

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
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Shri Yogesh Mahajan, S/o Shri Kuldeep Raj Mahajan,
President of Anti Corruption Council,
Opposite Water Tank, Municipal Market,
Mission Road,
Pathankot. (M: 98143-54649)

..... Appellant

Vs

Public Information Officer,
O/o Executive Engineer,
Rajasthan Feeder Division,
Ferozepur.

First Appellate Authority,
O/o Superintending Engineer,
Canal Circle,
Ferozepur.

.....Respondent

Appeal Case No. 464 of 2019

Present:- Shri Yogesh Mahajan, appellant is absent.
Shri Sukhpreet Singh, SDO is present on behalf of Shri Surjit Singh Randhawa,
PIO-cum-XEN, Rajasthan Feeder Division, Ferozepur.

O R D E R

Shri Yogesh Mahajan, appellant filed RTI application dated 05.11.2018 and sought some information from the PIO, O/o XEN, Rajasthan Feeder Division, Ferozepur. When no information was provided to him then he filed First Appeal before the First Appellate Authority on 06.12.2018. Then he filed Second Appeal before the Punjab State Information Commission on 22.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant is absent, whereas the respondent is present on behalf of the PIO.

The appellant though is absent, but he has sent a mail and submitted that incomplete information has been provided to him by the PIO and he further submitted that he had sent a letter of short-comings to the PIO on 28.01.2019.

Shri Sukhpreet Singh, SDO stated that the information was sent to the appellant through registered post on 17.01.2019. He further stated that the office of the PIO had received the letter written by the appellant on 28.01.2019, through which he brought some deficiencies to the notice of the PIO. The respondent sought some time.

Contd..p2..

Appeal Case No. 464 of 2019

So, the PIO is directed that remaining information regarding the deficiencies, which were brought to his notice on 28.01.2019 by the appellant, be sent to the appellant through registered post within 5 days and should personally come present before the Bench on the next date of hearing along with copy of information and copy of postal receipt.

The appellant is further directed to come personally present on the next date of hearing, otherwise the case will be heard and decided in his absence on the basis of papers available in the file.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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President of Anti Corruption Council,
Opposite Water Tank, Municipal Market,
Mission Road,
Pathankot. (M: 98143-54649)

..... Appellant

Vs

Public Information Officer,
O/o Sub Divisional Officer,
BML Canal, Sub Division,
Patiala.

First Appellate Authority,
O/o Superintending Engineer,
BML Division,
Patiala.

.....Respondent

Appeal Case No. 467 of 2019

Present:- Shri Yogesh Mahajan, appellant is absent.
Shri Gurjit Singh, SDC is present on behalf of the PIO, O/o SDO, BML Canal,
Sub Division, Patiala.

O R D E R

Shri Yogesh Mahajan, appellant filed RTI application dated 05.11.2018 and sought some information from the PIO, O/o Sub Divisional Officer, BML Canal, Sub Division, Patiala . When no information was provided to him then he filed First Appeal before the First Appellate Authority on 06.12.2018. Then he filed Second Appeal before the Punjab State Information Commission on 22.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant is absent, whereas the respondent is present on behalf of the PIO.

The appellant though is absent, but he has sent a mail and submitted that no information has been provided to him by the PIO.

The respondent, who is present on behalf of the PIO stated that the information sought by the appellant was sent to him vide letter No. 333 dated 14.03.2019.

The PIO is directed that the information sought by the appellant through his RTI application dated 05.11.2018 be sent to him, specifically para-wise, through registered post

within 5 days and the PIO should personally come present before the Bench on the next date of hearing along with copy of information and copy of postal receipt.

The appellant is further directed to come personally present on the next date of hearing, otherwise the case will be heard and decided in his absence on the basis of papers available in the file.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

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Shri Yogesh Mahajan, S/o Shri Kuldeep Raj Mahajan,
President of Anti Corruption Council,
Opposite Water Tank, Municipal Market,
Mission Road,
Pathankot. (M: 98143-54649)

..... Appellant

Vs

Public Information Officer,
O/o Sub Divisional Officer,
Rajasthan Feeder, Mechanical,
Ferozepur.

First Appellate Authority,
O/o Superintending Engineer,
Canal Circle, Canal Colony,
Ferozepur.

.....Respondent

Appeal Case No. 471 of 2019

Present:- Shri Yogesh Mahajan, appellant is absent.
Shri Sukhpreet Singh, SDO is present on behalf of Shri Surjit Singh Randhawa,
PIO-cum-XEN, Rajasthan Feeder Division, Ferozepur.

O R D E R

Shri Yogesh Mahajan, appellant filed RTI application dated 05.11.2018 and sought some information from the PIO, O/o Sub Divisional Officer, Rajasthan Feeder, Mechanical, Ferozepur. When no information was provided to him then he filed First Appeal before the First Appellate Authority on 01.12.2018. Then he filed Second Appeal before the Punjab State Information Commission on 22.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant is absent, whereas the respondent is present on behalf of the PIO.

The appellant though is absent, but he has sent a mail and submitted that no information has been provided to him by the PIO.

The respondent, who is present on behalf of the PIO, stated that the PIO has wrote a letter to the appellant that he should send his Identity proof, but he has not sent the same.

I am of the view that similar cases are already pending before the PIO and the identity proof is with the office of the PIO.

Contd..p2..

Appeal Case No. 471 of 2019

So, the PIO is directed that the information sought by the appellant through his RTI application dated 05.11.2018 be sent to him through registered post within 5 days and the PIO should personally come present before the Bench on the next date of hearing along with copy of information and copy of postal receipt.

The appellant is further directed to come personally present on the next date of hearing, otherwise the case will be heard and decided in his absence on the basis of papers available in the file.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Rachpal Singh,
H.No. 83/1-B, Street No. 8/2,
Baba Mukand Singh Nagar,
Daba Road, GT Road,
Ludhiana. (M: 85660-00032)

..... Appellant

Vs

Public Information Officer,
O/o Executive Officer,
Nagar Panchayat, Bhikhiwind,
Tehsil Patti, Distt. Tarn Taran.

First Appellate Authority-cum-
Deputy Director,
Urban Local Bodies,
Amritsar.

.....Respondent

Appeal Case No. 488 of 2019

Present:- Shri Rachpal Singh, appellant is absent.
Shri Sukhpal Singh, Clerk is present on behalf of the PIO-cum-EO, Nagar
Panchayat, Bhikhiwind.

O R D E R

Shri Rachpal Singh, appellant filed RTI application dated 13.10.2018 and sought some information from the PIO, O/o EO, Nagar Panchayat, Bhikhiwind, Tersil Patti. When no information was provided to him then he filed First Appeal before the First Appellate Authority on 15.11.2018. Then he filed Second Appeal before the Punjab State Information Commission on 16.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant though is absent, but he has sent a mail that he is unable to come present at the time of hearing for today and requested for adjournment.

The PIO-cum-EO, Nagar Panchayat, Bhikhiwind is directed that information sought by the appellant through his RTI application dated 13.10.2018 be sent to him specifically para-wise, through registered post within a week and the PIO should personally come present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Baldev Raj (M: 99153-83639),
R/o Royal County Colony,
Near Taru Da Wara,
Phagwara, Distt. Kapurthala.

..... Appellant

Vs

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

First Appellate Authority,
O/o Deputy Commissioner,
Kapurthala.

.....Respondent

Appeal Case No. 500 of 2019

Present:- Shri Baldev Raj, appellant is present.
None present on behalf of the PIO, O/o DC, Kapurthala.

O R D E R

Shri Baldev Raj, appellant filed RTI application dated 08.11.2018 and sought some information from the PIO, O/o Deputy Commissioner, Kapurthala. A reply was sent to him by the PIO-cum-DRO, Kapurthala on 29.11.2018 vide letter No. 98 and through this letter the appellant was intimated by the PIO that he can get the relevant record which he sought through his RTI application, from the Fard Kendra by adopting the procedure established by the department. But not satisfied with the reply he filed First Appeal before the First Appellate Authority on 04.12.2018. Then he filed Second Appeal before the Punjab State Information Commission on 21.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today.

The appellant is present today, but none has come present on behalf of the PIO.

The Commission has received a mail sent by the PIO-cum-DRO, Kapurthala, which is a copy of letter No. 669 dated 27.02.2019. The said mail was received in the office of the Commission on 08.03.2019 and diarized at 5221.

I have minutely perused the case file. The information sought by the appellant through his RTI application is related with the revenue record of Village Hamira. The reply was sent by the PIO on 29.11.2018 and he had asked the appellant to adopt the procedure and

Contd..p2..

Appeal Case No. 500 of 2019

approach the Sewa Kendra at Tehsil office and after paying requisite fee he can get the record, which he sought through his RTI application.

I am satisfied with the reply submitted by the PIO-cum-DRO, Kapurthala. So, the appellant is directed that in case he wants to get the information, then he should approach the Fard Kendra in concerned Tehsil office and get the revenue record after paying the requisite fee.

With this observation, the present appeal case is **disposed of and closed**.

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Balu Ram (M: 94171-56825),
R/o Village Nihal Khera,
Tehsil & Distt. Fazilka.

..... Appellant

Vs

Public Information Officer,
O/o Managing Director,
PWRMDC Ltd. SCO 28-29,
Sector 26, Chandigarh.

First Appellate Authority,
O/o Superintending Engineer,
PWRMDC, Lining Circle No.1,
Faridkot.

.....Respondent

Appeal Case No. 506 of 2019

Present:- Shri Balu Ram, appellant is present.
Shri Raghvir Singh, Superintendent is present on behalf of Er. Jagdish Kumar Arya, PIO-cum-Divisional Engineer (Estt), PWRMDC Chandigarh.
Shri Mohinder Pal, Superintendent is present on behalf of Financial Advisor, PWRMDC, Chandigarh.
Ms. Navjot Sidhu, SDO is present on behalf of Shri Jaswant Singh, SE-cum-First Appellate Authority.

O R D E R

Shri Balu Ram, appellant filed RTI application dated 14.07.2018 and sought some information from the PIO, O/o Managing Director, PWRMDC Ltd., Chandigarh. A reply was sent to him by the PIO on 29.08.2018 vide letter No. 424 and again a reply was sent to him on 08.10.2018 vide letter No. 8895. But not satisfied with the replies he filed First Appeal before the First Appellate Authority on 13.10.2018. Then he filed Second Appeal before the Punjab State Information Commission on 05.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today. Both the parties are present today.

The Respondents who are present on behalf of the PIO and First Appellate Authority have submitted authority letters, which are taken in the file of the Commission.

The appellant filed RTI application dated 14.07.2018 and he sought action taken report on letter no. 2030 dated 29.08.2017 and letter no. 1811-12 dated 08.09.2017.

Contd..p2..

Appeal Case No. 506 of 2019

Today at the time of hearing, the respondents who are present have submitted letter no. 135 dated 22.03.2019 along with copy of letter dated 13.06.2018 and copy of dispatch register, which are handed over to the appellant.

I have gone through the letter no. 135 dated 22.03.2019 and it is submitted in the letter that the information regarding the above said letters cannot be provided to the appellant. This view of the PIO is not acceptable under the law.

So, the PIO is directed that the information sought by the appellant regarding above said letters i.e. letter no. 2030 dated 29.08.2017 and letter no. 1811-12 dated 08.09.2017 be provided to him within 5 days along with action report on the above said letters.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Sanjeev Kumar,
S/o Shri Joginder Singh,
R/o Village Rahimapur,
PO Mahingarwal, Distt. Hoshiarpur.

..... Appellant

Vs

Public Information Officer,
O/o Divisional Forest Officer,
Hoshiarpur.

First Appellate Authority,
O/o Conservator of Forests,
North Circle, Hoshiarpur.

.....Respondent

Appeal Case No. 510 of 2019

Present:- Shri Sanjeev Kumar, appellant is present.
Shri Gurdeep Singh, Forest Range Officer is present on behalf of the PIO.

O R D E R

Shri Sanjeev Kumar, appellant filed RTI application dated 27.02.2018 and sought some information from the PIO, O/o Divisional Forest Officer, Hoshiarpur. The office of the PIO wrote a letter no. 3708 dated 26.03.2018 to the appellant and asked him to deposit the assessed fees of Rs. 6,470/-, which he deposited with the office of the PIO on 08.05.2018. When complete information was not provided to him then he filed First Appeal before the First Appellate Authority on 09.10.2018. Then he filed Second Appeal before the Punjab State Information Commission on 21.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today. Both the parties are present today.

I have gone through the RTI application and discussed the matter with both the parties and also perused the case file.

The appellant stated that 724 pages of attested copies of information were provided to him by the PIO, but complete information has not been provided till today.

So, the PIO is directed that complete information as was sought by the appellant be provided to him within 10 days. In case of non-compliance of the Order of the Bench, a Show Cause Notice will be issued to the PIO on the next date of hearing.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Nanak Singh Bhatti (Advocate),
R/o Village Bal Labe Daria,
PO Jagdev Khurd, Tehsil Ajnala,
Distt. Amritsar. (M: 98555-60437)

..... Appellant

Vs

Public Information Officer,
O/o Administrative Officer (Estt.),
Conservator of Forests,
Van Bhawan, Sector 68, Mohali.

First Appellate Authority,
O/o Principal Chief Conservator of Forests, Punjab,
Sector 68, Mohali.

.....Respondent

Appeal Case No. 512 of 2019

Present:- Shri Nanak Singh Bhatti, appellant is absent.
Shri Mukesh Kumar, Forest Block Officer is present.
Shri Jaspreet Singh, Clerk is present on behalf of Smt. Kamaljit Kaur, PIO-cum-Superintendent.

O R D E R

Shri Nanak Singh Bhatti, appellant filed RTI application dated 08.08.2018 and sought some information from the PIO, O/o Administrative Officer (Estt.), Conservator of Forests, Van Bhawan, Sector 68, Mohali. A reply was sent to the appellant by the PIO on 18.10.2018. But not satisfied with the reply he filed First Appeal before the First Appellate Authority on 29.11.2018. Then he filed Second Appeal before the Punjab State Information Commission on 18.01.2019. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today. The appellant is absent today, whereas the Respondents are present on behalf of the PIO.

I have gone through the RTI application dated 08.08.2018.

The PIO is directed that attested copies of sought for information, specifically para-wise, be sent to the appellant through registered post within a week and come personally present on the next date of hearing along with copy of information and copy of postal receipt.

Both the parties to come present on the next date of hearing on **10.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Smt. Reeta, W/o Shri Pargan Singh,
Village Prempur, PO Narur,
Tehsil Phagwara,
Distt. Kapurthala.

..... Appellant

Vs

Public Information Officer,
O/o Punjab State Warehousing Corporation,
Kapurthala.

First Appellate Authority,
O/o Managing Director,
Punjab State Warehousing Corporation,
SCO 74-75, Bank Square,
Sector-17, Chandigarh.

.....Respondent

Appeal Case No. 533 of 2019

Present:- Smt. Reeta, appellant is present.
Smt. Rajni Bala, APIO is present on behalf of Smt. Pallavi Chhabra, PIO-cum-DM, Punjab State Warehousing Corporation, Kapurthala.
Smt. Taranjit Kaur Bajwa, PIO, O/o First Appellate Authority is present

O R D E R

Smt. Reeta, appellant filed RTI application dated 03.10.2018 and sought some information from the PIO, O/o Punjab State Warehousing Corporation, Kapurthala. A reply was sent to her by the PIO on 17.10.2018 vide letter No. 2139 through which the information sought by the appellant was denied U/s 8(H) of the RTI Act. Then the appellant filed First Appeal before the First Appellate Authority on 01.11.2018. A reply was again sent to her by the PIO on 21.11.2018 vide letter No. 7737. Then he filed Second Appeal before the Punjab State Information Commission. The case was registered and allocated to the Bench. Notice of hearing was issued to both the parties for today. Both the parties are present today.

The PIO has sent a mail which is a copy of letter no. 4007 dated 18.03.2019. The said mail is received in the office of the Commission on 20.03.2019 and diarized at 6146.

I have heard the appellant, Smt. Reeta and also heard the APIO Smt. Rajni and Smt. Taranjit Kaur Bajwa, PIO, O/o First Appellate Authority. The appellant stated that she has received the information regarding point no. 1 and 2 of the RTI application which was provided

Contd..p2..

Appeal Case No. 533 of 2019

to her on the Order of the First Appellate Authority. The other information was denied U/s 8(H) of the RTI Act.

As stated by the APIO some FIRs were registered against the appellant and her husband. The charge sheet was presented before the concerned Court. The charges have been framed and the case is pending for trial and evidences before the Court at Phagwara.

The information was denied U/s 8(H) alleging that in case the information is to be provided then it will affect the information which could be impeded the process of investigation and apprehension and prosecution of offenders. Section 8(H) does not apply to the present case as the appellant as well as her husband were arrested by the prosecution and they remained in jails and then they were granted bail and the proceeding is going on before the Court of Judicial Magistrate, Phagwara. The investigation in the case is completed and the challan was presented U/s 173 Cr.P.C.

So, the information U/s 8(H) cannot be denied by the PIO to the appellant. Thus, under these circumstances the PIO is directed that information sought by the appellant through his RTI application dated 03.10.2018 be provided to him, specifically para-wise, within 15 days. The PIO should personally come present on the next date of hearing along with copy of information.

Both the parties to come present on the next date of hearing on **29.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Jang Bahadur, (M: 98768-18803),
S/o Shri Jai Chand,
R/o Mandi Ameenganj, Roda Wali,
Tehsil & Distt. Fazilka.

..... Complainant

Vs

Public Information Officer,
O/o Secretary,
Punjab Mandi Board,
Sector 65, Mohali.

.....Respondent

Complaint Case No. 113 of 2019

Present:- Shri Jang Bahadur, complainant/applicant is absent.
Shri Sukhwinder Singh SDO is present on behalf of Shri Jatinder Singh, PIO-cum-XEN, Punjab, Mandi Board, Fazilka.

O R D E R

Shri Jang Bahadur, complainant/applicant filed RTI application dated 29.11.2018 and sought some information from the PIO, O/o Secretary, Punjab Mandi Board, Mohali. A letter no. 10 dated 01.01.2019 was written by the PIO-cum-XEN, Punjab Mandi Board, Fazilka to the complainant/applicant and he was asked to deposit Rs. 500/- as assessed fee and in compliance to the said letter the complainant/applicant had deposited the fees in the office of the PIO on 07.01.2019. Then the complainant/applicant filed complaint against the PIO before the Punjab State Information Commission on 25.01.2019.

The Commission has received a mail sent by the complainant/applicant, which is received in the office of the Commission on 22.03.2019 and diarized at 6271. I have gone through the said mail and the complainant/applicant submitted that except one point he has received the entire information.

The complaint filed by the complainant/applicant, Shri Jang Bahadur does not lie and is not maintainable as the PIO has took action on his RTI application and asked him to deposit the fee and the complainant/applicant has deposited the fees, then the information was provided to him.

The complainant/applicant submitted in his mail that he has not received information regarding point No. 6 of the RTI application, on the other hand, the respondent

Contd..p2..

Complaint Case No. 113 of 2019

submitted that entire information including point No.6 has been provided to the complainant/applicant.

So, I dispose of the present complaint case with the observation that the PIO should once again send the information regarding point no. 6 of the RTI application to the complainant/applicant through registered post within 3 days and compliance report be sent back to the Commission.

With this observation the present complaint case is **disposed of and closed**.

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Jang Bahadur, (M: 98768-18803),
S/o Shri Jai Chand,
R/o Mandi Ameenganj, Roda Wali,
Tehsil & Distt. Fazilka.

..... Complainant

Vs

Public Information Officer,
O/o Secretary,
Punjab Mandi Board,
Sector 65, Mohali.

.....Respondent

Complaint Case No. 115 of 2019

Present:- Shri Jang Bahadur, complainant/applicant is absent.
Shri Sukhwinder Singh SDO is present on behalf of Shri Jatinder Singh, PIO-cum-XEN, Punjab, Mandi Board, Fazilka.

O R D E R

Shri Jang Bahadur, complainant/applicant filed RTI application dated 29.11.2018 and sought some information from the PIO, O/o Secretary, Punjab Mandi Board, Mohali. A letter no. 12 dated 01.01.2019 was written by the PIO-cum-XEN, Punjab Mandi Board, Fazilka to the complainant/applicant and he was asked to deposit Rs. 500/- as assessed fee and in compliance to the said letter the complainant/applicant had deposited the fees in the office of the PIO on 07.01.2019. Then the complainant/applicant filed complaint against the PIO before the Punjab State Information Commission on 25.01.2019.

The Commission has received a mail sent by the complainant/applicant, which is received in the office of the Commission on 22.03.2019 and diarized at 6271. I have gone through the said mail and the complainant/applicant submitted that except one point he has received the entire information.

The complaint filed by the complainant/applicant, Shri Jang Bahadur does not lie and is not maintainable as the PIO has took action on his RTI application and asked him to deposit the fee and the complainant/applicant has deposited the fees, then the information was provided to him.

The complainant/applicant submitted in his mail that he has not received information regarding point No. 6 of the RTI application, on the other hand, the respondent

Contd..p2..

Complaint Case No. 115 of 2019

submitted that entire information including point No.6 has been provided to the complainant/applicant.

So, I dispose of the present complaint case with the observation that the PIO should once again send the information regarding point no. 6 of the RTI application to the complainant/applicant through registered post within 3 days and compliance report be sent back to the Commission.

With this observation the present complaint case is **disposed of and closed.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Sukhwinder Singh, (M: 95015-98820),
S/o Shri Banta Singh,
R/o Village Dhupsarhi,
PO Govt. Multi Technical College,
Tehsil Batala, Distt. Gurdaspur.

..... Complainant

Vs

Public Information Officer,
O/o Divisional Forest Officer,
Gurdaspur.

.....Respondent

Complaint Case No. 125 of 2019

Present:- Shri Sukhwinder Singh, complainant/applicant is absent.
Shri Sulakhan Singh, Surveyor is present on behalf of Shri Satnam Singh, PIO.

O R D E R

Shri Sukhwinder Singh, complainant/applicant filed RTI application dated 26.10.2018 and sought some information from the PIO, O/o Divisional Forest Officer, Gurdaspur. When no information was provided to him then he filed complaint against the PIO before the Punjab State Information Commission on 25.01.2019.

The complainant/applicant though is absent, but he sent a mail and he submitted in the mail that no information has been provided to him till today by the PIO. He further submitted that the PIO be directed to provide the sought for information to him and he further requested for adjournment.

The Respondent who is present before the Bench stated that the PIO has already sent the sought for information consisting of 64 pages to the complainant/applicant through registered post on 06.03.2019.

The PIO is directed that he should personally come present on the next date of hearing and file reply to the complaint filed by the complainant/applicant.

Both the parties to come present on the next date of hearing on **24.04.2019 at 11:00 A.M.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
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Shri H.S. Hundal (Advocate), (M: 98785-00082)
82, District Court,
Sector-76, Mohali.

..... Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Mini Secretariat, SAS Nagar,
Sector-76, SAS Nagar-160071.

First Appellate Authority,
O/o Deputy Commissioner,
Mini Secretariat, SAS Nagar,
Sector-76, SAS Nagar-160071.

.....Respondent

Appeal Case No. 3767 of 2018

Present:- Shri H.S. Hundal (Advocate), appellant is absent.
Shri Jagdeep Singh, APIO-cum-Suptt. Is present on behalf of Shri Balwinder Pal Singh, PIO-cum-D.R.O., O/o Deputy Commissioner, SAS Nagar.

O R D E R

Though the appellant, Shri H.S. Hundal is absent, but today he has come present in the morning before the time of hearing and subsequently left without attending the Court and the Reader-cum-PS of the Bench has submitted an application duly signed by him dated 25.03.2019, which is taken in the file of the Commission.

I have gone through the said application of the appellant and I have also gone through the Order of the previous date, which was passed in the presence of Shri H.S. Hundal, appellant and the APIO on 25.02.2019. The appellant was satisfied with the information provided to him regarding point nos. 1 and 2 of the RTI application but he was not satisfied with the information regarding point Nos. 3 to 7 being incomplete and he was directed to bring the deficiencies to the notice of the PIO within 3 days.

In compliance to the Order of the Bench he had brought the deficiencies to the notice of the PIO on 25.02.2019 and the PIO had sent the information to the appellant through registered post on 19.03.2019.

I have gone through the application dated 25.03.2019 of the appellant and he is not satisfied with the information regarding point no. 5. The PIO had submitted that the

Contd..p2..

Appeal Case No. 3767 of 2018

information regarding point no. 5 is related with the Police Department and not with the office of the PIO and directed the appellant to approach or file RTI application regarding point no. 5 before the Police Department. Regarding point no. 4 the PIO replied that no information had been received and today at the time of hearing, the APIO has come present along with information regarding point no. 4 of the RTI application consisting of 5 pages.

So, the PIO is directed that the information regarding point no. 4 of the RTI application be sent to the appellant through registered post and compliance report be sent back to the Commission.

With this observation the present appeal case is **disposed of and closed.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.

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Shri Darshan Sharma, S/o Shri Prithi Raj Sharma,
#80-A Madhuban Enclave,
Badewala Road,
Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/ o Divisional Engineer,
Lining Division No.8,
Punjab Water Resources Management &
Development Corporation Ltd.,
Bathinda.

First Appellate Authority,
O/o Superintending Engineer,
Lining Circle 1,
Punjab Water Resources Management &
Development Corporation Ltd.,
Bathinda.

.....Respondent

Appeal Case No. 2797 of 2018

Present:- Shri Darshan Sharma appellant is present.
None present on behalf of Shri Shammi Singla, PIO-cum-XEN, Lining Division
No.8, Punjab Water Resources Management & Development Corporation Ltd.,
Bathinda.

ORDER

I have gone through the Order dated 25.02.2019. The APIO, Shri Kawaldeep Singh was present on that hearing along with attested copies of information and he was directed to send the information through registered post to the appellant within 3 days.

Today, the appellant stated that till today no information has been sent to him by the PIO.

The PIO has sent a mail which is a copy of letter no. 241 dated 22.03.2019 and he submitted that he is unable to appear before the Bench at the time of hearing for today and requested for adjournment.

The conduct of the PIO is not fair. So, he is directed that the appellant will come present to his office on 02.04.2019 at 10.00 A.M. and the PIO will be duty bound to provide him the attested copies of information as was sought by him through his RTI application dated

Contd..p2..

Appeal Case No. 2797 of 2018

01.06.2018. In case of non-compliance of the Order of the Bench strict action will be taken against the PIO under the provisions of RTI Act, 2005.

The PIO is further directed that he should personally come present on the next date of hearing along with copy of information.

Both the parties should personally come present on the next date of hearing on **07.05.2019 at 11:00 A.M.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Darshan Sharma, S/o Shri Prithi Raj Sharma,
#80-A Madhuban Enclave,
Badewala Road, Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/ o Divisional Engineer,
Lining Division No.8,
Punjab Water Resources Management &
Development Corporation Ltd.,
Bathinda.

First Appellate Authority,
O/o Superintending Engineer,
Lining Circle 1,
Punjab Water Resources Management &
Development Corporation Ltd.,
Bathinda.

.....Respondent

Appeal Case No. 2798 of 2018

Present:- Shri Darshan Sharma appellant is present.
None present on behalf of Shri Shammi Singla, PIO-cum-XEN, Lining Division
No.8, Punjab Water Resources Management & Development Corporation Ltd.,
Bathinda.

ORDER

I have gone through the Order dated 25.02.2019. The APIO, Shri Kawaldeep Singh was present on that hearing along with attested copies of information and he was directed to send the information through registered post to the appellant within 3 days.

Today, the appellant stated that till today no information has been sent to him by the PIO.

The PIO has sent a mail which is a copy of letter no. 241 dated 22.03.2019 and he submitted that he is unable to appear before the Bench at the time of hearing for today and requested for adjournment.

The conduct of the PIO is not fair. So, he is directed that the appellant will come present to his office on 02.04.2019 at 10.00 A.M. and the PIO will be duty bound to provide him the attested copies of information as was sought by him through his RTI application dated

Contd..p2..

Appeal Case No. 2798 of 2018

01.06.2018. In case of non-compliance of the Order of the Bench strict action will be taken against the PIO under the provisions of RTI Act, 2005.

The PIO is further directed that he should personally come present on the next date of hearing along with copy of information.

Both the parties should personally come present on the next date of hearing on **07.05.2019 at 11:00 A.M.**

Dated: 25.03.2019

**(Avtar Singh Kaler)
State Information Commissioner, Punjab.**

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Shri Tejinder Singh, Advocate (M: 90410-04313),
R/o Village Bholapur, PO Ramgarh,
Chandigarh Road, Ludhiana.

..... Appellant

Vs

Public Information Officer,
O/o Municipal Council,
Tarn Taran.

First Appellate Authority,
O/o Regional Deputy Director,
Local Govt.,
Amritsar.

.....Respondent

Appeal Case No. 261 of 2019

Present:- Shri Tejinder Singh, appellant is absent.
None present on behalf of Shri Manmohan Singh Randhawa, (M: 98141-81334),
PIO-cum-EO, Municipal Council, Tarn Taran.

ORDER

Shri Tejinder Singh, appellant though is absent but he sent a mail and submitted that no information has been provided to him by the PIO.

I have gone through the case file.

So, a direction is issued to the PIO that the information sought by the appellant through his RTI application dated 17.10.2018 be sent to him through registered post within 7 days and should come personally present on the next date of hearing along copy of information and copy of postal receipt. In case non-compliance of the Order of the Bench a Show Cause Notice will be issued to the PIO on the next date of hearing.

Both the parties to come present on the next date of hearing on **07.05.2019 at 11:00 A.M.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab

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Shri Gurbhej Singh, (M: 62394-66414),
S/o Shir Gurmeet Singh,
R/o Village Reona Niwan, PO REona Ucha,
Tehsil & Distt. Fatehgarh Sahib.

..... Complainant

Vs

Public Information Officer,
O/o Chief Engineer, Canal,
Nabha Road,
Patiala.

.....Respondent

Complaint Case No. 57 of 2019

Present:- Shri Jasbir Singh, authorized person is present on behalf of Shri Gurbhej Singh, complainant/applicant .
None is present on behalf of the PIO, O/o Chief Engineer, Canal, Patiala.

ORDER

Shri Gurbhej Singh, complainant/applicant filed RTI application dated 24.11.2018 and sought some information from the PIO, O/o Chief Engineer, Canal, Nabha Road, Patiala.

I have gone through the Order dated 27.02.2019 and a direction was issued to the PIO that he should personally come present before the Bench on the next date of hearing and file reply to the complaint filed by the complainant/applicant.

Inspite of directions issued to the PIO he has not come present today. The conduct of the PIO amounts to denial of information and defiance of the provisions of the RTI Act, 2005. So, a Show Cause Notice is issued to the PIO that why the information has not been provided to the complainant/applicant and so why he may not be penalized.

The PIO is directed that he should personally come present on the next date of hearing and file reply to the Show Cause Notice through duly attested affidavit and also file reply to the complaint filed by the complainant/applicant.

Both the parties to come present on the next date of hearing on **07.05.2019 at 11:00 A.M.**

Dated: 25.03.2019

(Avtar Singh Kaler)
State Information Commissioner, Punjab.