sent to the parties.

Sd/-

Dated :23.09.2022

(Amrit Partap Singh Sekhon)
State Information Commissioner
Punjab