

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
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Visit us: - www.infocommpunjab.com



Sh Satish Kumar,
Ward NO-10, Near Nehru Park,
Jaito, Distt Faridkot.

... Appellant

Versus

Public Information Officer,
O/o EO, NC,
Jaito, Distt Faridkot.

First Appellate Authority,
O/o ADC, Urban Development,
Faridkot.

...Respondent

Appeal Case No. 169 of 2022

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through an RTI application dated 08.09.2021 has sought information regarding details of expenses incurred on sewerage and other work from May,2021 – agenda placed in the meeting held on 31.08.2021 – approval for installation of AC in the room of clerk Ajay Singh Brar and action taken thereon as enumerated in the RTI application concerning the office of EO-NC, Faridkot. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 08.10.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot. Both the parties are absent.

The case is adjourned. To come up for further hearing on **04.10.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Faridkot.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Jasbir Singh,
Guru Nanak Nagar,
Village Bolapur Jhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o SDM, Guruharsahai,
Distt Ferozepur.

First Appellate Authority,
O/o SDM, Guruharsahai,
Ferozepur.

...Respondent

Appeal Case No. 377 of 2022

PRESENT: None for the Appellant
Sh.Jagsir Singh, Clerk for the Respondent

ORDER:

The appellant through an RTI application dated 18.10.2021 has sought information regarding details of vehicles reassignment cases from the year 2021 – copy of NOC and inspector report attached with the application – details of vehicles issued reassigned number through auction as enumerated in the RTI application concerning the office of EO-NC, Faridkot. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 18.11.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ludhiana/Ferozepur. As per the respondent, the information being 3rd party, thus cannot be provided.

The appellant is absent nor represented.

Having gone through the RTI application, the PIO is directed to provide information to the appellant by applying section 10 i.e severing the undisclosable/personal information. The information be provided within 10 days of the receipt of the order with a copy to the Commission.

The case is adjourned. To come up for further hearing on **15.11.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ferozepur. The appellant to appear through VC at DAC Ludhiana.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



ShGurmej Lal,
1331-5, Street NO-5, Vishavkarma Bhawan,
Down Canal Road, Shimlapuri,
Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o EO, NC,
Faridkot.

First Appellate Authority,
O/o EO, NC,
Faridkot.

...Respondent

Appeal Case No. 465 of 2022

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through an RTI application dated 11.09.2021 has sought details of work relating to streets, roads etc laid down from 01.01.2019 alongwith name of contractor and bills – name and designation of JE.SDO-Xen under whose inspection the work was done as enumerated in the RTI application concerning the office of EO-NC, Faridkot. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 21.10.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Faridkot. Both the parties are absent.

The sought information be provided within 10 days.

The case is adjourned. To come up for further hearing on **24.08.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Faridkot. The appellant to appear through VC at DAC Ludhiana.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

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ShJasbir Singh,
Guru Nanak Nagar,
Village BolapurJhabewal,
P.O Ramgarh, Distt Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Food Safety Officer,
O/o Civil Surgeon, Hoshiarpur.

First Appellate Authority,
O/o Civil Surgeon,
Hoshiarpur.

...Respondent

Appeal Case No. 5377 of 2021

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through an RTI application dated 31.08.2021 has sought information regarding the account from which the payment relating to the purchase of samples is being carried out – funds received from the Govt for the said purpose during last ten years – audit reports for last ten years relating to the receipt of funds. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 01.10.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Hoshiarpur. Both the parties are absent.

The case is adjourned. To come up for further hearing on **14.11.2022 at 11.00 AM** through video conference facility available in the office of Deputy commissioner Hoshiarpur. The appellant is to appear through VC at DAC Ludhiana.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



ShJarnail Singh, S/o ShBalvir Singh,
Village Khanpur, P.O Patel Nagar,
Distt Ferozepur.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Ferozepur.

First Appellate Authority,
O/o IGP,
Ferozepur Range,
Ferozepur.

...Respondent

Appeal Case No. 5538 of 2021

PRESENT: Sh.Jarnail Singh as the Appellant
Sh.Sukhdev Singh, ASI for the Respondent

ORDER:

The appellant through an RTI application dated 27.11.2021 has sought a copy of the Rojnamcha dated 17.11.2021 of Thana Ferozepur Cantt – CCTV recording of Thana Zira City from 3 PM to 6 PM of dated 17.11.2021 – Copy of logbook of Govt vehicle – allow inspection of record as enumerated in the RTI application concerning the office of SSP Ferozepur. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 29.11.2021 which took no decision on the appeal. The appellant had filed an appeal under Life & Liberty, however, as per order of the Chief Information Commissioner dated 15.12.2021, the case is being considered under General Category.

The case has come up for hearing today through video conferencing at DAC Amritsar. The Commission received a reply from the PIO on 27.06.2022 which has been taken on record.

In the reply, it has been mentioned that they received the RTI application on 04.12.2021, but since the information hadn't been received from the concerned police station, a reply was sent to the appellant vide letter dated 16.12.2021.

Thereafter, the appellant filed first appeal with the First Appellate Authority-cum-DIG Ferozepur Range which they received on 07.12.2021 and a report was called from Chief Officer, Police Station Cantt. Ferozepur which, was received on 25.12.2021. As per the details received from the concerned police station the case relates to FIR No.122 dated 17.11.2021 and since the investigation is pending, the information cannot be provided under section 8(1)(h) of the RTI Act. and the reply has been sent to the appellant vide letter dated 21.12.2021.

Currently, the information on points 1 & 3 has been provided to the appellant vide letter dated 23.06.2022. Regarding point-2, as per the report of Nodal Officer-SP(HQ) dated 22.06.2022, the CCTV recording from 22.04.2022 to 21.06.2022 is available but the CCTV footage prior to 22.04.2022 has been overwritten.

Decision

Since points 1 & 3 have been addressed, the question before this bench is regarding point two, which is, the CCTV images. This bench is of the view that the CCTV footage was easily available when the RTI application was filed, but the police denied by claiming that the case was still under investigation. It may be mentioned that the CCTV footage is of a police station and not a part of any investigation so its denial without any reasons attributed to the denial is unjustified.

The above situation has led to a point where the process of technology has eradicated and overwritten the CCTV footage by the time the appellant reached the commission for the second appeal. This has clearly disadvantaged the appellant as an information seeker for no fault of his a) due to the time lapse b) due to random denial of the sought information when it was available. It is pertinent to mention here that the Hon'ble Supreme Court of India has given a clear direction that CCTV footage at police stations must be maintained for six months for the purpose of checking if and when any human rights violation occurs in a police station.

Given the facts above, the Commission is of the view that since the complainant could get the information when he had filed the RTI application, wrongful denial of it led to its deletion from the system, which even if this bench were to order to be provided, it cannot be. The only way to correct this injustice is to offer a compensation to the appellant as per the provisions of Section 19(8)(b) of the RTI Act.

Hence the PIO- SSP-Ferozepur is directed to pay an amount of **Rs.10000/-** via demand draft through Govt. Treasury as compensation to the appellant for the loss and detriment suffered by him.

The PIO is directed to duly inform the commission of the compliance of the order and submit proof of having compensated the appellant.

The case is adjourned. To come up for compliance on **06.09.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner Ferozepur.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



ShJarnail Singh, S/o ShBalvir Singh,
Village Khanpur, P.O Patel Nagar,
Distt Ferozepur.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Ferozepur.

First Appellate Authority,
O/o IGP,
Ferozepur Range,
Ferozepur.

...Respondent

Appeal Case No. 5667 of 2021

PRESENT: Sh.Jarnail Singh as for the Appellant
Sh.Sukhdev Singh, ASI for the Respondent

ORDER:

The appellant through an RTI application dated 10.12.2021 has sought a copy of the police rojnamcha dated 09.12.2021 of Thana Ferozepur Cantt – CCTV recording of Thana Zira City from 9 AM to 11 AM of dated 09.12.2021 – a copy of logbook of the Govt vehicle – inspection of records. The appellant was not provided with the information, after which the appellant filed a first appeal before the First Appellate Authority on 13.12.2021 which took no decision on the appeal. The appellant had filed an appeal under Life & Liberty, however as the per order of the Chief Information Commissioner dated 21.12.2021, the case is being considered under General Category.

The case has come up for hearing today through video conferencing at DAC Amritsar. The Commission has received a reply from the PIO on 27.06.2022 which has been taken on record. In the reply, it has been mentioned that they received the RTI application on 14.12.2021 but since the information was not received from the concerned police station, the reply was sent to the appellant vide letter dated 16.12.2021. Thereafter, the appellant filed the first appeal with the First Appellate Authority-cum-DIGP Ferozepur Range which they received on 20.12.2021 and a report was called from Chief Officer, Police Station Cantt .Ferozepur which was received on 25.12.2021. It was mentioned in the report of the concerned police station that the case relates to FIR No.122 dated 17.11.2021 and since the investigation is pending, the information cannot be provided under section 8(1)(h) of the RTI Act. and that the reply has been sent to the appellant vide letter dated 25.12.2021. Now the information on point-1 & 3 has been provided to the appellant vide letter dated 23.06.2022. Regarding point-2, as per the report of Nodal Officer-SP(HQ) dated 22.06.2022, the CCTV recording from 22.04.2022 to 21.06.2022 is available but the CCTV footage prior to 22.04.2022 has been overwritten.

The Commission observes that the CCTV footage was easily available when the RTI application was filed, but the police did not care to preserve the same. However, when the appellant came to the Commission in 2nd appeal, the process of technology eradicated and overwrote the CCTV footage, which disadvantaged the appellant. Further the Commission finds that the appellant has been denied the CCTV footage, which as per an order of the Supreme Court, has to be maintained for six months for the purpose of containing and generating evidence if any human rights violation take place in a police station.

Appeal Case No. 5667 of 2021

Having gone through the record, the Commission observes that the First Appellate Authority has not taken decision as per the RTI Act. I am writing this to the First Appellate Authority-DIG of Police, Ferozepur Range, Ferozepur to look at this urgently and matter be resolved to uphold the true spirits of the RTI Act.

The case is adjourned. To come up for further hearing on **06.09.2022 at 11.00 AM** through video conference facility available in the office of Deputy commissioner Ferozepur.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Balram S/o Sh Ram Narain,
R/o Village Dharampura,
Tehsil Abohar, Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o Director,
Health & Family Welfare,
Sector-34, Chandigarh.

First Appellate Authority,
O/o Secretary,
Health & Family Welfare,
Sector-34, Chandigarh.

...Respondent

Appeal Case No. 340 of 2022

PRESENT: Sh.Balram as the Appellant

Dr.Harkirat Singh O/o Civil Surgeon Fazilka for the Respondent

ORDER:

The appellant through an RTI application dated 20.09.2021 has sought information on 06 points regarding copy of application dated 08.06.2021 filed for reinvestigation of the enquiry on the complaint filed against Dr.Aman Nagpal of Civil Hospital Abohar –copy of letter vide which the enquiry was marked to the enquiry officer – notice issued to both parties by enquiry officer – statement of both parties- statement of witnesses of Dr.Aman Nagpal – copyof enquiry report as enumerated in the RTI application concerning the office of Director Health and Family Welfare, Pb Chandigarh. The appellant was not satisfied with the reply of the PIO dated 30.09.2021 (vide which the PIO provided information relating to point 1 & 2 and transferred the RTI application to Civil Surgeon Fazilka for information relating to point 3 to 6) after which the appellant filed a first appeal before the First Appellate Authority on 26.10.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC FAzilka. As per the appellant, the PIO has not supplied the complete information.

The respondent present pleaded that the information on point-1 & 2 has been provided by the office of Director Health & Family Welfare, Pb Chandigarh. Regarding points 3 to 6, the RTI application was transferred to them by the office of DHS . The respondent further informed that since Dr.Sudhir Pathak who was to provide the information has retired last year no enquiry was conducted since no SMO was posted. Now a Committee has been constituted and the enquiry is pending.

Hearing both the parties, the PIO-Civil Surgeon Fazilka is directed to provide information relating to points 3 to 6 and if the information is not available, to give in writing on an affidavit.

The case is adjourned. To come up for further hearing on **13.09.2022 at 11.00 AM** through video conference facility available in the office of Deputy commissioner Fazilka.

Chandigarh
Dated: 28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to PIO-Civil Surgeon, Fazilka.



Sh. Karnail Singh, S/o ShChhanga Singh,
New Azad Nagar,
Ferozpur City.

... Complainant

Versus

Public Information Officer,
O/o Naib Tehsildar, Mamdot,
Distt Ferozpur.

...Respondent

Complaint Case No. 113 of 2021

PRESENT: None for the Complainant
None for the Respondent

ORDER: This order should be read in continuation to the previous order.

The complainant through the RTI application dated 02.12.2020 has sought information regarding action taken on the application dated 26.02.2020(Diary No.421 dt.27.02.2020) relating to providing false documents – present status of the application and other information as enumerated in the RTI application from the office of SDM Mamdot which transferred the same to Naib Tehsildar, MamdotDistt.Ferozpur on 09.12.2020 under section 6(3) of the RTI Act. on 09.12.2020. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 15.01.2021.

On the date of first hearing on 28.06.2021, the appellant informed that he had filed an RTI application with the office of SDM (Civil) Ferozpur which transferred the same to Naib Tehsildar, Mamdot on 09.12.2020 but the Naib Tehsildar has not provided any information.

The respondent was absent without any legitimate reasons for the absence. Since there has been an enormous delay of more than six months in attending to the RTI application and the Naib Tehsildar had not responded to the RTI application transferred by SDM Ferozpur on 09.12.2020, the PIO was issued a **show-cause notice under Section 20 of the RTI Act 2005 and directed to file reply on an affidavit.** The PIO-Naib Tehsildar, Mamdot was again directed to provide whatever information exists in the record and action taken on the complaint of the appellant.

On the date of hearing on **25.08.2021**, as per the appellant, the information was not supplied by the PIO. The respondent was absent on 2nd consecutive hearing nor had filed a reply to the show cause notice as well as not provided the information. The PIO was given one last opportunity to appear before the Commission on the next date of hearing and file a reply to the **show-cause notice** otherwise it will be presumed that the PIO has nothing to say in the matter and the decision will be taken ex-party.

On the date of the hearing on **27.10.2021**, the appellant claimed that the PIO has not supplied the information. The respondent was absent on 3rd consecutive hearing nor had sent any reply to the show-cause notice.

Since the responsibility to ensure the timely transmission of correct information to the appellant lies on the PIO, the PIO-Naib Tehsildar Mamdot was held guilty for not providing the information on time as prescribed under section 7, and repeatedly defying the orders of the Commission. Further, since the appellant had to suffer undue inconvenience to get the information, the PIO-Naib Tehsildar Mamdot was directed to pay an **amount of Rs.5000/-** via demand draft as compensation to the appellant and submit proof of having compensated the appellant.

The decision on show cause was to be taken on the next date of hearing.

Complaint Case No. 113 of 2021

On the date of I hearing on **01.12.2021**, the appelland claimed that the PIO has not supplied the information nor had paid any compensation as per the order of the Commission.

That Smt.Jaswinder Kaur, Naib Tehsildar Mamdot appeared and informed that she had just joined as Naib Tehsildar on 29.11.2021 and the delay had occurred on the part of the earlier PIO. The PIO was directed to comply with the earlier order of the Commission which still stands and provide information and pay the compensation amount to the appelland by way of a demand draft. The PIO was also directed to send details of **all the PIOs deputed** at Mamdot (Name of PIO/Date of posting/date of relieving charge/present posting) from the date of filing of RTI application till date.

On the date of last **hearing on 04.04.2022**, the appelland informed that the PIO has neither supplied the information nor has paid compensation as per order of the Commission.

The PIO also did not file reply to the show cause notice. Smt.Jaswinder Kaur, Naib Tehsildar Mamdot informed that Sh.Neeraj Kumar was the PIO when the RTI application was filed and at the time of issue of show cause notice till 19.07.2021 (show cause was issued on 28.06.2021) and Sh.Neeraj Kumar has now been transferred and posted at Dhar Kalan, District Pathankot.

Since the responsibility to ensure the timely transmission of correct information to the appelland lies on the PIO, and as per information, Sh.Neeraj Kumar was the PIO when the RTI application was filed and at the time of issue of show cause notice, Sh.Neeraj Kumar-PIO-Naib Tehsildar, Mamdot (now transferred and posted as Naib Tehsildar Dhar Kalan, Distt. Pathankot) was held guilty for not providing the information on time as prescribed under section 7, and repeatedly defying the orders of the Commission.

Further Sh.Neeraj Kumar, PIO-Naib Tehsildar Mamdot also failed to provide information in complaint case No.114 of 2021 as well as not filed reply to the show cause notice even providing sufficient opportunity to file reply to the show cause notice, which implied that that the PIO has nothing to say on the matter.

Hence, a penalty of **Rs.25,000/-** was imposed on the Sh.Neeraj Kumar, PIO-cum-Naib Tehsildar Mamdot (Now transferred and posted as Naib Tehsildar Dhar Kalan, Distt.Pathankot) in both complaint cases(CC-113 & CC-114 of 2021) with the direction to deposit the same in Govt. Treasury and submit a copy of the challan as evidence of depositing the penalty in the Govt Treasury.

The present PIO-cum-Naib Tehsildar Mamdot was also given one last opportunity to comply the earlier order of the Commission and provide compensation amount to the complainant by way of a demand draft otherwise the Commission will be constrained to mark the case to the higher authority for disciplinary action against the PIO under section 20(2) of the RTI Act 2005.

Hearing dated 28.06.2022:

The case has come up for hearing today through video conferencing at DAC Ferozepur. Both the parties are absent. Reply to the show-cause has been sent after the pronouncement of the order. The opportunity to reply to the show-cause was not availed in spite of repeated opportunities. Plea rejected.

Earlier order stands. The case to come up for compliance.

To come up for further hearing on **20.09.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ferozepur.

Chandigarh
Dated :28.06.2022
CC to :Sh.Neeraj Kumar, Naib Tehsildar,
Dhar Kalan, District Pathankot.

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh. Karnail Singh, S/o ShChhanga Singh,
New Azad Nagar,
Ferozpur City.

... Complainant

Versus

Public Information Officer,
O/o Naib Tehsildar, Mamdot,
Distt. Ferozpur.

...Respondent

Complaint Case No. 114 of 2021

PRESENT: None for the Complainant
None for the Respondent

ORDER:

The complainant through RTI application dated 26.11.2020 has sought information regarding the name of officers present during the demarcation of the land of village Lakha Singh Wala bearing khewat No.393 by revenue department on 07.08.2020 relating to unauthorized mining – a copy of rule under which patwari signed the demarcation report and submitted to Mining Officer Ferozpur – a copy of demarcation report of village Lakha Singh Wala from 01.01.2020 to 01.11.2020 along with maps – a copy of movement register - name & address of the owners of land present during demarcation and other information as enumerated in the RTI application from the office of Tehsildar Ferozpur which transferred the same to Naib Tehsildar Mamdot, Distt. Ferozpur u/s 6(3) of the RTI Act. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 15.01.2021.

On the date of first hearing on 28.06.2021, the complainant claimed that the PIO had not provided the information.

The respondent was absent without any legitimate reasons for the absence. Since there has been an enormous delay of more than seven months in attending to the RTI application and the Tehsildar had not responded to the RTI application, the PIO was issued a **show-cause notice under Section 20 of the RTI Act 2005 and directed to file a reply on an affidavit.** The PIO-Naib Tehsildar, Mamdot was again directed to provide whatever information is available on record.

On the date of hearing on **25.08.2021**, as per the appellant, the information was not provided by the PIO. The respondent was absent on 2nd consecutive hearing nor had filed a reply to the show-cause notice as well as not provided the information.

Since the PIO-Naib Tehsildar Mamdot, District Ferozpur was flouting the spirit of the RTI Act continuously and not appearing before the commission despite various orders, to secure anerring PIO's presence before the commission, bailable warrants of the PI-Naib Tahsildar, Mamdot were issued Under Section 18(3) of the RTI Act through Senior Superintendent of Police, Ferozpur for his presence before the Commission on 27.10.2021.

On the date of the hearing on **27.10.2021**, the appellant informed that he had filed an RTI application on 26.11.2020 with the office of Tehsildar Ferozpur who transferred the same to Naib Tehsildar Mamdot. The Naib Tehsildar Mamdot further marked the same to Kanoongo on 03.12.2020. The Kanoongo called the appellant on 22.12.2020 and informed that the RTI had been lost and asked for a fresh copy of the RTI application which was again handed over to the Kanoongo Sh.Santokh Singh. However, no information has yet been provided by the PIO.

The respondent was again absent nor had sent any reply to the show cause notice as well as not provided the information.

Complaint Case No. 114 of 2021

Since the responsibility to ensure the timely transmission of correct information to the appellant lies on the PIO, the PIO-Naib Tehsildar Mamdot was held guilty for not providing the information on time as prescribed under section 7, and repeatedly defying the orders of the Commission to provide the information. Further, since the appellant had to suffer undue inconvenience to get the information, the PIO-Naib Tehsildar Mamdot was directed to pay an amount of **Rs.10,000/-** via demand draft through Govt. Treasury as compensation to the appellant and submit proof of having compensated the appellant. The decision on show cause was to be taken on the next date of hearing.

On the date of hearing on **01.12.2021**, the appellant claimed that the PIO has not supplied the information nor had paid any compensation as per the order of the Commission.

The respondent present pleaded that she had just joined as Naib Tehsildar Mamdot on 29.11.2021 and the delay had occurred on the part of the earlier PIO. The PIO was directed to comply with the earlier order of the Commission which still stands and provide information and pay the compensation amount to the appellant by way of a demand draft. The PIO was also directed to send details of all PIOs deputed at Mamdot (Name of PIO/Date of posting/date of relieving charge/present posting) from the date of filing of RTI application to date.

On the date of the last hearing on 04.04.2022, the complainant informed that the PIO has neither supplied the information nor has paid the compensation amount as per order of the Commission.

The PIO also did not file reply to the show cause notice. Smt.Jaswinder Kaur, Naib Tehsildar Mamdot informed that Sh.Neeraj Kumar was the PIO when the RTI application was filed and at the time of issue of show cause notice till 19.07.2021 (show cause was issued on 28.06.2021) and Sh.Neeraj Kumar has now been transferred and posted at Dhar Kalan, District Pathankot.

Since Sh.Neeraj Kumar, PIO-Naib Tehsildar Mamdot also failed to provide information in complaint case No.113 of 2021 as well as not filed reply to the show cause notice even after being provided sufficient opportunity, Sh.Neeraj Kumar, PIO-cum-Naib Tehsildar Mamdot (Now transferred and posted as Naib Tehsildar Dhar Kalan, Distt. Pathankot) was being penalized in both complaint cases(CC-113 & CC-114 of 2021).

However, since the present PIO-cum-Naib Tehsildar Mamdot failed to pay the compensation amount to the complainant, the present PIO was given one last opportunity to comply with the earlier order of the Commission and provide the compensation amount to the complainant by way of a demand draft otherwise the Commission will be constrained to mark the case to the higher authority for disciplinary action against the PIO under section 20(2) of the RTI Act 2005.

Hearing dated 28.06.2022:

The case has come up for hearing today through video conferencing at DAC Ferozpur. Both the parties are absent. Reply to the show-cause has been sent after the pronouncement of the order. The opportunity to reply to the show-cause was not availed in spite of repeated opportunities. Plea rejected.

Earlier order stands. The case to come up for compliance.

To come up for further hearing on **20.09.2022 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Ferozpur.

Chandigarh
Dated :28.06.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to :Sh.Neeraj Kumar, Naib Tehsildar,
Dhar Kalan, District Pathankot.