

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

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Whatsapp No. 62848-20189



Sh. Kuldip Kumar Kaura M9814440385

R/o # 5C,

Phase 1 Urban Estate,

Focal Point, Ludhiana.

....Appellant

Vs

Public Information Officer,

o/o Tehsildar,(East)

Ludhiana.

First Appellate Authority,

o/o Sub Divisional Megistrate, (East)

Ludhiana.

....Respondents

Appeal Case No. 2341 of 2020

(Video Conference proceedings)

Present:- Sh. Kuldip Kumar Kaura, appellant.

Sh. Rajni Bala, 9872948650 on behalf of the respondents.

## ORDER

This order may be read with reference to the previous order dated 13.1.2021.

2. The representative of the respondents states that the information being 3<sup>rd</sup> party may not be allowed to supply as the 3<sup>rd</sup> party Smt. Kulwant Kaur w/o Jasjit Singh has given a request in this regard. However, the appellant contended that the directions may be issued to the respondent-Public Information Officer to supply the information as has been sought in the public interest as the third party belongs to Backward Class but she manipulated Ramdasia Sikh Certificate. The appellant has also placed on record the school records at the level of Primary, Middle and High School, Copy of verification report of Patwari dated 24.7.2020 confirming that she belongs to Backward Class along with the other documents like dismissal orders of Smt. Kulwant Kaur from the post of ETT Teacher by the District Education Officer (Elementary Education), Ludhiana vide order No. 312285-89 dated 2.12.2020.

3. It is appropriate to mention the judgement given by the Hon'ble Supreme Court of India in Civil Appeal No. 9052 of 2012 (Arising out of SLP (C) No. 20217 of 2011) Bihar Public Service Commission Vs Saiyed Hussain Abbas Rizwi & Anr. and the relevant portion of the judgement is reproduced below:-

*"..3. The satisfaction has to be arrived at by the authorities objectively and the consequences of such disclosure have to be weighed with regard to circumstances of a given case. The decision has to be based on objective satisfaction recorded for ensuring that larger public interest outweighs unwarranted invasion of privacy or other factors stated in the provision. Certain matters, particularly in relation to appointment, are required to be dealt with great confidentiality. The information may come to knowledge of the authority as a result of disclosure by others who give that information in confidence and with complete faith, integrity and fidelity. Secrecy of such information shall be maintained, thus, bringing it within the ambit of fiduciary capacity. Similarly, there may be cases where the disclosure has no relationship to any public activity or interest or it may even cause unwarranted invasion of privacy of the individual. All these protections have to be given their due implementation as they spring from statutory exemptions. It is not a decision simpliciter between private interest and public interest. It is a matter where a*

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Appeal Case No. 2341 of 2020

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*constitutional protection is available to a person with regard to the right to privacy. Thus, the public interest has to be construed while keeping in mind the balance factor between right to privacy and right to information with the purpose sought to be achieved and the purpose that would be served in the larger public interest, particularly when both these rights emerge from the constitutional values under the Constitution of India.*

3. After going through the record submitted by the appellant and keeping in view the judicial pronouncement mentioned herein, the plea taken by the respondent-Public Information Officer is overruled and the respondent-Public Information Officer is directed to supply the information as has been sought by the appellant and available on record with a copy to the Commission as the appellant is able to establish the larger public interest in disclosing the information.

4. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Dated: 27.1.2021

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

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Sh. Sarbjit Singh, (M 9888490031)  
Whistle Blower Social Worker,  
H.No. S60-35, P 376-1, Street No. 8,  
Maha Singh Nagar, PO DhandarKalan,  
Ludhiana.

..Appellant

Vs

Public Information Officer,  
o/o, Deputy Commissioner,  
Ludhiana.

First Appellate Authority,  
o/o, Deputy Commissioner,  
Ludhiana.

Sh. Ashwani Sahota, Chief Sanitary Inspector (Registered)  
Public Information Officer  
o/o The Comm., M.C.,  
Ludhiana.

..Respondents

## Appeal Case No. 1175 of 2020

(Video Conference Proceedings)

Present:- Sh. Amarjit Singh Dhamotia, appellant.  
None on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 12.1.2021.

2. The appellant states that the information pertaining to Point No. 1 of the RTI application has been received from the respondents. He further states that no information has been supplied by the respondents pertaining to Point No. 2,3 and 4 of the RTI application.

3. Since, the respondent-Public Information Officer has already filed the response pertaining to Point No. 2,3 and 4 of the RTI application, therefore, the case is 'RESERVED' and will be pronounced later on.

Dated: 27.1.2021

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

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Sh. Nathu Ram Sihag S/o Shri Mahavir ,  
R/o Village - Taja Patti,  
Tehsil Abohar,  
Fazilka. M : 9463822000

....Appellant

Vs

Public Information Officer,  
O/o Director,  
Rural Development and Panchayat Department, PB,  
Mohali.

First Appellate Authority  
cum Secretary,  
Rural Development and Panchayat Department, PB,  
Mohali.

Public Information Officer (By Name)  
o/o District Development and Panchayats Officer,  
Fazilka

Registered

....Respondents

Appeal Case No. 2701 of 2020

(Video Conference/Cisco Webex/Phone proceedings)

Present:- None on behalf of the appellant.

None on behalf of the respondents. 8968600664

ORDER

This order may be read with reference to the previous order dated 21.12.2020.

2. The appellant has sent an email in which he has requested for the adjournment of the case and regarding information he states that nothing has been supplied by the respondent-Public Information Officer.

3. However, the response has already been received from the respondent-Public Information Officer vide letter No. 828 dated 30.4.2019, which is taken on record.

4. Therefore, a copy of the same is **sent** with this order to the appellant with an advice to go through the same and point out deficiency, if any, before the next date of hearing to the respondent-Public Information Officer with a copy to the Commission.

5. To come up on 8.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka/cisco webex.

Sd/

Dated: 27.1.2021

(Suresh Arora)

Chief Information Commissioner,  
Punjab.

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Sh. Gurmeet Singh 9876269776

Village Kikar Khara

Tehsil abohar,

District Fazilka.

....Appellant

Vs

Sh. Prithvi Singh, Panchayat Secretary Registered

c/o Block Development and Panchayats Officer,

Block Munak at Andana,

Tehsil Khanauri, Sangrur

Public Information Officer Registered

o/o Block Development and Panchayats Officer,

Block Munak at Andana,

Tehsil Khanauri, Sangrur

First Appellate Authority

o/o Addl. Deputy Commissioner (Dev.)

Sangrur

Public Information Officer (By name) Registered

o/o the Director,

Rural Development & Panchayat Deptt.,Pb.

Vikas Bhawan, Sector 62,

Mohali.

....Respondents

Appeal Case No. 2316 of 2020

(Video Conference/cisco webex/Telephone Proceedings)

Present:- Sh. Gurmeet Singh, appellant.

Sh. Lehambar Dass Supdt o/o Rural Development & Panchayat Deptt.,Pb. on behalf of the respondents, on phone.

ORDER

This order may be read with reference to the previous order dated 24.12.2020.

2. Sh. Lehambar Dass, Supdt requested for the adjournment of the case and assured that the appropriate response under the law will be sent to the appellant before the next date of hearing pertaining to Point No. 1 to 5 of the RTI application. With regard to the information pertaining to Point No. 6 i.e. copy of the log book, which has been received from the respondent-Public Information Officer o/o the Block Development and Panchayats Officer, which is taken on record. Regarding Point No. 7 of the RTI application the appellant states that he has already received the same.

3. Accordingly, the case is adjourned with the directions to the respondent-Public Information Officer o/o the Rural Development & Panchayat, Pb., to supply the information pertaining to Point No. 1 to 5 of the RTI application before the next date of hearing as per the assurance given by him failing which the punitive action will be initiated as per the provisions of the RTI Act, 2005. Also the reply regarding show cause notice issued to Sh. Prithvi Singh, Panchayat Secretary has been received, which is taken on record. However, the decision regarding show cause notice issued to the Panchayat Secretary will be decided on the next date of hearing.

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Appeal Case No. 2316 of 2020

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4. To come up on 8.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur/cisco webex.

sd

(Suresh Arora)

Chief Information Commissioner,  
Punjab.

Dated: 27.1.2021

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Whatsapp No. 62848-20189



Sh. Pal Singh, Advocate 9814187521  
Chamber No. 32 B, Judicial Court complex,  
Rupnagar.

....Appellant

vs

Public Information Officer  
o/o the Block Development and Panchayats Officer,  
Rupnagar.

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

....Respondents

Appeal Case No. 2853 of 2020  
(Video Conference Proceedings)

Present:- Sh. Pal Singh, appellant.  
Sh. Sunil Kumar 7307284285, Sh. Kamal Singh, Sarpanch 9915408591 and  
Smt. Kamaldeep Kaur, Sr. Asstt 8283813856 on behalf of the respondents.

## ORDER

This order may be read with reference to the previous order dated 12.1.2021.

2. The appellant has sought the following information:-

1. ਕਾਰਵਾਈ ਰਜਿਸਟਰ ਦੀਆਂ ਕਾਪੀਆਂ ਜਨਵਰੀ 2019 ਤੋਂ ਜਨਵਰੀ 2020 ਤੱਕ
2. ਕੈਸ਼ ਬੁਕ ਜਨਵਰੀ 2019 ਤੋਂ ਜਨਵਰੀ 2020 ਤੱਕ ਦੀਆਂ ਕਾਪੀਆਂ
3. ਖਰਚ ਰਸੀਦ (ਵਾਊਚਰ) ਜਨਵਰੀ 2019 ਤੋਂ ਜਨਵਰੀ 2020 ਤੱਕ।”

3. The representative of the respondents states that the information comprising 121 pages were sent to the appellant through registered post but the same has been received back undelivered. The representative of the respondents handed over the same to the appellant during the course of hearing.

4. Since, the information has been supplied to the appellant comprising 121 pages during the course of hearing, therefore, the appellant is advised to go through the information as supplied by the respondents and point out deficiencies, if any, to the respondent-Public Information Officer and the respondent-Public Information Officer is directed to remove the same in case any deficiency is pointed out by the appellant before the next date of hearing under intimation to the Commission.

5. To come up on 9.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

sd

Dated: 27.1.2021

(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Whatsapp No. 62848-20189



Sh. Ajaib Singh 9872850944  
Village Bishanpura  
PO Ganjewas, Tehsil Samana,  
Patiala

....Appellant

Vs  
Public Information Officer  
o/o District Development and Panchayats Officer,  
Patiala

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

....Respondents

Appeal Case No. 2590 of 2020  
(Video Conference Proceedings)

Present:- Sh. Ajaib Singh, appellant.  
None on behalf of the respondents.

## ORDER

The RTI application is dated 24.12.2019 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 3.2.2020 and second appeal was filed in the Commission on 11.9.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for 19.11.2020 but due to administrative the case was adjourned to 10.12.2020 and 27.1.2021.

2. The appellant states that no information has been provided by the respondents so far. However, the respondents have requested vide letter No. 280 dated 25.1.2021 that the State Election Commission has announced the Municipal Elections in the State, therefore, they are unable to attend the hearings and further requested for the adjournment of the case.

3. Accordingly, the request of the respondents is accepted and the case is adjourned.

4. To come up on 8.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala/cisco webex.

Sd/

Dated: 27.1.2021

(Suresh Arora)  
Chief Information Commissioner,  
Punjab.



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S. Jasbir Singh,  
Village - Bolapur.  
Jhabewal, PO - Ramgarh,  
District - Ludhiana. M : 9888296107

..Appellant

Vs

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

First Appellate Authority  
O/o Deputy Commissioner,  
Ludhiana.

....Respondents

Appeal Case No. 2010/2020  
(Video Conference Proceedings)

Present:- None on behalf of the parties.

## ORDER

This order may be read with reference to the previous order dated 12.1.2021.

2. The appellant has sent the submissions through email, which are taken on record, in which it has been stated that he has received the complete information.
3. According to the submissions made by the appellant, the respondent party has been informed not to appear in this case. Keeping in view, the Commission observes that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated: 27.1.2021

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

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Sh. Ashok Kapoor 9855556210

# 8C, Kichlu Nagar,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Tehsildar Ludhiana West,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana West,

District Ludhiana

...Respondents

Appeal Case No. 3173 of 2020

(Video Conference Proceedings)

Present:- Sh. Ashok Kapoor, appellant.

Ms Suman Baweja, Sr. Asstt on behalf of the respondents.

## ORDER

The RTI application is dated 9.3.2020 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 25.5.2020 and second appeal was filed in the Commission on 21.10.2020 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 appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that due to the death of the grandfather of the Patwari, custodian of the record, the information could not be supplied but assured that the information will be supplied to the appellant before the next date of hearing to the appellant.

3. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Dated: 27.1.2021

Sd/

(Suresh Arora)

Chief Information Commissioner,

Punjab.

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Sh. Ashok Kapoor 9855556210

# 8C, Kichlu Nagar,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Tehsildar Ludhiana West,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana West,

District Ludhiana

...Respondents

Appeal Case No. 3170 of 2020

(Video Conference Proceedings)

Present:- Sh. Ashok Kapoor, appellant.

Ms Suman Baweja, Sr. Asstt on behalf of the respondents.

## ORDER

The RTI application is dated 14.2.2020 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 16.5.2020 and second appeal was filed in the Commission on 21.10.2020 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 appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that the information has already supplied to the appellant in a separate case comprising 44 pages. She also states that the appellant can inspect the record pertaining to the RTI application and the copy of the same will again be supplied to him with which the appellant agreed to.

3. Accordingly, the appellant is advised to visit the office of the respondent-Public Information Officer and get the copies of 44 pages after the inspection as has been sought. Also the respondent-Public Information Officer is directed to make available the record for inspection of the appellant and supply the information, if so desired.

4. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

Dated: 27.1.2021

Sd/

(Suresh Arora)

Chief Information Commissioner,

Punjab.

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Sh. Ashok Kapoor 9855556210

# 8C, Kichlu Nagar,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Tehsildar Ludhiana West,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana West,

District Ludhiana

...Respondents

Appeal Case No. 3174 of 2020

(Video Conference Proceedings)

Present:- Sh. Ashok Kapoor, appellant.

Ms Suman Baweja, Sr. Asstt on behalf of the respondents.

ORDER

The RTI application is dated 17.2.2020 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 15.5.2020 and second appeal was filed in the Commission on 21.10.2020 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 appellant states that no information has been provided by the respondents so far. However, the representative of the respondents states that the information has already supplied to the appellant comprising 209 pages. She also states that the appellant can inspect the record pertaining to the RTI application and the copy of the same will again be supplied to him with which the appellant agreed to.

3. Accordingly, the appellant is advised to visit the office of the respondent-Public Information Officer and get the copies after the inspection as has been sought. Also the respondent-Public Information Officer is directed to make available the record for inspection of the appellant and supply the information, if so desired.

4. To come up on 3.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana/cisco webex.

sd

(Suresh Arora)

Chief Information Commissioner,

Punjab.

Dated: 27.1.2021

# PUNJAB STATE INFORMATION COMMISSION

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Whatsapp No. 62848-20189

Sh. Gurbachan Singh s/o Sh. Inder Singh 9988308363



r/o Village Ruri Wala,

Tehsil & District TaranTaran.

....Appellant

Vs

Sh. Tejinder Kumar, Public Information Officer Registered  
Block Development and Panchayats Officer,  
Naushehra Pannua,  
District TaranTaran

First Appellate Authority  
o/o District Development and Panchayats Officer,  
-cum-Collector of Panchayat Lands,  
Mini Secretariat,  
TaranTaran.

Public Information Officer  
o/o the Director,  
Rural Development and Panchayat Punjab,  
Vikas Bhawan Sector 62,  
Mohali.

Sh. Lal Singh, (Registered)  
Block Development and Panchayats Officer  
Block Valtoha  
District Tarantaran

....Respondents

Appeal Case No. 1465 of 2020  
(Video Conference Proceedings)

Present:- None on behalf of the appellant.

Sh. Tejinder Kumar, 8360893625 Block Development and Panchayats Officer,  
on behalf of the respondents.

## ORDER

This order may be read with reference to the previous order dated 1.12.2020 vide which the case was adjourned to 10.12.2020 but due to administrative reasons the case was further adjourned for today i.e. 27.1.2021.

2. The appellant states that the amount of the compensation has been given to the appellant in cash as the office was having cash funds received as rent from the shops of the Samiti. The representative of the respondents assured that the undertaking is being sent to the Commission in this regard.

3. Since, the information and the amount has been paid to the appellant no further directions can be given in this regard and the case is disposed for the same. However, the respondent-Public Information Officer is directed to send the same as per the assurance given by him during the course of hearing before the next date of hearing.

4. To come up on 8.3.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Taran Taran/cisco webex.

Sd/

Dated: 27.1.2021

(Suresh Arora)

Chief Information Commissioner,  
Punjab.