

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Helpline No. 0172-2864100 ; Phone No-0172-2864120

Email: psicsic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Tejinder Singh, (9041004313)

Civil Court, Tehsil Complex, Backside Sanjh Kender,
Phillaur (144410)

Appellant

V/s.

(Regd. Post) Public Information Officer,
O/o The Sub Divisional Magistrate, Bikhiwind,
District Tarn Taran.

(Regd. Post) First Appellate Authority,
O/o The Sub Divisional Magistrate, Bikhiwind,
District Tarn Taran.

Respondent

Appeal Case No. 2448 of 2020

{Heard through Cisco Webex Meetings Software }

Present : The Appellant, Sh. Tejinder Singh is present.
None is present from the Department.

ORDER:

This case was last heard on 02.03.2021 through Cisco Webex Meetings Software vide which show cause notice was issued to the concerned PIO.

In today's hearing, the Appellant, Sh. Tejinder Singh states that no information has been supplied to him till date and he further mentions about an email dated 23.05.2021 which has been sent to the Commission and the same is taken on record.

On the other hand, none is present from the Department.

Commission takes a serious view of the casual approach of the Respondent / PIO as neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability. The respondent PIO has neither supplied the requisite information to the information seeker nor sent any reply in an affidavit, to each and every query, raised by the Appellant through RTI request even after the directions were given by the Commission vide orders dated 02.03.2021.

After seeing the conduct of the concerned respondent PIO and for holding guilty of violation under Section 20 (1) as per provisions of the RTI Act and for making delay in supplying the requisite information to the information-seeker, **a penalty of Rs. 5,000/- (Rupees Five Thousand Only)** is imposed upon the concerned Public Information Officer office of The Sub Divisional Magistrate, Bikhiwind, District Tarn Taran.

A copy of this order along with the RTI Application 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 sent to the Commission by the next date of hearing.

Appeal Case No. 2448 of 2020
{Heard through Cisco Webex Meetings Software }



2/2

Final opportunity is also given to the respondent PIO concerned either to supply the certified copies of the required information through registered post or e-mail to the appellant or file a point wise reply, in an affidavit, to each and every query, raised by the appellant through his RTI request as per official record by the next date of hearing with a copy to the Commission by the next date of hearing, failing which disciplinary action under Section 20 (2) of the RTI Act, would be recommended against him for willful delay in supplying the information to the RTI applicant.

An opportunity is also given to the appellant to confirm whether he has received the information/reply or not

Also, the Appellant, Sh. Tejinder Singh is directed to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post) Public Information Officer,
O/o The Sub Divisional Magistrate, Bikhiwind,
District Tarn Taran.
{Encl. RTI Application}

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Parmod Kumar (9914922650),
H.No. 2650, Ward No. 12,
Near Dushera Ground Kharar (Mohali)

Complainant

V/s.

Public Information Officer,
O/o The Assistant Labour Commissioner, Punjab,
Sector 76, S.A.S. Nagar (Mohali)

Respondent

Complaint Case No. 611 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Complainant, Sh. Parmod Kumar is present.
Sh. Jatinder Pal Singh, Assistant Labour Commissioner is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the Complainant, Sh. Parmod Kumar was directed to visit the concerned office on 03.03.2021 at 11: A.M. for inspecting and collecting the specific record.

In today's hearing, the Complainant, Sh. Parmod Kumar states that he doesnot receive the information relating to point number (ੲ & ੳ) and requests for the same. He further mentions about a letter dated 04.03.2021 which has been sent to the Department as well as to the Commission and the same is taken on record.

On this, the Assistant Labour Commissioner, Sh. Jatinder Pal Singh states that the information has already been supplied to the Complainant and in relating to this he further mentions about an email dated 20.05.2021 which has been sent to the Commission and the same is taken on record. In an email dated 20.05.2021 he has sent a copy of letter number 537 dated 10.02.2021, a copy of letter number 1127 dated 26.02.2021 and copy of another letter number 1810 dated 20.05.2021, the same is taken on record.

In view of above, an opportunity is given to the Assistant Labour Commissioner, Sh. Jatinder Pal Singh to look into this matter again and he is further advised to supply the information accordingly of the RTI Application to the Complainant by hand or through registered post before the next date of hearing and if the information is not available with them then the PIO is advised to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

Also, the Complainant, Sh. Parmod Kumar is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



Sh. Parmod Kumar (9914922650),
H.No. 2650, Ward No. 12,
Near Dushera Ground Kharar (Mohali)

Complainant

V/s.

Public Information Officer,
O/o The Labour Commissioner, Punjab,
Phase 10, S.A.S. Nagar (Mohali)

Respondent

Complaint Case No. 477 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Complainant, Sh. Parmod Kumar is present.
Sh. Harpreet Singh, PIO along with Ms. Kulwant Kaur, Superintendent Grade –II –cum -
APIO is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the concerned PIO was advised to supply the information to the Complainant accordingly before the next date of hearing.

In today's hearing, the Complainant, Sh. Parmod Kumar states no information has been supplied to him.

On this, the APIO, Ms. Kulwant Kaur states that the information relating to point number 01 to 07 has already been supplied to the Complainant and relating to point number 08 the information has to be supplied by the Labour Inspector Mohali. She further mentions about a letter number 6063 dated 20.05.2021 along with an email dated 20.05.2021 which has been sent to the Commission and the same is taken on record.

After discussing with both the parties, the Complainant is directed to visit the concerned office today i.e. 25.05.2021 at 02:30 P.M. positively for collecting the requisite information from the APIO, Ms. Kulwant Kaur.

On this, APIO, Ms. Kulwant Kaur assures the Court that whatever information is available will be supplied to the Appellant by today on his visit.

If the information is not available with the concerned department, then the concerned PIO is directed to submit the same in writing in the form of an affidavit explaining with the reason, why the information could not be supplied to the Appellant till date.

If the Complainant does not visit the concerned office for collecting the information then it will be presumed that he does not require the information anymore and the case will be decided on merits.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



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

Appellant

V/s.

Public Information Officer,
O/o The XEN, Centre Works Division,
PWD B & R, S.A.S Nagar (Mohali)

First Appellate Authority,
O/o The SE, Centre Works Circle, PWD B & R,
Punjab, Sector 17, Chandigarh.

Respondent

Appeal Case No. 2728 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Appellant, Sh. Yogesh Mahajan is present.
Sh. Charanji Lal, Senior Assistant is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the concerned PIO was directed to supply the requisite information to the Appellant before the next date of hearing.

In today's hearing, the Appellant, Sh. Yogesh Mahajan states he has received the information on 11.05.2021 and he had pointed out deficiencies on 12.05.2021 to the department along with a copy to the Commission which has been received in the Commission vide email dated 25.05.2021 and the same is taken on record.

On this, Sh. Charanji Lal, Senior Assistant states that the information has been supplied to the Appellant.

In view of above, the Senior Assistant, Sh. Charanji Lal is directed to go through the deficiencies letter of the Appellant dated 12.05.2021 and concerned PIO is further directed to supply the requisite information to the Appellant **(after removing the deficiencies)** by hand or through registered post before the next date of hearing and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



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

Appellant

V/s.

Public Information Officer,
O/o The XEN, Electrical Division,
PWD B & R, Amritsar.

First Appellate Authority,
O/o The SE, Electrical Circle,
Sector 7, Chandigarh.

Respondent

Appeal Case No. 2729 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Appellant, Sh. Yogesh Mahajan is present.
None is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the concerned PIO was directed to supply the requisite information to the Appellant before the next date of hearing.

In today's hearing, the Appellant, Sh. Yogesh Mahajan states he has received an empty envelope from the Department and nothing was there in it.

On the other hand, none comes present from the Department.

After going through the case file, it has been observed that an email dated 02.03.2021 from electricalasr@yahoo.in has been received in the Commission in which a copy of cover letter vide endorsement number 3246 dated 01.03.2021 is attached only, which is taken on record.

In view of above, the concerned PIO is directed to supply the requisite information again to the Appellant by hand or through registered post before the next date of hearing and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



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

Appellant

V/s.

Public Information Officer,
O/o The XEN, Central Works Division,
PWD B & R, S.A.S Nagar (Mohali).

First Appellate Authority,
O/o The SE, Central Works Circle,
PWD B & R, Punjab, Chandigarh.

Respondent

Appeal Case No. 2732 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Appellant, Sh. Yogesh Mahajan is present.
Sh. Charanji Lal, Senior Assistant is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the concerned PIO was directed to supply the requisite information to the Appellant before the next date of hearing.

In today's hearing, the Appellant, Sh. Yogesh Mahajan states he has received the information on 29.04.2021 and he had pointed out deficiencies on 12.05.2021 to the department along with a copy to the Commission which has been received in the Commission vide email dated 25.05.2021 and the same is taken on record.

On the other hand, Senior Assistant, Sh. Charanji Lal is present from the Department and further mentions a letter vide endorsement number 267 dated 29.04.2021 along with information has been sent to the Commission which is taken on record.

In view of above, the concerned PIO is further directed to supply the requisite information to the Appellant **(after removing the deficiencies)** by hand or through registered post before the next date of hearing and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



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

Appellant

V/s.

Public Information Officer,
O/o The XEN (C),
Mandi Board Division, Amritsar.

First Appellate Authority,
O/o The Chief Engineer (North), Mandi Board,
Punjab, S.A.S Nagar (Mohali)

Respondent

Appeal Case No. 2735 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Appellant, Sh. Yogesh Mahajan is present.
Sh. Amritpal Singh, SDO –cum- APIO is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the concerned PIO was directed to supply the requisite information to the Appellant before the next date of hearing.

In today's hearing, the Appellant, Sh. Yogesh Mahajan states he has received the information and further requests for a date as he has to go through the supplied information and would point out the deficiencies to the Respondent / PIO in written if there would be any.

On the other hand, Sh. Amritpal Singh states that the information has been supplied to the Appellant. He further mentions about a letter vide endorsement number 2456 dated 19.04.2021 which has been sent to the Commission and the same is taken on record.

In view of above, an opportunity is given to the Appellant and the Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, **if any**, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

The concerned PIO is further directed to supply the requisite information to the Appellant (**if any, after removing the deficiencies**) by hand or through registered post before the next date of hearing and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.



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

V/s.

Appellant

Public Information Officer,
O/o The XEN (C),
Mandi Board, Tarn Taran.

First Appellate Authority,
O/o The Chief Engineer (North), Mandi Board,
Punjab, S.A.S Nagar (Mohali)

Respondent

Appeal Case No. 2737 of 2020
{Heard through Cisco Webex Meetings Software }

Present : The Appellant, Sh. Yogesh Mahajan is present.
None is present from the Department.

ORDER:

This case was last heard on 02.03.2021 vide which the concerned PIO was directed to supply the requisite information to the Appellant before the next date of hearing.

In today's hearing, the Appellant, Sh. Yogesh Mahajan states he has received the information and he had pointed out deficiencies on 19.05.2021 to the department along with a copy to the Commission which has been received in the Commission vide email dated 25.05.2021 and the same is taken on record.

On the other hand, none is present from the Department and further going through the case file it has been observed that a letter vide endorsement number 152 dated 15.03.2021 along with information has been sent to the Commission which is taken on record.

In view of above, the concerned PIO is further directed to supply the requisite information to the Appellant **(after removing the deficiencies)** by hand or through registered post before the next date of hearing and if the information is not available with them then the PIO is directed to file a proper reply in the form of an affidavit explaining the reason, why the information could not be supplied to the Appellant till date.

The Appellant is advised to go through the supplied information, once he receives the same from the Respondent/PIO and point out deficiencies in written, if any, to the Respondent/PIO through registered post or through email, with a copy to the Commission, failing which the case will be decided on merits.

This case is adjourned to 17.08.2021 at 11:00 A.M. and all the concerned parties are directed to be present on the next date of hearing i.e. 17.08.2021 which is going to be heard through Software/ Application Cisco Webex Meetings. Joining Meeting Number of Cisco Webex is 1589136034.

Copy of the order be sent to the parties.

Dated: 25.05.2021

Sd/-
(Sanjiv Garg)
State Information Commissioner
Punjab