

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



Bharat Bhushan Mattu,

153, Akash Nagar, Near Green Land School,

PO Netaji Nagar, Salem Tabri,

Ludhiana – 141 008

Versus

Public Information Officer,

o/o District Election Officer-cum-Deputy Commissioner,
Ludhiana.

First Appellate Authority,

o/o Chief Electoral Officer, Punjab,
Chandigarh.

Appeal Case No. 2747 of 2019

PRESENT:

(Appellant) Absent

Inderjit Kaur, APIO-Cum-Superintendent (for the Respondent) 97819-21095

Balwinder Singh, Senior Assistant (for the Respondent) 97806-15038

ORDER:

*(To be read in continuity with earlier orders on **30.8.19, 4.10.19, and 21.11.19**)*

1. The RTI application is dated **25.4.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **29.7.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.11.19**.
2. The appellant is absent but has informed this Commission that he has received the requested information and is satisfied with the same. The respondent PIO represented by APIO-cum-Superintendent, Inderjit Kaur and Senior Assistant, Balwinder Singh, are present and have also confirmed that the appellant was shown the record during the visit of office of District Election Officer-cum-Deputy Commissioner, Ludhiana on 23.1.2020.
3. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Sarabjit Singh Shergil,
CDPO Bhikhi,
10, Fateh Enclave, Patiala.

Versus

Public Information Officer,
o/o Director,
Social Security Women & Child Development, Punjab,
Chandigarh.

First Appellate Authority,
o/o Director,
Social Security Women & Child Development, Punjab,
Chandigarh.

Appeal Case No. 2786 of 2019

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on **5.9.19** and **11.10.19**)*

1. The RTI application is dated **10.9.18** vide which the appellant has sought **information pertaining to his own leave record as reflected in his service book and ACRs from 1994-95 to 2017-18 etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **3.1.19** and second appeal was filed in the Commission on **31.7.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.10.19**.

2. Both parties are absent without intimation. At the last hearing on 21.11.19, the respondent PIO, represented by Senior Assistant, Nirmal Kumari, had handed over 74 pages pertaining to the information requested by the appellant. Another 12 pages were sent to him by post on 18.11.19.

3. The appellant has requested one more hearing because he is still to peruse the 12 pages sent by the PIO with a letter dated 22.11.19. The respondent PIO re-sent the 12 pages to the appellant and also submitted an attested copy to the Commission.

4. This Commission is of the view that this RTI application has been suitably addressed and with a word of caution to the respondent PIO against delaying in responding to requests for information under the RTI Act, this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh
24.1.2020

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Tejinder Singh (Advocate),
Village Bholapur, PO Ramgarh,
Chandigarh Road, Ludhiana – 141 123

Versus

Public Information Officer,
o/o Secretary, Regional Transport Authority (RTA),
Faridkot.

First Appellate Authority,
o/o State Transport Commissioner,
Punjab, Chandigarh.

Appeal Case No. 2789 of 2019

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier order on **3.10.19 and 21.11.19**)*

1. The RTI application is dated **24.4.19** vide which the appellant has sought **information regarding vehicle transfers, reassignment, tax defaulters, checking of school buses etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **1.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.11.19**.

2. Both parties are absent without intimation. At the last hearing on 21.11.19, a Show Cause Notice was issued to the respondent PIO to which he has e-mailed a reply. The respondent has attributed the long delay in addressing this RTI application and his own inability to attend hearings at the Commission, to the dire shortage of staff in his office.

3. The respondent PIO has also stated that the appellant was invited to inspect the record in the office of the RTA, Faridkot, which he did on 7.1.2020 and was given 25 pages by way of information he had requested. Even though the appellant is not present in this hearing, in light of the fact that he has been successively absent for the third hearing today, this Commission compelled to presume that he is satisfied with the information furnished by the respondent PIO and no longer wished to pursue this case further.

4. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Tejinder Singh (Advocate),
Village Bholapur, PO Ramgarh,
Chandigarh Road, Ludhiana – 141 123

Versus

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

First Appellate Authority,
o/o State Transport Commissioner,
Punjab, Chandigarh.

Appeal Case No. 2791 of 2019

PRESENT:

(Appellant) Absent

Amardeep Singh, Clerk (for the Respondent) 98789-77003

ORDER:

(To be read in continuity with earlier order on 3.10.19 and 21.11.19)

1. The RTI application is dated **17.4.19** vide which the appellant has sought **information pertaining to the action taken on the STC's letter No. 185208 dated 2112.18 along with newspaper clippings etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **17.5.19** and second appeal was filed in the Commission on **1.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.11.19**.

2. The appellant is absent without intimation. The respondent PIO, represented by Amardeep Singh, clerk, submitted that the requested information was supplied to the appellant vide the Secretary RTA, Ludhiana's letter No. 1286 dated: 16.5.19. The respondent PIO has submitted a copy of the letter to this Commission at today's hearing. He has also submitted copy of a reply sent to this Commission on 18.12.19 whereon the appellant had signed a statement that he had received the information and was satisfied with it.

3. This Commission notes with some distress that despite having received the information within the stipulated period of 30 days from filing the RTI application, the appellant still went ahead to file an appeal to First Appellate Authority and a Second Appeal to this Commission.

4. The Commission advises the appellant Tejinder Singh to be careful about filing such frivolous appeals in future. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Rakesh Kumar,
s/o Nem Chand,
c/o Pankaj Verma, Advocate,
Chamber No. 506, Yadvindra Court Complex,
Patiala.

Versus

Public Information Officer,
o/o Principal Secretary (TE-1 Branch),
Technical Education & Industrial Training,
Punjab Civil Secretariat-2,
Sector 9-A, Chandigarh.

First Appellate Authority,
o/o Principal Secretary, (TE-1 Branch),
Technical Education & Industrial Training,
Punjab Civil Secretariat-2,
Sector 9-A, Chandigarh.

Appeal Case No. 2820 of 2019

PRESENT:

Jagmohan Singh, (for the Appellant) 82890-24144

Gurwinder Kaur, APIO-Cum-Senior Assistant (for the Respondent) 94642-86587

ORDER:

*(To be read in continuity with earlier order on **4.10.19 and 21.11.19**)*

1. The RTI application is dated **24.4.19** vide which the appellant has sought **information by way of copies of letters and noting pages of a file etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **22.5.19** and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.11.19**.

2. Both parties are present. The respondent PIO represented by APIO-Cum-Senior Assistant, Gurwinder Kaur, submitted that partial information was given to the appellant after inspection of the record on 21.11.19 as directed by this Commission. The respondent has requested some more time to furnish the remaining information.

3. This Commission directs the respondent PIO to arrange for another inspection of the remaining record and handover the requisite information to the appellant within the next 5 days.

4. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Jasbir Singh,

Village Bolapur, Jhabewal,

PO Ramgarh,

District Ludhiana.

Versus

Public Information Officer,

o/o Secretary,

Regional Transport Authority,

Faridkot.

First Appellate Authority,

o/o State Transport Commissioner,

Punjab, Chandigarh.

Appeal Case No. 2850 of 2019

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier order on 11.10.19 and 21.11.19)

1. The RTI application is dated **11.3.19** vide which the appellant has sought **voluminous information pertaining to school and industrial vehicles etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **7.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.11.19**.

2. Both parties are absent. At the last hearing on 21.11.19 the respondent PIO office of Secretary, RTA, Faridkot was issued a Show Cause Notice and also given an opportunity for personal hearing. In response, the respondent PIO has submitted the written reply vide letter no. 2508 dated: 17.1.2020 wherein he has, in detail, enumerated the difficulties including the dire staff shortage in the office of Secretary, RTA, Faridkot. As per his submission there are just two clerks handling the work pertaining to two districts.

3. The respondent PIO has also, vide this letter, offered to allow the appellant an inspection of the record following which the information he seeks would be furnished to him. The appellant who is absent for the third successive time, has in a letter to this Commission dated: 11.1.2020, sought penalties to be imposed on the respondent PIO for delaying the information. However, taking the fair cognizance of the PIO's reply to the Show Cause notice of 21.11.19, this Commission advises the appellant to specify a date (any working day) whereon he can inspect the record in the office of the RTA, Faridkot.

Contd...1/2

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Appeal Case No. 2850 of 2019

4. The respondent PIO is directed to arrange for such an inspection and to furnish the information sought by the appellant in this RTI application 11.3.19. This must be carried out before the next date of hearing.

5. Next hearing on 18.3.2020 at 11.00 am.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Jasbir Singh,

Village Bolapur Jhabewal,

P.O: Ramgarh,

District Ludhiana.

Versus

Public Information Officer,

o/o Commissioner of Police,

Ludhiana.

First Appellate Authority,

o/o Commissioner of Police,

Ludhiana.

Appeal Case No. 4236 of 2019

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **29.6.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **14.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **24.1.2020**.

2. Both parties are absent. The appellant is absent without intimation. The respondent PIO, in a letter received the Commission on 23.1.2020, sought exemption from today's hearing owing to the fact he is busy with arrangements pertaining to the Republic Day celebrations in Ludhiana. Meanwhile, in a letter dated: 11.1.2020, the appellant had pointed out that he has not been given the requested information even 6 months after he filed this RTI application.

3. The respondent PIO is directed to file the written reply to the appellants RTI application, either furnishing the information requested and/or citing provisions of the RTI Act 2005, to seek exemption from disclosure.

4. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Rajinder Pal Singh,

S/o Sh. Gurmail Singh Nahar Advocate,
4th Floor, Near Public Lift, Court Complex,
Ludhiana.

Versus

Public Information Officer,

o/o Station House Officer,
Police Station, Division No.5,
Ludhiana.

First Appellate Authority,

o/o Commissioner of Police,
Ludhiana.

Appeal Case No. 4232 of 2019

PRESENT:

Rajinder Pal Singh (Appellant) 97790-48383

Jaspal Singh, ASI (for the Respondent) 98785-00273

ORDER:

1. The RTI application is dated **26.8.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **14.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **24.1.2020**.

2. Both parties are present. The respondent PIO represented by ASI, Jaspal Singh from Police Station, Division No. 5, Ludhiana, has handed over a copy of the documents requested by the appellant. He also attested the copy as directed by the Commission at this hearing.

3. The respondent PIO is further directed to arrange to affix his official stamps on the photocopy furnished to the appellant. For this, the appellant has agreed to visit the Police Station, Division No. 5, Ludhiana, on 27.1.2020. The appellant is requested to apprise this Commission when this is done.

4. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Iqbal Singh Rasulpur,

Village Rasulpur,

Tehsil Jagraon,

District Ludhiana.

Versus

Public Information Officer,

o/o Director General of Police,

Punjab, Chandigarh.

First Appellate Authority,

o/o Additional Chief Secretary,

Home Affairs and Justice Department,

Punjab, Chandigarh.

Appeal Case No. 4237 of 2019

PRESENT:

Iqbal Singh Rasulpur (Appellant) 88722-00515

Sanjiv Sharma, Assistant (for the Respondent) 81462-60999

ORDER:

1. The RTI application is dated **3.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **14.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **24.1.2020**.

2. Both parties are present. The respondent PIO represented at this hearing by Sanjiv Sharma, Assistant, submitted that requested information could not be addressed despite making multiple efforts and writing to the DGP's office and other branches of the State Home Department. He however, agreed to make further enquiries and try to retrieve the information requested by the appellant before the next hearing.

3. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Iqbal Singh Rasulpur,

Village Rasulpur,

Tehsil Jagraon,

District Ludhiana.

Versus

Public Information Officer,

o/o Senior Superintendent of Police,

Jagraon,

Ludhiana.

First Appellate Authority,

o/o Additional Chief Secretary,

Home Affairs and Justice Department,

Punjab, Chandigarh.

Appeal Case No. 4238 of 2019

PRESENT:

Iqbal Singh Rasulpur (Appellant) 88722-00515

Purshotam Kumar, Head Constable (for the Respondent) 94171-31510

Harpreet Singh, ASI, SSP, Ludhiana (for the Respondent) 97798-00315

ORDER:

1. The RTI application is dated **24.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **14.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **24.1.2020**.

2. Both parties are present. The appellant stated that he has received a part of the information he has requested. The respondent PIO represented by ASI, Harpreet Singh from the office of SSP, Jagraon, Ludhiana is directed to furnish the remaining information sought by the appellant as and when it is available.

3. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Maninder Kaur,
w/o Manpreet Singh,
c/o Bhavish Rauni (Advocate),
Chamber No. 509,
Yadvindra Court Complex,
Patiala.

Versus

Public Information Officer,
o/o Director, Technical Education & Industrial Training,
Punjab, Chandigarh.

Complaint Case No. 677 of 2019

PRESENT:

Jagmohan Singh, (for the Appellant) 82890-24144

Sardar Mewa Singh, APIO-Cum-Superintendent (for the respondent) 98729-83888

Sukhjinder Singh, Junior Assistant (for the Respondent) 90410-77112

ORDER:

*(To be read in continuity with earlier order on **4.10.19** and **21.11.19**)*

1. The complainant, **Maninder Kaur**, filed this RTI application dated **20.5.19**, and sought **information by way of noting pages etc. of files dealt with by the additional director (IR)**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **6.8.19**. This complaint case was last heard on **21.11.19**.
2. Both parties are present. The respondent PIO represented by APIO-Cum-Superintendent, Mewa Singh, has submitted that the information requested by the complainant is not specific and would, as presently enumerated in his RTI application, be too voluminous to supply.
3. The complainant is advised to specify particular files which that she requires, in writing to the respondent. Following that the respondent PIO is directed to arrange for an inspection of the record pertaining to those files, before the next hearing.
4. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh
24.1.2020

PUNJAB STATE INFORMATION COMMISSION

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Maninder Kaur, w/o Manpreet Singh,
c/o Bhavish Rauni (Advocate),
Chamber No. 509, Yadvindra Court Complex,
Patiala.

Versus

Public Information Officer,
o/o Director, Technical Education & Industrial Training,
Branch-1, Room No. 201,
2nd Floor, Mini Secretariat,
Sector-9, Punjab, Chandigarh.

Complaint Case No. 678 of 2019

PRESENT:

Jagmohan Singh, (for the Appellant) 82890-24144

Sardar Mewa Singh, APIO-Cum-Superintendent (for the respondent) 98729-83888

Sukhjinder Singh, Junior Assistant (for the Respondent) 90410-77112

ORDER:

*(To be read in continuity with earlier order on **4.10.19 and 21.11.19**)*

1. The complainant, **Maninder Kaur**, filed this RTI application dated **20.5.19**, and sought **information by way of official letters, copies of receipt registers, noting pages of files etc.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **6.8.19**. This complaint case was last heard on **4.10.19**.
2. Both parties are present. The respondent PIO represented at this hearing by APIO-Cum-Superintendent, Mewa Singh and Junior Assistant, Sukhjinder Singh, have submitted that the information requested is difficult to locate and would be more easily accessible in the Technical Education-1 branch. This RTI application has been hanging fire for more than 7 months and needs to be addressed as early as possible.
3. This Commission impleads the PIO Technical Education -1 Branch, office of Director, Technical Education & Industrial Training, Punjab, Chandigarh with a direction to retrieve and supply the requested information before the next date of hearing.
4. The APIO-Cum-Superintendent, Mewa Singh who is present in Court today is directed to furnish a copy of the RTI request to the PIO of the Technical Education-1 Branch, so that requested information can be retrieved.
5. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020

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Bhupinder Singh,

3142 B, Sector 39-D,

Chandigarh

Versus

Public Information Officer,

O/o Director National Health Mission, Punjab,

Sector- 38, Punjab, Chandigarh.

First Appellate Authority,

o/o Director, Health and Family Welfare,

Punjab, Chandigarh.

Appeal Case No. 683 of 2019

PRESENT :

Bhupinder Singh (Appellant) 81466-60492.

Harjot Singh, APIO-Cum-H.R. Coordinator (for the Respondent) 99155-43005.

ORDER:

1. The RTI application is dated **1.7.19** vide which the appellant has sought information as enumerated in his RTI application. Filed earlier as a complaint under Section 18, this case was remanded back to the First Appellate Authority (FAA) on **13.9.19**, after the complainant Bhupinder Singh stated that his primary objective was to get the information he requested in his RTI application. He filed the first appeal on **7.10.19**.

2. As per the directions of this Commission, the FAA-Cum-Director National Health Mission passed the following order after hearing both parties on 21.10.19.

“As per the kind directions of the Hon’ble State Information Commission, applicant Bhupinder Singh was requested to appear on 21.10.19 to hear his grievance/appeal regarding information provided to him under RTI NHM Punjab.

Applicant has asked for the information related to action taken on the letter by DHS vide no. E-9 (1) pb/2019/1815 dated 30.5.2019. The HR division has conveyed that action regarding this case is to be taken by O/o DHS, so PIO has transferred his application to the PIO O/o DHS on 10.7.2019 with a copy to the applicant. On 23.7.2019 applicant has again requested to provide the information. He was again informed that his application was transferred to the PIO O/o DHS on 24.7.2019.

The applicant has requested that he needs the documents related to action taken by NHM after receiving the letter from DHS vide no. E-9(1) Pb/2019/1815 dated 30.5.2019 – diary no., noting portion, any letter to DHS that the action is to be taken by O/o DHS.

On hearing it has been decided that HR-Division will provide all documents/information related to above letter within 3 days.

contd.... 1/2

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Appeal Case No. 683 of 2019

Manager HR is directed to provide the information to PIO by 24th October 2019, so that the information can be provided to the applicant.”

3. Not satisfied with the PIO, office of National Health Mission, the appellant Bhupinder Singh filed this Second appeal in the Commission on 18.11.19 under Section 19 of the Right To Information Act 2005. Noticed was issued to the parties for first hearing in the Commission on 24.1.2020.

4. Both parties are present. The respondent PIO represented by APIO-Cum-HR Coordinator, Harjot Singh, submitted that the requested information pertaining to the office of the National Health Mission has already been supplied to the appellant. The appellant however, contested this and stated that the copy of the noting portion of the letter from the office of the National Health Mission, has not been furnished.

5. The respondent contended that there is no noting portion other than that on the document already supplied to the appellant.

6. The PIO office of Director, National Health Mission, is directed to submit a duly Notarized Affidavit stating the aforesaid contention, before the next hearing of this appeal case.

7. **Next hearing on 18.3.2020 at 11.00 am.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

24.1.2020