

## **PUNJAB, STATE INFORMATION COMMISSION**

**Sector-16, Madhya Marg, Near Rose Garden, Chandigarh**

**Ph No- 0172-2864117 Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)**

**[E-mail-psic27@punjabmail.gov](mailto:E-mail-psic27@punjabmail.gov)**

Sh Yogesh Mahajan,  
S/o Sh Kuldeep Raj Mahajan,  
President of Anti Corruption Council,  
Opposite Water Tank, Municipal Market,  
Mission Road, Pathankot

.... Appellant

Versus

**Public Information Officer,**  
O/o XEN, Water Supply Sanitation,  
Division No.3, Ludhiana

**First Appellate Authority,**  
O/o Superintending Engineer,  
Water Supply and Sanitation Circle,  
Ludhiana

..Respondent

### **AC No. 2669 of 2018**

Present: (i) None is present on behalf of the appellant  
(ii) For the Respondent: Sh.Harjit Singh, Sr. Assistant

### **ORDER**

This order may be read with reference to the previous order dated 03.10.2018

2. The appellant has informed on phone that incomplete information has been given to him so far.
3. Respondent states that the information has been sent to the appellant.
4. During the last hearing, Sh.R.K Khosla, XEN was directed to come present but today he is absent, which shows that he has no regard for the orders issued by the Commission.
5. Last opportunity is given to him to appear before the Commission otherwise show cause notice will be issued to him.
6. To come up on **11.12.2018 at 11.00 AM**. Copy of the order be sent to the parties.

**Chandigarh**  
**Dated: 26.11.2018**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

Through registered post

CC: Sh. R.K.Khosla, XEN, Water Supply Sanitation, Division No. 3, Ludhiana

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Sh Tejinder Singh,  
Village-Bholapur,  
P.O Ramgarh, Chandigarh Road,  
Ludhiana-141123

.... Appellant

Versus

**Public Information Officer,**  
O/o MC,Rampura Phul,  
Distt Bathinda  
**First Appellate Authority,**  
O/o Deputy Director,  
Local Govt, Bathinda

..Respondent

### **AC No. 2689 of 2018**

Present: (i) Sh. Tejinder Singh the appellant  
(ii) None is present on behalf of the respondent

### **ORDER**

This order may be read with reference to the previous order dated 04.10.2018.

2. The appellant states that no information has been given to him so far.
3. No one has appeared on behalf of the Respondent today.
4. The perusal of the file shows that a show-cause notice was issued to the Respondent on the last date of hearing. But today neither the Respondent has appeared today nor the reply to show-cause notice has been given. However taking a leanant view, one last opportunity is given to the Respondent to appear before the Commission and file his reply to the show-cause notice issued. *However, it is made clear that in case the Respondent does not appear on the next date of hearing, appropriate orders in their absence shall be passed.*
5. To come up on **11.12.2018 at 11.00 AM**. Copy of the order be sent to the parties.

**Sd/-**

**Chandigarh**  
**Dated: 26.11.2018**

**(Preety Chawla)**  
**State Information Commissioner**

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Sh.Jagtar Singh, S/o Shri Karnail Singh  
R/o Biroda Kalan, Tehsil Budhlada,  
Distt.Mansa

.... Appellant

Versus

**1.Public Information Officer,**

O/o XEN, Punjab Water Supply and Sewerage Board  
Faridkot

**First Appellate Authority**

O/o Chief Engineer, Punjab Water supply and Sewerage Board Circle  
Bathinda

**2.Public Information Officer,**

O/o Chief Engineer,  
Punjab Water Supply and Sanitation Department,  
Patiala

..Respondent

### **AC No. 2618 of 2018**

Present: (i) None for the Appellant  
(ii) For the Respondent: Sh Surinder Kumar, Sub-division engineer,

**ORDER**

This order may be read with reference to the previous order dated 31.10.2018.

2. The Appellant is absent today. He was not even present on the last date of hearing.
3. The Respondent states that still some time is required to provide complete information to the Appellant.
4. The perusal of the file shows that, on the previous date of hearing, on the request of the Respondent, some time was granted them to provide complete information to the Appellant. But till date, the information has not been provided to the Appellant. Therefore, **PIO-Sh Arvinder Kumar, XEN** is directed to be present on the next of hearing along with the complete information, failing which action under Section 20 (1) of the RTI Act will be initiated.
5. To come up on **05.12.2018 at 11:00 AM**. Copy of the orders be sent to the parties.

Chandigarh  
Dated: 26.11.2018

Sd/-  
(Preety Chawla)  
State Information Commissioner

**THROUGH REGISTERED POST**

CC: **PIO-Sh Arvinder Kumar, XEN, Faridkot**

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Sh. Satwantbir Singh,  
S/o Late Sh. Kartar Singh,  
House No. B-7/1131, Near New Ashoka Model School  
Bathinda Road, Kotkapura, Distt. Faridkot

.... Appellant

Versus

**Regd. Post:** Public Information Officer,  
O/o Deputy Commissioner (Sadar Kanungo Branch)  
Ferozepur

**First Appellate Authority**  
O/o Deputy Commissioner, Ferozepur

.. Respondent

## **Appeal Case No.3034 of 2018**

**Alongwith**

**Appeal case no. 3035 of 2018**

**Appeal case no.3038 of 2018**

Present : (i) Sh. Satwantbir Singh, the appellant  
(ii) None is present on behalf of the respondent

## **ORDER**

This order may be read with reference to the previous order dated 01.11.2018.

2. The appellant filed three appeals with the Commission seeking information from PIO, o/o DC (Sadar Kanungo Branch) Ferozepur, as in three appeals, the appellant and the PIO is the same so both cases have been clubbed together.

3. Respondent is absent today.

4. The perusal of the file shows that the appellant filed RTI with the PIO, o/o DC (Sadar Kanungo Branch) Ferozepur, but no information has been given to the appellant so far, which shows that the appellant has no regard for the orders issued by the Commission. This is indeed a serious matter.

5. In view of the **Sh.Manjit Singh, DRO-cum-PIO** is directed to show cause why action should not be taken against him for not attending the hearing inspite of order of the Commission. He should file a written reply in response to the show cause notice as

**Appeal Case No.3034 of 2018**  
**Alongwith**  
**Appeal case no. 3035 of 2018**  
**Appeal case no.3038 of 2018**

to why the appellant should not be compensated for the mental harassment suffered by him in getting the information. In addition to the written reply PIO is hereby given an opportunity u/s 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.

6. To come up on **11.12.2018 at 11.00 AM**. Copy of the order be sent to the parties.

Sd/-

**Chandigarh**  
**Dated: 26.11.2018**

**(Preety Chawla)**  
**State Information Commissioner**

**Through registered post**

CC: Sh.Manjit Singh, DRO-cum-PIO, O/o Deputy Commissioner (Sadar Kanugo Branch), Ferozepur

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Registered post

Sh Tejinder Singh,  
Village-Bholapur,  
P.O Ramgarh, Chandigarh Road,  
Ludhiana-141123

.... Appellant

Versus

**Public Information Officer,**  
O/o MC, Barnala  
**First Appellate Authority,**  
O/o Deputy Director, Local Bodies,  
Patiala

..Respondent

### **AC No. 2712 of 2018**

Present (i) Sh.Tejinder Singh the appellant  
(ii) For the respondent : Sh. Naresh Kumar , Clerk

### **ORDER**

The brief fact of the case is that the appellant filed RTI on 17.02.2018. Failing to get any information within 30 days, the appellant had filed first appeal with the First Appellate Authority under the provisions of Section 19(1) of the RTI Act, 2005 and subsequently approached the Commission in second appeal under Section 19(3) of the RTI Act 2005, which was received in the commission on 13.08.2018 and accordingly, a notice of hearing was issued to the parties for 03.10.2018.

2. During the hearing dated 03.10.2018, no one was appeared on behalf of the respondent and the appellant stated that no information has been given to him so far. Accordingly, the appeal was adjourned on 31.10.2018. On 31.10.2018, again neither the respondent nor his representative was present. Therefore, a show cause notice was issued to the PIO, o/o MC, Barnala. He was directed to submit an affidavit showing cause why action under Section 20 (1) of the RTI Act be not taken against him. He was also given the opportunity of personal hearing. He has, however, failed to attend any of the hearings despite registered letters sent to him. Such kind of behavior of a Government servant needs to be condemned and such employees need to be taught a

good lesson so that rest of the employees have a right kind of message to wake up and perform their duties under the RTI Act for ensuring complete transparency and due accountability in the governance affairs of the public authorities.

3. I am, therefore, left with no other option but to decide the question of imposition of penalty upon Sh.Parminder Singh, EO-cum-PIO, as per provision of Section 20(1) of the RTI Act, the Commission finds that this is a fit case for levying penalty on Sh. Parminder Singh, EO,. I impose a penalty of **Rs. 2,000/- (Rs. Two thousand only)** on Sh. Parminder Singh, EO, MC, Barnala. This amount shall be paid by Sh. Parminder Singh, EO as his personal liability. **The Deputy Director Local Bodies, Patiala shall ensure that this amount of penalty is deducted from the salary of the Sh.Parminder Singh, EO and** deposited in the Treasury under the relevant head.

4. This has resulted in much avoidable inconvenience and hardship to the Appellant. He is, therefore, entitled to be compensated under Section 19(8)(b) of RTI Act 2005 for the loss and detriment suffered by him. In the circumstances, I am of the view that ends of justice would be met if a sum of **Rs.3000/- (Rupees Three Thousand Only)** is awarded to the Appellant as compensation. I order accordingly.

5. This amount shall be payable by the Respondent from the State exchequer within fifteen days from the receipt of this order under intimation to the Commission.

6. To come up on **08.01.2019 at 11.00 AM**. Copy of the order be sent to the parties through registered post.

Chandigarh  
Dated: 26.11.2018

Sd/-  
(Preety Chawla)  
State Information Commissioner

**Through registered post**

CC: 1. Sh. Parminder Singh, EO-cum-PIO, o/o MC, Barnala  
2. Deputy Director Local Bodies, Patiala

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Sh. Sanjeev Goyal, S/o Shri Ashok Kumar  
Kothi No. 148, Model Town, Phase -1,  
Near T.V. Tower, Bathinda

.... Appellant

Versus

**Public Information Officer,**  
O/o MC, Bathinda  
**First Appellate Authority**  
o/o MC, Bathinda

..Respondent

## **AC No. 2550 of 2018**

Present: (i) None for the Appellant  
(ii) For the Respondent: Sh Som Dutt, SDO alongwith Sh.Jaswinder Singh, Inspector

### **ORDER**

This order may be read with reference to the previous order dated 31.10.2018.

2. The Appellant is absent today.

3. The Respondent states that as directed during the previous hearing, the Appellant has gone to the office of the Respondent and inspected the record. He further states that the Appellant has not deposited the documentation fees; therefore, the information was not handed over to the Appellant. However, the information is ready with the Respondent.

4. Hence, the Appellant is directed to obtain the information from the office of the Respondent after payment of documentation fee. In the foregoing, no further cause of action is left. The Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Chandigarh**  
**Dated: 26.11.2018**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**



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Registered post

Sh Tejinder Singh,  
Village-Bholapur,  
P.O Ramgarh, Chandigarh Road,  
Ludhiana-141123

.... Appellant

Versus

**Public Information Officer,**  
O/o MC, Faridkot  
**First Appellate Authority,**  
O/o Deputy Director, Local Govt ,  
Ferozepur

..Respondent

### **AC No. 2587 of 2018**

Present: (i) Sh. Tejinder Singh the appellant  
(ii) For the Respondent: None is present on behalf of the respondent

#### **ORDER**

This order may be read with reference to the previous order dated 31.10.2018

2. Today the appellant states that the respondent has not provided the information pertaining to point no. 3 so far.

3. Respondent is absent today.

4. After perusing the record available on file it emerges that PIO has delayed/denied in providing the information to the appellant. In view of the above, ***PIO- O/o MC, Faridkot is directed*** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for 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 detriment suffered.

In addition to his submission, the PIO is also hereby 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 note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next 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.

**AC No. 2587 of 2018**

5. To come up on **11.12.2018 at 11.00 AM**. Copy of the order be sent to the parties.

**Chandigarh**  
**Dated: 26.11.2018**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

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Sh. Kulwant Singh, S/o Shri Harbans Singh  
R/o VPO Shergarh, Tehsil Patran  
Distt.Patiala

.... Appellant

Versus

**Public Information Officer,**  
O/o SSP Ferozepur  
**First Appellate Authority**  
O/o IGP, Ferozepur Range,  
Ferozepur

..Respondent

### **AC No. 2991 of 2018**

Present : (i) None is present on behalf of the appellant  
(ii) For the respondent : Sh. Gurcharan Singh, ASI

#### **ORDER**

This order may be read with reference to the previous order dated 01.11.2018.

2. The Appellant is absent today.

3. The Respondent states that he has brought the complete record to be handed over to the Appellant. The Respondent is directed to send the complete record to the Appellant by registered post, within two days.

4. The perusal of the file shows that the Appellant is absent today. He was not present on the last date of hearing also. Hence, one last opportunity is given to the Appellant to appear before the Commission, failing which appropriate orders in his absence shall be passed.

5. To come up on **11.12.2018 at 11.00 AM**. Copy of the order be sent to the parties

**Chandigarh**  
**Dated: 26.11.2018**

**Sd/-**  
**(Preety Chawla)**  
**State Information Commissioner**

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Sh Tejinder Singh,  
Village-Bholapur,  
P.O Ramgarh, Chandigarh Road,  
Ludhiana-141123

.... Appellant

Versus

**Public Information Officer,**  
O/o MC, Sahnewal,  
Distt Ludhiana

**First Appellate Authority,**  
O/o Deputy Director,  
Local Bodies, Ludhiana

..Respondent

### **AC No. 2714 of 2018**

Present: (i) Sh. Tejinder Singh the appellant  
(ii) For the respondent : Sh. Tarandeep Singh, Junior Assistant

### **ORDER**

This order may be read with reference to the previous order dated 31.10.2018.

2. The Appellant states that he has received the complete information and is satisfied with it.

3. Since the information has been provided to the appellant. Therefore, the Appeal case filed by the Appellant is **disposed off and closed**. Copy of the orders be sent to the parties.

**Sd/-**

**Chandigarh**  
**Dated: 26.11.2018**

**(Preety Chawla)**  
**State Information Commissioner**