

PUNJAB STATE INFORMATION COMMISSION

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

Tel. No.0172-2864100-01, Fax No.0172-2864110

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Shri Tejinder Singh
r/o Village Bholapur,
P.O. Ramgarh, Chandigarh Road,
Ludhiana.

-----Appellant

Vs.

Public Information Officer
o/o Deputy Commissioner, Ludhiana.

First Appellate Authority,
O/o Additional Deputy Commissioner (General),
Ludhiana.

-----Respondents

Appeal Case No. 3485 of 2017 (Through Video Conference)

Present:- None for the appellant.

Shri Nirmal Singh, Superintendent, on behalf of the respondents.

ORDER

The case was last heard on 23.10.2018, when the appellant was not present. The representative of the respondents informed that the information was ready which was very bulky. He requested that the appellant might be asked to collect the information personally from the PIO. Accordingly, the appellant was directed to collect the information from the office of the PIO and send his observations, if any, to the PIO, with a copy to the Commission. The case was adjourned for today to be held through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

2. Today, the representative of the respondents informs that complete information has been supplied to the appellant. Accordingly, the appellant is directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission.

3. To come up on **08.01.2019 at 11.30 A.M. for further proceedings through Video Conference Facility available in the office of Deputy Commissioner, Ludhiana.**

Dated : 27.11.2018

Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab

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Shri Ashok Kapoor,
8-C, Kitchlu Nagar, Ludhiana – 161001.

-----Appellant

Versus

Public Information Officer
O/o Tehsildar(West),
Mini Secretariat, Ludhiana.

First Appellate Authority,
O/o S.D.M. (West, Ludhiana.

-----Respondents

Appeal Case No. 848 of 2018 (Through Video Conference)

Present:- Shri Ashok Kumar, appellant, in person, at Ludhiana.

Dr. Ajit Pal, Tehsildar, Ludhiana(West), on behalf of the respondents.

ORDER

The case was last heard on 23.10.2018, when the representative of the respondents informed that the appellant had not furnished the khasra number as yet. The appellant stated that he wanted to know khasra number from the PIO. Consequently, after hearing both the parties, the respondent was directed to allow the appellant to check the khasra number from LATHA and submit status report on the next date of hearing. The case was adjourned for today.

2. Today, Dr. Ajit Pal, Tehsildar, Ludhiana(West), appearing on behalf of the respondents, informs that as per the orders of the Commission, LATHA has been got inspected by the appellant. The appellant confirms that he has inspected LATHA .

3. Accordingly, the case is **disposed of and closed**.

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Ashok Kapoor,
8-C, Kitchlu Nagar,
Ludhiana – 161001.

-----Appellant

Versus

Public Information Officer
O/o Tehsildar(West),
Mini Secretariat, Ludhiana.

First Appellate Authority,
O/o S.D.M. (West, Ludhiana).

-----Respondents

Appeal Case No. 850 of 2018
(Through Video Conference)

Present:- Shri Ashok Kumar, appellant, in person, at Ludhiana.

Dr. Ajit Pal, Tehsildar, Ludhiana(West), on behalf of the respondents.

ORDER

The case was last heard on 23.10.2018, when the representative of the respondents informed that the appellant had not furnished the khasra number as yet. The appellant stated that he wanted to know khasra number from the PIO. Consequently, after hearing both the parties, the respondent was directed to allow the appellant to check the khasra number from LATHA and submit status report on the next date of hearing. The case was adjourned for today.

2. Today, Dr. Ajit Pal, Tehsildar, Ludhiana(West), appearing on behalf of the respondents, informs that as per the orders of the Commission, LATHA has been got inspected by the appellant. The appellant confirms that he has inspected LATHA .

3. Accordingly, the case is **disposed of and closed**.

Dated : 27.11.2018

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Chief Information Commissioner
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Shri Harwinder Singh, Advocate,
Chamber No.7009, District Courts,
Ludhiana.

-----Appellant

Vs.

Public Information Officer
o/o Sub Registrar (East), Ludhiana.

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

-----Respondents

Appeal Case No. 2382 of 2017

Present:- None on behalf of the appellant as well as the respondents.

ORDER

The case was last heard on 25.10.2018, when the appellant informed that no information had been supplied to him. after the previous hearing dated 25.09.2018. None was present on behalf of the respondents without any intimation. Accordingly, the respondent PIO was directed to comply with Commission's order dated 25.09.2018 and supply complete information to the appellant, before the next date of hearing. The case was adjourned for today.

2. Today, none is present on behalf of the appellant as well as the respondents without any intimation. Accordingly, one last opportunity is afforded to the PIO to supply the requisite information to the appellant before the next date of hearing . He is also directed to submit status report on the next date of hearing, failing which punitive action under the provisions of RTI Act, 2005 will be initiated against him.

3. To come up on **08.01.2019 at 11.30 A.M. for further proceedings.**

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Lal Chand Virhe
s/o Shri Chaman Lal Virhe
r/o Village Garhi Sheru, Rahon Road,
P.O. Matter Wara Via Basti Jodhewal,
District Ludhiana.

-----Appellant

Vs.

Public Information Officer
o/o Police Station, Basti Jodhewal,
District Ludhiana.

First Appellate Authority,
O/o Commissioner of Police, Ludhiana.

-----Respondents

Appeal Case No. 2399 of 2017

Present:- Shri Lal Chand Virhe, appellant, in person.

Shri Balvir Singh, S.I. and Shri Gurwinder Singh, HC, on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when the representative of the respondents handed over a copy of the information to the appellant, who was advised to go through the same and revert back to the authorities, in case of any deficiency and the respondents were directed to supply complete information after removing the deficiencies. The case was adjourned for today.

2. Today, the appellant informs that he has sent deficiencies in the provided information to the PIO on 13.11.2018. He hands over a copy of the deficiencies to the representatives of the respondents. Accordingly, the PIO is directed to supply complete information to the appellant after removing the deficiencies furnished by him. He is also directed to submit status report on the next date of hearing.

3. To come up on **08.01.2019 at 11.30 A.M. for further proceedings.**

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Harwinder Singh, Advocate,
Chamber No.7009, New Court Complex,
Ludhiana.

-----Appellant

Vs

Public Information Officer,
o/o Additional Director General of Police (Law & Order),
c/o Director General of Police, Punjab,
Sector 9, Chandigarh.

First Appellate Authority
o/o the Director General of Police, Punjab,
Chandigarh.

The Public Information Officer
o/o Senior Superintendent of Police,
Ludhiana (Rural) at Jagraon.

-----Respondents.

Appeal Case No. 1473 of 2018

Present:- None on behalf of the appellant.

Shri Sarvpreet Singh, Constable, Police Station, Jodhan, on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when Shri Gurmel Singh, AIG (Law and Order) stated that information relating to their office had been supplied to the satisfaction of the appellant. He further stated that the information relating to points at Sr. No.1, 3, 4 and 5 related to Senior Superintendent of Police, Ludhiana (Rural). Accordingly, the PIO of the office of S.S.P. Ludhiana (Rural) was directed to supply the information relating to points at Sr. No. 1, 3, 4 and 5 before the next date of hearing

Contd.....p/2

failing which punitive action would be initiated against him. The case was adjourned for today.

2. Today, the representative of the respondents informs that complete information has been sent to the appellant by post on 24.10.2018. He further informs that the information was also handed over to the appellant on 25.10.2018.

3. The appellant is not present without any information nor any observations, on the provided information, have been received from him, which shows that he is satisfied with the provided information.

4. Accordingly, the case is **disposed of and closed**.

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Ramandeep Singh Ahluwalia,
Ward No.18, Street No.2, Kartar Nagar,
Amloh Road, Khanna-141401.

-----Appellant

Vs

Public Information Officer
o/o Station House Officer,
Police Station (City),-2,
Khanna, District Ludhiana.

First Appellate Authority,
O/o Deputy Inspector General of Police,
Ludhiana.

-----Respondents

Appeal Case No. 3012 of 2018

Present:- None on behalf of the appellant as well as the respondents.

ORDER

The case was last heard on 25.10.2018, when the respondents were directed to comply with the previous order and supply a certified copy of the complaint to the appellant and in case the same could not be supplied then Speaking Order be passed in this regard, before the next date of hearing. The case was adjourned for today.

2. Today, none is present on behalf of the appellant as well as the respondents. However, a letter dated 27.11.2018 has been received from the appellant through e-mail vide which he has furnished deficiencies in the provided information. Accordingly, it is directed that a copy of letter dated 27.11.2018 received from the appellant be sent to the respondent PIO for sending their reply to the appellant, with a copy to the Commission.

3. To come up on **08.01.2019 at 11.30 A.M. for further proceedings.**

Sd/-

Dated : 27.11.2018

**(S.S. Channy)
Chief Information Commissioner
Punjab**

Encl. Copy of letter dated 27.11.2018
From the appellant

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Shri Harshamsher Singh Chopra
s/o S. Harcharan Singh Chopra,
r/o H.No.186, New Sunder Nagar,
Ludhiana.

-----Appellant

Vs

Public Information Officer
o/o Commissioner of Police, Ludhiana.

First Appellate Authority
o/o Commissioner of Police, Ludhiana.

-----Respondents

Appeal Case No. 1126 of 2018

Present:- None on behalf of the appellant.

Shri Bhupinder Singh, Head Constable, on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when the representative of the respondents submitted a letter dated 24.10.2018 vide which it was informed that the matter was under investigation due to which information could not be supplied. Accordingly, the respondent-PIO was directed to take up the matter with the Assistant Commissioner of Police, Ludhiana (West) to expedite the investigation and supply the information to the appellant after its completion, before the next date of hearing. The case was adjourned for today.

2. Today, the representative of the respondents submits a letter dated 26.11.2018 from Shri Jatinder Singh, S.H.O., Police Station, Division No. 5, Ludhiana vide which it has been informed that a copy of Inquiry Report has been sent to the appellant by Speed Post.

3. The appellant is not present without any intimation nor any observations, on the provided information, have been received from him, which shows that he is satisfied with the provided information.

4. Accordingly, the case is **disposed of and closed**.

Sd/-

Dated : 27.11.2018

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Naresh Devgan Sharma,
Advocate, Chamber No.7022/2,
District Court Complex, Ludhiana.

----- Appellant

Vs.

Public Information Officer
o/o Director General of Police, Punjab,
Chandigarh.

First Appellate Authority,
O/o Director General of Police, Punjab,
Chandigarh.

-----Respondents.

Appeal Case No. 3069 of 2017

Present:- Shri Naresh Devgan Sharma, appellant, in person.

Shri Dev Raj, Inspector and Shri Bhupinder Singh, Head Constable, on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when the appellant informed that he had sent deficiencies vide letter dated 13.03.2018 but he has not received any information till date. He further informed that he visited the office of the respondents for inspection of record but he was not allowed to inspect the documents and no information was supplied to him in compliance to the previous order. Accordingly, a compensation of Rs.2000/- was awarded to the appellant. Besides, a Show-Cause Notice was issued to the PIO for imposition of penalty for the delay in the supply of information. An opportunity of personal hearing was also afforded to him on the next date of hearing before imposing penalty. The case was adjourned for today.

Contd.....p/2

2. Today, Shri Bhupinder Singh, Head Constable, informs that reply has been given to the appellant vide letter dated 13.11.2018. A perusal of the reply reveals that it is satisfactory. The appellant still expresses dis-satisfaction. Consequently, after hearing both the parties, the respondent is directed to allow inspection of relevant record to the appellant to identify the documents required by him and supply the identified documents, which do not relate to third party, to him on the spot. After allowing inspection of record to the appellant, the respondent hands over information running into 4 pages to the appellant.

3. Besides, a perusal of case file reveals that the RTI application in the instant case contains more than 500 words and a detailed and satisfactory reply has been given by the respondents which narrates the factual position of the case and the action taken by the respondents. A perusal of the same shows that there is no laxity on the part of the PIO. Therefore, Show-Cause Notice issued to the PIO is hereby dropped and compensation of Rs. 2000/- awarded to the appellant, is hereby withdrawn.

4. Accordingly, the case is **disposed of and closed**. However, the appellant will be at liberty to approach the Commission again, in case he is still not satisfied with the reply of the PIO and with the provided information.

Sd/-

Dated : 27.11.2018

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Amarjit Singh Dhamotia
r/o 60/35-P/376/1, St. No. 8,
Maha Singh Nagar, Daba Lohara Road, Ludhiana-141014.

-----Appellant

Vs.

Public Information Officer
o/o Deputy Commissioner, Ludhiana.

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

-----Respondents

Appeal Case No. 2582 of 2017 (Through Video Conference)

Present:- None on behalf of the appellant.

Dr. Ajit Pal, Tehsildar, Ludhiana(West), and Shri Varun Kumar, Patwari, on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when the appellant was not present.

The representative of the respondents informed that the information sought for by the appellant was ready and would be sent to him by 29.10.2018 positively. Accordingly, the appellant was directed to go through the information and revert back to the authorities, in case of any deficiency, before the next date of hearing. The case was adjourned for today.

2. Today, the appellant is not present without any intimation. Dr. Ajit Pal, Tehsildar, Ludhiana(West), appearing on behalf of the respondents, informs that the requisite information has been supplied to the appellant on 21.11.2018. Accordingly, the appellant is directed to send his observations, if any, on the provided information to the PIO, with a copy to the Commission.

3. To come up on **08.01.2019 at 11.30 A.M. through Video Conference Facility available in the office of Deputy Commissioner, Ludhiana.**

Sd/-

Dated : 27.11.2018

**(S.S. Channy)
Chief Information Commissioner
Punjab**

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Ms. Shivani Somra
c/o Shri Nand Kishore,
#716, Hargobind Nagar, Phagwara.

-----Complainant

Vs.

Public Information Officer
o/o Chief Secretary to Govt. of Punjab,
Chandigarh.

Public Information Officer,
O/o Additional Chief Secretary, Government of Punjab,
Department Home Affairs and Justice,
Punjab Civil Secretariat-1, Chandigarh.

-----Respondent

Complaint Case No. 372 of 2018

Present:- None on behalf of the complainant as well as the respondent.

ORDER

The case was last heard on 25.10.2018, when none was present on behalf of the complainant as well as the respondent. Accordingly, the PIO was directed to supply the requisite information to the complainant, before the next date of hearing. The case was adjourned for today.

2. Today again, none is present on behalf of the complainant as well as the respondent. However, a number of hand-written representations have been received from the complainant, which are not legible.

3. A letter No. 7/359/2018-G.C.(4)/813-814, dated 16.11.2018 has been received from Shri Davinder Singh, PIO of the office of General Administration Department(General Coordination Branch), Punjab Civil Secretariat, Chandigarh vide

Contd.....p/2

which it has been informed that RTI applications of the applicant had been transferred to Home Affairs and Justice Department under Section 6(3) of the RTI Act vide letter No. 7/359/2018-G.C.(4)/140, dated 23.08.2018 and letter No. 7/359/2018-G.C.(4)/209, dated 31.08.2018 for supplying requisite information to the complainant. Accordingly, the PIO of the office of Additional Chief Secretary, Government of Punjab, Department of Home Affairs and Justice is impleaded as a necessary party in this case and he is directed to supply requisite information to the complainant before the next date of hearing and submit a status report, in person, on the next date of hearing. He is also directed to explain reasons for today's absence and reasons for delay in the supply of information.

4. To come up on **08.01.2019 at 11.30 A.M. for further proceedings.**

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Harish Kumar
s/o Shri Madan Lal,
r/o Street No.0/1,
Gurpreet Nagar, Daba, Ludhiana-141014.

-----Appellant

Vs

Public Information Officer
o/o Tehsildar,
Gill Road, Ludhiana.

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

-----Respondents.

Appeal Case No. 940 of 2018

Present:- Shri Harish Kumar, appellant, in person.
Shri Sukhjinder Singh, Patwari, on behalf of the respondents.

ORDER

In this case during hearing on 16.07.2018, the respondent-PIO was directed to provide a copy of entire revenue record vide which deed was entered, mutations were sanctioned and review of mutation was considered alongwith a copy of new Jamandi to the appellant to enable him to contest his claim. The case was adjourned to 25.10.2018.

2. On 25.10.2018, the appellant informed that no information had been provided to him till date. None was present on behalf of the respondents during second consecutive hearing. Viewing the callous attitude of the PIO seriously, a Show Cause Notice was issued to the respondent-PIO to explain his conduct as to why penalty

Contd.....p/2

should not be imposed upon him and compensation should not be awarded to the appellant. An opportunity of personal hearing was also afforded to him on the next date of hearing before imposition of penalty and awarding of compensation, in the interest of natural justice. The case was adjourned for today.

3. A perusal of the case file reveals that a report obtained from Kanungo, Halqa Gill has been furnished to the appellant vide letter No. 795, dated 10.07.2018 by Tehsildar-cum-PIO, Ludhiana(South), vide which it has been informed that report of Mutations No. 8502-8503 pertaining to Jamabandi 2001-02 has been entered at No. 27. Therefore, the appellant is advised to seek the requisite information from Sadar Kanungo.

4. With these directions, the instant case is **disposed of and closed.**

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

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Shri Ashok Kapoor,
H.No.8-C, Kitchlu Nagar,
Ludhiana-141001.

-----Appellant

Vs.

Public Information Officer
o/o Tehsildar/Sub Registrar,
Ludhiana (W).

First Appellate Authority,
O/o Sub Divisional Magistrate,
Ludhiana (West).

-----Respondents

Appeal Case No. 2080 of 2017 (Through Video Conference)

Present:- Shri Ashok Kapoor, appellant, in person.

Dr. Ajit Pal, Tehsildar, Ludhiana(West) and Shri Harbhajan Lal, Junior Assistant, office of Tehsildar, Ludhiana(West), on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when the representative of the respondents informed that the appellant had inspected the concerned file. The appellant informed that on inspection, he had found that relevant documents were missing in the file made available to him for inspection. The respondent further informed that Tehsildar, Ludhiana (West) conducted an inquiry and inquiry report was sent to SDM, Ludhiana (West) vide his letter dated 14.11.2017 which was further forwarded to the Deputy Commissioner, Ludhiana vide his No.3205 dated 17.11.2017 and the case was pending with the Deputy Commissioner, Ludhiana for finalization. Regarding availability of necessary documents, Shri Pawan Kumar, the representative

Contd.....p/2

of the respondents informed that Shri Harbhajan Lal, Junior Assistant, had knowledge of the documents as he was maintaining the file before him. He requested that Shri Harbhajan Lal, Junior Assistant be called to give latest details about the documents. Accordingly, Shri Harbhajan Lal, Junior Assistant, was directed to bring original record for inspection by the appellant on the next date of hearing. The Deputy Commissioner, Ludhiana was directed to finalize the inquiry report and supply action taken report before the next date of hearing. The case was adjourned for today.

2. Today, Shri Harbhajan Lal, Junior Assistant, office of Tehsildar, Ludhiana(West), states that the said file is not in his custody. A perusal of the case file reveals that S.D.M. Ludhiana(West) has sent Inquiry Report to the Deputy Commissioner, Ludhiana for finalization. Accordingly, Deputy Commissioner, Ludhiana is directed to take necessary action on the Inquiry Report and furnish Action Taken Report to the appellant, with a copy to the Commission.

3. With these directions, the instant case is **disposed of and closed.**

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**

CC:

**Deputy Commissioner,
Ludhiana.**

REGISTERED

PUNJAB STATE INFORMATION COMMISSION

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Shri Naresh Devgan Sharma,
Advocate, Chamber No.7022/2, District Courts,
Ludhiana.

-----Appellant

Vs

Public Information Officer,
o/o Station House Officer,
Police Station Division No.5,
Ludhiana.

First Appellate Authority
o/o Commissioner of Police, Ludhiana.

-----Respondents

Appeal Case No. 2753 of 2018

Present:- Shri Naresh Devgan Sharma, appellant, in person.
Shri Bhupinder Singh, Head Constable, on behalf of the respondents.

ORDER

The case was last heard on 25.10.2018, when the appellant informed that deficiencies, in the provided information, were sent to the respondents through e-mail on 10.10.2018 but no reply had been received from them. Accordingly, the respondents were directed to download the mail sent by the appellant and send complete information to the appellant after removing the deficiencies furnished by him. The case was adjourned for today.

2. Today, the representative of the respondents informs that complete information/reply has been sent to the appellant on 22.11.2018. The appellant states that he has not received the information as yet. Consequently, the respondent is directed to hand over one more copy of the information to the appellant and the appellant is directed to send his observations, if any, to the PIO, with a copy to the Commission.

3. To come up on **08.01.2019 at 11.30 A.M. for further proceedings.**

Dated : 27.11.2018

**Sd/-
(S.S. Channy)
Chief Information Commissioner
Punjab**