

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



Raj Singh Todarwal,
Vill. Todarwal, PO Babarpur,
Tehsil Nabha, District Patiala.

Versus

Public Information Officer,
o/o Inspector General of Police,
Patiala Range, Patiala.

Public Information Officer,
Senior Superintendent of Police,
Patiala.

First Appellate Authority,
Additional Director General of Police (Admn.), Punjab,
Chandigarh.

Appeal Case No. 3104 and AC No. 3107 of 2022 (Video Conference Proceedings)

PRESENT:

Raj Singh (Appellant) 98142-41257
Amandeep, Senior Assistant (for the Respondent) 97791-28209
Head Constable, Maninder Singh (for the Respondent) 94639-52430

ORDER:

1. The RTI applications are dated **4.4.2022** vide which the appellant has sought information **regarding direction of SC Commission**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.5.2022** and Second Appeal was filed in the Commission on **1.7.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **23.9.2022**.

2. Both parties are present. The respondent PIO is represented by Amandeep Singh, Senior Assistant from the office of SSP, Patiala, also representing the office of IGP, Patiala and Head Constable, Maninder Singh from the office of DGP, Chandigarh. After deliberations at this Hearing, it has emerged that the RTI application appended to AC No. 3105/2022, presently being heard by the Hon'ble State Information Commissioner Sh. APS Sekhon's Bench, as well as AC No. 3104/2022 and AC No. 3107/2022 listed fresh before this Bench, include identical RTI applications.

3. In view of the fact that Appeal Case No. 3105/2022 is already being Heard by SIC Sekhon and is due for its next Hearing on 19.10.2022, it would be only appropriate that all the cited Appeals be clubbed and heard together by one Bench. Pursuant to this, Appeal Case Nos. 3104/2022 and 3107/2022 are herewith returned to the Registry Branch for reassignment to the Bench of Hon'ble SIC Sh. APS Sekhon with due approval of the Hon'ble Chief Information Commissioner.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
23.9.2022

Cc: Deputy Registrar, PSIC, along with case files.

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Birchh Bhan

S/o Sh. Saroop Chand,
33, Kahangarh Road,
Patran, District Patiala.

Versus

Public Information Officer,

o/o Tehsildar, Patran,
District Patiala.

First Appellate Authority,

o/o Tehsildar, Patran,
District Patiala.

Appeal Case No. 2856 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **14.1.2022** vide which the appellant has sought information **regarding the Fard of a Booth**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **8.4.2022** and Second Appeal was filed in the Commission on **17.6.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **23.9.2022**.

2. Both parties are absent without intimation. This RTI application was submitted on 14.1.2022, since when the respondent PIO has not submitted any reply/information to the appellant. The respondent PIO has also not deemed it fit to submit any reply to this Commission's Notice of Hearing Dated 3.7.2022.

3. The Commission grants one final opportunity to the respondent PIO to submit a written reply to this RTI application before the next hearing.

4. **Next hearing on 30.11.2022 at 11.30 am via Video Conference Facility at DC Office, Patiala.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
23.9.2022

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REGISTERED SHOW CAUSE NOTICE

Manjit Singh Bhatia,
524, Harinder Nagar,
Patiala.

Versus

Public Information Officer,
o/o Station House Officer,
Tripari, Patiala.

First Appellate Authority,
o/o Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 2822 of 2022 (Video Conference Proceedings)

PRESENT:

Manjit Singh Bhatia (Appellant) 79863-63603
(Respondent) Absent

ORDER:

1. The RTI application is dated **7.2.2022** vide which the appellant has sought information **regarding three Complaints**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **6.4.2022** and Second Appeal was filed in the Commission on **15.6.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **23.9.2022**.

2. The appellant is present in person. The respondent PIO-cum-SHO, PS Tripari, Patiala, is absent without intimation. This is despite the Notice of Hearing sent to him on 13.7.2022. The Commission notes with distress that the Notice of Hearing and related documents which were sent to the PIO-cum-SHO, Tripari, vide Letter No. 16806 Dated 3.7.2022, by registered post were apparently "refused" by the PIO-cum-SHO, Tripari.

3. The Commission takes a very serious view of the respondent PIO-cum-SHO, Tripari's conduct and deems it fit to issue him with this Show Cause Notice.

4. The respondent **PIO-cum-SHO, Tripari, Patiala**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **7.2.2022**.

"In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*." Copies of this order be sent to the parties through registered post.

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Appeal Case No. 2822 of 2022 (Video Conference Proceedings)

5. The PIO-cum-SHO, Tripari, is directed to appear in person on 19.10.2022, with following:

- 1] A reply to the Show Cause Notice issued to him vide this Commission's Order of 23.9.2022.
- 2] Pointwise reply to the RTI application along with duly attested copies of all the requested information.
- 3] Written explanation as to why he refused to receive service of this Commission's Notice of Hearing as cited above.

Failure to present himself at the Commission and his continuing refusal to supply the requested information could result in strict penalties as per the RTI Act 2005.

6. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

7. Next hearing on 19.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

23.9.2022

Cc: Senior Superintendent of Police, Patiala, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Balvir Singh,
S/o Sh. Aatma Singh,
Village Mandauli, Tehsil Rajpura,
District Patiala.

Versus

Public Information Officer,
o/o Divisional Forest Officer,
Patiala.

First Appellate Authority,
o/o Conservator of Forests,
South Circle, Patiala.

Appeal Case No. 2484 of 2021 (Video Conference Proceedings)

PRESENT:

Balvir Singh (Appellant)

Gurdeep Singh, Forest Guard (for the Respondent) 95308-25383

ORDER:

(To be read in continuity with earlier orders on 1.12.2021 and 17.5.2022)

1. The RTI application is dated **19.3.2021** vide which the appellant has sought information **regarding Forest Range Office, Rajpura**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.4.2021** and Second Appeal was filed in the Commission on **25.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.5.2022**.

2. Both parties are present. At the hearings on 1.12.2021 and 17.5.2022, the respondents have repeatedly stated that a reply to the RTI application along with requested information was furnished to the appellant vide Letter No. 3 Dated 16.11.2021. However, despite the directions from this Commission, the respondent PIO-cum-DFO, Patiala, Smt. Vidya Sagar, IFS, has failed to submit a copy of the information purportedly supplied to the appellant, to this Commission.

3. In view of the above and the respondent PIO-cum-DFO's failure to provide a proper reply to this RTI application. The Commission deems it fit to issue the Show Cause Notice to the PIO-cum-DFO, Smt. Vidya Sagar IFS.

4. The respondent **PIO-cum-DFO, Smt. Vidya Sagar IFS**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **19.3.2021**.

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Appeal Case No. 2484 of 2021 (Video Conference Proceedings)

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

5. The PIO-cum-DFO, is further directed to submit a fresh written pointwise reply to this RTI application, addressing all the queries in said application along with duly attested copies of all the available information in the official record. The PIO-cum-DFO, Patiala, Smt. Vidya Sagar, IFS, is also directed to appear in person along with copies of the requested record and the original record before this Commission at **11:30 am on 19.10.2022**. The PIO-cum-DFO, Patiala, is also to submit a written reply to the aforesaid Show Cause Notice. Failure to comply could result in a penalty as per provisions of the RIT Act, 2005.

6. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

7. Next hearing on 19.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

**Sd/-
(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh
23.9.2022

Cc: Conservator of Forest, Patiala, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Balraj Singh

414, Dashmesh Nagar-A,
B/S Central Jail, Patiala.

Versus

Public Information Officer,
o/o Superintending Engineer Civil,
Municipal Corporation, Patiala.

Public Information Officer,
o/o Superintendent Engineer,
Municipal Corporation, Patiala.

First Appellate Authority,
o/o Commissioner,
Municipal Corporation, Patiala.

Appeal Case No. 2613 of 2022 (Video Conference Proceedings)

PRESENT:

Balraj Singh (Appellant) 99159-22444

(Respondent) Absent

ORDER:

1. The RTI application is dated **29.11.2021** vide which the appellant has sought information **regarding Dispatch register, work orders etc,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **18.4.2022** and Second Appeal was filed in the Commission on **30.5.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **23.9.2022**.

2. The appellant is present. The respondent PIO is absent without intimation. This RTI application was filed on 29.11.2021, since when no information has been supplied to the appellant despite numerous directions. This is despite the direction from the Superintendent RTI, MC Patiala, vide Letter No. 335 Dated 10.1.2022, to the Superintending Engineer Civil, MC, Patiala, to supply the information within 30 days. Subsequent to the First Appeal filed by the appellant, the FAA also Ordered that the information be supplied within 7 days of his Order Dated 25.4.2022. In view of the above, the Commission deems it to implead the Superintending Engineer (Civil), MC, Patiala as the deemed PIO in this Appeal Case and serves him with this Show Cause Notice,

3. The respondent **PIO-cum-Superintending Engineer, Civil, MC, Patiala,** is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **29.11.2021**.

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Appeal Case No. 2613 of 2022 (Video Conference Proceedings)

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

4. The Superintendent Engineer Civil, MC, Patiala, is hereby directed to submit a pointwise reply to the RTI application along with attested copies of all the requested information within 20 days of receipt of this Order. Failure to do so, will invite penal action as per RTI Act, 2005.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. Next hearing on 30.11.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

23.9.2022

Cc: Commissioner, Municipal Corporation, Patiala, for information and

PUNJAB STATE INFORMATION COMMISSION

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Rajesh Kumar,
S/o Late Sh. Om Parkash,
80, Near Thana Sadar,
Railway Road, Nabha – 147 201

Versus

Public Information Officer,
o/o Executive Officer, Nagar Council, Nabha.
First Appellate Authority,
o/o Secretary, Local Government,
Punjab, Chandigarh.

Appeal Case No. 2444 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier order on 1.12.2021 and 17.5.2022)

1. The RTI application is dated **21.5.2020** vide which the appellant has sought information **regarding MB books issued by the Store in-charge**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **8.1.2021** and Second Appeal was filed in the Commission on **21.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.5.2022**.

2. Both parties are absent. At the last hearing on 17.5.2022, the respondent PIO-cum-EO, was issued a Show Cause Notice to which he has not made any written submission or to avail of the opportunity to be heard in person.

3. The commission allows the respondent PIO one final opportunity to send a written reply to the Show Cause Notice issued to him. The PIO is also to file a written reply to point no. 3 and 4 of the RTI application, along with the requested information and other related information as per para 2 of this Commission's Order of 17.5.2022. Failure to comply, shall invite penal consequences as per the RTI Act, 2005.

4. **Next hearing on 30.11.2022 at 11.30 am via Video Conference Facility at DC Office, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
23.9.2022

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Jasbir Singh,
Guru Nanak Nagar,
Village Bolapur, Jhabewal,
Post Office Ramgarh, Ludhiana.

Versus

Public Information Officer,
o/o Sub Divisional Magistrate,
Patti, Tarn Taran.
First Appellate Authority,
o/o Sub Divisional Magistrate,
Patti, Tarn Taran.

Appeal Case No. 1150 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
Sukhwinder Kaur, PIO-cum-Superintendent (Respondent)
Lalit Kumar, Clerk (for the Respondent) 81465-22509

ORDER:

(To be read in continuity with earlier orders on 30.6.2022)

1. The RTI application dated **2.12.2021** vide which the appellant has sought information **regarding reassignment of vehicles March 2021 to 2.12.2021**, as enumerated in his RTI applications. First Appeals were filed with the First Appellate Authority (FAA) on **17.1.2022** and Second Appeal was filed in the Commission on **7.3.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **30.6.2022**.
2. The appellant is absent. The respondent PIO-cum-Superintendent, Satwinder Kaur accompanied by Sh. Lalit Kumar, Clerk, have submitted a reply vide Letter No. 669 Dated 14.9.2022, wherein it has been stated that the information was first sent to the appellant vide Letter No. MTC/649 Dated 12.8.2022.
3. The respondent PIO-cum-Superintendent, is directed to submit a copy of the reply/information sent to the appellant, to the Commission forthwith. At the last hearing on 30.6.2022, a Show Cause Notice was issued to the respondent PIO to which she has made no written submission. The respondent PIO is given one final opportunity to make a written submission in reply to the Show Cause Notice issued to her on 30.6.2022, explaining the delay in addressing this RTI application. This must be submitted to the Commission by registered post within Five working days from today.

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Appeal Case No. 1150 of 2022 (Video Conference Proceedings)

4. Next hearing on 24.11.2022 at 11.30 am via Video Conference Facility. (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Tarn Taran.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
23.9.2022

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Jasbir Singh,
Guru Nanak Nagar,
Village Bolapur, Jhabewal,
Post Office Ramgarh, Ludhiana.

Versus

Public Information Officer,
o/o Sub Divisional Magistrate,
Patti, Tarn Taran.
First Appellate Authority,
o/o Sub Divisional Magistrate,
Patti, Tarn Taran.

Appeal Case No. 1281 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
Sukhwinder Kaur, PIO-cum-Superintendent (Respondent)
Lalit Kumar, Clerk (for the Respondent) 81465-22509

ORDER:

(To be read in continuity with earlier orders on 30.6.2022)

1. The RTI application dated **2.12.2021** vide which the appellant has sought information **regarding learning and permanent driving licenses from 1.8.2021 to 2.12.2021**, as enumerated in his RTI applications. First Appeals were filed with the First Appellate Authority (FAA) on **17.1.2022** and Second Appeal was filed in the Commission on **11.3.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **30.6.2022**.
2. The appellant is absent. The respondent PIO-cum-Superintendent, Satwinder Kaur accompanied by Sh. Lalit Kumar, Clerk, have submitted a reply vide Letter No. 669 Dated 14.9.2022, wherein it has been stated that the information was first sent to the appellant vide Letter No. MTC/648 Dated 12.8.2022.
3. The respondent PIO-cum-Superintendent, is directed to submit a copy of reply/information sent to the appellant, to the Commission forthwith. At the last hearing on 30.6.2022, Show Cause Notice was issued to the respondent PIO to which she has neither made any written submission or is able to offer any explanation for the delay in addressing this RTI request. The respondent PIO is given one final opportunity to make a written submission in reply to the Show Cause Notice issued to her on 30.6.2022, explaining the delay in addressing this RTI application. This must be submitted to the Commission by registered post within 5 working days from today.

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Appeal Case No. 1281 of 2022 (Video Conference Proceedings)

4. Next hearing on 24.11.2022 at 11.30 am via Video Conference Facility. (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Tarn Taran.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
23.9.2022

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Kamaldeep Kaur,
W/o Ajay Pal Singh,
VPO Gumtala, Opposite Govt. Dispensary,
Ward No.5, Amritsar.

Versus

Public Information Officer,
o/o Chief Agriculture Officer,
Near Janta Palace,
Tarn Taran-143401

First Appellate Authority,
Chief Agriculture Officer,
Near Janta Nagar,
Tarn Taran-143401

Appeal Case No. 2360 of 2021 (Video Conference Proceedings)

PRESENT:

Kamaldeep Kaur (Appellant) 98721-39640
Sandeep Singh, ADO (for the Respondent) 99884-44712

ORDER:

(To be read in continuity with earlier orders on 5.4.2022 and 30.6.2022)

1. The RTI application is dated **15.2.2021** vide which the appellant has sought information **regarding financial assistance to the farmers for procurement of agricultural machinery and equipment for the In-situ Crop Residue Management Scheme, in three points,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.3.2021** and Second Appeal was filed in the Commission on **18.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **30.6.2022**.

2. Both parties are present. A Show Cause Notice was issued to the respondent PIO vide this Commission's Order of 30.6.2022, following which, he has submitted a copy of reply vide Letter No. 1535 Dated 30.5.2022, wherein certain deficiencies listed by the appellant on 20.5.2022, were sought to be addressed. It is notable that despite the Show Cause Notice, the respondent PIO has not complied with this Commission's Orders of 5.4.2022, and 30.6.2022, wherein he was ordered to submit the first reply and information that was sent to the appellant, to this Commission. The respondent PIO has not even deemed it fit to make a written submission to the Show Cause Notice issued to him.

3. The respondent PIO-cum-Chief Agricultural Officer, Sh. Surinder Singh, is hereby granted Ten days to:

- 1] Submit a copy of Letter No. 620 Dated 15.3.2021, along with all the appended information, duly attested, to the Commission.
- 2] Letter No. 1534-35 Dated 30.5.2022, along with all the appended information attested, to the Commission.

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Appeal Case No. 2360 of 2021 (Video Conference Proceedings)

3] Submit a fresh, comprehensive pointwise reply to the RTI application along with all the associated documents as available in the record. The documents must be listed in said reply and all documents provided must be paginated as cited in the reply.

4] The respondent PIO-cum-Chief Agricultural Officer, **Sh. Surinder Singh**, is further directed to submit a duly notarized affidavit listing all the documents supplied to the appellant and clearly stating that there is no other document available in his record pertaining to this RTI application. This must be done within 10 days of receipt of this Order.

4. The respondent PIO-cum-Chief Agricultural Officer, is reminded that he is still under Show Cause Notice and any failure to comply with this Commission's direction, will invite the strictest penalties as per the provisions of the RTI Act, 2005.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. **Next hearing on 30.11.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Amritsar and the respondent PIO will attend the hearing at DC Office, Tarn Taran.)

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

23.9.2022