

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

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Sh. Hardev Singh
S/o Sh.Bikkar Singh
R/o St. No.3, Kishanpura Basti,
Jujhar Nagar, Sangrur.

.....Appellant

Versus

Public Information Officer

O/o Regional Transport Authority,
Sangrur.

First Appellate Authority-cum-,
State Transport Commissioner, Pb.
Sector-17B, Chandigarh.

...Respondents

AC No.4076/2019

Present: (i) Sh. Ravijinder Singh, Advocate with Sh.Hardev Singh, appellant
(ii) Sh.Gurcharan Singh Sandhu, Assistant Transport Officer, Sangrur,PIO.

ORDER

1. The RTI application is dated 19.07.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 29.08.2019 and the second appeal was filed in the Commission on 01.11.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.

3. The case was heard today. Sh.Ravijinder Singh, Advocate along with the appellant- Sh.Hardev Singh comes present. The PIO, Sh. Gurcharan Singh Sandhu, PIO comes present and produces letter dated 27.1.2020 enclosing a copy of letter dated 24.01.2020 vide which the information has been supplied to the appellant. He also hands over a copy of the letter dated 24.01.2020 giving point-wise reply to the appellant. PIO is also asked to produce a copy of the said letters before the Bench.

Cont...2



-2-

AC No.4076/2019

4. On the asking of the court, the representative of the appellant states that complete information has not been received as per RTI application. He states that the appellant is satisfied regarding point No.1. However, the information given on point No.2 & 3 is generic and not specific, he seeks specific reply relating to the period mentioned in the RTI Application.

5. The PIO states that the information on Point No.2, is voluminous and he requires permission from the office of State Transport Commissioner, Punjab to release the same to the appellant. The Bench now directs the State Transport Commissioner, Punjab to permit Secretary, Regional Transport Authority, Sangrur to disseminate the information as required by the Appellant before the next date of hearing. PIO is also directed to ensure that complete information is provided to the appellant before next date of hearing.

6. With the directions given as above, the case is adjourned. To come up for hearing on **18.02.2020 at 11.30 AM**. Copies of the orders be sent to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

By Regd. Post

**Copy to: The State Transport Commissioner, Punjab, Sector-17B,
Chandigarh, for strict compliance.**

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Sh.Kirpal Singh Bhullar,
BP-47, Main Road, Bashirpur,
Jalandhar-144001.

...Appellant

Versus

Public Information Officer

O/o Director, Technical Education &
Industrial Training Deptt., Punjab
Sector-36, Chandigarh.

First Appellate Authority

O/o Director, Technical Education &
Industrial Training Deptt., Punjab
Sector-36, Chandigarh.

...Respondents

Appeal Case No.4069 of 2019

Present: (i) Sh.Kirpal Singh Bhullar, Appellant
(ii) Sh.Moninder Singh, O/o Technical Education Deptt., Punjab, PIO

Order:

1. The RTI application is dated 01.08.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 20.09.2019 and the second appeal was filed in the Commission on 13.11.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.

3. The appellant comes present and states that incomplete information has been received by him. On this, PIO Sh.Moninder Singh who is present, produces a copy of letter dated 27.01.2020 before the Commission and also hands over a copy of the same to the appellant. Copy of the same is taken on record.

4. On the asking of the Court, the appellant perused the letter and stated that he is satisfied with the information supplied regarding points No.1, 2 & 4, but is not satisfied with the information given on Point No.3. On the asking of the Court, the PIO assures to trace out information regarding point No.3 and provide the same within two weeks.

.....Cont...2



-2-

Appeal Case No.4069 of 2019

5. The PIO is directed to supply the information within the period as assured by him. However, in case, additional information is not available with the office on point No.3, then the PIO is directed to file an affidavit to the effect that apart from the information already supplied, there is no other information available with their office. The appellant agrees with the same.

6. In view of the above, **the appeal is disposed off and the case is closed.**
Copies of the order be given to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh. Gaurav Arora
Chamber No.8018, 8th Floor,
District Court, Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Municipal Corporation,
Ludhiana.

First Appellate Authority,
O/o Municipal Corporation,
Ludhiana.

...Respondents

AC No.4101/2019

Present: None is present.

ORDER

1. The RTI application is dated 03.09.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 19.09.2019 and the second appeal was filed in the Commission on 01.11.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.
3. The Appellant is absent. He has sent an e-mail stating that he cannot attend the hearing due to unavoidable circumstances.
4. None is present on behalf of the PIO which is viewed adversely. A letter dated 31.12.2019 has been received by e.mail stating that the appellant has been supplied the information vide letter dated 23.09.2019.
5. To ascertain the factual position, a telephonic contact was made with the appellant Sh.Gaurav Arora, He informs that incomplete information has been received by him.

Cont....2



-2-

AC No.4101/2019

6. PIO is directed to supply the requisite information to the Appellant by registered post before the next date of hearing, under intimation to the Commission.

7. The case is adjourned. To come up for hearing on **18.02.2020 at 11.30 AM.**

Copies of the orders be given to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh. Shiv Narayan Jangra
S/o Sh. Ramji Dass,
Raftaar News Channel
Press Complex, Arna Barna Chowk,
Patiala.

.....Appellant

Versus

Public Information Officer
O/o Managing Director
PEPSU Road Transport Corporation,
Patiala.

First Appellate Authority,
O/o Managing Director
PEPSU Road Transport Corporation,
Patiala.

...Respondents

AC No.4102/2019

Present: (i) Appellant is Absent.
(ii) Sh. Narinder Kumar, Sr. Asstt, O/o PRTC Patiala

ORDER

1. The RTI application is dated 31.07.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 02.09.2019 and the second appeal was filed in the Commission on 06.11.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.

3. Appellant is absent without any intimation to the Commission. He was contacted on phone, someone on his behalf picked up the call and then disconnected it.

4. On behalf of the PIO/Respondents, Sh. Narinder Kumar, Senior Assistant comes present and states that he has brought the information to be given to the appellant during the hearing. The representative of the PIO has also brought a copy of the information to be produced before the Bench, which is examined and taken on record.

Cont.....2



-2-

AC No.4102/2019

5. PIO is now directed to deliver the information to the appellant and get an acknowledgement for the same.
 6. The appellant is advised to examine the information provided and confirm if the appeal can be disposed off, before next date of hearing.
 7. The case is adjourned. To come up for hearing on **18.02.2020 at 11.30 AM.**
- Copies of the order be given to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh. Shiv Narayan Jangra
S/o Sh. Ramji Dass,
Raftaar News Channel
Press Complex, Arna Barna Chowk,
Patiala.

.....Appellant

Versus

Public Information Officer
O/o Managing Director
PEPSU Road Transport Corporation,
Patiala.

First Appellate Authority,
O/o Managing Director
PEPSU Road Transport Corporation,
Patiala.

...Respondents

AC No.4103/2019

Present: (i) Appellant is Absent.
(ii) Sh. Narinder Kumar, Sr. Asstt, O/o PRTC Patiala

ORDER

1. The RTI application is dated 31.07.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 02.09.2019 and the second appeal was filed in the Commission on 06.11.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.

3. Appellant is absent without any intimation to the Commission. He was contacted on phone, someone on his behalf picked up the call and then disconnected it.

4. On behalf of the PIO/Respondents, Sh. Narinder Kumar, Senior Assistant, comes present and states that he has brought the information to be given to the appellant during the hearing. The representative of the PIO has also brought a copy of the information to be produced before the Bench, which is examined and taken on record.

Cont.....2



-2-

AC No.4103/2019

5. PIO is now directed to deliver the information to the appellant and get an acknowledgement for the same.

6. The appellant is advised to examine the information provided and confirm if the appeal can be disposed off, before next date of hearing.

7. The case is adjourned. To come up for hearing on **18.02.2020 at 11.30 AM.**

Copies of the order be given to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh. Dilpreet Singh Gandhi,
S/o Sh. Surinder Singh
SCO No.41, Sector-31D,
Chandigarh.

.....Appellant

Versus

Public Information Officer
O/o Chairman,
GMADA, Mohali.

First Appellate Authority,
O/o Estate Officer,
GAMADA, Mohali.

...Respondents

AC No.4056/2019

Present: (i) Sh. Vaibhav Mittal, is present on behalf of the Appellant.
(ii) Sh. Gulshan Kumar, Asstt. Estate Officer-cum-PIO, GMADA.

ORDER

1. The RTI application is dated 07.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.09.2019 and the second appeal was filed in the Commission on 11.12.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.

3. The representative of the appellant states that partial information has been received. The information given is incomplete on many accounts.

4. The case was considered at length with the parties and discussed in detail. PIO is now directed to provide the point wise information to the appellant before the next date of hearing. The PIO was advised to file an affidavit during the next date of hearing stating clearly that information as available in the official records has been shared and there is nothing else to share.

Cont....2



-2-

AC No.4056/2019

5. The case is adjourned to next date of hearing. To come up for hearing on **24.02.2020 at 11.30 AM**. Copies of the orders be given to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh. Lal Chand S/o Sh. Rikhi Singh
R/o H.No.59, Roayl Residency,
Sector-127(Behind ACME Alivista
Smart Homes), Chhajju Majra,
Mohali.

.... Appellant

Versus

Public Information Officer
O/o Punjab State Power Corp. Ltd.,
Sub Division, Kharar, Distt. Mohali.

First Appellate Authority,
O/o Punjab State Power Corp. Ltd.,
Sub Division, Kharar, Distt. Mohali.

... Respondents

AC No.4059/2019

Present: (i) Sh. Lal Chand, Appellant
(ii) None is present on behalf of the PIO/Respondents.

ORDER

1. The RTI application is dated 01.08.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 12.09.2019 and the second appeal was filed in the Commission on 31.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.

3. The appellant comes present. However, neither the PIO himself nor any of his representatives are present which is viewed adversely.

4. The Bench observes that even after a lapse of about five months, no response has been given by the PIO/FAA. Such a lackadaisical attitude on the part of the PIO is viewed adversely.

Cont...2



-2-

AC No.4059/2019

5. The PIO, O/o Sub Divisional Officer, PSPCL, Kharar is issued show cause notice to explain as to why action should not be taken against him for not attending the hearing in spite of order of the Commission and penalty of Rs.25,000/- @ Rs.250/- per day, being the delay more than 100 days, should not be imposed. He is directed to also file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. 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 a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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.

7. The matter is adjourned. To come up for hearing on **24.02.2020 at 11.30 AM**.
Copies of the order be sent to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh.H.S. Hundal, Advocate
#203, Judicial Courts,
Sector-76, Mohali.

.....Appellant

Versus

Public Information Officer
O/o Sub Divisional Officer,
Punjab State Power Corp. Ltd., Dagru
District Moga.

First Appellate Authority,
O/o Chief Engineer (West)
Punjab State Power Corp. Ltd., Dagru
District Bathinda.

...Respondents

AC No.4052/2019

Present: (i) Sh.H.S. Hundal, Appellant.
(ii) Sh.Jhalman Dass, Asstt.Executive Engineer, PSPCL, Dagru,
District Moaga, PIO.

ORDER

1. The RTI application is dated 14.08.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 10.09.2019 and the second appeal was filed in the Commission on 31.10.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 27.01.2020 by the Commission.
3. Shri Jhalman Dass, Assistant Executive Engineer-cum-APIO comes present and produces authority letter. He states that the point-wise information has already been provided vide letter dated 20.01.2020.
4. On the asking of the Bench, the appellant expresses his dissatisfaction over the information and states that he does not agree with the plea taken by the PIO/Respondents that number of voluminous records relating to the information has been destroyed by termite.

Cont..... 2



-2-

AC No.4052/2019

5. On further deliberations, the Bench observes that the plea taken to deny information is not justified. The Bench directs the PIO to call the Appellant to peruse the records on any working day. The appellant on perusal, will identify the information desired by him and the same be provided to the appellant. The same be done before next date of hearing under intimation to the Commission.

6. The matter is adjourned. To come up for hearing on **25.02.2020 at 11.30 AM.**
Copies of the order be given to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh.Manpreet Singh
113, Phase-3B-1, Mohali.

.....Appellant

Versus

Public Information Officer
O/o Director, Food Civil Supplies &
Consumer Affairs Department,
Anaj Bhawan, Sector 39, Chandigarh.

First Appellate Authority,
Director, Food Civil Supplies &
Consumer Affairs Department,
Anaj Bhawan, Sector 39, Chandigarh.

Public Information Officer
O/o Principal Secretary, Department of
Food Civil Supplies & Consumer Affairs
Mini Secretariat, Chandigarh.

First Appellate Authority,
O/o Principal Secretary, Department of
Food Civil Supplies & Consumer Affairs
Mini Secretariat, Chandigarh.

...Respondents

AC No.4066/2019 alongwith
AC No.4068/2019

Present: (i) Appellant is absent.
(ii) Sh.Ajaivir Singh Sarao, Deputy Director, O/o Director, Food Civil Supplies & Consumer Affairs Department/ PIO.

ORDER

1. This order may be read with reference to the order dated 19.12.2019 passed by this Bench on the last date of hearing.
2. The appellant is absent today. He has sent a letter that he cannot attend the hearing and has requested for a short date.
3. The PIO Sh.Ajaivir Singh Sarao states that the appellant has already been intimated vide letter dated 19.12.2019 to the effect that since the enquiry on the complaint made by him is still pending and as such, he cannot be supplied information under Section 8(1)(d) and 8(1)(h) of the RTI Act. He further states that his RTI application and his First Appeal has been thus disposed off.

Cont...2



-2-

AC No.4066/2019 alongwith AC No.4068/2019

4. The Bench observes that the appellant deserves another hearing and that in this case, both parties will be heard together and the case discussed before arriving at any judgement. The appellant was contacted on phone and advised to ensure his presence on the next hearing. PIO was also asked to ensure presence on the next date of hearing.

5. The cases are adjourned. To come up for hearing on **19.02.2020 at 11.30 AM**. Copies of the order be sent to the parties.

**Chandigarh
27.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab**

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Sh.Bharat Bhushan Mattu
C.Add.H.No.153, Akash Nagar,
Near Green Land School,
PO Netaji Nagar, Salem Tabri
Ludhiana, Distt. Ludhiana

.....Appellant

Versus

Public Information Officer
O/o District Education Officer (EE)
SBS Nagar (Nawanshahr).

First Appellate Authority,
O/o Director, Public Instruction (EE),Pb.
Vidya Bhawan, 4th Floor.Phase-8,
SAS Nagar (Mohali)

...Respondents

AC No.4071/2019

Present: (i) Sh.Bharat Bhsuan Mattu, Appellant.
(ii) Sh.Harbans Lal, O/o DEO (EE), SBS Nagar.

ORDER

1. This order may be read with reference to the order dated 19.12.2019 passed by this Bench on the last date of hearing.
2. The appellant comes present and states that he has received the requisite information from the PIO.
3. On behalf of the PIO, Sh.Harbans Lal, O/o DEO (Ele.Edu.), SBS Nagar comes present and produces letter dated 23.01.2020 stating that the point-wise information asked for by the appellant has been provided to him. The appellant acknowledges receipt of information before the Bench.
4. In view of the above, no further cause of action is left. **As such, the appeal is disposed off and the case is closed.** Copies of the orders be sent to the parties.

Chandigarh
27.01.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

