

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Madhya Marg, Sector 16, Chandigarh.
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Sh. Balwinder Singh,
Village Rao Ke Uttar,
P.O. Mamdot Uttar, District Ferozepur.Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer,
Mamdot, District Ferozepur.

FAA-District Development and Panchayats Officer,
Ferozepur.Respondents

Appeal Case No. 3510 of 2019
(Video Conference Proceeding)

Present:- Shri Balwinder Singh, appellant.

Shri Nishan Singh, Panchayats Secretary on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 16.01.2020 vide which show cause notice for imposition of penalty and award of compensation was issued to Shri Roshan Lal, Panchayats Secretary for his absence and non-appearance.

2. Shri Roshan Lal, Panchayat Secretary is absent but. Shri Nishan Singh, Panchayats Secretary appearing on his behalf states that he is giving more information consisting of 43 pages to the appellant during the hearing. He further states that Shri Roshan Lal, Panchayats Secretary, was busy on 16.01.2020 for attending another case pending before the Civil Court.

3. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that complete information has been provided to the appellant. The appellant is advised to go through the same and revert back to the authorities in case of deficiencies in the information supplied to him within ten days from today. On receipt of deficiencies form the appellant, the respondent-PIO is directed to remove the same before the next date of hearing. Regarding show cause notice issued to Shri Roshan Lal, Panchayats Secretary-cum-PIO is directed to file his written explanation before the next date of hearing. On receipt of his explanation, decision on show cause notice will be taken.

4. To come up on 14.02.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur.

Dated : 27.01.2020

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

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Sh. Ram Chand,
S/o Sh. Labh Chand,
Vill: Sawah Wala, Block Guruharsahai,
Tehsil: Jalalabad,
Distt: Fazilika.

.....Appellant

Vs

Public Information Officer,
Panchayat Secretary, Gram Panchayat,
Sawah Wala, Block Guruharsahai,
Tehsil: Jalalabad,
Distt: Fazilika.

.....Respondent

Complaint Case No. 612 of 2019

(Video Conference Proceeding)

Present:- Shri Ram Chand, complainant.
Shri Sushil Kumar, Superintendent, on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 16.01.2020 vide which the complainant was advised to go through the information supplied to him during the hearing and revert back to the authorities in case of deficiencies in the information supplied to him.

2. The representative of the respondents states that complete information has been provided to the complainant to his satisfaction and nothing has been left which could be supplied to him as per his application for seeking information under the provisions of RTI Act, 2005. The complainant also confirms that he has received the same to his satisfaction and does not want to pursue the matter any further. In view of the statement of the complainant, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 27.01.2020

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

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Shri Dilbagh Chand (Naib Subedar Retired)
s/o Shri Ramji Dass, Village Hayatpur,
PO Hambowal, Tehsil Samrala,
District Ludhiana.

.....Appellant

Vs

Public Information Officer,
o/o Financial Commissioner Rural Development and
Panchayats, Punjab,
Panchayats Bhawan, Sector 62, Mohali.

o/o Financial Commissioner Rural Development and
Panchayats, Punjab,
Panchayats Bhawan, Sector 62, Mohali.

PIO/District Development and Panchayats Officer,
Ludhiana.

.....Respondents

Appeal Case No. 3789 of 2019

(Video Conference Proceeding)

Present:- Shri Dilbagh Chand, appellant.

Shri Parampal Singh, Village Development Organizer on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 15.01.2020 vide which BDPO, Machhiwara was directed to supply the information after taking appropriate action on his complaint before the next date of hearing.

2. The representative of the respondents states that complete information has been provided to the appellant to his satisfaction and nothing has been left, which could be supplied to him as per his application for seeking information under the provisions of RTI Act, 2005. The appellant also confirms that he has received the information to his satisfaction and does not want to pursue the matter any further. In view of the statement of the appellant, the present case is disposed of closed. Copies of the order be sent to the parties.

Dated : 27.01.2020

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

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Sh. Rachhpal Singh Sandhu S/o Sh. Malkit Singh,
R/o H No. 1896, Street No. 1, (98556-95755)
Shaheed Bhagat Singh Nagar,
Kacha Dosanj Road, Moga-142001

.....Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner,
Administrative Complex, Ludhiana.

First Appellate Authority,
O/o Deputy Commissioner,
Administrative Complex, Ludhiana.

.....Respondents

Appeal Case No. 4491 of 2019
(Video Conference Proceeding)

Present:- Shri Rachhpal Singh, appellant.
Shri Ranjitt Singh, Patwari, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.01.2020 vide which the respondents were directed to get the record inspected from the appellant and provide copies of the documents after identification on the spot before the next date of hearing.

2. The appellant states that no information has been provided to him by the respondents till date. The representative of the respondents states that he will provide the information within a week's time.

3. Last opportunity is afforded to the respondents to supply complete information to the appellant within 10 days from today failing which penal proceedings will be initiated against the respondents. On receipt of the information from the respondents, the appellant is advised to revert back to the authorities, in case of deficiencies, in the information being supplied to him, before the next date of hearing.

5. To come up on 14.02.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 27.01.2020.

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

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Sh. Jogi Ram S/o Sh. Nathuni Ram, (94635 26517)
R/o H No. 2, Manmohan Nagar,
New Aman Nagar Extention,
Near Makkar Chaki, Bahadar ke Road,
PO –Netaji Nagar, Salem Tabri, Ludhiana.Appellant

Vs

Public Information Officer,
O/o District Revenue Officer,
Administrative Complex, Ludhiana.

First Appellate Authority,
O/o Deputy Commissioner,
Administrative Complex,
Ferozepur Road, Ludhiana.

..... Respondents

Appeal Case No. 4058 of 2019
(Video Conference Proceeding)

Present:- None on behalf of the appellant.
Shri Ranjit Singh, Patwari, SK Branch, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.01.2020 vide which the respondents were directed to send, in writing, to the appellant that copy of Rozanamcha relates to third party. After receipt of reply from the respondents, the appellant was advised to revert back to the authorities in case of deficiencies in the information within 10 days from today.

2. The appellant is absent but he has sent an e-mail dated 27.01.2020 stating that due to heavy rain in Ludhiana, he is unable to appear before the Commission. He further states that no information regarding points at Sr. No.2 and 4 has been received from the office of the District Revenue Officer, Ludhiana.

3. The representative of the respondents states that complete information has been provided to him and nothing has been left, which could be supplied to him as per application for seeking information under the provisions of RTI Act, 2005.

4. After hearing the representative of the respondents and going through the record available on the case file, it is revealed that in compliance to the previous order, the appellant has not sought specific information. The representative of the respondents states that complete information/reply has been sent to the appellant as per his application for seeking information under the provisions of RTI Act, 2005. Last opportunity is afforded to the appellant to seek specific information concerning points at Sr. No.2 and 4. On receipt of application from the appellant seeking specific information, the respondents are directed to supply the same before the next date of hearing.

5. To come up on 14.02.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated :27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Sarbjeet Singh S/o Sh. Subhash Kumar,
Dainik Jagran Office, # 662, 1st Floor,
Kastoori Lal Wali Gali,
Near Ganesh Computers, Bathinda Road, Sri Muktsar Sahib.....Appellant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Sri Mukatsar Sahib.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat, Sri Mukatsar Sahib.

.....Respondents

Appeal Case No. 4488 of 2019 **(Video Conference Proceedings)**

Present:- Shri Sarabjit Singh, appellant.
Shri Charanjit Singh, Village Development Organizer, on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 13.01.2020 vide which the appellant was advised to submit public interest in seeking the information from 97 villages. It is further mentioned in that order that each Sarpanch of the concerned panchayat is Public Authority. The appellant is advised to file fresh application to the concerned Panchayat from which he wants to have the information.

2. The respondent-PIO states that their office has forwarded application to 25 Panchayats Secretaries of Sri Mukatsar Block for supplying the information to the appellant. He further states that he has provided a list of telephone numbers and addresses of 25 Panchayats Secretaries to the appellant.

2. The appellant states that he has received a list of telephone numbers of 25 Panchayats Secretary and their addresses from the respondent-PIO but till date no information has been provided by them.

4. After hearing both the parties and going through the record available on the case file, it is revealed that the respondent-PIO has supplied a copy of letter vide which they have sent his application for seeking information to various public authorities for supplying the information. The appellant is advised to seek information from each and every public authority directly by filing fresh application for seeking information under the provisions of RTI Act. In compliance to the previous order, the appellant failed to prove any public interest involved in seeking the information. Accordingly, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated: 27.01.2020.

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

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Sh. Mitter Sain Meet,
R/o # 297, (98556-31777)
Street No. 5, Upkar Nagar,
Civil Lines, District –Ludhiana.

.....Complainant

Vs

Public Information Officer,
O/o Financial Commissioner (Appeal-1),
Punjab Civil Secretariat -2,
Sector-9, Chandigarh.

PIO/Deputy Commissioner,
District Administrative Complex,
Shahid Bhagat Singh Nagar.

.....Respondents

Complaint Case No. 1040 of 2019

Present:- None on behalf of the complainant.
Shri Ranjit Singh, Senior Assistant on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 13.01.2020, the respondent-PIO/Deputy Commissioner, SBS Nagar was impleaded as necessary party to supply information regarding point at Sr. No. 2.

2. The complainant is absent but he has sent application dated 23.01.2020 stating that his case may be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana instead of Deputy Commissioner, SBS Nagar.

3. The representative of the Financial Commissioner (Appeals-I) states that they have supplied necessary information to the complainant concerning them but information regarding point at Sr. No.2 of his RTI application has to be supplied by the office of Deputy Commissioner, SBS Nagar.

4. The PIO/Deputy Commissioner, SBS Nagar is absent without intimation.

5. After hearing the representative of Financial Commissioner (Appeal-I) and going through the record available on the case file, it is revealed that as per the request of the complainant, the case is adjourned to 14.02.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana. The complainant may appear through VC at Ludhiana and the respondent-PIO/Deputy Commissioner, SBS Nagar is directed to appear at Chandigarh. The respondent-PIO is further directed to take appropriate action on the application of the complainant and intimate regarding action taken to the complainant with a copy to the Commission otherwise penal proceedings will be initiated on the next date of hearing.

Dated: 27.01.2020.

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

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Sh. Manish Bassi C/o Kailash Bassi,
R/o Model Town, Main Road,
Dasuya,
Distt: Hoshiarpur.

.....Appellant
Vs

Public Information Officer,
O/o Executive Engineer, Panchayati Raj,
o/o Block Development & Panchayat Department,
Hoshiarpur.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat, Distt: Hoshiarpur.Respondents

Appeal Case .No. 3805 of 2019
(Video Conference Proceedings)

Present:- Shri Kailash Bassi on behalf of the appellant.
Shri Yudhvir Singh, Superintendent, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which Executive Engineer, Panchayati Raj, Hoshiarpur was impleaded as a necessary party with the direction to provide the information related to his office.

2. The representative of the appellant states that he has received information regarding point at Sr. No.1 and no information regarding points at Sr. No.2 to 4 has been received.

3. The representative of the respondents appearing during the hearing states that remaining information concerning points at Sr. Nos. 2 to 4 relates to Technical Wing of Panchayati Raj, Hoshiarpur and Shri Raj Kumar, XEN is the custodian of the record.

4. None has appeared on behalf of XEN, Panchayati Raj, Hoshiarpur.

5. After hearing the parties and going through the record available on the case file, it is revealed that information concerning points at Sr. No. 2 to 4 has to be provided by Shri Raj Kumar, XEN, Panchayati Raj, Hoshiarpur (M.No.94656-65252). He is directed to intimate after taking action on his application for seeking information under the provisions of RTI Act, 2005 within ten days from today. If the information is not available in their record, he is directed to give in writing to the appellant with a copy to the Commission stating that the same is not available on their record before the next date of hearing failing which punitive action will be initiated against him. The appellant is advised to submit, in writing, public interest involved in seeking the information from the respondents after the elapse of about 10 years. .

6. The case is adjourned to 14.02.2020 at 2.30 P.M. at Chandigarh.

sd/-

Dated: 27.01.2020.

(Suresh Arora),
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Sh. Swaran Singh
S/o Sh. Mohinder Singh,
R/o Vill. Jainpur,
Tehsil & District- Ludhiana.

.....Complainant

Vs

Public Information Officer,
O/o Panchayat Secretary, Jainpur,
C/o Block Development & Panchayat Officer,
Block- Ludhiana-I,
District- Ludhiana.

.....Respondent

Complaint Case No. 841 of 2019

Present:- Shri Sawaran Singh, complainant.
Shri Baldev Singh, Panchayat Secretary on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which the complainant was advised to send deficiencies in the information provided by the respondent-PIO and respondent-PIO was directed to remove the same on its receipt from the complainant.

2. The respondent-PIO hands over receipt in form-IV as sought by the complainant. On this, the complainant states that he has received information except PAN of old Panchayat. The respondent-PIO states that no record is available in their record. The respondent-PIO is directed to give him in writing that PAN is not available in their record.

3. After hearing both the parties and going through the record available on the case file, it is found that information has been provided except PAN, for which the respondent-PIO has given in writing that no record is available in their record. In view of the written statement of the respondent-PIO that complete information has been provided as available in their record and nothing has been left which could be supplied to the complainant as per his RTI application under the provisions of RTI Act, 2005. Accordingly, the present case is disposed of and closed. Regarding show cause notice issued to Shri Baldev Singh, Panchayats Secretary-cum-PIO on 19.11.2019, the respondent-PIO states that no intimation was received by him regarding pendency of this case. He further states that after receipt of intimation, he is appearing regularly before the Commission and provided complete information except PAN Card for which he has given in writing that the same is not available in their record. Hence, the show cause notice issued to him on 19.11.2019 is dropped.

Dated: 27.01.2020.

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

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Sh. Ravi Parkash Gupta,
R/o H.No. 738, Sector-41- A,
Chandigarh.

.....Appellant

Vs

Public Information Officer,
O/o Principal Secretary to Govt. of Punjab,
Deptt. of Finance, Pb. Civil Secretariat- 1, Chandigarh.

First Appellate Authority,
O/o Principal Secretary to Govt. of Punjab,
Deptt. of Finance, Pb., Civil Secretariat- 1, Chandigarh.

Public Information Officer
o/o Principal Secretary to Govt. of Punjab,
Departments of Animal Husbandry, Fisheries and Dairy Development,
Punjab Civil Secretariat, Chandigarh.Respondents

Appeal Case .No. 2697 of 2019

Present:- Shri Rajesh Gupta on behalf of the appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 18.12.2019 vide which PIO/Additional Chief Secretary to Government of Punjab, Department of Animal Husbandry Fisheries and Dairy Development, Punjab was impleaded as a necessary party with the direction to take appropriate action regarding points at Sr. No. 1 to 4, 5(i), 7 and 8 and intimate the appellant regarding action taken before the next date of hearing.

2. The representative of the appellant states that no information has been received by him till date.

3. The respondent PIO was absent on 13.01.2020 and he is absent today without any intimation.

4. One more last opportunity is afforded to the PIO/Principal Secretary to Govt. of Punjab, Department of Animal Husbandry, Fisheries and Dairy Development, Punjab, Chandigarh to take appropriate action as per directions given in the previous orders dated 18.12.2019 and 13.01.2020 and intimate the appellant regarding action taken with a copy to the Commission failing which punitive action will be initiated on the next date of hearing. .

5. To Come up on 11.02.2020 at 11.00 A.M.

Dated: 27.01.2020.

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

CC

Shri Balbir Singh, Superintendent-cum-Public Information Officer
o/o Principal Secretary to Govt. of Punjab,
Departments of Animal Husbandry, Fisheries and Dairy Development,
Punjab Civil Secretariat, Chandigarh.

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Sh. Nirmal Singh Dhiman
S/o Late Sh. Gurbax Singh,
R/o House No. 895, Phase –11,
District – SAS Nagar.

.....Appellant

Vs

Public Information Officer,
O/o Financial Commissioner, Revenue,
Administration -1 Branch,
Punjab Civil Secretariat,
Sector-1, Chandigarh.

First Appellate Authority,
O/o Financial Commissioner, Revenue,
Punjab Civil Secretariat,
Sector-1, Chandigarh.

.....Respondents

Appeal Case No. 4500 of 2019

Present:- Shri Nirmal Singh Dhiman, appellant in person.
Shri Vinod Kumar, Senior Assistant, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.01.2020 vide which the appellant was advised to go through the same and revert back to the authorities, in case of deficiencies in the information, so provided to him during the hearing and send public interest involved in seeking the information before the next date of hearing.

2. The appellant places on record a copy of the deficiencies dated 27.01.2020 on the record file of the Commission with a copy to the respondents during the hearing.

3. The respondents are directed to take appropriate action on his application dated 27.1.2020 handed over to the representative of the respondents during the hearing mentioning deficiencies in the information provided to him under intimation to the appellant with a copy to the Commission within ten days from today. In compliance to the previous order, the appellant failed to submit public interest involved in seeking the information. He is advised to send public interest involved in seeking the information before the next date of hearing.

4. To come up on 14.02.2020 at 11.00 A.M.

Dated: 27.01.2020.

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

PUNJAB STATE INFORMATION COMMISSION

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Sh. Amardeep Singh,
S/o Sh. Harchand Singh,
Vill: Kuhli Khurd, P.O: Lehal,
Tehsil: Payal,
Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer,
Maloud, Distt: Ludhiana.

.....Respondent

Complaint Case No. 657 of 2019.

Present:- Shri Amardeep Singh, complainant.

Shri Baljinder Singh, Superintendent alongwith Shri Sukhpreet Singh,
Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which both the parties were directed to appear before the Commission with original record for the perusal of the Commission.

2. The complainant states that no information after the previous date of hearing has been supplied to him.

3. The respondents state that they tried to provide remaining information to the complainant on the previous date of hearing, who has refused to receive the same.

4. Both the parties appeared before the Commission with original record. Point-wise information sought by the complainant was discussed and information left to be supplied to the complainant is provided to his satisfaction during the hearing. Accordingly the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated : 27.01.2020

sd/-

(**Suresh Arora**)

Chief Information Commissioner
Punjab

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Sh. Amardeep Singh,
S/o Sh. Harchand Singh,
Vill: Kuhli Khurd, P.O: Lehal,
Tehsil: Payal,
Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer,
Maloud, Distt: Ludhiana.

.....Respondent

Complaint Case No.663 of 2019

Present:- Shri Amardeep Singh, complainant.

Shri Baljinder Singh, Superintendent alongwith Shri Sukhpreet Singh,
Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which both the parties were directed to appear before the Commission with original record for the perusal of the Commission.

2. The complainant states that no information after the previous date of hearing has been supplied to him.

3. The respondents state that they tried to provide remaining information to the complainant on the previous date of hearing, who has refused to receive the same.

4. Both the parties appeared before the Commission with original record. Point-wise information sought by the complainant was discussed and information left to be supplied to the complainant is provided except one e-vigil complaint said to have been sent to the respondents. On this, the respondent-PIO states that no complainant has been received in their office. They are directed to give in writing that no record concerning this complainant is available in their record. The representatives of the respondent-PIO assure that they will provide the same today itself. On the assurance of the representatives of the respondent-PIO, the present case is disposed of and closed with the advice to the complainant, if he does not receive the same; he is at liberty to approach the Commission within ten days from today. Copies of the order be sent to the parties.

Dated : 27.01.2020

sd/-

(**Suresh Arora**)

Chief Information Commissioner
Punjab

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Sh. Ranjit Singh,
S/o Sh. Sadhu Singh,
Village- Moga, P.O: Bhogpur,
District- Jalandhar.

.....Appellant

Vs

Public Information Officer,
DDPO, Jalandhar.

.....Respondent

Complaint Case No. 670 of 2019
(Through Video Conference Facility)

Present:- Shri Ranjit Singh complainant.

Shri Jagdish Chander Saluja, APIO (M.No.99884-55999), on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 15.01.2020 vide which show cause notice was issued to Shri Ram Ji Dass, SPIO o/o BDPO, Jalandhar was issued for non-appearance and non-supply of the information to the appellant.

2. The complainant states that no information has been provided to him till date.

3. The representative of the respondent-PIO states that the file has been consigned to the record room being old order and the complainant be asked to follow procedure under the provisions of Revenue Act for getting the copy of the order passed by DDPO, Jalandhar being Collector.

4. The representative of the respondent-PIO is directed to provide copy of the order passed in the year 2009 to the complainant as he has sought information under RTI Act as per the decision of Hon'ble Apex Court in Institute of Chartered Accountants vs. Paras Jain and Hon'ble High Court in CWP No.15907 of 2001 titled Shri Avtar Singh Azad vs. State Information Commission, Punjab and others before the next date of hearing. The decision on the show cause notice issued to Shri Ram Ji Dass, SPIO is kept pending and will be decided after the information is supplied.

5. To come up on 24.02.2020 at 3.00 P.M. to be heard through Video Conference Facility Available in the office of the Deputy Commissioner, Jalandhar.

Dated : 27.01.2020

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

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Sh. Sahib Singh,
S/o Sh. Raja Ram,
Vill: Tandi,
P.O: Laroya,
Distt: Jalandhar.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Bhogpur,
District- Jalandhar.

First Appellate Authority,
District Development and Panchayat Officer,
District- Jalandhar.

.....Respondents

Appeal Case .No. 2833 of 2019

(Video Conference Proceedings)

Present:- Shri Sahib Singh appellant.
Shri Paramjit Singh, Panchayat Secretary-cum-PIO on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 15.01.2020 vide which it was observed that the appellant failed to send deficiencies to the respondents, in the information supplied to him, with a copy to the Commission. Last opportunity was given to send deficiencies in the information to the respondents within three days with a copy to the Commission failing which ex parte decision will be taken.

2. The respondent-PIO states that no deficiencies have been received till date. On this the appellant states that in compliance to the previous order dated 15.01.2020, he has given deficiencies in the information supplied to him on 25.01.2020 in the office of the BDPO, Bhogpur after getting the receipt of the diary clerk.

3. After hearing both the parties and going through the record available on the case file, it is revealed that complete information has been supplied to the appellant and nothing has been left, which could be supplied to him. The appellant states that only meager information has been provided to him. To settle this matter, both the parties are directed to appear before the Commission with original record regarding information supplied/received on the next date of hearing.

4. To come up on 14.2.2020 at 11.00 A.M. at Chandigarh.

Dated : 27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864100-101, Fax 0172 2864110

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Sh. Jasbir Singh Sekhon,
s/o Late Shri Kartar Singh
VillageTandi, P.O. Laroya,
District Jalandhar.

.....Appellant

Vs

Public Information Officer,
o/o Sarpanch, Gram Panchayat
Tandi, Block Bhogpur,
District Jalandhar.

First Appellate Authority,
o/o Block Development and Panchayats Officer,
Bhogpur, District Jalandhar.

.....Respondents

Appeal Case No. 4008 of 2019

(Video Conference Proceeding)

Present:- Shri Jasbeer Singh, appellant, at Chandigarh
Shri Paramjit Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which the respondents were directed to get the record inspected from the appellant and supply photostat copies of the documents on its identification on the spot.

2. The respondent-PIO states that complete information has been supplied to the appellant but the appellant states that partial information has been provided.

3. After hearing both the parties and going through the record available on the case file, it is revealed that both the parties differ with each other regarding receipt and supply of information. Accordingly, they are directed to bring original record concerning receipt and supply of information with them for the perusal of the Commission on the next date of hearing.

4. To come up on 14.2.2020 at 11.00 A.M. at Chandigarh.

Dated : 27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Jasbir Singh Sekhon,
s/o Late Shri Kartar Singh
VillageTandi, P.O. Laroya,
District Jalandhar.

.....Appellant

Vs

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

First Appellate Authority,
o/o Additional Deputy Commissioner (Development)
Jalandhar.

.....Respondents

Appeal Case No. 4006 of 2019

Present: Shri Jasbir Singh, appellant, at Chandigarh
Shri Paramjit Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which BDPO, Bhogpur was directed to act upon that letter and send reply to the appellant under the provisions of the RTI Act, 2005 with a copy to the Commission.

2. The appellant states that till date no information has been provided to him after the previous date of hearing.

3. The respondent-PIO states that in compliance to the previous order dated 14.01.2020 they brought the reply bearing No.361-62 dated 27.01.2020 to be handed over to the appellant during the hearing, who is appearing at Chandigarh,

4. After hearing the parties and going through the record available on the case file, it is revealed that reply has been prepared to be handed over to the appellant during the hearing, who is available at Chandigarh. The representative of the respondents reads out the contents of that letter with which the Commission is of the considered view that the reply prepared by the respondents is according to his application for seeking information.. The appellant is advised to get the same from the respondents. In view of the contents read out by the respondents, the present case is disposed of and closed with the advice to the appellant to revert back to the authorities within 10 days, if he is not satisfied with the reply with a copy to the Commission. Copies of the order be sent to the parties.

Dated : 27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Jasbir Singh Sekhon,
s/o Late Shri Kartar Singh
VillageTandi, P.O. Laroya,
District Jalandhar.

.....Appellant

Vs

Public Information Officer,
o/o Sarpanch, Gram Panchayat
Tandi, Block Bhogpur,
District Jalandhar.

First Appellate Authority,
o/o Block Development and Panchayats Officer,
Bhogpur, District Jalandhar.

.....Respondents

Appeal Case No. 4005 of 2019 **(Video Conference Proceeding)**

Present:- Shri Jasbeer Singh, appellant, at Chandigarh
Shri Paramjit Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which the appellant was advised to inspect the record on 21.01.2020 and get photocopies of the information on the spot, which he needs.

2. The respondent-PIO states that complete information has been provided to the appellant, who is not satisfied with the information and states that partial information has been provided to him.

3. The appellant states that inspection could not be done.

4. On the previous date of hearing, the representative of the respondents stated that complete information has been provided to the appellant who is not satisfied with the same. Both the parties differ in supply/receipt of the information. Accordingly, both the parties are advised to appear before the Commission with the information received/supplied with them to settle the matter at Chandigarh.

4. To come up on 14.2.2020 at 11.00 A.M. at Chandigarh.

Dated : 27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Shri Jarnail Singh Mitke,
Vice President Malwa Zone, Indian National Trade Union Congress,
r/o H.No.318, Near Baba Manjil Gurudwara
Hambran Road, Partap Singh Wala,
Tehsil Lodhi West, Ludhiana.Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer-1,
Ludhiana.

First Appellate Authority,
o/o Block Development and Panchayats Officer-1,
Ludhiana.Respondents

Appeal Case No. 2635 of 2019
(Video Conference Proceeding)

Present:- Shri Jarnail Singh Mitke appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 15.10.2020, vide which last opportunity was afforded to the appellant to give in writing what documents are not provided to him within three days failing which exparte decision would be taken on the next date of hearing. The respondents were directed to remove the deficiencies before the next date of hearing.

2. The appellant states that in compliance to the previous order dated 15.01.2019 he sent deficiencies to the Commission on 18.1.2020 stating that information consisting of 325 has been supplied to him but it is incomplete and suspicious and not according to information sought by him concerning points ਓ ਤੋਂ ਖ of his RTI application.

3. The respondent-PIO is absent without intimation.

4. After hearing the appellant and going through the record available on the case file, it is revealed that partial information has been provided to him. A copy of deficiencies received in the Commission on 24.01.2020 is sent to the respondent-PIO with the direction to remove the same before the next date of hearing.

5. To come up on 14.02.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 27.01.2020

DA : as above

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

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Sucha Singh,
S/o Sh. Rajinder Singh,
VPO: Jasraur, Block Chowgavan,
Tehsil: Ajnala,
Distt: Amritsar.

.....Complainant.

Vs

Public Information Officer,
O/o District Development and Panchayat Officer,
Mini Secretariat,
Distt: Amritsar.

.....Respondent

Complaint Case No. 762 2019 (Through Video Conference Facility)

Present:- None on behalf of the complainant.
Shri Sawaranjit Singh, Superintendent, on behalf of the respondent-PIO.

ORDER

This order may be read with reference to the previous order dated 14.01.2020 vide which the respondent-PIO was directed to supply information pertaining to points at Sr. No. 1 to 4 and 45 to 62.

2. The complainant is absent without intimation.

3. The representative of the respondents states that complete information has been supplied to the complainant after taking its receipt from him.

4. Last opportunity is afforded to the complainant to revert back to the authorities, in case of deficiencies, in the information so supplied to him, failing which it will be presumed that complete information has been supplied to him to his satisfaction.

4. To come up on 14.2.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

Dated : 27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Love Kumar Dua,
S/o Late Sh. Megh Raj,
Dua Resident,
125, Model Town,
Samrala Road,
Tehsil: Khanna-141401,
Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Sub Divisional Magistrate,
Khanna, Distt: Ludhiana.

First Appellate Authority
O/o Sub Divisional Magistrate,
Khanna, Distt: Ludhiana.

PIO/Executive Officer,
Municipal Council, Khanna,
District Ludhiana.

.....Respondents

Appeal Case No. 3158 of 2019
(Through Video Conference Facility)

Present:- Shri Love Kumar Dua, appellant.

Shri Kulwinder Singh, APIO o/o Municipal Council, Khanna alongwith Shri Fateh Singh, Senior Assistant o/o Sub Divisional Magistrate, Khanna.

ORDER

This order may be read with reference to the previous order dated 12.12.2019 vide which show cause notice was issued to the respondent-PIO Municipal Council, Khanna to explain in a self attested affidavit as to why compensation be not awarded to the information-seeker under Section 19(8)(b) of the Act for loss and detriment suffered by the appellant.

2. The appellant states that no information has been received from the respondents till date. He further states that a letter dated 23.5.2019 from the Municipal Council, Khanna was received by him on 25.09.2019.

Contd.....p/2

-2-

3. The representative of the respondent-Municipal Council, Khanna, places on the record of the case file, an self declaration from Shri Ranbir Singh, Executive Officer-cum-PIO, Municipal Council, Khanna stating that on receipt of letter from SDM, Khanna dated 21.04.2019, the respondent-PIO replied to SDM, Khanna vide their letter dated 22.4.2019. It is further mentioned that their office was not a party and on the statement of representative of the respondent-SDM, Khanna, their office was made necessary party with the direction to supply the information. In view of the explanation placed on record by the representative of the respondent-PIO, show cause notice issued to PIO/Municipal Council, Khanna is dropped.

4. The representative of the respondent-SDM, Khanna states that the said road is under the control of NHAI. So they have written to NHAI on 26.4.2019 for taking necessary action on the news published in Punjab Kesari and Daily Jagran. They have issued reminder to NHAI but no reply has been received from that office till date.

5. After hearing both the parties and going through the record available on the case file, it is revealed that the appellant has been informed on action taken on his complaint dated 29.04.2019 in the office of SDM, Khanna from time to time. Both the respondents have brought original record for the perusal of the Commission. The appellant is advised to inspect the record and get copies of any document, which he requires, as per his application for seeking information. The respondents are directed to supply copies of the documents on identification by the appellant during the hearing. The appellant states he may be provided information after authentication by the PIO with rubber stamp. The respondents are directed to supply copies of documents identified by the appellant after authentication by the respective PIOs with rubber stamp. In view of the observations made above, the present case is disposed of and closed with the advice to the appellant to revert back to the authorities, if he does not receive the same within ten days from today, with a copy to the Commission.

Dated : 27.01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Gurdaulat Singh Sidhu,
Village Dhani Sham Singh, Ghanga Kalan,
P.O. Pakka Kale Wala, Block Guru Harsahai,
Tehsil Jalalabad (West), District Ferozepur.

.....Appellant

Vs

Public Information Officer,
District Development and Panchayats Officer,
District Administrative Complex,
Ferozepur.

First Appellate Authority
o/o Deputy Commissioner
District Administrative Complex,
Ferozepur.

PIO/Special Secretary to Government of Punjab,
Department of Rural Development and Panchayats, Punjab,
Vikas Bhawan, Phase VIII, Mohali.

.....Respondents

Appeal Case No. 3357 of 2019
(Video Conference Proceedings)

Present:- None on behalf of the appellant.

Shri Sukhdeep Singh, Panchayats Secretary, on behalf of the respondents through VC alongwith Shri Pushpinder Singh Grewal, PIO on behalf of the Director Rural Development and Panchayats Punjab, SAS Nagar.

ORDER

This order may be read with reference to the previous order dated 17.01.2020 vide which Shri Pushpinder Singh Grewal, Deputy Director-cum-PIO was given show cause notice for imposition of penalty on him and award of compensation to the appellant for non-appearance and non-supply of information to the appellant.

2. Shri Pushpinder Singh Grewal, PIO states that no intimation regarding appearance was ever received by him so without intimation he could not appear before the Commission. He further states that he has prepared complete information to be handed over to the representative of the appellant during the hearing, who is absent today without intimation.

Contd.....p/2

-2-

3. After hearing the respondent-PIO and going through the record available on the case file, it is revealed that information concerning panchayat had already been supplied to the appellant before the previous date of hearing, who was also absent on that day without intimation. The respondent-PIO is directed to send the information brought by him to be handed over to the appellant through registered post. On receipt of the information, the appellant is advised to go through the same and revert back to the authorities, in case of deficiencies, in the information within ten days from today. On receipt of deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing. In view of the verbal explanation given by the PIO, show cause notice issued to him for imposition of penalty and award of compensation is dropped.

4. To come up on 14.02.2020 at 3.00 P.M. to be heard through video conference facility available in the office of the Deputy Commissioner, Ferozepur.

Dated :27 01.2020

sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab