

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 6284820189



Sh. H.S. Hundal Advocate,

203, Judicial Courts,

Mohali.-160071.

M : 9878500082

..Appellant

Vs

Public Information Officer,

O/o Punjab State Information Commission, PB,

Chandigarh.

First Appellate Authority

O/o Punjab State Information Commission, PB,

Chandigarh.

....Respondent(s)

Appeal Case No. 126/2021

(Cisco Webex/Telephone Proceedings)

Present:- Shri H.S. Hundal Advocate, the appellant.(On telephone)

Sh. Sudhir Kumar, 9464395148 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 15.3.2021.

2. The appellant has sent an email dated 23.5.2021, which is taken on record. He has also reiterated the same during the hearing.

3. In view of the Covid 19 Pandemic, the hearings are being conducted by the Commission either through the video conference or through cisco webex. Since, the appellant has also requested to fix the date of hearing in person, vide his email dated 13.3.2021, the case is adjourned for physical hearing in the Commission on 14.7.2021.

4. A copy of the submissions made by the appellant is being **sent** along with this order to the respondent-Public Information Officer to file the rejoinder, if any, before the next date of hearing to take the matter to its logical end.

5. To come up on 14.07.2021 at 12.30 PM to be heard in person at Chandigarh.

SD/

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Shri Rakesh Kumar Gupta Adv.

8/237, Jagraon Road,

Mullanpur,

Distt. Ludhiana. Mob. 9814924851

..Appellant

Vs

Public Information Officer,

O/o Administrative Officer,

MGSIPA, Punjab,

Sector 26, Chandigarh.

First Appellate Authority

O/o Administrative Officer,

MGSIPA, Punjab,

Sector 26, Chandigarh.

....Respondent(s)

Appeal Case No. 689/2021

(Cisco Webex/Telephone Proceedings)

Present:- Sh. Rakesh Kumar Gupta, appellant.

Shri Balbir Chaudhary Ad.O 9780605772, on telephone on behalf of the respondents.

Order

This order may be read with the previous order dated 17.5.2021 vide which the appellant was directed to deposit the requisite fee amounting to Rs 10576/- before the next date of hearing as has been demanded by the respondent Public Information Officer for getting the information and respondent Public Information Officer was directed to supply the information immediately on receipt of the requisite fee from the appellant. The case was adjourned and was fixed for hearing today i.e. 24.5.2021.

2. The appellant states that the respondent Public Information Officer has demanded an imaginary huge amount to provide the information. He requests to allow him inspection of the record before depositing the demanded fee.

3. Accordingly, the inspection of the record pertaining to the RTI application is allowed to the appellant. In view of the on-going Covid 19 Pandemic, with the mutual understanding both the parties exchanged their mobile numbers to fix the date and time for inspection before next date of hearing under intimation to the Commission. The respondent PIO is hereby, directed to make available the record for the inspection of the appellant and supply the photocopies of the documents if so identified by the appellant after getting the requisite fee prescribed under the RTI Act, 2005. The case is adjourned.

4. To come up on 06.07.2021 at 12.30 P.M. to be heard through Cisco Webex.

SD

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.

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Smt. VarinderKaur 9501456703

490 Urban Estate, Phase 1,

Jalandhar

....Appellant

Vs

Public Information Officer

o/o Tehsildar-cum-Registrar of Marriage,

District Amritsar

First Appellate Authority

o/o Deputy Commissioner

District Amritsar

....Respondents

Appeal Case No. 3728 of 2020

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Smt. Varinder Kaur, appellant.

Shri Lakhwinder Singh Singh, Tehsildar Amritsar-2, M 8872698889, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 5.3.2021.

2. The representative of the respondent states that the sought information has already been supplied to the appellant on 19.5.2021 through email and also sent to her through registered post. The representative of the respondent has also sent a copy of the information to the Commission through email, which is taken on record.

3. The appellant states that she has deposited Rs 150 with the respondent but the respondent has not supplied the complete information.

4. After hearing both the parties, it is transpired that the appellant is not satisfied with the information supplied to her. Therefore, inspection of the concerned record is hereby allowed to the appellant with the direction to the respondent to make available the record for the inspection of the appellant and supply the certified copies of the record pertaining to her RTI application, if so identified by the appellant. In view of the on-going Covid 19 pandemic both the parties exchanged their mobile numbers to fix the date and time for the inspection under intimation to the Commission.

5. To come up on 6.7.2021 at 12.30 PM to be heard through video conference facility available In the office of The Deputy Commissioner Amritsar/ Cisco webex.

SD

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.

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Smt. VarinderKaur 9501456703

490 Urban Estae, Phase 1,

Jalandhar

....Appellant

Vs

Public Information Officer

o/o Sub Registrar,

Attari,

District Amritsar

First Appellate Authority

o/o Deputy Commissioner

District Amritsar

....Respondents

Appeal Case No. 3731 of 2020

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Smt. Varinder Kaur, appellant.

Sh. Vikram Singh Naib Tehsildar M 6356000001 behalf of the respondents.

Order

This order may be read with the reference to the previous order dated 5.3.2021 vide which appellant was directed to clarify as per the submissions of the respondent Public Information Officer to enable them to supply the sought information and the respondent Public information was directed to file the reply/supply the information in case the response received from the appellant. The case was adjourned to 20.4.2021 and further postponed for today i.e. 24.5.2021 due to administrative reasons.

2. The representative of the Public Information Officer states that the appellant has sought the information pertaining to Intkal No. 1386 but she has not still clarified the name of village to which this Intkal relates to.

3. The appellant states that she has sought the information pertaining to Village Dhanoa and the same is sent through whatsapp to the representative of the Public Information Officer.

4. After hearing both the parties, the respondent-Public Information Officer is directed to file the reply/supply the information pertaining to Intkal No. 1386 of Village Dhanoa before the next date of hearing under intimation to the Commission. Also both the parties exchanged their mobile numbers.

5. To come up on 31.5.2021 at 12.30 PM to be heard through video conference facility available In the office of The Deputy Commissioner Amritsar/ Cisco webex.

SD/

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.

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Sh. Nirmal Singh Dhiman, Supdt, Grade-I (Retd.),
S/o Late Sh. Gurbax Singh,
R/o - H No 895, Phase IX (Sector 65),
Mohali-160062 Mob. 9988163411

..Appellant

Vs

Public Information Officer,
O/o Financial Commissioner (Revenue),
(Administration - I Branch),
Punjab Civil Secretariat,
Chandigarh.

First Appellate Authority
O/o Financial Commissioner (Revenue),
Punjab Civil Secretariat,
Chandigarh.

....Respondent(s)

Appeal Case No. 98/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Nirmal Singh Dhiman, appellant in person.
Ms Amrjit Kaur M 9888622801 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 15.3.2021 vide which the submissions of the appellant were sent to the respondent Public Information Officer to file the rejoinder, if any. The case was adjourned and fixed for hearing today i.e., 24.5.2021.

2. The representative of the Public Information Officer states that rejoinder has already been filed vide letter no. 11/12/2021-5 ਪ੍ਰ-1/4793 dated 28/4/2021 and the same is taken on record.

3. The appellant states that he has also submitted the reply of the rejoinder filed by the respondent-Public Information Officer, which is taken on record.

4. After hearing both the parties and going through the facts of the case, the order in this case is 'RESERVED' and will be pronounced later on.

Dated: 24.5.2021

SD/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Malkit Khan s/o Sh. Juma Khan
r/o Bilpur,
Tehsil & District Patiala

....Appellant

Vs

Ms. Nidhi Sinha, **Registered**
Public Information Officer
o/o Block Development and Panchayats Officer,
Patiala

First Appellate Authority
o/o Block Development and Panchayats Officer,
Patiala.

....Respondents

Appeal Case No. 3105 of 2020
(Video Conference Proceedings)

Present:- Sh. Malkiat Khan, appellant.
Sh. Bhupinder Singh, Panchayat Secretary 8054005107 on behalf of the respondents.

ORDER

This order may be read with the reference to the previous order dated 4.3.2021 vide which Shri Bhupinder Singh, Panchayat Secretary was directed to file reply/supply the information immediately on receipt of the record from his predecessors. The case was adjourned to 20.4.2021 and further postponed for today i.e. 24.5.2021 due to administrative reasons.

2. The appellant states that the respondent Public Information Officer has supplied the copies of the proceeding books and no other information has been supplied so far. He has requested to direct the respondent-Public Information Officer to supply the remaining information.

3. The representative of the respondent states that he has supplied the information to the appellant as per the charge taken by him. He further states that no record has been handed over to him by his predecessors so he is unable to provide the remaining information to the appellant.

4. After deliberations, it is transpired that it is the responsibility of the Block Development and Panchayat Officer to supply the information to the appellant being Public Information Officer. In view of the above and viewing the attitude in dealing with the RTI application of the appellant, Ms Nidhi Sinha, Block Development and Panchayat Office Patiala cum Public Information Officer, is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on her for causing wilful delay/denial of the information to the RTI application and to show cause why a compensation may not be awarded to the appellant for detriment suffered by her under Section 19(8) of the RTI Act, 2005.

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Appeal Case No. 3105 of 2020

-2-

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. She may take a note that in case she does not file her written reply and does not avail herself of the opportunity of personal hearing on the next date, it will be presumed that she has nothing to say and the Commission will proceed ex-parte.

4. The Public Information Officer-cum-Block Development and Panchayats Officer is also directed to take appropriate action under the law to recover the official record.

5. The Public Information Officer-cum-Block Development and Panchayat Officer is also directed to remain present on the next date of hearing and supply the complete information to the appellant before the next date of hearing. With this direction case is adjourned.

6. To come up on 6.7.2021 at 12.30 P.M. to be heard through vide Conference Facility available in the office of the Deputy Commissioner, Patiala/Cisco Webex.

SD/

Dated: 24.5.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Suresh Kumar Sharma, 9855890233

New Sharma Furniture House,

Partap bazaar Cheatta,

District Amritsar.

..Complainant

Vs

Public Information Officer

o/o sub Registrar-2,

Tehsil complex,

District Amritsar.

....Respondent

Complaint Case No. 433 of 2020

(Cisco Webex/Telephone Proceedings)

Present:- Sh. Suresh Kumar, Complainant through cisco webex.

Sh. Pritpal Reader 9463392100, 9814354074 office(on telephone) of the Sub Registrar 2, Amritsar on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 18.3.2021 vide which the reply of the respondent Public Information was sent to the appellant to file his rejoinder if any before the next date of hearing to take the matter to its logical end. The case was adjourned for today i.e. 24.5.2021.

2. The respondent-Public Information Officer has sent a press note through whatsapp and informed the Commission about their inability to attend the hearing due to strike by the Punjab State Distt. (D.C.) Offices Employees Union. The Press note sent by him is taken on record. The representative of the respondents requested to adjourn the case.

3. Accordingly, the complainant has been informed. Since, the respondent-Public Information Officer has already sent the response/information to the complainant, therefore, he is directed to file the rejoinder, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission. The case is adjourned.

4. To come up on 7.7.2021 at 12.30 P.M. to be heard through vide Conference Facility available in the office of the Deputy Commissioner, District Amritsar/Cisco Webex.

SD/

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Vikul Puri 9888588282

377, Puda Colony,

Malout 152107

....Appellant

Vs

Public Information Officer
o/o Chief Minister, Punjab,
Chandigarh.

First Appellate Authority
o/o Chief Minister, Punjab,
Chandigarh.

....Respondents

Appeal Case No. 3714 of 2020

(Cisco Webex proceedings)

Present:- Sh. Vikul Puri, appellant
None on behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 4.3.2021 vide which the directions were given to the appellant to file the rejoinder, if any before the next date of hearing. The case was adjourned to 20.4.2021 and further postponed to 24.5.2021 due to administrative reasons.

2. The appellant states that he has filed the rejoinder but no information has been supplied by the respondent-Public Information Officer till date. A copy of the same has also been received in the Commission, which is taken on record. He requests the Commission to direct the respondent-Public Information Officer to supply the information.

3. The respondent Public Information Officer has sent a letter bearing no. CMO/RTI/SPL/2020/GA7/1771 dated 24.5.2021 with the submission that due to second wave of Covid 19 Pandemic the office is functioning with 50% staff as per the instructions of the Government of Punjab and requested for the adjournment of the case to file the reply. The letter received from the respondent is taken on record.

4. Accordingly, the appellant has been informed. The respondent-Public Information Officer is hereby directed to file his response before the next date of hearing. The case is adjourned.

5. To come up on 6.7.2021 at 12.30 P.M. to be heard through vide Conference Facility available in the office of the Deputy Commissioner, Ludhiana/Cisco Webex.

SD/

Dated: 24.5.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Nikhil Saraf 9872632670

H.No. 51-52, Kansal Enclave,

Near Kansal Village,

Mohali.

..Complainant

Vs

Public Information Officer

o/o Chief Secretary, Punjab,

Punjab Civil Secretariat-1, Chandigarh.

Sh. Baldeep Singh,

Public Information Officer-cum- (By name) **Registered**

Tech. Director,

Local Government, Punjab

Municipal Bhawan,

Sector 35, Chandigarh.

....Respondents

Complaint Case No. 915 of 2020

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Nikhil Saraf, complainant on telephone.

Sh. Baldeep Singh, Tech. Director 9814488877 9888480766, 9780021226 (on telephone) on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 5.3.2021 vide which the case was adjourned for 20.4.2021 but due to administrative reasons the case was further adjourned for today i.e. 24.5.2021.

2. The appellant states that the respondent-Public Information Officer may be directed to supply the information. He has also placed on record the complaint dated 21.10.2019, action taken of which has been sought by him. Also a reply has been received from the Joint Deputy Director, Deptt. of Local Govt. Punjab which is taken on record.

3. Accordingly, a copy of the complaint dated 21.10.2019 is being **sent** along with this order to the respondent-Public Information Officer to file his reply/supply the information/status of the complaint as has been sought by the appellant before the next date of hearing.

4. To come up on 30.6.2021 at 12.30 PM at Chandigarh.

SD/

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Jaswant Sarpal 9465477771

H.No. 2220/2 gali Arian,

I/S Maha Singh Gate,

District Amritsar

....Appellant

vs

Public Information Officer
o/o Deputy Commissioner,
District Amritsar

First Appellate Authority
o/o Deputy Commissioner,
District Amritsar

....Respondents

Appeal Case No. 3654 of 2020

(Video Conference/Telephone/Cisco Webex Proceedings)

Present:- Sh. Jaswant Sarpal, appellant, on phone.

Sh. Sarwan Singh, S.I. 9780575800 o/o Deputy Commissioner Police, Amritsar
city on behalf of the respondents, through cisco webex.

ORDER

This order may be read with reference to the previous order dated 5.3.2021 vide which the case was adjourned 20.4.2021 but due to administrative reasons the case was further adjourned for today i.e. 24.5.2021.

2. An email has been received from the appellant dated 17.4.2021 which is taken on record. Also the appellant reiterated the same.

3. Also a reference has been received from the respondent-Public Information Officer-cum-D.R.O. Amritsar bearing No. 1688 dated 16.4.2021, which is taken on record.

4. After deliberations, a copy of the submissions made by the appellant are being **sent** to the respondent-Public Information Officer o/o the Deputy Commissioner, District Amritsar along with this order to file the rejoinder, if any.

5. To come up on 8.7.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Amritsar/cisco webex.

SD/

Dated: 24.5.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.