

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111,

Visit us @ www.infocommpunjab.com, Email: psic21@punjabmail.gov.in



Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o State Transport Commissioner,
Punjab, Chandigarh.

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

Appeal Case No. 2400 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 3.9.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 04.07.19 under Section 19 of the Right to information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission on 21.8.19.
2. While the appellant Jasbir Singh has emailed the Commission expressing his inability to be present in this hearing, the respondent PIO or his representative is absent without any intimation to the Commission.
3. At the last hearing on 21.8.19, the respondent PIO was directed to supply information of transfer policy from concerned company to the appellant before 25.09.2019. However on 21.9.19, the appellant Jasbir Singh wrote to the Commission that the requested information has still not been supplied to him. Neither has the PIO communicated a copy of the information to this Commission, as directed at the last hearing. In addition to the above, the respondent PIO is wilfully absent at this hearing.
4. This Commission takes a very serious view of, what apparently appear to be delaying tactics, by the respondent PIO. This order may be treated as a **SHOW CAUSE NOTICE** to the respondent PIO. Failing a reasonable explanation for the delay, this Commission may be constrained to initiate penal action against him under the RTI Act in continue to delay the information.

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5. Next hearing on 6.11.19 at 11.00 A.M.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

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Jasbir Singh,

Village Bolapur, Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,

O/o Secretary,
Regional Transport Authority,
Ferozepur.

First Appellate Authority

O/o State Transport Commissioner,
Punjab, Chandigarh.

Appeal Case No. 2402 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 9.4.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 4.7.19 under Section 19 of the Right to Information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission on 21.8.19.
2. While the appellant Jasbir Singh has emailed the Commission expressing his inability to be present in this hearing, the respondent PIO or his representative is absent for the second successive time, without any intimation to the Commission.
3. At the last hearing on 21.8.19, the respondent PIO was granted one more opportunity to furnish the requested information by way of a point wise reply to the appellant's RTI application of 9.4.2019. But showing little respect for this Commission and its directions, the respondent PIO has failed to comply.
4. This order may be treated as a **SHOW CAUSE NOTICE** to the respondent PIO. Failing a reasonable explanation for his failure to furnish the requested information or comply with this Commission's orders, could invite penal action as per the RTI Act, 2005.
5. **Next hearing on 6.11.19 at 11.00 A.M.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh.

25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o Secretary,
Regional Transport Authority,
Faridkot.

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

Appeal Case No. 2410 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 13.8.18 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 4.7.19 under Section 19 of the Right to Information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission, during which it emerged that the respondent PIO had not been served the Commission's notice.
2. The respondent PIO is granted one more opportunity to appear at this Commission with the requested information, or a legally reasoned reply claiming exemption from disclosure. Failing this, this Commission could be constrained to initiate penal action as per the RTI Act, 2005.
3. **Next hearing on 6.11.19 at 11:00 A.M.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o State Transport Commissioner,
Punjab, Chandigarh.

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

Appeal Case No. 2411 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 3.9.18 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) and second appeal was filed in the Commission on 4.7.19 under section 19 of the Right to Information Act, 2005 (hereinafter RTI Act.). The first hearing of this appeal case was held in the Commission on 21.8.19.
2. While the appellant has intimated the Commission of his inability to attend today's hearing, the respondent PIO is absent without any intimation.
3. At the last hearing on 21.8.19, the respondent PIO had contended that the requested information has already been supplied to the appellant vide letter No.STC/RTO/PIO/4040/113456, dated: 4.10.18. But the appellant stated that he had received nothing. The respondent PIO was then directed to furnish the information within ten working days of the Commission's order of 21.8.19.
4. However, in a letter received to the Commission on 21.9.19 the appellant stated that the requested information has still not been given to him.
5. The respondent PIO is directed to **SHOW CAUSE** why penal action should not be initiated against him as per the RTI Act 2005.

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6. Next hearing is on 6.11.19 at 11.00 A.M.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

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

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

Appeal Case No. 2477 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 8.4.18 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 10.7.19 under section 19 of the Right to Information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission, during which it emerged that the respondent PIO had not been served the Commission's notice.
2. However, the respondent PIO is absent at this second hearing as well.
3. The respondent PIO is granted one more opportunity to appear at this Commission with the requested information, or a legally reasoned reply claiming exemption from disclosure. Failing this, this Commission could be constrained to initiate penal action as per the RTI Act, 2005.
4. **Next hearing on 6.11.19 at 11:00 A.M.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

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

First Appellate Authority
O/o Commissioner,
Municipal Corporation,
Ludhiana

Appeal Case No. 2408 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Vijay Kumar (Respondent) Present Mob No. 9888732720

ORDER:

1. The RTI application is dated 11.4.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 4.7.19 under Section 19 of the Right to information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission on 21.8.19, during which the respondent PIO was directed to appear in person along with a point wise reply to the appellant's RTI application of 11.4.19. he was also asked to explain the long delay in responding to the appellant's request.
2. The respondent PIO-cum-Assistant Town Planner, Vijay Kumar is present and has submitted that the information requested by the appellant has been supplied to him. Regarding some 'missing' information pertaining to point No. 3 of the RTI application, the respondent PIO has requested the appellant to being more specific in his query.
3. However, in a letter, emailed to the Commission, the appellant Jasbir Singh has stated that he is 'satisfied' with the information received and no longer wishes to pursue this case.
4. There is no further cause of action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o Secretary,
Regional Transport Authority,
Ferozepur.

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

Appeal Case No. 2479 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 9.4.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 10.7.19 under Section 19 of the Right to information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission on 21.8.19, during which it emerged that the respondent PIO had not been served the Commission's notice.
2. However, the respondent PIO is absent at this second hearing as well.
3. The respondent PIO is granted one more opportunity to appear at this Commission with the requested information, or a legally reasoned reply claiming exemption from disclosure. Failing this, this Commission could be constrained to initiate penal action as per the RTI Act, 2005.
4. **Next hearing on 6.11.19 at 11:00 A.M.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o Secretary,
SSSB, Punjab,
Mohali.

First Appellate Authority
O/o Secretary,
SSSB, Punjab,
Mohali.

Appeal Case No. 2735 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Mohit Kumar (Respondent) Present - 79862-40093

ORDER:

1. The RTI application is dated 9.2.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 29.07.19 under Section 19 of the Right to information Act, 2005 (hereinafter RTI Act). The first hearing of this appeal case was held in the Commission on 25.8.19.
2. The APIO Mohit Kumar, Senior Assistant, has submitted the reply that information requested pertains to matter that is under litigation and therefore requested exemption to disclosure.
3. The appellant Jasbir Singh is absent in this hearing but has expressed the satisfaction with the respondent's reply and no longer wishes to pursue this case. This Commission nonetheless deems it appropriate to warn the respondent PIO against inordinately delayed replies to requests for information under the RTI Act, which stipulates clearly that a PIO must respond within 30 days of receiving a request for information.
4. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o Chief Administrator,
Punjab Urban Planning and Development Authority (PUDA),
Roopnagar.

First Appellate Authority
O/o Chief Administrator,
Punjab Urban Planning and Development Authority,
Mohali

Appeal Case No. 2736 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent
Respondent Absent

ORDER:

1. The RTI application is dated 7.5.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 29.7.19 under section 19 of the Right to Information Act, 2005 (RTI Act). The first hearing of this case was held in the Commission on 25.8.19.
2. The appellant Jasbir Singh has emailed (on 13.9.19 and 16.9.19) his inability to attend today's hearing, but has informed the Commission that he has received the requested information and no longer wishes to pursue this case.
3. But the respondent PIO is absent for the second time. This Commission directs the respondent PIO to attend the next hearing of this appeal case in person, along with a copy of the 'information' purportedly handed over to the appellant.
4. **Next hearing on 6.11.19 at 11:00 A.M**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

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Jasbir Singh,
Village Bolapur,
Jhabewal,
PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,
O/o Secretary,
Regional Transport Authority,
Faridkot.

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

Appeal Case No. 2741 of 2019

PRESENT :

Jasbir Singh (Appellant) Absent

Respondent Absent

ORDER:

1. The RTI application is dated 25.3.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 29.7.19 under section 19 of the Right to Information Act, 2005 (RTI Act). The first hearing of this case was held in the Commission on 29.8.19
2. The appellant Jasbir Singh has emailed (on 13.9.19 and 16.9.19) his inability to attend today's hearing, but the respondent PIO is absent without any intimation to this Commission.
3. This RTI application has been pending for over six months. The Respondent PIO, who was given an opportunity at the last hearing on 29.8.19, to submit a written reply furnishing the requested information and explaining the long delay in addressing the appellant's request. Has failed to do so.

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4. The respondent PIO is directed to attend the next hearing of this appeal case in person, and **SHOW CAUSE** why penal action should not be initiated against him as per the RTI Act, 2005.
5. **Next hearing on 6.11.19 at 11:00 A.M.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

PUNJAB STATE INFORMATION COMMISSION

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Bhagwan Singh,
s/o Sh. Arjan Singh,
VPO Harpalpur,
Tehsil Rajpura,
District Patiala.

Versus

Public Information Officer,
O/o Tehsildar,
Rajpura,
District Patiala.

First Appellate Authority
O/o Sub Divisional Magistrate,
Rajpura,
District Patiala.

Appeal Case No. 2783 of 2019

PRESENT :

Bhagwan Singh (Appellant)
Jatinder Rajpal (for the Respondent) - 97804-74432

ORDER:

1. The RTI application is dated 5.3.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 31.07.19 under Section 19 of the Right to information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission on 5.9.19, during which the respondent PIO was directed to submit a written reply enumerating the reasons for not furnishing the requested information to the appellant.
2. The respondent PIO has submitted in writing that the request for information made by the appellant from point No. 1 to 13 is not available with this Public Authority. Moreover, he has also pointed to the fact that the appellant's the RTI application is in the form of queries and does not specifically refer or cite information that is in the custody of the public authority, in this instance, Tehsildar, Rajpura.

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3. This Commission concurs with the respondent PIO's contention and has, in considerable detail, explained to the appellant Bhagwan Singh why his request can not be addressed. The appellant is advised to re-frame his request for information specifically citing information by way of documents etc. that are in the custody of the public authority he approaches.
4. There is no further cause for action and this appeal case herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019

PUNJAB STATE INFORMATION COMMISSION

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Krishan Lal (Advocate),
S/o Darshan Lal,
B1/171, Mohalla Chaudhrian,
Near Shiv Mandir,
Tehsil Phillaur,
District Jalandhar.

Versus

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

First Appellate Authority
O/o Police Commissioner,
Ludhiana.

Appeal Case No. 2784 of 2019

PRESENT :

Sunil Mallan (advocate for the Appellant) - 98140-96353

Pawan Dev Singh, Sub-Inspector (for the Respondent) - 78887-41866

ORDER:

1. The RTI application is dated 9.4.19 vide which the appellant has sought information as enumerated in his RTI application. First appeal filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on 31.07.19 under Section 19 of the Right to information Act, 2005 (RTI Act). The first hearing of this appeal case was held in the Commission on 5.9.19, during which the respondent was directed to submit a written reply enumerating legally premised reasons for denying the appellant's request for information.
2. The respondent PIO, represented today by Pawan Dev Singh, Sub Inspector has submitted a reply but this does not address the information request point wise as was directed by this Commission.
3. This Commission directs the respondent PIO to respond to each of the eight points listed in the appellant's RTI application, either by way of furnishing the information requested at each point, or in citing the specific legal premise / clause for seeking exemption from disclosure.
4. **The next hearing is on 6.11.19 at 11.00 A.M.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh.
25.09.2019