

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

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Sh. Amrik Singh s/o Sh. Rattan Singh
VPO Pohir,
Tehsil & Distt. Ludhiana.

....Complainant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Dehlon,
Ludhiana.

....Respondent

Complaint Case No. 925 of 2019

(Video Conference Proceedings)

Present:- None on behalf of the complainant.
Sh. Gurinderpal , Panchayat Secretary on behalf of the respondent.

ORDER

Representative of the respondents states that the complainant has filed the similar application in another case i.e. CC No. 877 of 2019 and the same has been disposed of on 20.11.2019. Accordingly, this case may also be disposed of, as the matter has already been decided to its logical end.

As per the record available in Complaint Case No. 877 of 2019, all the submissions i.e. application, Postal order receipt etc. are similar to the present complaint. The appellant is absent without any intimation. Since the decision is being taken ex-parte, he is allowed to submit the representation for consideration of the Commission, if he so desires. Hence this case is also disposed of and closed.

Dated: 25.11.2019

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

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Sh. Rakesh Kumar Singla,
Voice Organization (Retd.)
Opp. Tehsil Office,
Lehragaga,
Sangrur 148031

....Appellant

Vs

Public Information Officer-cum-V.D.O.,
Gram Panchayat Bhutal kalan,
c/o Block Development and Panchayats Officer,
Lehragaga,
Sangrur

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

....Respondent

Appeal Case No. 3948 of 2019 (Video Conference Proceedings)

Present:- Sh. Rakesh Kumar Singla, appellant.
Sh. Rajinder Singh on behalf of the respondents

ORDER

The RTI application is dated 20.3.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 26.8.2019 and second appeal was filed in the Commission on 21.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information has been provided to him although he has submitted the necessary fee in shape of cheque to the respondent authorities for the information. However, the representative of the respondents states that the cheque amounting to Rs.6000.00 (Six thousands only) so submitted is not drawn in the favour of the competent authority. He further states that the cheque should be in favour of Sarpanch, Gram Panchayat, Bhutal Kalan. The appellant agree to the submissions of the representative of the respondents and assure that he will submit the cheque/draft amounting to Rs.6000.00, accordingly.

2. The respondents are directed to provided the necessary information as per the RTI application after getting the encashment of the cheque/draft.

3. To come up on 9.12.2019 at 3.00 through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

Dated: 25.11.2019

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

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Sh. Malkiat Singh s/o Sh. Subha Singh,
Village Kang, P.O. Dhariwal,
Gurdaspur.

....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Block Dhariwal
Gurdaspur.

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

Ms. Suman Lata, Incharge, C.A
c/o Block Development and Panchayats Officer,
Block Dhariwal,
Gurdaspur.

Amandeep Singh, G.R.S. Manrega
c/o Block Development and Panchayats Officer,
Block Dhariwal,
Gurdaspur

....Respondent

Appeal Case No. 3927 of 2019

(Video Conference Proceedings)

Present:- Sh. Malkiat Singh, appellant.
Sh. Jai Singh, Panchayat Secretary and Pawan Kumar, Superintendent on behalf of
the respondents.

ORDER

The RTI application is dated 15.3.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 5.7.2019 and second appeal was filed in the Commission on 21.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the respondents states that the complete information pertaining to Point No. 1, 2 and 5 has already been provided to the appellant and the information pertaining to the Point No. 3 and 4 has to be provided by Ms. Suman Lata, Incharge, C.A. (9988982882) and Mr. Amandeep Singh, G.R.S. Manrega (8284860160). The appellant shows his satisfaction with the reply of the representative of the respondents. Accordingly Ms. Suman Lata, Incharge, C.A. and Mr. Amandeep Singh, G.R.S. Manrega is impleaded as necessary party in this case and directed to take an appropriate action on the RTI application, which is attached herewith, before the next date of hearing.

Contd..P/2

3. To come up on 9.12.2019 at 3.00 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Gurdaspur.

Dated: 25.11.2019

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

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Sh. Harvinderpal Singh s/o Sh. Kuldip Singh,
H.No. 210, Sudarshan nagar,
Sultanwind Road,
Amritsar 143001

....Appellant

Vs

Public Information Officer,
Tehsildar Amritsar-1
District Administrative Complex,
Amritsar.

....Respondent

Appeal Case No. 3920 of 2019
(Video Conference Proceedings)

Present: Sh. Hardeep Singh on behalf of the appellant.
None on behalf of the respondents.

ORDER

The RTI application is dated 15.4.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 14.5.2019 and second appeal was filed in the Commission on 18.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the appellant states that he is not satisfied with the reply and the respondents be directed to provided the information. Video Conference Facility was introduced for convenience of general public and for government officials. As none on behalf of the respondents is present, one opportunity is given to the Public Information Officer, before any show cause notice is issued to him, and is directed to take appropriate action on the RTI application of the appellant before the next date of hearing under intimation to the Commission.

3. To come up on 9.12.2019 at 3.00 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

Dated: 25.11.2019

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

CC: Deputy Commissioner (by name),

Amritsar

to ensure the presence of the respondents during the hearing.

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Sh. Mandeep Singh s/o Sh. Gurmit Singh

Village Kotla Bet,

P.O. Chorian Bet,

Tehsil Samrala

Ludhiana.

....Complainant

Vs

Public Information Officer,

Panchayat Secretary,

Kotla Bet

c/o Block Development and Panchayats Officer,

Machhiwara

Ludhiana.

Public Information Officer,

c/o Block Development and Panchayats Officer,

Machhiwara,

Ludhiana.

....Respondent

Complaint Case No. 929 of 2019

(Video Conference Proceedings)

Present : Sh. Sandeep Singh Gill on behalf of the Complainant.

Sh. Kuldeep Singh, Panchayat Secretary on behalf of the respondents.

ORDER

The RTI application is dated 6.9.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 18.10.2019 under Section 18 of the right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. Representative of the respondents states that the information concerning Point No. 13,15,16,17, 18 and 22 is available with him. He further states that the information concerning other points cannot be provided as the same is available with the previous Sarpanch, who is in Jail, although the letter has been written to him for providing the record but no record has been provided by him. The appellant shows his satisfaction. The representative of the respondents is directed during the hearing that the information concerning the points enumerated above be provided to the representative of the Complainant and whatsapp the receipt of the representative of the Complainant. Accordingly, the handwritten letter along with the receipt of the representative of the complainant is received in the Commission.

3. After going through the record of the file, statement/submissions of the representative of the respondents and satisfaction of the appellant, the case is disposed of and closed and the Complainant is at liberty to file the request with the Commission as and when the previous Sarpanch is released on bail and the case will be reheard regarding providing the remaining information after getting the record from the previous Sarpanch.

Sd/-

Dated: 25.11.2019

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Sh. Manjit Singh s/o Sh. Bachan Singh
Near Nirmal Palace,
H.No. 2, Village Dhaba
Ludhiana.

....Appellant

Vs

Public Information Officer,
o/o Tehsildar (South) Ludhiana,
Near GNE College,
Gill Road,
Ludhiana.

First Appellate Authority,
o/o Tehsildar (South) Ludhiana,
Near GNE College
Gill Road,
Ludhiana.

....Respondent

Appeal Case No. 3918 of 2019

(Video Conference Proceedings)

Present: Sh. Manjit Singh, appellant.
Ms Harpreet Kaur, Jr. Assistant on behalf of the respondents.

ORDER

The RTI application is dated 2.8.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 4.9.2019 and second appeal was filed in the Commission on 18.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. During the hearing, appellant states that he has asked the information concerning his own property but neither the Tehsildar nor Patwari has provided the Jamabandi of 1983-84 Khata No. 207, Khtoni No. 320. As per the submissions of the appellant, the representative of the respondents states that there is a separate procedure to get the copy of Jamabandi and the appellant has to apply for the same to the Sampark /Suvidha Centre after depositing the necessary fee.

3. As per the orders of the Hon'ble Supreme Court of India in the case of Indian Institute of Company Secretaries, New Delhi Vs Paras Jain in which it has held that the fee is to be charged according to the Act in which the application is filed by the appellant. Accordingly, after hearing both the parties, the respondents are directed to provide the copy of Jamabandi as per the request of the appellant after taking the necessary fee as prescribed under the RTI Act.

4. To come up on 9.12.2019 at 11.00 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Sd/-

Dated: 25.11.2019

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Satnam Singh s/o Sh. Kishan Singh,
Village Bondli,
Tehsil Samrala,
Ludhiana.

....Appellant

Vs

Public Information Officer,
Panchayat Secretary, Village Bondli,
c/o Block Development and Panchayats Officer,
Block Machhiwara,
Ludhiana.

First Appellate Authority
District Development and Panchayats Officer,
Administrative Complex,
Ferozepur Road,
Ludhiana.

....Respondent

Appeal Case No. 3865 of 2019

(Video Conference Proceedings)

Present:- Adv. Mohit Vashisht on behalf of the appellant.
Sh. Amarjit Singh, Panchayat Secretary on behalf of the respondents.

ORDER

The RTI application is dated 13.9.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 2.2.2019 and second appeal was filed in the Commission on 16.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. Adv. Mohit Vashisht appears on behalf of the appellant without vakalatnama. However, he submits that the directions be issued to the respondents to give the details of Rs.3500.00 as necessary fee for the information. The representative of the respondents agrees to the submissions of the representative of the appellant and ready to provide the details within week's time.

3. Accordingly, the respondents are directed to give the details of fee to be charged from the appellant within weeks time and the appellant is directed to deposit the amount after receipt of details from the respondents and the respondents are further directed that on receipt of the necessary fee from the appellant the necessary information as per the provisions of the RTI Act may be provided.

4. To come up on 9.12.2019 at 11.00 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Sd/-

(Suresh Arora)

Dated: 25.11.2019

Chief Information Commissioner,
Punjab.

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Jaswinder Singh s/o Sh. Makhan Singh
Village Ojhanwali
P.O. Jorki Andhewali,
Tehsil & district Fazilka

....Complainant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Fazilka

....Respondent

Complaint Case no. 923 of 2019

(Video Conference Proceedings)

Present: Sh. Jaswinder Singh, appellant
Sh. Ranjit Singh, Superintendent on behalf of the respondent.

ORDER

The RTI application is dated 12.9.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 16.10.2019 under Section 18 of the right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the respondents states that the complete information has been provided to the complainant and further requests the closure of the case as no more cause of action is left. The complainant shows his satisfaction over the provided information.

3. Since the information has been provided to the complainant to his entire satisfaction, hence the case is disposed of and closed.

Dated: 25.11.2019

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

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Sh. Ghanwinder Singh s/o Sh. Balbir Singh,
Village Khana Khurd,
Tehsil Khanna,
Ludhiana.

....Complainant

Vs

Public Information Officer,
Sub Divisional Magistrate,
Khanna
District Ludhiana

....Respondent

Complaint Case No. 926 of 2019

(Video Conference Proceedings)

Present: None on behalf of the complainant.
Ms Kirandeep Kaur reader on behalf of the respondent

ORDER

The RTI application is dated 23.7.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 18.10.2019 under Section 18 of the right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. Complainant is absent without any intimation and submissions. The representative of the respondents states that the complainant has just asked the one point information i.e. the action taken on his complaint bearing diary no. 1801 dated 5.3.2019 and the information in this regard has been sent to the complainant vide No. 658/Reader-1 dated 4.11.2019. She further states that it has been informed to the complainant that it is not possible for the office to inquire in the absence of Ms Sandeep Kaur alias Fatma d/o Slamdeen, as the summon was issued to her at her parental house, who told that she has already been expelled and not aware of her address. In addition to it, representative of the respondents submits that anyhow, the letter dated 4.11.2019 was written to the complainant with the submissions that if the complainant wants any other information in this regard, he may visit the office and the office will provide the same relating to the RTI application but neither any request nor any submissions have been received from him.

3. After going through the record of the file, submissions of the respondents as enumerated above and willful absence and non submissions of the complainant transpires that no more cause of action is left in this case and the case is disposed of and closed. However, if the appellant is not satisfied with the information so provided, he is at liberty to approach the Commission for reconsideration within one month from the date of the issue of this order.

Sd/-

Dated: 25.11.2019

(Suresh Arora)

Chief Information Commissioner,
Punjab.

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Shri Jaspreet Singh (Advocate,
Chamber No. 5301,
Lawyers Chamber,
Part -2, District Courts,
Ludhiana.

....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Ludhiana

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

Public Information Officer,
o/o Block Development and Panchayats Officer,
Doraha Block,
Ludhiana.

....Respondents

Appeal Case No. 3891 of 2019

(Video Conference Proceedings)

Present: Sh. Baldev Singh on behalf of the appellant
Sh.Gurdeep Singh, Panchayat Secretary on behalf of the respondents.

ORDER

The RTI application is dated 30.4.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 17.7.2019 and second appeal was filed in the Commission on 18.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. Sh. Baldev Singh appears on behalf of the appellant without any authority letter. However, the representative of the respondents states that the Malaud block was made in February, 2016 out of the Doraha Block and the information pertaining to the RTI application can only be provided by the Block Development and Panchayats Officer Doraha office. He further submits that vide letter dated 21.11.2019, the RTI application of the appellant has already been transferred to the Block Development and Panchayats Officer, Doraha and requests for the exemption from further appearance in this case as the information does not pertain to his office.

3. Accordingly, the Public Information Officer o/o the Block Development and Panchayats Officer, Malaud is exempted from further appearance in this case. Ms Navdeep Kaur (8054540919), Public Information Officer o/o Block Development and Panchayats Officer, Doraha, Ludhiana is impleaded as necessary party in this case and the copy of the RTI application of the appellant is attached herewith, with the directions to take appropriate action on the RTI application before the next date of hearing.

4. To come up on 9.12.2019 at 11.00 AM to be heard through Video Conferene Facility available in the office of the Deputy Commissioner, Ludhiana.

Sd/-

Dated: 25.11.2019

(Suresh Arora)

Chief Information Commissioner,