



Sh. D.R. Singla,
4961, Sector-38 (West)
Chandigarh.

Complainant

Versus

Public Information Officer,
O/o Sr. Superintendent of Police,
S.A.S.Nagar (Mohali)

Respondent

Complaint Case No.170 of 2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Complaint
26.11.2018	Nil	Nil	Nil	12.02.2019

Present: Complainant- None;
Respondents- H.C. Sh. Surinder Singh, PS City Kharar, Mohali.

ORDER

The following order was passed the bench on 16.07.2019:

“The appellant has sought the outcome of a complaint made by him against one Sh. Sohan Singh and others. The Police say that the matter is still under probe. As and when the same is completed, the report as well as action taken report shall be provided to the appellant.”

The case has come up today. The complainant is absent. H.C Sh. Surinder Singh, who is appearing on behalf of respondent, says the status quo remains. The Commission is of the view that as of now no material information with regard to his application is available. They are directed to convey the outcome of his complaint on its completion as observed earlier. The Commission does not find any reason to keep the issue hanging. The complaint is **disposed**.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Balwinder Singh,
S/o Sh. Kehar Singh,
V.P.O Ramgarh Sardaran,
Tehsil- Payal, Distt. Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Secretary,
Gram Panchayat,
VPO-Ramgarh Sardaran,
Tehsil-Payal, Distt. Ludhiana.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Malaud, Distt. Ludhiana.

Respondents

Appeal Case No.2284/2018

Date of RTI application: 15.03.2017
Date of First Appeal : 21.04.2017
Date of Order of FAA or Reply: Nil
Date of 2nd Appeal/complaint: 09.07.2018

Present: Appellant- Sh. Balwinder Singh;
Respondents- None.

ORDER

The case has been heard through video conference.

The following order was passed on 17.07.2019:

06.02.2019:

“Sh. Balwinder Singh, Appellant submits that the information has been supplied to him after two years which still falls short of.

The respondents have sent a communication that they are awesomely occupied in the conduct of the panchayat elections in the State of Punjab for which the polling is taking place on 30.12.2018. They have sought an adjournment. The request is acceded.

The matter shall be reheard on 06.02.2019 at 11.30 AM through video conference at Ludhiana. Meanwhile, they are directed to make good the supply of



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Appeal Case No.2284/2018

information to the appellant as referred to above under intimation to the Commission.”

The case has come up today. The appellant maintains that the information provided does not completely conform to his original application. It is incumbent upon the respondents to give a clear reply/information to his requisition. The Commission makes a strong note of the absence of the respondents and their apathy towards filing a reply to the notice of the Commission. The respondents are hereby directed to ensure that information complete in all respects is provided and a written reply is submitted before the Commission. It shall also explain as to why penal action be not taken for the delay in providing the information beyond the mandated period”.

17.07.2019

“The case has come up today through video conference. The parties are present in the studio of the office of D.C. Ludhiana. The appellant has failed to pin-point any deficiency in the information already furnished to him. PIO is directed to allow him to inspect the entire record within 7 days from the date of receipt of copy of the order in the office of BDPO Maloud on a definite date & time to be intimated in writing to the appellant. The appellant will inspect and identify the information required by him and the PIO will provide him certified copies of the same.”

The case has come up today. The respondents are absent. The PIO has failed to comply with the directions passed in aforesaid order. It is a long standing case. No more leniency can be shown.

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Appeal Case No.2284/2018

The PIO is hereby 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 maximum of Rs.25,000/- 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 applicant and why the compensation be not awarded to the Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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 note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

The matter shall be heard on **13.11.2019 at 11.30 AM through video conference at Ludhiana.**

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com
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Sh.Lal Chand S/o Sh.Chaman Lal Virhe,
R/o Garhi Sheru, Rahon Road,
PO Mattewara, Via Basti Jothewal,
Tehsil & District-Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Deputy Commissioner of Police,
Mini Secretariat, Ludhiana.

First Appellate Authority,
O/o Commissioner of Police,
Mini Secretariat, Ludhiana.

Respondents

Appeal Case Nos.3101, 3102, 3103, 3104, 3105, 3320 and 3321/2019
(Life & Liberty)

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
26.07.2019	Nil	09.08.2019	Nil	26.08.2019

Present: **Appellant-** **Sh. Lal Chand Virhe.**
 Respondents- **S.I. Smt. Usha Rani;**
 S.I. Sh. Pawandev Singh, O/o Commissioner of Police, Ludhiana.

ORDER

The case has been heard through video conference.

A couple of appeals in addition to the ones already pending have been received from the appellant. In Appeal Case Nos. 3101, 3102, 3103 and 3105 of 2018 the Commission has made following order on 05.09.2019:

“Since the appellant and the respondents are same and the information sought and emanates from the same incident, the single order shall dispose off all the appeals.

Notice was issued to the respondents on the request of the appellant to treat it as a case of life and liberty under proviso to section 7(1) of the RTI Act as he was a victim of an assault and the FIR under Section 307 and other sections of IPC stand registered on 23.05.2019 in the jurisdictional police station. The appellant is absent, as the notices for

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Appeal Case Nos.3101, 3102,3103, 3104, 3105, 3320 and 3321/2019

hearing were sent only a couple of days before, seemingly it has not been delivered to him. The respondents nonetheless are present. They submit that the information sought by the appellant with regard to the counter application filed by his opponents has been provided to him. They further add that investigation in the case has already been completed and the Charge sheet has been filed in the Court. He should approach the office of the concerned magistrate to seek the information relating to investigation and the charge sheet. They further say that the original incident occurred in May, 2019. As of now according to them, there is no apprehension of breach of peace or imminent threat to life and liberty of anybody.

In order to arrive at just conclusion the appellant is desired to respond to the submissions of the respondents expeditiously.”

The case has come up today. The Commission understands that all his applications accrue from the same issue and they are desirable to be disposed of with a single order only. The respondents, who are present in the court, submit that they are open to the inspection of the record relevant with his applications and to provide the certified copies of the documents identified by him. They admit that the investigation has been completed and the revelation of information shall not impede investigation, apprehension or the prosecution of the accused in the FIR registered. The exemptions under section 8 (1) (h) of the RTI Act



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Appeal Case Nos.3101, 3102,3103, 3104, 3105, 3320 and 3321/2019

are not afforded to them.. They are directed to allow the appellant the inspection of the record within 15 days from today positively by communicating him the particular date, time and venue in writing; and thereafter, provide him the certified copies of the documents identified by him.

To come up on **13.11.2019 at 11.30 AM through video conference at Ludhiana.**

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
Post Office Ramgarh, Distt. Ludhiana

Appellant

Versus

Public Information Officer,
O/o Commissioner,
Municipal Corporation, Mata Rani Chowk,
Ludhiana.

First Appellate Authority
O/o Commissioner,
Municipal Corporation, Mata Rani Chowk,
Ludhiana.

Respondents

APPEAL CASE NO.2915/2017

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
21.08.2017	Nil	21.09.2017	20.09.2017	24.10.2017

Present: Appellant- None;
Respondents- Sh. Viney Kumar, Accounts Clerk.

ORDER

The case has been heard through video conference.

The following order was passed on 17.07.2019:

13.02.2019:

"Heard. The respondents say that information sought for is personal information of an official and cannot be spared. Whereas, the Commission broadly agrees with their point of view, but on a closer view, it finds that they are obliged to provide him information like his salaries, place of postings etcetera which they are required to disclose under section 4(1)(10) of the Right to Information Act, 2005. Accordingly, the respondents are directed to sift the application carefully and provide the information which does not attract the exemption.

The matter has come up for hearing today. Sh. Viney Kumar appearing on behalf of the respondents submits that in compliance with the aforementioned order of the Commission, a communication has been sent under registered cover to him. On further enquiry, it is revealed that it has been sent only today. Let the appellant see and react to it."

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Appeal Case No.2915/2017

17.07.2019

The matter has come up today. The appellant acknowledges the receipt of information dispatched by post as mentioned in the aforesaid letter. However, he is yet to get information relating to Point No.1 which relates to the initial appointment and posting of the official under consideration. The respondents are directed to intimate it to the appellant within 15 days from the date of receipt of this order positively under intimation to the Commission. Hopefully, this direction shall be complied with without further delay. Besides this, the respondents are also directed to explain their absence."

The case has come up today. Sh. Viney Kumar, Accounts Clerk, is present. He says that the complying with the aforesaid orders the information has been sent to the appellant. In the absence of any communication from the appellant, the Commission presumes that he is satisfied with the information provided to him. No further intervention is required.

Disposed.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Jasbir Singh,
Village Bholapur, Jhabewal,
Post Office Ramgarh, Distt. Ludhiana

Appellant

Versus

Public Information Officer,
O/o Commissioner,
Municipal Corporation, Mata Rani Chowk,
Ludhiana.

First Appellate Authority
O/o Commissioner,
Municipal Corporation, Mata Rani Chowk,
Ludhiana.

Respondents

APPEAL CASE NO.3091/2017

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
16.08.2017	Nil	16.09.2017	22.09.2017	01.11.2017

Present: Appellant- None;
Respondents- Sh. Viney Kumar, Accounts Clerk.

ORDER

The case has been heard through video conference.

The following order was passed on 17.07.2019:

13.02.2019:

"Heard. The respondents say that information sought for is personal information of an official and cannot be spared. Whereas, the Commission broadly agrees with their point of view, but on a closer view, it finds that they are obliged to provide him information like his salaries, place of postings etcetera which they are required to disclose under section 4(1)(10) of the Right to Information Act, 2005. Accordingly, the respondents are directed to sift the application carefully and provide the information which does not attract the exemption.

The matter has come up for hearing today. Sh. Viney Kumar appearing on behalf of the respondents submits that in compliance with the aforementioned order of the Commission, a communication has been sent under registered cover to him. On further enquiry, it is revealed that it has been sent only today. Let the appellant see and react to it."

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Appeal Case No.2915/2017

17.07.2019

The matter has come up today. The appellant acknowledges the receipt of information dispatched by post as mentioned in the aforesaid letter. However, he is yet to get information relating to Point No.1 which relates to the initial appointment and posting of the official under consideration. The respondents are directed to intimate it to the appellant within 15 days from the date of receipt of this order positively under intimation to the Commission. Hopefully, this direction shall be complied with without further delay. Besides this, the respondents are also directed to explain their absence.”

The case has come up today. Sh. Viney Kumar, Accounts Clerk, is present. He says that the complying with the aforesaid orders the information has been sent to the appellant. In the absence of any communication from the appellant, the Commission presumes that he is satisfied with the information provided to him. No further intervention is required.

Disposed.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION
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Sh. Jagshir Singh,
S/o Sh. Gian Singh,
R/o H.No 9/20,
Back Side Pandori Nursing Home,
Mandi Mullanpur Dakha, Distt Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block Gandiwind, District Tarn Taran.

First Appellate Authority,
O/o Distt. Development and Panchayat Officer,
Tarn Taran.

Respondents

Appeal Case No.3888/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
18.08.2018	Nil	25.09.2018	Nil	14.11.2018

Present: Appellant- None;
Respondents- None.

ORDER

None is present. The matter shall be heard on **26.11.2019 at 11.30 AM**

through video conference at Ludhiana.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Jagshir Singh,
S/o Sh. Gian Singh,
R/o H.No 9/20,
Backside Pandori Nursing Home,
Mandi Mullanpur Dakha, Distt Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Ghal Khurd, Distt Ferozepur.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Ferozepur.

Respondents

Appeal Case No.3889/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
18.08.2018	Nil	25.09.2018	Nil	14.11.2018

Present: Appellant- None;
Respondents- None.

ORDER

None is present. The matter shall be heard on **26.11.2019 at 11.30 AM**

through video conference at Ludhiana.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Rakesh Kumar Gupta, Advocate,
R/o 8/237, Jagraon Road,
Mandi Mullanpur, District-Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Senior Superintendent of Police (Rural),
Jagraon, Ludhiana.

First Appellate Authority,
O/o Deputy Inspector General of Police,
Ludhiana Range, Near Old Courts,
Ludhiana.

Respondents

Appeal Case Nos.3220&3221/2019
(Life & Liberty)

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
17.08.2019	Nil	28.08.2019	Nil	06.09.2019

Present: Appellant- None;
Respondents- Inspector Sh. Prem Singh, SHO, P.S Dakha, Ludhiana.

ORDER

The appellant is absent. Inspector Sh. Prem Singh, SHO, P.S Dakha, who is present in the video conference at Ludhiana, submits that he has recently joined. He assures that he will look into the issue and inform the Commission after taking appropriate action on the matter.

The matter shall be reheard on **10.10.2019 at 12.00 PM through video conference at Ludhiana.**

25.09.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Rakesh Kumar Gupta,
8/237, Jagraon Road,
Mandi Mullanpur
District Ludhiana-141101

Appellant

Versus

Public Information Officer,
O/o District Food & Civil Supplies Controller,
Ludhiana(West), Zone-D,
Municipal Corporation Building,
Sarabha Nagar, Ludhiana.

First Appellate Authority,
O/o The Director,
Food, Civil Supplies & Consumers Affairs
Anaj Bhawan, Sector-39C, Chandigarh

Respondents

Appeal Case No.2767/2017,2769/2017 & 2772/2017

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
03.11.16/ 03.11.16/ 29.09.16	Nil	09.05.17/ 14.05.17/ 13.05.17	Nil	30.11.17/ 29.09.17/ 04.06.17

Present: **Appellant- None;**
 Respondents- Sh. Darbara Singh, AFSO, Raikot.

ORDER

This is an old standing case. It has been committed to this bench on demission of office by Prof. Vney Kapoor Mehra, the then Commissioner.

Sh. Darbara Singh, Assistant Food and Supply Officer, is present on behalf of respondents. He submits that the entire information pertaining to his original application has since been provided to him. This fact also figures in the interim order passed earlier by the then Commissioner. The appellant was desired to pin point any deficiency. The respondents have shown this bench the copies having been sent to the appellant. The Commission has

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Appeal Case No.2767/2017,2769/2017 & 2772/2017

gone through it. Having gone through the application and the information supplied, the Commission is convinced that the appellant has been adequately informed. No further intervention is called for.

Disposed.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Sukhdev Singh
226, Street No. 3,
Guru Arjan Dev Nagar,
Tarn Taran Road, Amritsar.

Appellant

Versus

Public Information Officer,
O/o Chief Director, Vigilance Bureau, Punjab,
SCO No.60-61, Sector-17-D,
Chandigarh.

Sh. Harjit Singh,
PIO – cum – Superintendent,
Department of Local Govt., (LG – 1 Br.),
Municipal Bhawan, Plot No. 3 A,
Sector -35, Chandigarh.

First Appellate Authority
O/o Chief Director, Vigilance Bureau, Punjab,
SCO No.60-61, Sector-17-D,
Chandigarh.

Respondents

APPEAL CASE NO.3009/2017

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.05.2018	Nil	03.07.2017	Nil	26.10.2017

Present: Appellant- None;
Respondents- Sh. Naveen Sharma, Sr. Assistant, APIO, Local Government.

ORDER

On the request of the respondents, the matter is adjourned to be heard on

26.11.2019 at 11.30 AM through video conference at Amritsar.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION
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Email: psic22@punjabmail.gov.in

Sh. Avtar Singh,
S/o Shri Gurbax Singh,
House No 105 C, Alpha International City,
GT Road, Daburji , Amritsar.

Appellant

Versus

Public Information Officer,
O/o Excise & Taxation Department,
Tarn Tarn.

First Appellate Authority,
O/o Asstt. Excise and Taxation Commissioner,
Tarn Taran.

Respondents

Appeal Case No.3865/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
08.08.2018	Nil	18.09.2018	Nil	06.11.2018

Present: Appellant- Sh. Avtar Singh;
Respondents- None.

ORDER

The case has been heard through video conference.

The following order was passed on 17.07.2019:

13.02.2019:-

"The respondents are absent. The Commission takes a strong exception to their cavalier attitude. The original application was filed on 08.08.2018. Having failed to procure the information even after filing a first appeal with the First Appellate Authority he has been constrained to approach the Commission. The Commission takes a strong exception to the silence on the part of the respondents. Apparently they have violated the provisions of Section 7 (1) of the RTI Act.

The PIO (by name) O/o Excise & Taxation Department, Tarn Taran is 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 maximum of Rs.25,000/- 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 applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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Appeal Case No.3865/2018

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 note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte."

17.07.2019

Shri Harpreet Singh, Excise & Taxation Inspector, Department of Excise & Taxation, Tarn Taran who is present in the Amritsar studio, submits that the sought for information has been dispatched by post to the information seeker. He was duly responded in time earlier as well to make good the deficiency in the information already provided. The respondents have requested for filing the Show Cause Notice issued to the PIO.

The appellant is absent. An opportunity is afforded to him to respond to the submissions of the respondent, failing which it shall be presumed that he is satisfied with the information provided to him and his application shall be disposed accordingly."

The case has come up today. The respondents are absent. The Commission takes serious note of their absence. The appellant is present and he denies having received any information. The respondents are directed to produce evidence of having transmitted the information to the information seeker and explain in writing the delay in providing or having failed to provide the information. Be it noted that they are already under a notice of imposition of penalty; no further opportunity shall be afforded.

To come up on **13.11.2019 at 11.30 AM through video conference at Amritsar.**

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Jagtar Singh,
S/o Sh. Roop Singh,
R/o Village-Tangrali,
Tehsil Talwandi Sabo,
District-Bathinda.

Sh. Amandeep Singh,
S/o Sh. Kheta Singh,
R/o Village-Tangrali,
Tehsil Talwandi Sabo,
District-Bathinda

Complainants

Versus

Public Information Officer,
O/o Block Development & Panchayat Officer,
Talwandi Sabo, Bathinda.

Respondent

Complaint Case No.340/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
11.02.2019	Nil	Nil	Nil	04.04.2019

Present:

Complainant- Sh. Jagtar Singh;
Respondent- Sh. Jagdev Singh, Superintendent;
Sh. Jagtar Singh, Panchayat Secretary O/o BDPO
Talwandi Sabo.

ORDER:

The case has been heard through video conferencing.

The following order was made by the bench on 14.08.2019:

11.06.2019:

"The complainant is seeking information about the income/revenue having been accrued to the Gram Panchayat, Village Tangrali, Teshil Talwandi Sabo, District Bathinda and the expenditure incurred on various development works during the period 2013 to 2018.

Sh. Jagtar Singh, Panchayat Secretary is present on behalf of the respondents. He submits that the record in question has not been handed over to him by the previous incumbent Shri Harbhajan Singh. The BDPO is directed to ensure that the record is

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Complaint Case No.340/2019

procured from the said Sh.Harbhajan Singh and an inspection of record by the complainant is arranged and certified copies of the documents so identified on inspection, not beyond 150 pages are handed over to the complainant free of charge.

14.08.2019

The case has again come up today. Sh. Jagtar Singh, Panchayat Secretary, submits that the record from previous incumbent has just been handed over to him. He assures the Commission that he will pass it on to complainant within a couple of days. While accepting his request, the Commission directs the parties to abide by the conditions laid above.”

The case has come up today. Sh. Jagtar Singh, Pannchayat Secy, submits that despite his best efforts, the complainant has refused to receive the information. He had brought it along in the video conference. Even in the course of hearing the complainant is not inclined to accept it. The respondents are directed to send it by post to him under intimation to the Commission. No further action is called for. The complaint is **filed**.

25.09.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**