



Sh. Sunil Kumar Joshi,  
R/o 404, GHS 43, Sector 20,  
Panchkula-134116.

Appellant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police,  
Mohali.

First Appellate Authority,  
O/o Senior Superintendent of Police,  
Mohali.

Respondents

**Appeal Case No.530/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.11.2018	Nil	24.12.2018	Nil	11.02.2019

**Present:** Sh. Sunil Kumar Joshi, Appellant in person.  
ASI Ravinder Singh, O/o SSP Mohali - for Respondents.

**Order**

The following order was passed on 30.04.2019:-

*“The appellant has sought to know as to whether a criminal case stands registered against Sh. Sanjay Garg, Director, Hanumant Builders & Land Developers of Mohali. The respondents have filed a reply wherein they have taken a defense under Section 7(9) of the RTI Act. It is further contended by them that no definite clue has been given by the appellant to enable them to find the information and further transmit it to the appellant. The appellant alleges that aforementioned person is a Proclaimed Offender. The Commission understands that a separate record of Proclaimed Offenders is available with the Police Authorities. They are advised to look for it from the record thus managed and arranged to intimate him accordingly”.*

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**Appeal Case No.530/2019**

*The case has again been taken up today. In spite of express directions of the Commission, the respondents have chosen to observe a studied silence. Final opportunity is afforded to the PIO O/o Senior Superintendent of Police, SAS Nagar (Mohali) to arrange to provide the information as per the order made above under intimation to the Commission, failing which penal consequences shall follow”.*

Shri Ravinder Singh, ASI appearing on behalf of the respondents submits that in compliance with the directions passed above, the appellant has been provided with the information. A copy of the same with the acknowledgement of the appellant has also been submitted in the Court. No more intervention of the Commission is called for.

**Disposed.**

**28.05.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



Sh. Ashwani Kumar Bansal,  
S/o Sh. Kesho Ram,  
R/o Ward No. 13, Kurali,  
Tehsil- Kharar, Distt. Mohali.

Complainant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police,  
S.A.S Nagar.

Respondent

**Complaint Case No.134/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
31.08.2018	Nil	Nil	Nil	07.01.2019

**Present:** Sh.Ashwani Kumar, Complainant is absent  
Sh.Amrik Singh, ASI, Police Station, Kurali.  
Sh. Ravinder Singh, ASI, O/o SSP Office, Mohali – for Respondent.

**Order**

The following order was passed on 30.04.2019:-

*“On the last date of hearing, the respondent intimated that the complainant had been provided with the information vide their communication dated 20.10.2018. The complainant has denied it. A copy of the memo figuring on the case file suggests that it is a forwarding letter with which no attachment has been sent.*

*Sh. Maninder Singh, who is present on behalf of the Respondent, has produced a copy of the purported attachment which has been handed over to the complainant in the court itself. The information, according to him, is deficient as it does not reveal the order vide which the proceedings/action in respect of FIR No.38 dated 14.04.1977 have been stayed. The respondents are advised to provide a copy of the stay order to the complainant before the next date of hearing”.*



The respondents reiterate that in spite of their best efforts, no such order staying the proceedings in the FIR have been traced. They have shown to the Commission a copy of the FIR register which finds mention of the stay of proceedings without any specific reference. The Commission understands that the Complainant himself is the accused and he should have been aware of the progress of criminal proceedings pending against him in the judicial court. If not, he should seek information in this regard from the relevant court. No adverse inference shall be justifiable to be drawn on the part of respondents with reference to the record which is more than 35 years old.

**The complaint is disposed.**

**28.05.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



Er. Arun Garg S/o Sh. Sham Lal  
R/o House No. 40-41, Central Town,  
Village-Lalton Kalan, Distt.- Ludhiana.

Appellant

Versus

Public Information Officer,  
O/o Senior Superintendent of Police,  
Mohali.

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

Respondents

**Appeal Case No.1187/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
08.12.2018	Nil	01.02.2019	Nil	28.03.2019

""""kkjjjhhh

**Present:** **Shri Arun Garg, Appellant is absent.**  
**Sh. Ravinder Singh, ASI on behalf of respondents.**

The appellant has sought exemption from appearance in the court on account of his ill health which is granted.

The respondents say that the complaint is pending before Deputy Superintendent of Police, Kharar. In this situation, no information can be provided. The perusal of the record does not suggest the contents of complaint. The reply is also vague. The respondents should candidly inform him the status of his case. In case they intend to withhold the information, they should specify the reasons and the provisions under which they intend to withhold the information.

To come up on **16.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
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Email:psic22@punjabmail.gov.in



Sh. Kuldip Kumar Kaura,  
R/o #5-C, Phase-1, Urban Estate,  
Focal Point, Ludhiana.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Sidhwan Bet, Ludhiana.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Ludhiana.

Respondents

**Appeal Case No.1208/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
20.12.2018	Nil	23.01.2019	Nil	28.03.2019

**Present:** **Shri Kuldip Kumar Kaura, Appellant is absent.**  
**Smt. Amandeep Kaur, Steno, O/o BDPO Sidhwan Bet- for respondents.**

**ORDER:**

The appellant has sought a copy of the audit report conducted by Local Fund Examiner of the funds of Gram Panchayat, Village Sidhwan Bet and the follow up action taken by the Department. It deals with the liability on the Sarpanch to make good the loss of funds.

The respondents submit that the information has been supplied to him, whereas, the appellant submits that information is deficient and points No.3, 5, 7, 9, 11 & 112 have not been addressed by the respondents. The respondents are directed to look into the same and submit point-wise reply to the Commission besides providing residual information to the appellant.

The matter shall be heard **through Video Conferencing facility of PAWAN in Deputy Commissioner Office, on 24.07.2019 at 11.30 AM at Ludhiana.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**



Sh. Gurmej Singh,  
S/o Sh. Atma Singh,  
R/o Pir Mohammad,  
Tehsil-Zira, Distt. Ferozepur.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Makhu, Ferozepur.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Ferozepur.

Respondents

**Appeal Case No.1211/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
24.12.2018	Nil	28.01.2019	Nil	07.03.2019

**Present:** Shri Gurmej Singh, Appellant is present.  
None is present on behalf of the respondents.

**ORDER:**

The appellant, vide his original application dated 24.12.2018, has sought to know the information about the details of nominations made for the election of Sarpanch and Panches of Gram Panchayat of Village Peer Mohammad, Block Makhu, District Ferozepur and the documents relating to the acceptance or rejection of their nomination papers. Having failed to find response even after filing first appeal with the DDPO, the appellant has been constrained to file 2<sup>nd</sup> appeal with the Commission.

The Commission has received a memo from BDPO Makhu to the address of SDM Zira to respond to the Commission's notice. The Commission is not inclined to approve the conduct of the BDPO who, apparently, has violated the provisions of RTI Act. The DDPO surprisingly has also failed to discharge his duty as First Appellate Authority which the Commission decries vehemently. In case the information is not available with him, the BDPO should have transferred the application to the concerned authority under Section 6(3) of RTI Act. Having failed to do so, he has made himself liable for penal action under Section 20(3) of the RTI Act.



**Appeal Case No.1211/2019**

The BDPO Makhu, District Ferozepur is issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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.

To come up on **23.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**



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Sh. Gurmeet Singh,  
S/o Sh. Surmukh Singh,  
District Anti Corruption Front 2072,  
Bhai Mastan Singh Nagar,  
Sri Muktsar Sahib.

Appellant

Versus

Public Information Officer,  
O/o Assistant Excise & Taxation Commissioner,  
Excise and Taxation Department,  
Sri Muktsar Sahib.

First Appellate Authority,  
O/o Deputy Excise and Taxation Commissioner,  
Ferozepur.

Respondents

**Appeal Case No.1212/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.10.2018	20.11.2018	18.12.2018	Nil	26.03.2019

**Present:** Sh.Gurmeet Singh, appellant is present.  
None is present on behalf of respondents.

**ORDER:**

The appellant is seeking to know the details of gate passes issued by one Shri Manjinder Singh, Sales Tax Inspector from 01.04.2017 to 20.10.2017 for movement of liquor in Distt. Sri Muktsar Sahib. He has also desired to know the details of the complaints made by the contractors and his employees against Shri Manjinder Singh, Sales Tax Inspector.

The respondent Shri Rajan Mehta, AETC-cum-PIO has requested to be excused from presence on account of his illness. The First Appellate Authority has sought exemption from compliance under Section 8(1)(d) and 8(1)(j) of the RTI Act. The appellant refutes this contention of the respondents for invalidly invoking Section 8 of RTI Act as the information sought relates to public activities of the official and has nothing do with the personal information. The respondents are directed to respond to the aforesaid submissions of appellant in writing before next date of hearing.

The matter is deferred to be heard on **16.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

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S. Jasbir Singh,  
Village-Bholapur, Jhabewal,  
P/o Ramgarh, Distt. Ludhiana.

Appellant

Versus

Public Information Officer,  
O/o Sub District Magistrate,  
Kharar, Distt. Mohali.

First Appellate Authority,  
O/o Sub District Magistrate,  
Kharar, Distt. Mohali.

Respondents

**Appeal Case No.1215/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
19.12.2018	Nil	21.01.2019	Nil	01.04.2019

**Present:** **Sh.Jasbir Singh, Appellant in person.**  
**Sh.Santokh Singh, Clerk, O/o SDM Kharar –for respondents.**

**ORDER:**

The appellant is seeking the information with regard to voluntary disclosure which is desirable to be made by the public authorities under Section 4 of the RTI Act. The Commission observes with deep regret that despite a lapse of about 14 years, some public offices have not yet initiated the basic steps to enlighten the people of the obligatory information as enshrined in Section 4 of the Act. The reply submitted by the respondents that no such information is being maintained puts them in bad light.

The primary objective of the Act of transparency and accountability gets defeated when the authorities show apathy and indifference to important dictates towards voluntary disclosures. The Commission once again directs all the public authorities to ensure that their websites carry the details of latest information so as to ensure that the people at large are conversant with their activities and important decisions taken by them, failing which the Commission shall be constrained to form an opinion that the public authorities are intentionally and deliberately obstructing the flow of information and shall be proceeded against accordingly.

**Disposed.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

**CC:** **The Principal Secretary to Govt. of Punjab, Department of General Administration & Coordination for circulation of the same to all the Administrative Heads in the State.**

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Sh. Raj Kumar,  
S/o Sh. Dhuni Chand,  
R/o Village-Salem Shah,  
District-Fazilka.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Fazilka.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Fazilka.

Respondents

**Appeal Case No.1157/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
26.06.2018	Nil	19.11.2018	Nil	22.03.2019

**Present:** Shri Raj Kumar, Appellant in person.  
None is present on behalf of the respondents.

**ORDER:**

The respondents are absent. Commission takes serious note of the same. The respondents are directed to provide the information sought for immediately under intimation to the Commission and explain their conduct for having failed to respond to the notice of the Commission.

The matter shall be heard **through Video Conferencing facility of PAWAN in Deputy Commissioner Office, on 07.08.2019 at 11.30 AM at Fazilka.**

**28.05.2019**

**Sd/-  
(Yashvir Mahajan)  
State Information Commissioner**

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Sh. Ranjit Singh,  
R/o House No.-63, Phase 3B-1,  
SAS Nagar.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Block-Nadala, Kapurthala.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Kapurthala.

Respondents

**Appeal Case No.1178/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
16.12.2018	07.01.2019	27.01.2019	Nil	26.03.2019

**Present:** Shri Ranjit Singh, Appellant is present.

None is present on behalf of the respondents.

**ORDER:**

None is present on behalf of the respondents. They are desired to submit reply to the application and explain their indifference.

The matter shall be heard on **23.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

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Sh. Ranjit Singh,  
R/o House No.-63, Phase 3B-1,  
SAS Nagar.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Block-Nadala, Kapurthala.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Kapurthala.

Respondents

**Appeal Case No.1179/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
17.12.2018	07.01.2019	04.02.2019	Nil	28.03.2019

**Present:** Shri Ranjit Singh, Appellant is present.

None is present on behalf of the respondents.

**ORDER:**

None is present on behalf of the respondents. They are desired to submit reply to the application and explain their indifference.

The matter shall be heard on **23.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

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Sh. Ranjit Singh,  
R/o House No.-63, Phase 3B-1,  
SAS Nagar.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Block-Nadala, Kapurthala.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Kapurthala.

Respondents

**Appeal Case No.1206/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
07.10.2018	01.01.2019	09.11.2019	Nil	29.03.2019

**Present:** Shri Ranjit Singh, Appellant is present.

None is present on behalf of the respondents.

**ORDER:**

None is present on behalf of the respondents. They are desired to submit reply to the application and explain their indifference.

The matter shall be heard on **23.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

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Sh. Ranjit Singh,  
R/o House No.-63, Phase 3B-1,  
SAS Nagar.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Block-Nadala, Kapurthala.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Kapurthala.

Respondents

**Appeal Case No.1207/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
06.10.2018	01.01.2019	09.11.2019	Nil	29.03.2019

**Present:** Shri Ranjit Singh, Appellant is present.

None is present on behalf of the respondents.

**ORDER:**

None is present on behalf of the respondents. They are desired to submit reply to the application and explain their indifference.

The matter shall be heard on **23.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**

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Prof. Kirtypal Singh,  
R/o 29, VPO-Rajpur Bhaian,  
District-Hoshiarpur.

Appellant

Versus

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Block II, Hoshiarpur.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Hoshiarpur.

Respondents

**Appeal Case No.1180/2019**

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
15.12.2018	Nil	18.01.2019	Nil	23.03.2019

**Present:** The Appellant Sh.Kirtypal Singh is absent.

None is present on behalf of respondents.

**ORDER:**

None is present.

The matter shall be heard on **16.07.2019 at 11.30 AM.**

**28.05.2019**

**Sd/-**  
**(Yashvir Mahajan)**  
**State Information Commissioner**