

PUNJAB STATE INFORMATION COMMISSION

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

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

Whatsapp No. 6284820189



Sh. Baldev Singh Sohal S/o Sh. Gurmukh Singh,
R/o Village- SohalJagir,
Tehsil Shahkot,144702,
District Jalandhar.

.....Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Shahkot, District Jalandhar.

.....Respondent

Complaint Case .No. 135 of 2020

Present:- Sh. Baldev Singh Sohal, complainant at Chandigarh.
Sh. Malkeet Singh, Block Development and Panchayat Officer Public
Information Officer in person and Sh. Balwinder Singh, Panchayat Secretary
M 9856600013 Public Information Officer in person at Chandigarh.

ORDER

This order may be read with reference to the previous order dated 25.1.2021 vide which Sh. Malkeet Singh, Block Development and Panchayat Officer and Sh. Balwinder Singh, Panchayat Secretary were directed to remain present at Chandigarh along with the original record and also the complainant was directed to remain present at Chandigarh along with the information so supplied by the respondent.

2. The complainant states that he has pointed out deficiencies in the information so supplied by the respondent vide letter dated 24.12.2020, which is taken on the record. He further states that some pages of the information so supplied by the respondent are not legible and requested to provide the legible copies of the documents.

3. The respondent has not brought the complete original record pertaining to the RTI application along with him as per the directions issued vide order dated 25.1.2021. He has brought only cash books and proceeding books pertaining to year 2017. He states that remaining record is in his office and has submitted his written assurance (which is taken on record) that he will provide the remaining documents within 10 days except the information pertaining to Manrega which is available on the website www.narega.gov.in

4. The Commission has taken a serious view on the lackadaisical attitude of the respondent PIO Sh. Balwinder Singh, Panchayat Secretary and Shri Malkeet Singh, Block Development and Panchayat Officer, Shahkot. towards the RTI Act and non compliance of the orders of the Commission even the penalty amounting to Rs.2500/- was imposed upon Sh. Balwinder Singh, Panchayat Secretary. A last opportunity is granted to the respondent- Public Information Officer, Sh. Balwinder Singh, Panchayat Secretary to provide the information to the complainant and the Block Development and Panchayat Officer will ensure that the complete legible copy of the information be supplied to the complainant before the next date of hearing. The Block Development and Panchayat Officer is also directed to call the complainant and the information be supplied to him in his office as and when the same is ready. Block Development and Panchayat officer, Shahkot is bound and

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Complaint Case .No. 135 of 2020

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responsible to provide the information from Shri Balwinder Singh, Panchayat Secretary to the complainant within 10 days from the issue of this order failing which the penalty provisions will be invoked against him as per RTI Act, 2005. Sh. Balwinder Singh, Panchayat Secretary is hereby, warned, if he does not comply with the commission's order this time too, his penalty will be enhanced which can be up to Rs 25000/- as per the provisions of the RTI Act, 2005 and departmental action will also be recommended against him.

5. To come up on 8.4.2021 at 12.30 PM to be heard through video Conference Facility available in the office of the Deputy Commissioner Jalandhar/Cisco Webex.

Dated: 25.2.2021

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

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Sh. Baldev Singh s/o Sh. Hardit Singh 84377 95286

r/o Village laduka,

Tehsil & District Fazilka.

....Appellant

Vs

Public Information Officer

o/o Block Development and Panchayats Officer,

Block Jalalabad,

District Fazilka.

First Appellate Authority

o/o Block Development and Panchayats Officer,

Block Jalalabad,

District Fazilka.

....Respondents

Appeal Case No. 1556 of 2020

Present:- Sh. Baldev Singh, appellant at Chandigarh.

Sh. Charanjit Singh, Panchayat Secretary M 9985467228 at Chandigarh on
behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 25.1.2021 vide which both the parties were directed to remain present during the next date of hearing at Chandigarh along with the original record/information supplied to take the matter to its logical end and the case was adjourned for hearing today i.e. 25.2.2021.

2. During the hearing dated 30.10.2020, the appellant has pointed out the following deficiencies in the information so supplied by the respondent.

- 1 Proceeding Book 2017-18 (Complete)
- 2 Bank statements 2017-18(Complete)
- 3 Detail of grants received /expenditures 2017-18(Complete)
- 4 IJLAS of Gram Sabha in 2017-18.

3. Today, the appellant has inspected the record brought by the respondent-Public Information Officer pertaining to Point no. 1 and 2 of the RTI application. The appellant identified 30 pages pertaining to Point no.1 and requested for the Bank pass books of HDFC Bank, Axis Bank and OBC Bank. The Bank passbooks were updated till December 2018. The attested photo copies of the information pertaining to point 1 and 2 are handed to the appellant during the hearing. The respondent submits that details of receipt and expenditure of grants as has been sought by the appellant pertaining to Point No.3 are available in the cash book but he has not brought the same along with him but assured that he will supply the same. Regarding IJLAS i.e. point no.4 of the RTI application, the same is part and parcel of the proceeding book that has already been supplied as per Point No.1 of the RTI application. The respondent Public Information officer has given the written

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Appeal Case No. 1556 of 2020

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assurance (which is taken on the record) that he will supply the copy of cash book pertaining to point no. 3 and copies of bank pass books for the remaining period (January 2018 to March 2018) after updating from the bank within 10 days from today.

4. Since, the respondent Public Information Officer has given the written assurance to supply the remaining information pertaining to point no. 2 and 3 within ten days from today failing which the punitive action will be initiated as per the provisions of the RTI Act, 2005.

5. To come up on 5.4.2021 at 12.30 PM to be heard through video Conference Facility available in the office of the Deputy Commissioner Fazilka/Cisco Webex.

Sd/

Dated: 25.2.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Baldev Singh s/o Sh. Hardit Singh 84377 95286
r/o Village laduka,
Tehsil & District Fazilka.

....Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Block Jalalabad,
District Fazilka.

First Appellate Authority
o/o Block Development and Panchayats Officer,
Block Jalalabad,
District Fazilka.

....Respondents

Appeal Case No. 2791 of 2020
(Video Conference Proceedings)

Present:- Sh. Baldev Singh, appellant, in person
Sh. Charanjit Singh, Panchayat Secretary 9855467228 on behalf of the
respondents. 9855300174

ORDER

This order may be read with reference to the previous order dated 25.1.2021.

2. The appellant states that he has received the complete information except a copy of the Measurement Book. Whereas, the representative of the respondents states that he is not the custodian of the record. He further states that Sh. Bhajan Singh, J.E. is having the charge of the Village Ladhuka and he is working directly under the Block Development and Panchayats Officer.

3. Since, the appellant has sought the information from the Block Development and Panchayats Officer, therefore, Sh. Gurjinder Singh, Block Development and Panchayats Officer Jalalabad 9855300174 is directed to ensure that the information concerning the Measurement Book be supplied to the appellant before the next date of hearing failing which punitive action will be initiated as per the provisions of the RTI Act, 2005.

4. To come up on 6.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka/Cisco Webex 913122670.

sd

Dated: 25.2.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Ramandeep Singh Ahluwalia, (9464500405)

Ward No. 18, Street No. 2,

Kartar Nagar, Amloh Road,

Khanna -141401,

District Ludhiana.

.....Appellant

Vs

Public Information Officer,

O/o Deputy Commissioner,

Mini Secretariat,

Ludhiana.

First Appellate Authority,

O/o Commissioner,

Patiala Division,

1-A, Baradari Garden,

Patiala.

..... Respondents

Appeal Case No. 887 of 2020

(Video Conference/phone Proceedings)

Present:- Sh. Ramandeep Singh Ahluwalia, appellant, on phone.

Sh. Gurmeet Singh, Sr. Asstt 9417376731 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 21.1.2021.

2. The representative of the respondents also states that the a report has already been received from the Additional Director General of Police (Security) in a sealed cover. He further requested to adjourn the case with which the appellant agreed to.

3. Accordingly, the case is adjourned.

4. To come up on 6.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/Cisco Webex 913122670.

Sd/

(Suresh Arora)

Dated: 25.2.2021

Chief Information Commissioner,

Punjab.

CC:

Addl. Director General of Police (Security)
-cum-Chairman, State Level Committee,
Punjab Police Headquarter,
Sector 9, Chandigarh.

Registered

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Sh. Tejinder Singh Advocate, R/o Village Bholapur, PO Ramgarh,
Chandigarh Road,
Ludhiana-141123.M : 9041004313

..Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Ludhiana.

First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Public Information Officer **Registered**
o/o District Food & Supplies Controller,
District Ludhiana

Public Information Officer
o/o the Civil Surgeon,
District Ludhiana

....Respondents

Appeal Case No. 2450 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- None on behalf of the appellant.

Sh. Rakesh Kumar, Clerk 7009314442 9988110640, o/o Civil Surgeon, District Ludhiana and Sh. Kamal Kumar, Inspector o/o the District Controller Food Civil Supplies & Consumer Affairs, District Ludhiana on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 21.1.2021.

2. A reference has been received from the Public Information Officer o/o the Civil Surgeon, District Ludhiana bearing No. 307-308 dated 18.2.2021, which is taken on record. Also a reference has been received from the Public Information Officer o/o the District Controller Food Civil Supplies and Consumer Affairs, District Ludhiana bearing No.1663 dated 18.2.2021.

3. Since, the appellant is absent without intimation, therefore, replies received from the respondents are **sent** along with this order to the appellant with an advice to go through the same and point out deficiency, if any, before the next date of hearing.

4. To come up on 8.4.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Sd/

Dated: 25.2.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Baldev Singh s/o Sh. Banta Singh
Village Ghangas, Tehsil Payal,
District Ludhiana

....Appellant

Vs

Public Information Officer (By name) **Registered**
o/o Block Development and Panchayats Officer,
Block Doraha,
District Ludhiana

First Appellate Authority
o/o District Development and Panchayats Officer,
District Ludhiana

....Respondents

Appeal Case No. 3107 of 2020
(Video Conference Proceedings)

Present:- Sh. Baldev Singh, appellant.
Sh. Nitin 9915463070 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 22.1.2021.

2. The appellant states that he has received the complete information except Point No.1 and requested for the same. However, the representative of the respondents states that the same relates to MANREGA and the reply has to be filed by the concerned officials.

3. Accordingly, the Public Information Officer-cum-Block Development and Panchayats Officer, Doraha is directed to ensure that the information may be supplied to the appellant pertaining to Point No. 1 of the RTI application else file a specific undertaking in this regard before the next date of hearing to the appellant with a copy to the Commission.

4. To come up on 12.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 25.2.2021

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

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Sh. Surjit Singh Turna
VPO Mianwal Molvian,
Tehsil Shahkot
Distt. Jalandhar 144702 9855819313

....Appellant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Block Shahkot,
Jalandhar.

First Appellate Authority
o/o District Development and Panchayats Officer,
Jalandhar.

Sh. Balwinder Singh, Panchayat Secretary-cum-
Public Information Officer
c/o Block Development and Panchayats Officer,
Block Shahkot, Jalandhar.

....Respondents

Appeal Case No. 2155 of 2020

Present:- Sh. Surjit Singh Turna, appellant at Chandigarh .
Shri Malkeet Singh, Block Development and Panchayat Officer, Shahkot and
Shri Balwinder Singh, Panchayat Secretary Public Information Officer at
Chandigarh.

ORDER

This order may be read with reference to the previous order dated 25.1.2021.

2. The appellant submits the deficiencies in the information so provided by the respondent-Public Information Officer. He also submits that the respondent-Public Information Officer has not supplied the information as per the performa mentioned in the RTI application and requests the Commission to provide him the information on the prescribed performa or the copy of bill pertaining to 'FIRNI' by 5.3.2021 as per his RTI request.

3. The respondent-Public Information Officer has removed the deficiencies during the hearing and handed over the same to the appellant. He also states that the appellant has sought the information in a performa as per his RTI application so the same cannot be supplied as per the provisions of the RTI Act. However, he assured that the certified copies of bills will be supplied to the appellant which the appellant agreed to.

4. Since, the respondent Public Information Officer has removed all the deficiencies except the copies of bills, which he has assured to supply before the next date of hearing. Therefore, the respondent Public Information Officer, is hereby, directed to supply the certified copies of the purchase bill pertaining to 'FIRNI' by 5.3.2021.

5. Block Development and Panchayat Officer, Shahkot will ensure that the copies of bills as mentioned in para 4 above be supplied to the appellant within 10 days from the

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Appeal Case No. 2155 of 2020

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issue of this order failing which the punitive action will be initiated as per the provisions of the RTI Act, 2005. The decision regarding show cause notice issued to Shri Balwinder Singh, Panchayat Secretary will be taken in the next date of hearing.

5. To come up on 8.4.2021 at 12.30 PM to be heard through video Conference Facility available in the office of the Deputy Commissioner Jalandhar/Cisco Webex.

Dated: 25.2.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Bikramjit Singh Chhachhi,
120 B 1, Nagra House,
T.B. Hospital Road,
Patiala 147001 – 9463940586

....Appellant

Vs

Public Information Officer
Secretary to Govt. of Punjab,
Deptt of Personnel
Pb. Civil Sectt.-1, Chandigarh.

Shri Sanjay Goswami, Superintendent
Public Information Officer,
General Administration Department,
Admn-1 Branch, 6th Floor,
Punjab Civil Sectt-1, Chandigarh.

Regd

Public Information Officer,
o/o Additional Chief Secretary, Govt. of Punjab,
Department of Home Affairs & Justice,
Civil Defence Branch,
Pb. Civil Secretariat-1,
Chandigarh.

Regd

First Appellate Authority
o/o Secretary,
Personnel Deptt., Pb.
Punjab Civil Sectt.-1,
Chandigarh.

Public Information Officer
o/o the Principal Secretary to Govt. of Punjab,
Deptt. of Finance,
(Finance Personnel 1 Branch),
Punjab Civil Secretariat-1,
Chandigarh.

Regd

..Respondents

Appeal Case No. 2478 of 2020 & Appeal Case No. 2479 of 2020
(Video Conference Proceedings)

Present: Shri Bikramjit Singh Chhachhi, appellant.
Sh. Gursharan Singh, Sr. Asstt 7589322541 and Sh. Sandeep Jindal, Sr. Asstt
9914400197 and Sh. Mohit Garg, Sr. Asstt. on behalf of the respondents.
9878061500 8591655999 7658841975

ORDER

This order may be read with reference to the previous order dated 18.1.2021.

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Appeal Case No. 2478 of 2020 & Appeal Case No. 2479 of 2020

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2. The appellant states that he has just requested to inspect the file related to Smt. Vijay Laxmi, Senior Assistant as his pay was fixed as per parity. He also states that the Home Department has issued an order dated 4.10.2012 and also sent a copy of the said order, which is taken on record.

3. As far as the Public Information Officer o/o the Finance Department (Finance Personnel 1 Branch) is concerned, he has filed the specific reply and the contents of the letter are reproduced below:-

ਇਸ ਵਿਭਾਗ ਵੱਲੋਂ ਸ਼੍ਰੀਮਤੀ ਵਿਜੇ ਲਕਸ਼ਮੀ, ਸੀਨੀਅਰ ਸਹਾਇਕ ਨਾਲ ਸਬੰਧਤ ਮਿਸਲ ਲੱਭਣ ਦੀ ਕੋਸ਼ਿਸ਼ ਕੀਤੀ ਗਈ ਪ੍ਰੰਤੂ ਇਹ ਮਿਸਲ ਇਸ ਸਾਖਾ ਦੇ ਰਿਕਾਰਡ ਵਿੱਚ ਉਪਲਬਧ ਨਹੀਂ ਹੋਈ ਹੈ।

A letter sent by the respondent-Public Information Officer in this regard is taken on record.

4. Furthermore, the Public Information Officer o/o the General Administration (Sectt. Establishment 1 branch) has filed the reply, which is taken on record, and the relevant portion of the same are reproduced below:-

“ਇਸ ਵਿਭਾਗ ਵੱਲੋਂ ਸ਼੍ਰੀ ਵਿਜੇ ਲਕਸ਼ਮੀ, ਸੀਨੀਅਰ ਸਹਾਇਕ ਦੀ ਪੇਅ ਫਿਕਸੇਸ਼ਨ ਦੀ ਮਿਸਲ ਅਤੇ ਸੇਵਾ ਪੱਤਰੀ ਲੱਭਣ ਦੀ ਕੋਸ਼ਿਸ਼ ਕੀਤੀ ਗਈ ਹੈ। ਇਸ ਕਰਮਚਾਰੀ ਦੀ ਪੇਅ ਫਿਕਸੇਸ਼ਨ ਦੀ ਮਿਸਲ ਤਾ ਪ੍ਰਾਪਤ ਨਹੀਂ ਹੋਈ, ਪ੍ਰੰਤੂ ਅਮਲਾ 3 ਸਾਖਾ ਵੱਲੋਂ ਸੂਚਿਤ ਕੀਤਾ ਗਿਆ ਹੈ ਕਿ ਸ਼੍ਰੀ ਵਿਜੇ ਲਕਸ਼ਮੀ, ਸੁਪਰਡੈਂਟ (ਰਿਟਾ) ਦੀ ਸੇਵਾ ਪੱਤਰੀ ਮਹਾਂਲੇਖਾਕਾਰ, ਪੰਜਾਬ ਨੂੰ ਪੈਨਸ਼ਨ ਰਵੀਜਨ ਕੇਸ ਵਿੱਚ ਮਿਤੀ 4.9.2020 ਨੂੰ ਭੇਜੀ ਹੋਈ ਹੈ। ਇਸ ਲਈ ਹਾਲ ਦੀ ਘੜੀ ਇਹ ਵਿਭਾਗ ਉਪਰੋਕਤ ਅਨੁਸਾਰ ਸੂਚਨਾ ਉਪਲਬਧ ਕਰਵਾਉਣ ਤੋਂ ਅਸਮਰੱਥ ਹੈ।”

5. Since, nobody is present on behalf of the Public Information Officer o/o the Additional Chief Secretary, Home Affairs and Justice (Civil Defence Branch), therefore a copy of the order bearing endst. No. 12/49/2010-1ਸਚ /824 dated 4.10.2012 is **sent** along with this order with the directions to remain present in person along with the relevant file(s) on the next date of hearing.

6. To come up on 6.4.2021 at 12.30 PM at Chandigarh.

sd

Dated: 25.2.2021

(Suresh Arora)

Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Lekh Raj 9417452176

Village Ganjuana

Tehsil and Distt Fazilka

....Appellant

Vs

Sh. Varinder Kumar 89686 52368 Registered

Public Information Officer

o/o District Development and Panchayats Officer

Fazilka

First Appellate Authority

o/o District Development and Panchayats Officer

Fazilka.

....Respondents

Appeal Case No. 2793 of 2020

(Video Conference Proceedings)

Present:- Sh. Lekh Raj, appellant.

Sh. Rakesh Kumar 7986841511 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.1.2021.

2. The appellant states that he has received the information pertaining to Point No. 1 & 2 of the RTI application with which he is satisfied. He further states that incomplete information is being supplied by the respondents and requested for the complete information.

3. Video Conference Facility/cisco webex facility was introduced for convenience of general public and for government officials. Viewing the attitude of the respondent-Public Information Officer in dealing with the RTI application seriously, Sh. Varinder Kumar, Public Information Officer-cum-District Development and Panchayats Officer 8968652368, 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 him for causing willful delay/denial of the information to the RTI application and to issue show cause for compensation to the appellant for detriment suffered by him under section 19(8) of the RTI Act, 2005.

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. He may take a note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

4. The Public Information Officer-cum-District Development and Panchayats Officer is also directed to supply the complete information pertaining to Point No. 3 of the RTI application before the next date of hearing.

Sd/

Dated: 25.2.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.

5 To come up on 6-4-2021 through Video Conference facility in o/o Deputy Commissioner, Fazilka