

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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APPEAL CASE NO. 174 of 2019

Shri Bharat Bhushan Mattu,
153, Ashok Nagar,
Near Greenland School.
PO : Netajit Nagar, Salem Tabri,
District Ludhiana.

...Appellant

Versus

Public Information Officer,
O/o Tehsildar,
Nawanshahar.

First Appellate Authority,
O/o Sub Divisional Magistrate,
Nawanshahar.

...Respondents

PRESENT: None on behalf of the Appellant.
Sh. Kulwinder Singh, Steno on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated: 04.07.2019.

2. The Appellant is absent from today's hearing in the Commission and he was also absent on the last consecutive hearings dated: 07.05.2019, 04.07.2019. However, he has sent a letter in the Commission vide diary no. 16144, dated: 22.08.2019 mentioning therein that incomplete information has been supplied to him till 20.08.2019. He further requests for personal exemption for today's hearing in the Commission.

3. Sh. Kulwinder Singh, Steno appears on behalf of the Respondents and states that the information has already been sent to the Appellant by registered post on 09.08.2019.

4. Accordingly, the Respondent – PIO is directed to send the complete information again duly attested through registered post to the Appellant within 10 days, under intimation to the Commission, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

5. Last & final opportunity is given to the Appellant to follow up his case in the Commission, failing which appropriate order in his absence shall be passed.

6. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

Chandigarh
28.08.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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COMPLAINT CASE NO. 253 of 2019

Shri Harpreet Singh (9356854605)
S/o Shri Gurdev Singh
Professor Colony, Near DAV College,
JALALABAD, Distt. Fazilka.

...Complainant

Versus

Public Information Officer

O/o District Attorney,
FAZILKA.

...Respondent

PRESENT: None on behalf of the Appellant.
Sh. Wazir Kamboj, DDA –cum - PIO.

ORDER:

This order may be read with reference to the previous order dated: 09.07.2019.

2. The Complainant is absent from today's hearing in the Commission and he was also absent on the last hearing dated: 09.07.2019.

3. Sh. Wazir Kamboj, Deputy District Attorney –cum PIO appears in person and states that the information sought by the Complainant is not covered under the RTI Act, 2005. The copy of the same is taken on record.

4. In these circumstances, it is relevant to invite the attention of the Complainant to the judgement of the Hon'ble Supreme Court of India rendered on 12.12.2011 in Civil Appeal Nos. 10787-10788 of 2011 (arising out of SLP(C) No. 32768-32769/2010) - Chief Information Commissioner and another Vs. State of Manipur and another, in Para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005. The Commissioners have no jurisdiction to pass an order providing for an access to the information. As such, since the complainant has approached the Commission under the provision of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

5. Since there is an alternative and efficacious remedy of first appeal available to the Complainant under section 19 (1) of the RTI Act, 2005, which has not been availed in the instant case and the First Appellate Authority has not had the occasion to review the decision of the PIO, as envisaged under the RTI Act by passing a detailed well reasoned speaking order.

Cont...P2

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COMPLAINT CASE NO. 253 OF 2019

6. In the Complaint cases, it is to be seen whether the intention of the Respondent – PIO is clear or not. In this case the Complainant has filed his RTI on 20.11.2018. The Respondent-PIO has given reply to the RTI application on 05.12.2018. The respondent has given the reply within the time as prescribed under the RTI Act. The conduct of the respondent is found satisfactory

7. In view of the observations noted above, instant Complaint case is **closed and disposed off**. Copies of the order are sent to the parties.

**Chandigarh
28.08.2019**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

Copy to Intimation & Necessary Action:-

Sh. Wazir Kamboj,
Deputy District Attorney –cum- PIO,
Fazilka.

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APPEAL CASE NO. 810 of 2019

Shri Deepak Sandhu
S/o Shri Teja Singh,
D-10-A, Dahal Bagh,
AMBALA CANTT.

...Appellant

Versus

Public Information Officer

O/o Govt. Drug Testing Laboratory(ASU),
(Govt. Pharmacy), PATIALA.

First Appellate Authority,
O/o Govt. Drug Testing Laboratory(ASU),
(Govt. Pharmacy), PATIALA.

...Respondents

PRESENT: Sh. Deepak Sandhu, Appellant.
Sh. Raghav Chawla, Chief Chemist –cum- PIO.

ORDER:

This order may be read with reference to the previous order dated: 04.07.2019.

2. The Appellant files a reply mentioning therein that the Respondent – PIO has been provided the forged and fabricated information under RTI Act, 2005.
3. Sh. Raghav Chawla, Chief Chemist –cum- PIO O/o Government Drug Testing Laboratory, Patiala appears in person and files an Affidavit mentioning therein that information provided to the Appellant is complete and proper according to D & C Act & Rules and no more information available in the official record. The Original Affidavit is handed over to the Appellant, during the hearing.
4. After going through the Affidavit, the Appellant expresses his dissatisfaction.
5. Thus, information as per the record of the Respondent was duly furnished. Once information stood furnished, it required no other action by the State Information Commission. If the Appellant is dissatisfied with the non-supply of information, the remedy open to him is to approach either the higher authorities of the Respondents or to move an appropriate judicial forum for directions to the authorities.
6. Keeping in view of the above, no further action is required in this Appeal case, hence this case is **closed and disposed off**. Copies of the order be sent to the parties.

Chandigarh
28.08.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 813 of 2019

Shri Dinesh Kumar S/o Shri Daulat Ram,
R/o Ratewal, Tehsil Balachaur,
Distt. SBS Nagar.

...Appellant

Versus

Public Information Officer

O/o Executive Officer,
Nagar Council, Balachaur,
District SBS Nagar.

First Appellate Authority,

O/o Sub Divisional Magistrate,
Balachaur,
District SBS Nagar.

...Respondents

PRESENT:

Sh. Dinesh Kumar, Appellant.

Sh. Manjit Singh, Executive Officer on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated: 04.07.2019.

2. The Appellant states that he has received the information relating to point no. 1,2, 3 except point no. 4,5,6 of his RTI application.

3. Sh. Manjit Singh, Executive Officer –cum – PIO appears in person alongwith the remaining information and same is handed over to the Appellant.

4. After going through the information, the Appellant acknowledge the same.

5. In view of the above, it is being observed that the Respondent has supplied the remaining information to the Appellant today in the Commission and he has acknowledged the same.

Therefore, no further action is required. Hence this Appeal Case is **closed and disposed off**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 814 of 2019

Shri Dinesh Kumar S/o Shri Daulat Ram,
R/o Ratewal, Tehsil Balachaur,
Distt. SBS Nagar.

...Appellant

Versus

Public Information Officer

O/o Tehsildar,
Balachaur,
District SBS Nagar.

First Appellate Authority,

O/o Sub Divisional Magistrate,
Balachaur,
District SBS Nagar.

...Respondents

PRESENT: Sh. Dinesh Kumar, Appellant.
Sh. Amandeep Chawla, Tehsildar –cum PIO.

ORDER:

This order may be read with reference to the previous order dated: 04.07.2019.

2. The Appellant states that he has received the information relating to point no. 1 and 3 except point no. 2 of his RTI application.

3. Sh. Amandeep Chawla, Tehsildar –cum – PIO appears in person and states that information has been supplied to Appellant and the point no. 2 of the RTI application of the Appellant is not specific, vague and not covered under Section 2 (f) of the RTI Act, 2005 and same is conveyed to the Appellant vide letter no. 17/Reader, dated: 16.10.2018. He further files a reply in response to the Show Cause Notice issued to him mentioning therein that he could not attend the last two hearings in the Commission due to election duty & he is transferred in Morinda Tehsil office.

4. The reply of the show cause notice is submitted by the respondent, explaining therein the reasons in detail for the delay in supplying the information. I agree with the plea put forth by the PIO and therefore show cause notice is, hereby, dropped.

5. The perusal of the file indicates that the available information has already been supplied to the Appellant by the Respondent – PIO. Therefore, no further action is required. Hence this Appeal Case is **closed and disposed off**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1031 of 2019

Shri Baldev Singh
S/o Shri Raja Singh,
Moalla Shekhupura,
Jandiala Guru, District Amritsar.

...Appellant

Versus

Public Information Officer

O/o Director,
Health & Family Welfare, Punjab,
Sector 34-A, Chandigarh.

First Appellate Authority,

O/o Director,
Health & Family Welfare, Punjab,
Sector 34-A, Chandigarh.

...Respondents

PRESENT:

None on behalf of the Appellant.

Sh. Narinder Mohan, Superintendent –cum- PIO & Sh. Vikram, Sr. Assistant.

ORDER:

This order may be read with reference to the previous order dated: 09.07.2019.

2. The Appellant is absent from today's hearing in the Commission and he was also absent on the last date of hearing. However, he emailed in the Commission mentioning therein that he is unable to attend today's hearing due to domestic reasons.

3. Sh. Narinder Mohan, Superintendent –cum- PIO appears in person and states that the information sought by the Appellant has already been supplied to him. He further files an Affidavit in this regard, which is placed on record.

4. The perusal of the case file reveals that the requisite information has been supplied to the Appellant and the Respondent – PIO files an Affidavit today in the Commission in this regard. The Affidavit is taken on record. The Appellant is at liberty to collect original affidavit from the Commission office, on any working day.

5. Keeping in view of the above, no further action is required in this Appeal case, hence this case is **closed and disposed off**. Copies of the order be sent to the parties..

**Chandigarh
28.08.2019**

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1841 OF 2019

Sh. Hardit Singh,
S/o Sh. Karnail Singh,
Village Isapur Rauni, Ward No. 17,
Dera Bassi, District S.A.S. Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Sub Divisional Officer,
Water Supply & Sewerage Board,
Zirakpur, District S.A.S. Nagar.

First Appellate Authority
O/o Water Supply & Sewerage Board,
Division No. 1, Patiala.

...Respondents

PRESENT: Sh. Hardit Singh, Appellant.
Ms. Lata Chauhan, XEN –cum- PIO & Sh. Hari Krishan Sharma, SDO.

ORDER:

This order may be read with reference to the previous order dated: 09.07.2019.

2. Ms. Lata Chauhan, XEN –cum- PIO appears in person alongwith the requisite information, duly attested for the perusal of the Commission and same is handed over to the Appellant.

3. After going through the information, the Appellant sought an adjournment to furnish the deficiencies.

4. The Appellant is advised to furnish the deficiency, if any, in the provided information to the Respondent – PIO within a week, under intimation to the Commission. The Respondent – PIO is directed to remove the same, after receiving the discrepancies from the Appellant, before the next date of hearing, failing which strict action will be initiated against her as per provisions of the RTI Act, 2005.

5. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

Chandigarh
28.08.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 1846 OF 2019

Smt. Jasbir Kaur,
W/o Sh. Maghar Singh,
162, Gurdev Nagar, Bhabat Road,
Zirakpur, District S.A.S. Nagar (Mohali).

...Appellant

Versus

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

First Appellate Authority
O/o Senior Superintendent of Police,
S.A.S. Nagar (Mohali).

...Respondents

PRESENT: Smt. Jasbir Kaur, Appellant.
ASI Gurdeep Singh O/o Economic Offence Wing, on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated: 09.07.2019.

2. The Appellant states that no information has been provided to her by the Respondent – PIO.

3. ASI Gurdeep Singh O/o Economic Offence Wing (Counselling) appears on behalf of the Respondent – PIO states that again the inquiry is still pending in this case, therefore, requisite information cannot be supplied to the Appellant and same is conveyed to her. He further files a reply, which is taken on record.

4. Keeping in view of the above, the case is adjourned to **10.10.2019 at 11:30 AM** for further proceedings. Copies of the order be sent to the parties.

Chandigarh
28.08.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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APPEAL CASE NO. 1847 OF 2019

Advocate Avinash Kumar Goyal,
462, Phase-I, Model Town,
Zirakpur, District S.A.S. Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Executive Officer,
Improvement Trust, Bathinda.

First Appellate Authority

O/o Deputy Director,
Local Bodies Department,
Mini Secretariat, Bathinda.

...Respondents

PRESENT: None on behalf of the Appellant.
Sh. Ripan Kumar, Jr. Assistant & Sh. Raman Mittal, Accountant on behalf of the PIO.

ORDER:

This order may be read with reference to the previous order dated: 09.07.2019.

2. The Appellant is absent from today's hearing in the Commission. He was also absent on the last date of hearing.
3. Sh. Ripan Kumar, Jr. Assistant appears on behalf of the Respondent – PIO and states that the requisite information has already been supplied to the Appellant through registered post vide dated: 11.07.2019.
4. The Appellant is again advised to point out the deficiency, if any, in the provided information to the Respondent – PIO within a week, under intimation to the Commission. The Respondent – PIO is directed to remove the same, after receiving the discrepancies from the Appellant, before the next date of hearing.
5. The Appellant is advised to follow up his case in the Commission, failing which, it is assumed that he is satisfied with the provided information.
6. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

Chandigarh
28.08.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 2285 OF 2019

Sh. Ravipal Singh,
S/o Sh. Kuldeep Singh,
SCO 50 Ground Floor, Backside KFC,
New Sunny Enclave, Sector-125,
Kharar, District SAS Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Kharar, District SAS Nagar (Mohali).

Public Information Officer,
O/o Deputy Director,
Urban Local Bodies,
Patiala.

First Appellate Authority,
O/o Deputy Director,
Department of Local Government,
Punjab, Patiala.

...Respondents

PRESENT: Sh. Ravipal Singh, Appellant.
Sh. Amit Kumar, S.D.O. on behalf of the Respondent – PIO.

ORDER:

The Appellant has sought information as enumerated in his RTI application dated: 14.03.2019. First appeal was filed with the First Appellate Authority on dated: 06.05.2019 and second appeal was filed in the Commission on dated: 27.06.2019.

2. Notice of hearing has been issued to the parties for 28.08.2019 to appear before the Commission.

3. Sh. Amit Kumar, S.D.O. appears on behalf of the Respondent – PIO and states that the information sought relating to point no. 1,2,4 and 5 of the RTI application does not fall under Section 2 (f) of the RTI Act, 2005. He further states that partial information has been supplied to the Appellant relating to point no. 3 and remaining information lying with the O/o Deputy Director, Urban Local Bodies, Patiala.

4. In view of the above, the Respondent – PIO O/o Municipal Council, Kharar, District SAS Nagar (Mohali) is directed to retrieve the information sought from the office of Deputy Director, Urban Local Bodies, Patiala and provide to the Appellant and should appear personally, on the next date of hearing, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

Cont...P2

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APPEAL CASE NO. 2285 OF 2019

5. Since, the information is to be provided by the PIO O/o Deputy Director, Urban Local Bodies, Patiala. I, therefore, order that PIO O/o Deputy Director, Urban Local Bodies, Patiala be impleaded as necessary party as Respondent No. 2.

6. I further direct to the Respondent – PIOs O/o Deputy Director, Urban Local Bodies, Patiala to appear personally alongwith the information, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.

7. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

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APPEAL CASE NO. 2286 OF 2019

Sh. Ravipal Singh,
S/o Sh. Kuldeep Singh,
SCO 50 Ground Floor, Backside KFC,
New Sunny Enclave, Sector-125,
Kharar, District SAS Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Kharar, District SAS Nagar (Mohali).

Public Information Officer,
O/o Deputy Director,
Urban Local Bodies,
Patiala.

First Appellate Authority,
O/o Deputy Director,
Department of Local Government,
Punjab, Patiala.

...Respondents

PRESENT: Sh. Ravipal Singh, Appellant.
Sh. Amit Kumar, S.D.O. on behalf of the Respondent – PIO.

ORDER:

The Appellant has sought information as enumerated in his RTI application dated: 14.03.2019. First appeal was filed with the First Appellate Authority on dated: 06.05.2019 and second appeal was filed in the Commission on dated: 27.06.2019.

2. Notice of hearing has been issued to the parties for 28.08.2019 to appear before the Commission.

3. Sh. Amit Kumar, S.D.O. appears on behalf of the Respondent – PIO and states that the information sought relating to point no. 1,2,4 and 5 of the RTI application does not fall under Section 2 (f) of the RTI Act, 2005. He further states that partial information has been supplied to the Appellant relating to point no. 3 and remaining information lying with the O/o Deputy Director, Urban Local Bodies, Patiala.

4. In view of the above, the Respondent – PIO O/o Municipal Council, Kharar, District SAS Nagar (Mohali) is directed to retrieve the information sought from the office of Deputy Director, Urban Local Bodies, Patiala and provide to the Appellant and should appear personally, on the next date of hearing, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

Cont...P2

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APPEAL CASE NO. 2286 OF 2019

5. Since, the information is to be provided by the PIO O/o Deputy Director, Urban Local Bodies, Patiala. I, therefore, order that PIO O/o Deputy Director, Urban Local Bodies, Patiala be impleaded as necessary party as Respondent No. 2.

6. I further direct to the Respondent – PIOs O/o Deputy Director, Urban Local Bodies, Patiala to appear personally alongwith the information, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.

7. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 2287 OF 2019

Sh. Ravipal Singh,
S/o Sh. Kuldeep Singh,
SCO 50 Ground Floor, Backside KFC,
New Sunny Enclave, Sector-125,
Kharar, District SAS Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Kharar, District SAS Nagar (Mohali).

Public Information Officer,
O/o Deputy Director,
Urban Local Bodies,
Patiala.

First Appellate Authority,
O/o Deputy Director,
Department of Local Government,
Punjab, Patiala.

...Respondents

PRESENT: Sh. Ravipal Singh, Appellant.
Sh. Amit Kumar, S.D.O. on behalf of the Respondent – PIO.

ORDER:

The Appellant has sought information as enumerated in his RTI application dated: 14.03.2019. First appeal was filed with the First Appellate Authority on dated: 06.05.2019 and second appeal was filed in the Commission on dated: 27.06.2019.

2. Notice of hearing has been issued to the parties for 28.08.2019 to appear before the Commission.

3. Sh. Amit Kumar, S.D.O. appears on behalf of the Respondent – PIO and states that the information sought relating to point no. 1,2,4 and 5 of the RTI application does not fall under Section 2 (f) of the RTI Act, 2005. He further states that partial information has been supplied to the Appellant relating to point no. 3 and remaining information lying with the O/o Deputy Director, Urban Local Bodies, Patiala.

4. In view of the above, the Respondent – PIO O/o Municipal Council, Kharar, District SAS Nagar (Mohali) is directed to retrieve the information sought from the office of Deputy Director, Urban Local Bodies, Patiala and provide to the Appellant and should appear personally, on the next date of hearing, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

Cont...P2

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APPEAL CASE NO. 2287 OF 2019

5. Since, the information is to be provided by the PIO O/o Deputy Director, Urban Local Bodies, Patiala. I, therefore, order that PIO O/o Deputy Director, Urban Local Bodies, Patiala be impleaded as necessary party as Respondent No. 2.

6. I further direct to the Respondent – PIOs O/o Deputy Director, Urban Local Bodies, Patiala to appear personally alongwith the information, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.

7. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION

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APPEAL CASE NO. 2288 OF 2019

Sh. Ravipal Singh,
S/o Sh. Kuldeep Singh,
SCO 50 Ground Floor, Backside KFC,
New Sunny Enclave, Sector-125,
Kharar, District SAS Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Kharar, District SAS Nagar (Mohali).

Public Information Officer,
O/o Deputy Director,
Urban Local Bodies,
Patiala.

First Appellate Authority,
O/o Deputy Director,
Department of Local Government,
Punjab, Patiala.

...Respondents

PRESENT: Sh. Ravipal Singh, Appellant.
Sh. Amit Kumar, S.D.O. on behalf of the Respondent – PIO.

ORDER:

The Appellant has sought information as enumerated in his RTI application dated: 14.03.2019. First appeal was filed with the First Appellate Authority on dated: 06.05.2019 and second appeal was filed in the Commission on dated: 27.06.2019.

2. Notice of hearing has been issued to the parties for 28.08.2019 to appear before the Commission.

3. Sh. Amit Kumar, S.D.O. appears on behalf of the Respondent – PIO and states that the information sought relating to point no. 1,2,4 and 5 of the RTI application does not fall under Section 2 (f) of the RTI Act, 2005. He further states that partial information has been supplied to the Appellant relating to point no. 3 and remaining information lying with the O/o Deputy Director, Urban Local Bodies, Patiala.

4. In view of the above, the Respondent – PIO O/o Municipal Council, Kharar, District SAS Nagar (Mohali) is directed to retrieve the information sought from the office of Deputy Director, Urban Local Bodies, Patiala and provide to the Appellant and should appear personally, on the next date of hearing, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

Cont...P2

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SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 2288 OF 2019

5. Since, the information is to be provided by the PIO O/o Deputy Director, Urban Local Bodies, Patiala. I, therefore, order that PIO O/o Deputy Director, Urban Local Bodies, Patiala be impleaded as necessary party as Respondent No. 2.

6. I further direct to the Respondent – PIOs O/o Deputy Director, Urban Local Bodies, Patiala to appear personally alongwith the information, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.

7. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION

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APPEAL CASE NO. 2289 OF 2019

Sh. Ravipal Singh,
S/o Sh. Kuldeep Singh,
SCO 50 Ground Floor, Backside KFC,
New Sunny Enclave, Sector-125,
Kharar, District SAS Nagar (Mohali).

...Appellant

Versus

Public Information Officer,
O/o Municipal Council,
Kharar, District SAS Nagar (Mohali).

Public Information Officer,
O/o Deputy Director,
Urban Local Bodies,
Patiala.

First Appellate Authority,
O/o Deputy Director,
Department of Local Government,
Punjab, Patiala.

...Respondents

PRESENT: Sh. Ravipal Singh, Appellant.
Sh. Amit Kumar, S.D.O. on behalf of the Respondent – PIO.

ORDER:

The Appellant has sought information as enumerated in his RTI application dated: 14.03.2019. First appeal was filed with the First Appellate Authority on dated: 06.05.2019 and second appeal was filed in the Commission on dated: 27.06.2019.

2. Notice of hearing has been issued to the parties for 28.08.2019 to appear before the Commission.

3. Sh. Amit Kumar, S.D.O. appears on behalf of the Respondent – PIO and states that the information sought relating to point no. 1,2,4 and 5 of the RTI application does not fall under Section 2 (f) of the RTI Act, 2005. He further states that partial information has been supplied to the Appellant relating to point no. 3 and remaining information lying with the O/o Deputy Director, Urban Local Bodies, Patiala.

4. In view of the above, the Respondent – PIO O/o Municipal Council, Kharar, District SAS Nagar (Mohali) is directed to retrieve the information sought from the office of Deputy Director, Urban Local Bodies, Patiala and provide to the Appellant and should appear personally, on the next date of hearing, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

Cont...P2

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APPEAL CASE NO. 2289 OF 2019

5. Since, the information is to be provided by the PIO O/o Deputy Director, Urban Local Bodies, Patiala. I, therefore, order that PIO O/o Deputy Director, Urban Local Bodies, Patiala be impleaded as necessary party as Respondent No. 2.

6. I further direct to the Respondent – PIOs O/o Deputy Director, Urban Local Bodies, Patiala to appear personally alongwith the information, on the next date of hearing, failing which action will be initiated against him as per provisions of the RTI Act, 2005.

7. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 3907 of 2018

Sh. Yashpal Wadwa,
State President Haryana,
All India Anti Injustice Council
POST Box No. 23, YAMUNANAGAR.

...Appellant

Versus

Public Information Officer,
O/o Chief Medical Officer (CMO),
KAPURTHALA.

First Appellate Authority,
O/o Chief Medical Officer (CMO),
KAPURTHALA.

...Respondents

PRESENT: Sh. Yashpal Wadhwa, Appellant.
None on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated: 04.07.2019.

2. The Appellant states that no information has been provided to him by the Respondent – PIO.

3. Neither the PIO nor his representative is present for today's hearing. However, he emailed in the Commission mentioning therein that he is unable to attend today's hearing in the Commission and requests for an adjournment due to flood situation.

4. After going through the previous order dated: 21.02.2019 by the then SIC Prof. Viney Kapoor Mehra has been called the PIO O/o Director, Health & Family Welfare Department Punjab, PIO O/o C.M.O. Kapurthala and PIO O/o Chemical Examiner, Punjab, Laboratory at Kharar, S.A.S. Nagar but due to demitting her office, he could not heard the case further.

5. In view of the above, the PIO (O/o Director, Health & Family Welfare Department Punjab, Dr. Balwant Singh, Civil Surgeon O/o C.M.O., Civil Hospital, Kapurthala and PIO O/o Chemical Examiner, Punjab, Laboratory at Kharar, S.A.S. Nagar) are directed to appear personally and file their written reply in response to the Orders of the Commission, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated against them.

Cont...P-2

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APPEAL CASE NO. 3907 OF 2018

7. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

**Chandigarh
28.08.2019**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

Copy to Intimation & Necessary Action: -

- (i) **Public Information Officer,**
O/o Director,
Health & Family Welfare Department,
Punjab, Chandigarh.
- (ii) **Dr. Balwant Singh,**
Civil Surgeon –cum- PIO
O/o Chief Medical Officer,
Civil Hospital, Kaputhala.
- (iii) **Public Information Officer,**
O/o Chemical Examiner, Punjab,
Laboratory at Kharar, S.A.S. Nagar (Mohali).

PUNJAB STATE INFORMATION COMMISSION

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APPEAL CASE NO. 4137 OF 2018

Shri Hardeep Singh,
House No. 163, Near PNB Bank,
Malerkotla Road, Dhuri, Distt. Sangrur.

...Appellant

Versus

Public Information Officer,
O/o Executive Officer,
Municipal Council, Rama,
Distt. Bathinda.

First Appellate Authority,
O/o Deputy Director,
Local Govt., Bathinda.

...Respondents

PRESENT: None on behalf of the Appellant.
Sh. Jaswinder Singh, Clerk on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated: 07.08.2019.

2. The Appellant is absent from today's hearing in the Commission and he was also absent on the last consecutive hearings dated: 31.01.2019, 28.02.2019, 27.03.2019, 25.04.2019 and 07.08.2019.

3. Sh. Jaswinder Singh, Clerk appears on behalf of the Respondent – PIO alongwith the requisite information for the perusal of the Appellant, but he is absent.

4. Accordingly, the Respondent – PIO is directed to send this information to the Appellant within 2-3 days by registered post, under intimation to the Commission, on the next date of hearing, failing which strict action will be initiated against him as per provisions of the RTI Act, 2005.

5. One more opportunity is given to the Appellant to follow up his case in the Commission, failing which appropriate order in his absence shall be passed.

6. The case is adjourned to **10.10.2019 at 11:30 AM**. Copies of the order be sent to the parties.

Chandigarh
28.08.2019

Sd/-
(Hem Inder Singh)
State Information Commissioner