

Yogesh Mahajan
S/o Sh. Kuldip Raj Mahajan,
Opposite Water Tank,
Municipal Market,
Mission Road, Pathankot (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Engineer,
Punjab Water Supply And Sanitation,
Malout (Punjab)

First Appellate Authority,
O/o The Superintending Engineer,
Punjab Water Supply and Sanitation Circle,
SriMuktsar Sahib (Punjab)

...Respondents

Appeal Case No. 1811 of 2022

Present : Sh. Yogesh Mahajan, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 06.01.2022. First appeal is dated 10.02.2022. Second appeal has been received in the Commission on 12.04.2022.

The appellant, Sh. Yogesh Mahajan, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO and through a letter dated 26.05.2022, he has pointed out deficiencies in the supplied information and a copy of the same has also been sent to the Commission through an e-mail. It is taken on record.

An opportunity is given to the respondent PIO concerned to supply the information, after removing the deficiencies, which were pointed out by the appellant through letter dated 26.05.2022, to him by registered post before the next date of hearing with a copy to the Commission.

As I am demitting the office on 23rd September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case.

Copies of the orders be sent to the parties.

Date : 24th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Encl : Case-File

Raj Kumar
S/o Sh. Amarnath,
144, Sun City,
Amloh Road, Khanna (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Divisional Forest officer,
Ludhiana(Punjab)

First Appellate Authority,
O/o The Conservator of Forests, Punjab,
South Circle, Opp. Central Jail,
Patiala (Punjab)

...Respondents

Appeal Case No. 2373 of 2020

Present : Sh. Raj Kumar, the appellant in person.
Sh. Sukhpal Singh, Forest Range Officer, Samrala, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 12.06.2020. First appeal is dated 21.07.2020. Second appeal has been received in the Commission on 31.08.2020.

On the last date of hearing, held on 09.05.2022 ;

- i) Sh. Sukhpal Singh, Forest Range Officer, Samrala, stated that the requisite information was supplied to the appellant through registered post on 11.02.2022.
- ii) The appellant stated that incomplete information was given to him by the respondent PIO and through a letter dated 14.02.2022, he has pointed out deficiencies to the respondent with a copy to the Commission.
- iii) The appellant was advised to visit the office of the respondent PIO to inspect the relevant official record on 19.05.2022 at 12:00 noon to identify the information and the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record during his visit to the office on 19.05.2022 so and supply the required information to the appellant (which would be identified by him after inspection) with a copy to the Commission.
- iv) An opportunity was given to the appellant to confirm whether he received the information or not

Sh. Sukhpal Singh, Forest Range Officer, Samrala, who appeared on behalf of the respondent PIO in today's hearing, states that in compliance to the order dated 09.05.2022, the requisite information (approximately 178 pages) has already been supplied to the appellant vide letter no. 1476 dated 18.05.2022 and on that reply, the appellant has put his signatures on 19.05.2022 as an acknowledgement of having received the information and a copy of reply has also been sent to the through an e-mail dated 20.05.2022. It is taken on record.

The appellant, Sh. Raj Kumar , who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO till date.

Nevertheless, another opportunity is also given to both the parties to represent this case in person or through their representative on the next date fixed so that facts of this could be cleared or the case would be decided on merits.

As I am demitting the office on 23rd September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case .

Copies of the orders be sent to the parties.

Date : 24th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Encl : Case-File

Sahbaz Khan
S/o Sh. Sahzad Jhan,
H. No. 224, Street No. 09,
Village – Mohali, Phase -1,
Mohali (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Assistant Labour Commissioner,
District Administrative Complex
O/o Deputy Commissioner,
Sector 76, 4th Floor, Room No. 507,
S.A.S. Nagar (Mohali) (Punjab)

First Appellate Authority,
O/o The Labour Commissioner,
Phase – 10, S.A.S. Nagar (Mohali) (Punjab)

...Respondents

Appeal Case No. 2253 of 2020

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 23.05.2020. First appeal is dated 22.06.2020. Second appeal has been received in the Commission on 21.08.2020.

On the last date of hearing, held on 09.05.2022 ;

- i) The respondent PIO through a reply vide letter no. 495 dated 23.01.2022 signed by APIO-cum- Labour Enforcement Officer(Grade-I), S. A. S. Nagar, had intimated the Commission that a proper reply was given to the appellant vide letter no. 496 dated 23.01.2022 .
- ii) Last opportunity was given to the appellant to point out deficiencies, if any, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned or the case would be decided on merits.

Neither the respondent PIO nor any of his representative is present in today's hearing.

The appellant, Sh. Sahbaz Khan, through an e-mail dated 24.08.2022, has intimated the Commission that he is unable to attend today's hearing and requested for an adjournment in this case. It is taken on record.

Moreover, the respondent PIO has not sent any forwarding letter (if the information has been sent to the appellant) and the appellant has also not sent any intimation whether he received the information or not.

Contd...2/-

Nevertheless, last and final opportunity is given to both the parties to represent this case in person or through their representative on the next date fixed to intimate the status of the instant appeal-case or the case

As I am demitting the office on 23rd September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case .

Copies of the orders be sent to the parties.

Date : 24th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Encl : Case-File

Brish Bhan
S/o Sh. Saroop Chand,
House Number 33,
Kahangarh Road,
Patran, Distt. Patiala(Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Sunam, Distt. - Sangrur (Punjab)
Encl:RTI request

First Appellate Authority,
O/o The Executive Officer,
Nagar Council,
Sunam, Distt. - Sangrur (Punjab)

...Respondents

Appeal Case No. 5375 of 2021

Present : Sh. Brish Bhan, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 19.07.2021. First appeal is dated 26.08.2021. Second
appeal has been received in the Commission on 01.11.2021.
On the last date of hearing, held on 04.05.2022 ;

- i) Last opportunity is given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post with a copy to the Commission.
- ii) A show cause notice under Section 20 (1) of the RTI Act was issued to PIO office of Executive Officer, Nagar Council, Sunam under the provisions of the RTI Act, 2005.

The appellant, Sh. Brish Bhan, who appeared in today's hearing, states that no information has been given to him by the respondent PIO.

After examining the documents placed on record, it is found that a show-cause notice was issued vide orders dated 04.05.2022 with the directions to the concerned PIO to appear before the Commission personally but he did not visit the Commission to attend the hearing, moreover, the requisite information has not been supplied by the respondent PIO to the information seeker till date, which reflects that he is trying to delay in supplying the required information to the information-seeker. The Commission took a serious view of this casual approach of the respondent PIO.

For making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned Public Information Officer, who is Executive Officer, Nagar Council, Sunam. A copy of this order be sent to him through registered post.

The amount of penalty will be deposited in the Treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be submitted to the Commission on the next date of hearing.

Last and final opportunity is given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post with a copy to the Commission by the next date of hearing

As I am demitting the office on 23rd September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case .

Copies of the orders be sent to the parties.

Date : 24th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Encl : Case-File



Dharam Pal S/o Sh. Ram CHand,
H. No. B-1/709,
Panchayati Mandir Wali Gali,
Barnala - 148101(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Nagar Council, Barnala(Punjab)

First Appellate Authority,
O/o The Additional Deputy Commissioner
(Urban Development),
Barnala(Punjab)

...Respondents

Appeal Case No. 5397 of 2021

Present : Sh. Dharam Pal, the appellant in person.
Sh. Lakhwinder Singh, Building Inspector, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 15.07.2021. First appeal is dated 27.08.2021. Second
appeal has been received in the Commission on 29.11.2021.

On the last date of hearing, held on 04.05.2022 ;

- i) Last opportunity is given to the respondent PIO concerned to supply the certified
copies of the required information to the appellant as per queries raised by him
through RTI request, through registered post with a copy to the Commission.

- ii) A show cause notice under Section 20 (1) of the RTI Act was issued to PIO office of
Executive Officer, Nagar Council, Barnala, under the provisions of the RTI Act, 2005.

Sh. Lakhwinder Singh, Building Inspector, who appeared on behalf of the

respondent PIO in today's hearing, states that available and givable information has already been
supplied to the appellant vide letter no. 363 dated 22.08.2022 in person and information at point
no. 04 could not be given to the appellant as it is 'third party' information and a reply has also
been given to the appellant. It, alongwith annexure, is taken on record.

The appellant, Sh. Dharam Pal, who appeared in person in today's hearing, states
that incomplete information has been given to him by the respondent PIO.

Heard both the parties.

Both the parties i. e. the appellant and the respondent PIO are directed to be
present with the information (already supplied in the instant appeal-case) during the proceedings
of the instant appeal-case on the next date fixed in the office of State Information Commission,
Punjab so that facts of this case could be cleared or the case would be decided on merits.

As I am demitting the office on 23rd September, 2022 and I have left with little time
to decide the issues, which have been cropped in the instant appeal case, hence, next date of
hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file
before the Hon'ble Chief Information Commissioner for appropriate orders to fix further
hearing/hearings in the instant appeal-case .

Copies of the orders be sent to the parties.

Date : 24th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC: The Deputy Registrar

Encl : Case-File

Prem Singh S/o Sh. Kehar Singh,
Village – Jawandpur,
Tehsil – Sri Khadoor Sahib,
Distt. – Tarn Taran(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The District Development
and Panchayat Officer,
Tarn Taran(Punjab)

First Appellate Authority,
O/o The Addl. Deputy Commissioner(Dev.)
Tarn Taran (Punjab)

...Respondents

Appeal Case No. 5285 of 2021

Present : Sh. Prem Singh , the appellant in person.
i) Sh. Yadwinder Singh, Gram Rozgar Sewak ;
ii) Sh. Rajwant Singh, Panchayat Secretary, on behalf of the respondent.

ORDER

Heard in the Commission.

The RTI request is dated 25.06.2021. First appeal is dated 02.11.2021. Second appeal has been received in the Commission on 23.11.2021.

Sh. Yadwinder Singh, Gram Rozgar Sewak and Sh. Rajwant Singh, Panchayat Secretary, who appeared on behalf of the respondent in today's hearing, state that the requisite information has already been sent to the appellant through registered post on 13.08.2022 and a reply, alongwith a copy of supplied information, has also been sent to the Commission, which was received in the Commission vide Diary No. 18321 dated 18.08.2022. It is taken on record.

The appellant, Sh. Prem Singh, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent and whatever information is given to him is uncertified. He also hands over a letter, through which he has pointed out deficiencies, to the representatives of the respondent during the hearing in the Commission.

Another opportunity is given to the respondent PIO concerned to supply the information, after removing the deficiencies (pointed out by the appellant) to him within three weeks from today with a copy to the Commission.

The appellant is advised to visit the office of the respondent PIO on 23.09.2022 at 11:00 A. M. to collect the remaining information.

The respondent PIO concerned is directed to supply the certified copies of the required information to the appellant during his visit to the office with a copy to the Commission.

As I am demitting the office on 23rd September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case .

Copies of the orders be sent to the parties.

Date : 24th August, 2022
CC:

(Sanjiv Garg)
State Information Commissioner
Punjab

The Deputy Registrar

Encl : Case-File

Ms. Kiran Sharma
W/o Late Sh. Jagdish Sharma,
Street – 42, Preet Nagar,
Shimlapuri,
Ludhiana – 141003 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Station House Officer,
Police Station - Shimlapuri,
Distt. - Ludhiana (Punjab)

First Appellate Authority,
O/o The Commissioner of Police,
Ludhiana(Punjab)

...Respondents

Appeal Case No. 5279 of 2021

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through in the Commission.

The RTI request is dated 06.05.2021. First appeal is dated 16.07.2021. Second appeal has been received in the Commission on 23.11.2021.

Neither the respondent PIO nor any of his representative is present in today's hearing.

The appellant, Ms. Kiran Sharma, is not present in today's hearing but through a letter dated 10.08.2022, which has been received in the Commission through an e-mail, has intimated the Commission that she is unable to attend today's hearing and requested for an adjournment in this case. She also intimates that incomplete information has been given to him by the respondent PIO till date It is taken on record.

Nevertheless, another opportunity is given to both the parties to represent this case in person or through their representative on the next date fixed or the case would be decided on merits.

As I am demitting the office on 23rd September, 2022 and I have left with little time to decide the issues, which have been cropped in the instant appeal case, hence, next date of hearing in this case can not be fixed before the Bench of the under-signed.

Accordingly, this case-file be sent to the Deputy Registrar to place this case file before the Hon'ble Chief Information Commissioner for appropriate orders to fix further hearing/hearings in the instant appeal-case .

Copies of the orders be sent to the parties.

Date : 24th August, 2022

(Sanjiv Garg)
State Information Commissioner
Punjab

CC:

The Deputy Registrar

Encl : Case-File