

PUNJAB STATE INFORMATION COMMISSION

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

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Sh. Sukhwinder Singh s/o Sh. Jarnail Singh,
r/o Village Roshanwala PO Nashirawala,
District Moga.

....Appellant

Vs

Shri Parpinder Singh, (REGD)
Public Information Officer,
Panchayat Secretary, Roshanwala,
c/o Block Development and Panchayats Officer,
Block Kot Ise Khan, District Moga.

First Appellate Authority,
o/o Block Development and Panchayats Officer,
Block Kot Ise Khan, District Moga.

....Respondents

Appeal Case No. 3567 of 2019
(Video Conference Proceedings)

Present: Shri Sukhwinder Singh, appellant.
Shri Parpinder Singh, Panchayat Secretary 9465412006, on behalf of the
respondents.

ORDER

This order may be read with the previous order dated 11.3.2020 vide which the respondents were directed to supply the complete information.

2. The respondent-Public Information Officer states that the complete information has been supplied to the appellant to his entire satisfaction and the appellant agrees with the submission of the respondent-Public Information Officer and states that he has no objection in case the case is closed. With regard to the show cause notice issued to the respondent-Public Information Officer Shri Parpinder Singh, he apologise for the delay of information due to unforeseen situation and requested to file the show cause notice issued to him.

3. After hearing both the parties, the case is disposed of and closed. Also the show cause notice issued to the respondent-Public Information Officer Shri Parpinder is dropped with the warning to remain careful in future while dealing with the RTI application.

Dated: 26.6.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

Block Development and Panchayats Officer, (REGD.)
Block Kot Ise Khan, District Moga.

Sh. Jagdeep Singh (MANREGA)
o/o Block Development and Panchayats Officer,
Block Kot Ise Khan, District Moga.

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Sh. Taljit Singh s/o Sh. Shalwinder Singh 98150 50845
r/o Nathpur, Block Qadian,
Tehsil Batala,
District Gurdaspur.

....Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Block Qadian, Tehsil Batala,
District Gurdaspur.

First Appellate Authority
o/o Addl. Deputy Commissioner (Dev.),
District Gurdaspur.

....Respondents

Appeal Case No. 1075 of 2020
(Video Conference Proceedings)

Present:- Sh. Taljit Singh, appellant.
Sh. Lakhwinder Singh, Supdt o/o Block Development and Panchayats Officer on
behalf of the respondents.

ORDER

The RTI application is dated 27.6.2019 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 14.11.2019 and second appeal was filed in the Commission on 11.3.2020 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 information has been supplied to the appellant except the addresses of the account holders, the appellant agrees with the submissions of the representative of the respondents. The representative of the respondents further states that the same will be supplied to the appellant before the next date of hearing.

3. After hearing both the parties, the respondents are directed to supply the addresses of the account holder before the next date of hearing as per the assurance given by him.

4. To come up on 30.7.2020 at 11.30 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Gurdaspur.

Dated: 26.6.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Karamjit Singh s/o Sh. Piara Singh 9815206429
VPO Kandhala Guru,
Tehsil & District Jalandhar.

..Complainant.

Vs

Public Information Officer,
o/o District Development and Panchayats Officer,
District Jalandhar.

...Respondents

Complaint Case No. 272 of 2020
(Video Conference Proceedings)

Present :- None on behalf of the appellant.
Shri Sidharth Attari, Block Development and Panchayats Officer-cum-Public
Information Officer on behalf of the respondents.

ORDER

The RTI application is dated 8.3.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 23.3.2020 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 respondent-Public Information Officer requested the Commission to adjourn the case and the relevant information shall be supplied to the complainant as per his RTI application before the next date of hearing.

3. The complainant is not present. As per the request of the respondent-Public Information Officer, the case is adjourned to 21.7.2020 at 11.30 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar with the directions to respondents to supply the complete information to the complainant as per his RTI application.

Dated: 26.6.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Smt. Dimple w/o Late Sh. Suresh Kumar Walia,
r/o VPO Bhangala,
Tehsil Mukerian 144306
District Hoshiarpur.

....Appellant

Vs

Shri Jaspal Singh Superintendent Grade-1-cum
Public Information Officer,
o/o Director, Rural Development & Panchayat Deptt.,Pb.,
Vikas Bhawan Sector 62, Mohali

First Appellate Authority
o/o Financial Commissioner,
o/o Rural Development & Panchayat Deptt.,Pb.,
Vikas Bhawan Sector 62, Mohali

....Respondents

Appeal Case No. 4546 of 2019

(Video Conference Proceedings)

Present:- Sh. Tejinder Singh Walia, on behalf of the appellant.
Shri Kuldeep Singh, Supdt Gr-1, Sh. Tejinder Pal Singh Sr. Asstt, Sh. Jaspal Singh
Supdt Gr-1, Sh. Kuldeep Singh Sr. Asstt, Sh. Bhupinder Singh, Sr. Asstt. and Ms
Sukhjeet Kaur, Sr. Asstt on behalf of the respondents.

ORDER

This order may be read with the previous order dated 11.3.2020 vide which the last opportunity was afforded to the respondents to supply information regarding appointments made on compassionate ground from the employees of Samities/Zila Parishad to Govt. side before the next date of hearing else give in writing that the information is not available in their record.

2. The representative of the appellant states that the respondents have not supplied the information. He further states that directions be issued to the respondents to supply the same. The representative of the respondents submitted their reply, which is taken on record.

3. After deliberations, the appellant agrees that the information already supplied by the respondents i.e. a list of name appointed on compassionate grounds should be amended with the designations and departments since 2014, with which the respondent requested for at least 3 weeks time. In addition the appellant states that the respondent authorities must certify that no compassionate appointment has been made in Government side in case the deceased employee was an employee of the Samities/Zila Parishad. The representative of the respondents agrees with the submissions and assured that the same will be certified before the next date of hearing or in case any such appointment has been made, they will provide the list thereof.

4. Accordingly, the respondent-Public Information Officer, Superintendent Grade-1, Shri Jaspal Singh is exempted from further appearance in this case as he has brought to the notice of the Commission that he has been transferred much before the date of RTI application. He has also informed the Commission that the present Public Information Officer is Smt. Jasvir Kaur, Under Secretary. The Public Information Officer Smt Jasvir Kaur, Under Secretary is directed to supply the information before the next date of hearing as per the deliberations above, failing which the punitive action will be initiated on the next date of hearing.

5. To come up on 30.7.2020 at 11.30 to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Gurdaspur (for appellant) and the respondents are directed to remain present at Chandigarh.

Dated: 26.6.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. BhupinderPunj, 9915235055

r/o # 186, village Luhara,
District Ludhiana.

....Appellant

Vs

Public Information Officer,
o/o Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority
o/o State Transport Commissioner, Pb.
SCO 177-78, 1st Floor, Sector 17,
Chandigarh.

....Respondents

Appeal Case No. 3763 of 2019 (Video Conference Proceedings)

Present:- None on behalf of the appellant.
Ms. Ambika SO-cum-PIO(M 7479913000) on the behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 12.3.2020 vide which the appellant was advised to revert back to the authorities in case of deficiencies in the information sent to him before the next date of hearing i.e. 30.3.2020. The case was adjourned to 26.6.2020 due to Covid-19 pandemic.

2. The appellant is absent today. He has informed the Commission through email dated 26.6.2020 that he is physically unfit to attend the court today, which is taken on record, and requests for the adjournment of the hearing.

3. The representative of the respondents states that during the period 11.3.2019 to 20.3.2019 no vehicle was challaned by the Assistant Transport Officer in the jurisdiction of Jalandhar District. This fact was brought to the notice of the appellant vide letter No. 3348 dated 9.3.2020 & No. 5369 dated 26.7.2019, copy of which is sent to the Commission, which is taken on record. She further requests to dispose of the case.

4. After hearing the representative of the respondents and going through the record of the case file, it is ascertained that no vehicle was challaned by the Assistant Transport Officer in the jurisdiction of Jalandhar District. Also no deficiency has been pointed out by the appellant in this regard as per the orders of the Commission on 20.2.2020 and 12.3.2020. Since the information has already been supplied, hence, there is no more cause of action is left. Therefore, the case is disposed of and closed.

sd/

Dated:26.6.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. BhupinderPunj, 9915235055
r/o # 186, village Luhara,
District Ludhiana.

....Appellant

Vs

Public Information Officer,
o/o Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority
o/o State Transport Commissioner, Pb.
SCO 177-78, 1st Floor, Sector 17,
Chandigarh.

....Respondents

Appeal Case No. 3773 of 2019 (Video Conference Proceedings)

Present:- None on behalf of the appellant.
Ms. Ambika SO-cum-PIO(M 7479913000) on the behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 12.3.2020 vide which the appellant was advised to revert back to the authorities, in case of deficiencies in the information sent to him before the next date of hearing i.e. 30.3.2020. The case was adjourned to 26.6.2020 due to Covid-19.

2. The appellant is absent today. He has informed the Commission through email dated 26.6.2020, which is taken on record, that he is physically unfit to attend the court today and requests for the adjournment of the hearing.

3. The representative of the respondents states that the appellant has not reverted back to the authorities in case of deficiencies as directed by the Commission in its order dated 12.3.2020, pertaining to the information supplied to him vide letter no. 5206 dated 10.7.2019 and again vide letter no. 3349 dated 9.3.2020 through registered post. But the respondent-Public Information Officer requested for the adjournment of the case to reconsider the matter, due to Covid 19 pandemic, regarding supply of information to the appellant in this case.

4. Keeping in mind the absence of the appellant and his request for the adournment and the similar request from the respondent-Public Information Officer, the case is adjourned to 21.7.2020 at 12.30 P.M. to be heard through Cisco Webex. Cisco Webex meeting ID is 913 122 670.

sd/

Dated:26.6.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Balwinder Singh,
S/o Late Sh. Hari Ram,
R/o H. No. 42/2, (98889-47946)
Sector – 41- A,
Chandigarh.

.....Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Block- Adampur,
District- Jalandhar.

.....Respondent

Complaint Case No. 176 of 2020
(Video Conference Proceeding)

Present:- Shri Balwinder Singh, complainant, at Chandigarh.
Shri Jai Kumar, Panchayats Secretary-cum-PIO (M 9780236749) on behalf of the
respondent.

ORDER

This case may be read with the reference to the previous order dated 16.3.2020 vide which the respondent-PIO is directed to give reasons in writing in the shape of self declaration/affidavit that why the record concerning point at Sr. No. 2 is not available in their record before the next date of hearing i.e. 27.3.2020. But this case was adjourned to 26.6.2020 due to Covid-19 Pandemic.

2. The Complainant sent his representation dated 26.6.2020 before the Commission, which is taken on the record. He states that he has received the information pertaining to point no. 1 but respondent has not supplied the information pertaining to point no. 2. He further states that the respondents have supplied the same information sought by another information-seeker concerning point at Sr. No.2 in the year 2012 to another information seeker but now the respondent is not supplying the same to him. In addition to it, he further states that the information sought by him is a part of the appeal no. 154 of 2017 being heard in the court of Financial Commissioner to Govt. of Punjab, Rural Development and Panchayat Department, Punjab, Mohali. Furthermore, he states that the department is defending the case in above said appeal on the one hand but the copies of the complaints are not being supplied by the respondent-Public Information Officer on the other hand. He further states that the statement of the Public Information Officer regarding non availability of information, in his record, is not tenable. He further states that the respondent does not like to supply the same although the same is in his custody.

3. The respondent PIO states that no record is available pertaining to point no. 2 as sought by the complainant as per his RTI application. The respondent –PIO has submitted a letter dated 23.3.2020 in this regard, which has been received in the Commission on 4.5.2020 with a self attested declaration of Sh Harjot Singh Sarpanch, attached with it, wherein he has made the statement and verifies that he is the Sarpanch of Kadiana village since 2013 and application was given by Smt. Gurmej Kaur to his predecessor in 2011 and he has supplied all the information available in the record and the applications sought by the complainant is not available in the record he has received. He further states that all the record has been received by the Sarpanch, Shri Harjot Singh in this regard.

4. After hearing both the parties and going through the record available in the case file, the respondent-Public Information Officer is hereby, directed to give a written statement that no complaint of Smt. Gurmej Kaur has been received while taking the charge of the record from his predecessor. A copy of the self declaration be sent to the complainant through registered post with a copy to the Commission before the next date of hearing failing which the penalty provisions will be invoked. Also the Public Information Officer o/o The Financial Commissioner, Rural Development & Panchayat Department Punjab is impleaded as necessary party in this case to file the reply/supply the

Contd..P/2

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Complaint Case .No. 176 of 2020

-2-

copy of complaints filed by Smt. Gurmej Kaur in the case being heard in the Court of Financial Commissioner to Govt. of Punjab, Department of Rural Development & Panchayat bearing Appeal No. 154 of 2017.

5. To come up on 7.7.2020 at 12.30 P.M. to be heard through Cisco Webex.

Dated: 26.06.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

CC
Public Information Officer, (REGD)
o/o Financial Commissioner Govt. of Punjab,
Department of Rural Development & Panchayat,
Vikas Bhawan, Sector 62, Mohali

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2

Sh. Gurcharan Singh s/o Sh. Gujjar Singh
VPO Bambiha Bhai,
Block Bagapurana, Distt, Moga.

Complainant

Vs

Public Information Officer,
o/o Gram Panchayat ,
Village Bambiha Bhai,
Block Bagapurana,
Distt. Moga

Respondent

Complaint Case No. 271 of 2020
(Through Video Conference Proceedings)

Present: None present on behalf of the complainant.
None present on behalf of the respondent.

ORDER

The RTI application is dated 6.12.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 23.3.2020 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 appellant has sent a letter dated 12.6.2020 informing the Commission that he cannot attend today's hearing due to his personal reasons and requested for the adjournment of the case. He further states that the respondent has given the misleading reply vide their letter dated 18.1.2020 to his RTI application and requests the Commission to direct the respondent to give information as per the RTI Act.

3. The respondent was also informed about the absence of the complainant.

4. A copies of the letters received from the appellant is attached with this order and the directions are issued to the respondent-Public Information Officer to take appropriate action on the RTI application of the complainant before the next date of hearing.

5. To come up on 24.7.2020 at 11.30 A.M. to be heard through video conference facility available in the office of the Deputy Commissioner Moga.

Dated: 26.06.2020.

sd/
(Suresh Arora),
Chief Information Commissioner,
Punjab.